



825 NE Multnomah, Suite 2000
Portland, Oregon 97232

February 10, 2022

VIA ELECTRONIC FILING

Public Utility Commission of Oregon
Attn: Filing Center
201 High Street SE, Suite 100
Salem, OR 97301-3398

RE: UE 399—PacifiCorp's Motion for a General Protective Order
Expedited Consideration Requested

PacifiCorp d/b/a Pacific Power hereby submits for filing its Motion for General Protective Order with Expedited Consideration Requested. The entry of a general protective order will prevent delay in providing confidential information when PacifiCorp files its general rate case, which has been pre-assigned docket number UE 399, on March 1, 2022.

Please direct any inquiries about this filing to Cathie Allen, Regulatory Affairs Manager, at (503) 813-5934.

Sincerely,

Shelley McCoy
Director, Regulation

Enclosure

cc: Service List—UE 374

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON
UE 399**

In the Matter of
PACIFICORP d/b/a PACIFIC POWER
Request for a General Rate Revision.

**PACIFICORP’S MOTION FOR A
GENERAL PROTECTIVE ORDER
*EXPEDITED CONSIDERATION
REQUESTED***

Under Oregon Rule of Civil Procedure (ORCP) 36(C)(1) and Oregon Administrative Rule (OAR) 860-001-0080(1), PacifiCorp d/b/a Pacific Power (PacifiCorp or the Company) moves the Public Utility Commission of Oregon (Commission) for entry of a general protective order in this proceeding. The Company will file a request for a general rate increase on March 1, 2022. The initial filing, including the Company’s responses to many of Commission Staff’s Standard Data Requests, will include confidential information. The Company requests expedited consideration of this motion so it may promptly provide the confidential information in the initial filing to parties. Good cause exists to issue a protective order to protect commercially sensitive and confidential business information related to the Company’s request for a general rate increase.

The Commission’s rules authorize PacifiCorp to seek reasonable restrictions on discovery of trade secrets and other confidential business information.¹ The Commission’s general protective order is designed to allow the broadest possible discovery consistent with the need to protect confidential information.² PacifiCorp’s initial filing in this case includes

¹ See OAR 860-001-0080(1) (adopting the Oregon Rules of Civil Procedure); ORCP 36(C)(1) (providing protection against unrestricted discovery of “trade secrets or other confidential research, development, or commercial information”). See also *In re Investigation into the Cost of Providing Telecommunication Service*, Docket No. UM 351, Order No. 91-500 (1991) (recognizing that protective orders are a reasonable means to protect “the rights of a party to trade secrets and other confidential commercial information” and “to facilitate the communication of information between litigants”).

² OAR 860-001-0080(2).

proprietary cost data and models, commercially sensitive pricing information, confidential market analyses and business projections, and confidential information regarding contracts for the purchase or sale of electric power, power services, or fuel. PacifiCorp will be exposed to competitive injury if it is forced to make unrestricted disclosure of its confidential business information.

It is also substantially likely that the parties to these proceedings will seek to discover further information held by PacifiCorp, including confidential business information. Issuance of a protective order will facilitate the production of relevant information and expedite the discovery process.

For these reasons, PacifiCorp respectfully requests that the Commission enter its general protective order in this docket. The Company requests expedited consideration of this motion to allow parties who execute the protective order to promptly obtain the confidential information in the initial filing and responses to discovery requests.

Respectfully submitted this 10th day of February, 2022.



Carla Scarsella
Deputy General Counsel
PacifiCorp
825 NE Multnomah Street, Suite 2000
Portland, OR 97232
Phone: (503) 813-6338
Email: carla.scarsella@pacificorp.com