

1 **BEFORE THE OREGON PUBLIC UTILITIES COMMISSION**

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3 **DR 10/UE 88/UM 989**
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5 **In the Matters of**

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7 **The Application of Portland General**
8 **Electric Company for an Investigation into**
9 **Least Cost Plan Plant Retirement. (DR 10)**

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11 **Revised Tariffs Schedules for Electric**
12 **Service in Oregon Filed by Portland**
13 **General Electric Company. (UE 88)**
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15 **Portland General Electric Company's**
16 **Application for an Accounting Order and**
17 **for Order Approving Tariff Sheets**
18 **Implementing Rate Reduction. (UM 989)**
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**UTILITY REFORM
PROJECT AND
CLASS ACTION
PLAINTIFFS
MOTION TO
STRIKE
PORTIONS OF
TESTIMONY**

21 The Utility Reform Project and associated parties, and the Class Action
22 Plaintiffs, move to strike the following testimony, for the same reasons stated in the
23 PGE Motion in Limine (August 25, 2005) and/or adopted by the ALJ at the hearing
24 on August 29, 2005. The PGE motion sought to prohibit consideration of "alleged
25 facts * * * unknown and unknowable in early 1995 when the Commission set UE 88
26 rates." Such testimony is identified as "ff."

27 The same parties further move to strike the following testimony, as it
28 constitutes legal opinion, argument, or discussion. Such testimony is identified as
29 "lo."

1 Where line numbers are cited, the motion applies to the complete sentences
2 commencing on the first line and ending on the last line. If the first line specified
3 does not contain the commencement of a sentence, then we seek to begin the
4 deletion at the start of the first independent clause on the first line.

Exhibit	Pages	Lines	Reason
PGE 6000	2	16-20	ff
PGE 6000	4	8-13	lo
PGE 6000	9	3-27	lo
PGE 6000	16	7-11	ff
PGE 6000	21	2-3	ff
PGE 6000	23	4-8	ff
PGE 6000	35	14-18	ff
PGE 6100	3	18-27	ff, lo
PGE 6100	4	1-6	ff, lo
PGE 6100	19	19-24	lo
PGE 6100	23	6-24	ff
PGE 6100	24	1-7	ff
PGE 6200	11	15-17	ff
PGE 6201	all		ff
PGE 6300	4	8-22	lo
PGE 6300	5	11-16	lo
PGE 6300	5	17-19	ff
PGE 6300	6	20-22	ff
PGE 6300	7	1-2	ff

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Exhibit	Pages	Lines	Reason
PGE 6300	all		ff
PGE 6302			
PGE 6303	all references to facts not known as of January 1995; no line numbers exist		ff
PGE 6400	16	1-13	ff
PGE 6400	17	1-23	ff
PGE 6400	18	1-13	ff
PGE 6400	24	19-22	ff
PGE 6400	25	1-2	ff
PGE 6400	27	all	ff
PGE 6401	all		ff
PGE 6402	all		ff
PGE 6500	12	17-21	ff
PGE 6500	12	22-23	lo
PGE 6500	13	1-29	lo
PGE 6500	14	1-3	lo
PGE 6500	14	19-23	ff
PGE 6500	15	all	ff
PGE 6500	16	Figure 2	ff
PGE 6500	19	18-22	ff, lo
PGE 6500	20	1-23	ff, lo
PGE 6500	21	1-24	ff, lo
PGE 6500	22	1-17	ff, lo
PGE 6500	23	1-19	ff, lo

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Exhibit	Pages	Lines	Reason
PGE 6500	24	8-21	lo
PGE 6500	27	2-3	lo
PGE 6500	30	10-13	ff
PGE 6500	30	13-30	lo
PGE 6500	31	4-15	lo
PGE 6500	32	1-6	ff
PGE 6500	32	12-15	lo
PGE 6500	32	16-27	ff
PGE 6600	12	5-7	lo
PGE 6600	12	18-23	ff
PGE 6800	11	15-17	lo
PGE 6800	12	10-12	ff
PGE 6800	18	2-3	ff
PGE 7000	2	3-7	ff
PGE 7000	7	17-19	ff, lo
PGE 7000	8	2-7	ff
Staff 102	2-3	all	ff

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Dated: September 6, 2005

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I hereby certify that I served a true copy of the foregoing UTILITY REFORM PROJECT AND CLASS ACTION PLAINTIFFS MOTION TO STRIKE PORTIONS OF TESTIMONY by email to the email addresses shown below, which comprise the service list on the Commission's web site as of this day.

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25 Dated: September 6, 2005

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Daniel W. Meek