

**BEFORE THE PUBLIC UTILITY COMMISSION**

**OF OREGON**

**AR 583**

In the Matter of )

Rulemaking to Streamline eFiling and Other )  
Housekeeping Changes. )

---

**COMMENTS OF  
THE CITIZENS' UTILITY BOARD OF OREGON**

November 21, 2014



**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**AR 583**

In the Matter of	)	
	)	COMMENTS OF THE CITIZENS'
	)	UTILITY BOARD OF OREGON
Rulemaking to Streamline eFiling and Other	)	
Housekeeping Changes.	)	
_____	)	

The Citizens' Utility Board of Oregon ("CUB") appreciates the opportunity to comment largely in support of the proposed housekeeping changes to OAR Chapter 860 Divisions 001-082. The main concern that CUB has with the proposed changes relates to the filing and service receipt dates for CD, DVD and confidential paper copies of information on contested case and declaratory ruling proceeding filing due dates.

CUB's concern arises from the fact that the proposed rule changes governing CD, DVD and confidential paper copies, found at OAR 860-001-0170(1)(a), (f) and (g), and at OAR 860-001-0180(3), instead of providing for first class mailing of CD or DVD or confidential paper attachments to, and pages of, testimony/briefing on the filing due date now provide that a CD or DVD or confidential pages must be mailed or delivered to the Commission in advance of the filing due date in order to be considered timely filed. These rule changes would cause real hardship for Intervenors like CUB. CUB does not have extra staff who can drive CDs, DVDs or confidential pages to Salem in advance of filing due dates so as to ensure their timely filing, or have the extra staff to drive CDs,

DVDs and confidential paper copies to parties for service on filing day. Moreover with CUB's intense case load CUB frequently finds itself completing document drafts and exhibits on filing day which leaves no time to burn and drive CDs, DVDs and confidential pages to Salem or to other parties.

CUB sees no reason to unnecessarily include in the proposed rule changes provisions that will disable the participation of Intervenors in dockets requiring the filing and service of confidential information. There is no great hardship to parties today when redacted pleadings are filed and a day or two later the confidential hard copies and CDs or DVDs appear. While CUB understands that the new rules, which would require CUB to send CDs, DVDs and confidential materials to the Commission and parties at least three days in advance of the filing due date in order to ensure timely first class postal service delivery, might be more convenient for the Commission, the new rule will place an additional burden on the parties.

As an alternative to the proposed language, CUB recommends that the current first class mailing language be retained. CUB understands that the utilities would be comfortable with the provision of materials within two business days of the filing due date but this would greatly increase costs for CUB which would have to use UPS or Fedex to obtain confirmed delivery timelines. CUB, therefore, requests that the language retain provisions allowing mailing by "first class mail" on filing day.

CUB also wishes to note its agreement that provision of materials on some "other portable data storage device" such as a USB would be acceptable. OAR 860-001-0170(1)

PGE has suggested that the rule relating to service of physical copies for filings over 100 pages be deleted. OAR 860-001-0180(2)(b) CUB disagrees. Rate case and Integrated Resource Plan filings tend to be massive and expensive for small Intervenors

like CUB to print in the color necessary for graphs and bar charts to be legible. CUB respectfully requests that the paper service of filings over 100 pages in length be maintained.

CUB extends its appreciation to Staff for its work on streamlining the various Commission processes. Other than the few issues discussed above, CUB supports the proposed rule changes as drafted. With regard to the issues discussed above, CUB respectfully requests that the Commission reconsider the adoption of provisions which would increase rather than decrease costs and stresses on parties.

Respectfully submitted,



G. Catriona McCracken, OSB #933587  
General Counsel, Regulatory Program Director  
Citizens' Utility Board of Oregon  
610 SW Broadway, Suite 400  
Portland OR 97205  
(503) 227-1984 ph  
(503) 274-2956 fax  
[Catriona@oregoncub.org](mailto:Catriona@oregoncub.org)

## AR 583 – CERTIFICATE OF SERVICE

I hereby certify that, on this 21<sup>st</sup> day of November, 2014, I served the foregoing **COMMENTS OF THE CITIZENS' UTILITY BOARD OF OREGON** in docket AR 583 upon each party listed in the AR 583 OPUC Service List by email and, where paper service is not waived, by U.S. mail, postage prepaid, and upon the Commission by email and by sending an original and five copies by U.S. mail, postage prepaid, to the Commission's Salem offices.

**W**

**IDAHO POWER  
COMPANY**

LISA D NORDSTROM  
ATTORNEY

PO BOX 70  
BOISE ID 83707-0070  
lnordstrom@idahopower.com

**W**

**NORTHWEST NATURAL**

ONITA KING  
COMPLIANCE  
CONSULTANT - RATES &  
REGULATORY AFFAIRS

220 NW 2ND AVE  
PORTLAND OR 97209-3991  
ork@nwnatural.com

**PGE RATES &  
REGULATORY AFFAIRS**

PORTLAND GENERAL  
ELECTRIC COMPANY  
121 SW SALMON STREET,  
1WTC0702  
PORTLAND OR 97204  
pge.opuc.filings@pgn.com

W

**PUC STAFF--  
DEPARTMENT OF  
JUSTICE**

MICHAEL T WEIRICH    BUSINESS ACTIVITIES  
SECTION  
1162 COURT ST NE  
SALEM OR 97301-4096  
michael.weirich@state.or.us

Respectfully submitted,



G. Catriona McCracken OSB #933587  
General Counsel, Reg. Prog.Dir.  
Citizens' Utility Board of Oregon  
610 SW Broadway, Suite 400  
Portland OR 97205  
(503) 227-1984 ph  
(503) 274-2956 fax  
[Catriona@oregoncub.org](mailto:Catriona@oregoncub.org)