

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1535

In the Matter of PORTLAND GENERAL ELECTRIC COMPANY Request for Proposals for Capacity and Baseload Energy Resources.

REPLY TO PGE'S RESPONSE
OPPOSING TROUTDALE ENERGY
CENTER, LLC'S PETITION TO
INTERVENE

Pursuant to OAR 860-001-0300(6), Troutdale Energy Center LLC ("TEC") files this reply to Portland General Electric's ("PGE") response to TEC's petition to intervene in this docket.

PGE implicitly raises three issues in its response that should not factor into the Commission's decision to grant TEC intervenor status. First, in a footnote, PGE asserts that TEC's interests are already represented in this proceeding through the participation of the Northwest and Intermountain Power Producers Coalition ("NIPPC"). As PGE acknowledges, however, NIPPC is a trade organization that represents several related interests. While those interests may be *aligned* with TEC's interests, NIPPC does not advocate for a specific project or project owner and, therefore, TEC's specific interests in the docket are unique from the broader industry interests NIPPC represents. NIPPC does not represent TEC in this docket or in any other proceeding.

Second, PGE asserts that TEC's participation will likely burden the record or delay the proceeding. Rather than identifying how TEC's participation will unduly burden the record or delay the proceeding, PGE focuses instead on TEC's prior participation, which was limited to a written request that the Commission have a public discussion about two issues relevant to the RFP process. Although the Commission treated that request as a Motion for Reconsideration, and denied that motion, the Commission responded to TEC's request in part by determining that further process was *necessary*. PGE may have disagreed with the Commission's approach, but

that disagreement does not require a conclusion that the additional process the Commission required unduly burdened the record or caused unnecessary delay.

Finally, PGE takes issue with the timing of TEC's petition for intervenor status. TEC's petition acknowledges that the Commission's preferred deadline for intervention has passed. However, the Commission has already approved intervenor status for at least two parties since that deadline, including one at the end of October. Those petitions to intervene were made on nearly identical bases, and PGE did not object to either of those petitions based on their timing or for any other reasons. The Commission should therefore treat TEC as it has other parties in this proceeding and grant the petition for intervention.

Dated this 19th day of December 2012.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that I caused to be served the foregoing *Reply to PGE's Response Opposing Troutdale Energy Center, LLC's Petition to Intervene* in UM 1535 via electronic mail and, where paper service is not waived, via postage-paid first class mail upon the following parties of record:

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Dated in Portland, Oregon, this 19th day of December 2012.

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December 19, 2012

**VIA ELECTRONIC FILING
AND FIRST CLASS MAIL**

Public Utility Commission of Oregon
550 Capitol Street N.E., Suite 215
Salem, Oregon 97301-2551

Re: Troutdale Energy Center, LLC's Reply
(Portland General Electric, Docket UM 1535)

Dear Filing Center:

Enclosed for filing please find an original and one (1) copy of Troutdale Energy Center, LLC's Reply to PGE's Response Opposing Troutdale Energy Center, LLC's Petition to Intervene.

Respectfully submitted,

 Tommy A. Brooks
FOR

Chad M. Stokes

Enclosures

cc w/encs: UM 1535 Service List