

ELLEN F. ROSENBLUM
Attorney General



FREDERICK M. BOSS
Deputy Attorney General

DEPARTMENT OF JUSTICE
GENERAL COUNSEL DIVISION

April 9, 2014

Attention: Filing Center
Public Utility Commission of Oregon
3930 Fairview Industrial Drive SE
P.O. Box 1088
Salem, OR 97308-1088

Re: *In the Matter of RENEWABLE ENERGY COALITION, Petition for Declaratory Ruling*
OPUC Docket No.: DR 48

Filing Center:

Enclosed for filing are an original and five copies of Staff's REQUEST TO WAIVE 60-DAY REQUIREMENT IN OAR 860-001-0430(2) in the above-captioned docket for filing with the Commission today.

Sincerely,

for
Stephanie S. Andrus
Senior Assistant Attorney General
Business Activities Section

Enclosures
SSA:jrs/#5179514)
(Electronic copies only)
c: DR 48 Service list

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BEFORE THE
PUBLIC UTILITY COMMISSION OF OREGON

DR 48

In the Matter of
RENEWABLE ENERGY COALITION,
Petition for Declaratory Ruling

REQUEST TO WAIVE 60-DAY
REQUIREMENT IN OAR 860-001-0430(2)
(Expedited Consideration Requested)

Staff of the Public Utility Commission of Oregon (“Staff”) asks the Commission to issue an order waiving the provision in OAR 860-001-0430(2) that the Commission will decide at a public meeting within 60 days of the date a petition for declaratory ruling has been filed to decide whether to substantively consider the petition. Staff has contacted the petitioner, Renewable Energy Coalition (the Coalition) regarding this request and the Coalition does not object.¹

The Coalition filed the petition for declaratory ruling on February 10, 2014. The 60-day period expires on April 11, 2014. Staff has not yet finalized its recommendation on whether the Commission should substantively consider the petition. The delay is due to work on other assignments that prevented the assigned Staff and Staff counsel from finalizing the Staff recommendation on whether the Commission should substantively consider the petition in time to allow the Commission’s consideration at a public meeting prior to the expiration of the 60 days.

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¹ OAR 860-001-0001 provides that the ALJ or Commission may modify or waive any rules in OAR chapter 860, division 0001, for good cause.

1 Staff intends to circulate a draft public meeting memorandum with its recommendation
2 soon. Because counsel for the Coalition is unavailable on April 29, 2014, the day of the second
3 regularly-scheduled meeting in April,² Staff intends to ask that this matter be placed on the
4 agenda for the first regularly-scheduled public meeting in May, which is May 15, 2014.

5 DATED this 9th day of April, 2014.
6

7 Respectfully submitted,

8 ELLEN F. ROSENBLUM
9 Attorney General

10 *82425*
Stephanie S. Andrus

11 Stephanie S. Andrus, OSB #92512
12 Senior Assistant Attorney General
13 Of Attorneys for Staff of the Public Utility
14 Commission of Oregon

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24 ² Staff does not wish to put this matter on the Agenda for the April 15, 2014 public meeting
25 because the petitioner and stakeholders would not have sufficient time to prepare a response to
the Staff recommendation to present to the Commission.

CERTIFICATE OF SERVICE

I hereby certify that on April 9, 2014, I served the foregoing REQUEST TO WAIVE 60-DAY REQUIREMENT IN OAR 860-001-0430(2) upon all parties of record in this proceeding by electronic mail only as all parties have waived paper service.

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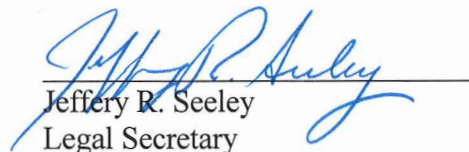
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Jeffery R. Seeley
Legal Secretary
Natural Resources Section