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September 5, 2017

VIA ELECTRONIC MAIL

Filing Center
Public Utility Commission of Oregon
P.O. Box 1088
Salem, OR 97308-1088
Puc.filingcenter@state.or.us

Re: OPUC Docket No. UM 1844

Attention Filing Center:

Attached for filing in the above-captioned docket is an electronic version of *Evergreen BioPower, LLC's Unopposed Motion for Third Modification of the Procedural Schedule*.

Thank you in advance for your assistance.

Sincerely,



Ken Kaufmann, Attorney at Law
Attorney for Evergreen BioPower, LLC

Attach

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Attorney for Complainant Evergreen BioPower, LLC

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

UM 1844

Evergreen BioPower, LLC

Complainant,

vs.

Portland General Electric Company

Respondent.

**EVERGREEN BIOPOWER, LLC'S
UNOPPOSED MOTION FOR THIRD
MODIFICATION OF THE
PROCEDURAL SCHEDULE**

COMES NOW, Evergreen BioPower, LLC (hereinafter "Complainant" or "Evergreen"), by and through its attorney, to request a modification of the ALJ's July 18 Procedural Schedule,¹ as modified by the ALJ's August 28 Ruling.

¹ *Prehearing Conference Memorandum*, July 18, 2017.

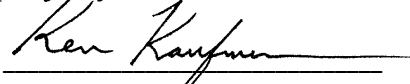
On August 28, the Parties requested and received a 1-week delay in the briefing schedule to facilitate potential settlement of their dispute. Settlement discussions are leading towards final settlement, and the Parties feel that a third 1-week pause in the pleadings schedule adopted by the Commission on July 28 is likely sufficient to conclude a tentative settlement.² Evergreen therefore requests, with concurrence of PGE’s counsel, that the Commission order the following revisions to its Procedural Schedule:

Event	August 28 Order date:	Proposed Revised Date:
Evergreen Reply to PGE Response and Cross MSJ	September 5, 2017	September 11, 2017
PGE Reply to Evergreen Response to Cross MSJ*	September 11, 2017	September 18, 2017

* if necessary

Dated this 5th day of September 2017.

Respectfully submitted,

By: 
 Kenneth E. Kaufmann, OSB 982672
 Attorney for Evergreen BioPower, LLC

² OAR 860-011-0000(3) states that the “Oregon Rules of Civil Procedure [ORCP] shall govern in all cases except as modified by these rules, by order of the Commission, or by ruling of the ALJ.” ORCP 15 grants the court discretion to enlarge the time allowed to respond to a motion:

D Enlarging time to plead or do other act. The court may, in its discretion, and upon such terms as may be just, allow an answer or reply to be made, or allow any other pleading or motion after the time limited by the procedural rules, or by an order enlarge such time.