

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

In the Matter of the Request of)	
)	
PACIFIC POWER & LIGHT)	Docket No. UE 170
(dba PacifiCorp))	
)	
Request for a General Rate Increase in the)	
Company's Oregon Annual Revenues)	

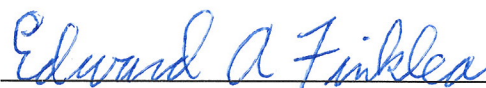
**PRE-HEARING BRIEF
OF THE
KLAMATH WATER USERS ASSOCIATION**

In response to Administrative Law Judge ("ALJ") Logan's rulings of June 14, 2005 and July 7, 2005, the Klamath Water Users Association ("KWUA") hereby files this Pre-hearing Brief in the above-captioned case. As ALJ Logan's Order of June 14, 2005 notes, the issues concerning irrigation rates have not been set forth as issues to be heard as part of the UE 170 hearings that commence July 20, 2005. At the Pre-hearing Conference of June 24, 2005, ALJ Grant set a schedule for an investigation into PacifiCorp's proposal regarding irrigation rates for customers taking service in the Klamath River Basin. The investigation will take place on a separate track in this docket. ALJ Grant stated at the Pre-hearing Conference that all testimony concerning rates for irrigation loads in the Klamath River Basin will be addressed in the separate investigation, and not in the primary portion of the proceeding which will be heard commencing July 20, 2005.

Therefore, KWUA has no issues that it intends to raise in the hearings that commence July 20, 2005. Furthermore, KWUA does not intend to conduct cross-examination of any witnesses during the hearings that commence on July 20, 2005. KWUA requests the issuance of

a pre-hearing order in this proceeding clarify that the pre-filed testimony and exhibits that address rates for PacifiCorp's irrigation customers in the Klamath Basin will not be subject to cross-examination during the hearings that commence July 20, 2005, but will instead be addressed in the evidentiary phase of the Klamath Basin irrigation rates investigation.

DATED Wednesday, July 13, 2005.



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CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing **Klamath Water Users Association's Pre-Hearing Brief** on the attached Service List obtained on July 13, 2005 from the Oregon Public Utility Commission's Website:

- [XX] by **MAILING** a full, true and correct copy thereof in a sealed, postage-paid envelope, addressed as shown on the attached Service List, and deposited with the U.S. Postal Service at Portland, Oregon, on the date set forth below;
- [XX] and by **electronic mail** ("e-mail") to those parties on the Oregon Public Utility Commission's Website Service List who listed an e-mail address.

DATED Wednesday, July 13, 2005.



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