

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 173

In the Matter of)) PACIFICORP)) Application for Approval of Power Cost) Adjustment Mechanism.)) _____))))))))	RESPONSE OF THE INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES
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Pursuant to Administrative Law Judge (“ALJ”) Logan’s August 30, 2005 Ruling, the Industrial Customers of Northwest Utilities (“ICNU”) submits this response commenting on ALJ Logan’s proposed schedule. ICNU supports ALJ Logan’s proposed schedule because it should allow the parties to adequately present testimony on the relevant issues and prepare for the evidentiary hearing in this proceeding.

ALJ Logan has proposed the following schedule for the testimony and hearing in this proceeding:

ACTION	DUE DATE
PacifiCorp Rebuttal Testimony Due	September 9, 2005
Intervenor/Staff Supplemental Testimony Due (Intervenors may respond to other intervenors’ testimony at this time, as well as PacifiCorp’s rebuttal testimony)	One week from the date of UE 170 order
PacifiCorp Response Due	One week from the date of Intervenor/Staff supplemental testimony
Hearing	October 18 or 26, 2005

As explained in ICNU's August 29, 2005 Motion, Staff and intervenors should be provided an opportunity to file supplemental testimony after the Commission's order is issued in the PacifiCorp general rate case (Docket No. UE 170). ALJ Logan's proposed schedule would allow Staff and intervenors one week to review the final order in UE 170 and submit testimony on the order's effect and impact on the proposed power cost adjustment mechanism ("PCAM"). One week is less time to file supplemental testimony than Staff and intervenors would have had under the original schedules in UE 173 and UE 170.^{1/} However, ICNU supports ALJ Logan's proposed schedule because one week is the minimum amount of time that would provide ICNU with the ability to prepare its supplemental testimony regarding the impact of the final order in UE 170.

Similarly, as explained in ICNU's Motion, ICNU believes that Staff and intervenors should have the opportunity to file rebuttal testimony responding to the direct testimony of Staff and/or other intervenors. ALJ Logan's proposed schedule would allow Staff and intervenors to file testimony responding to other intervenors and Staff in their supplemental testimony that is due one week from the date of the order in UE 170. ICNU supports this proposal because it provides ICNU with an adequate opportunity to file testimony responding to the issues raised in Staff's direct testimony.

ICNU does not believe that the current hearing date of October 11, 2005 can be retained while allowing the parties an opportunity to submit testimony on all

^{1/} The original schedule provided that Staff's and intervenors' supplemental testimony would be due one week after the end of suspension period. Since the final order is typically issued before the end of the suspension period, Staff and intervenors would have had more than a week to review the final order and prepare their supplemental testimony.

relevant issues and prepare for the evidentiary hearing. ALJ Logan proposed two potential hearing dates: October 18 or 26, 2005. Either date will work for ICNU as long as the parties are provided adequate time to prepare for the evidentiary hearing. The existing schedule allows for two weeks between the time PacifiCorp files responsive testimony and the evidentiary hearing. A minimum of a two-week time period between PacifiCorp's responsive testimony and the new hearing date should be maintained. Depending on the date of the Commission's final order in UE 170, either of the hearing dates proposed by ALJ Logan would be appropriate.

Dated this 1st day of September, 2005.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ Irion Sanger

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September 1, 2005

Via Electronic and US Mail

Public Utility Commission of Oregon
Attn: Filing Center
550 Capitol St. NE #215
P.O. Box 2148
Salem OR 97308-2148

Re: In the Matter of PACIFIC POWER & LIGHT Application for Power Cost
Adjustment Mechanism
Docket No. UE 173

Dear Filing Center:

Enclosed please find an original and two copies of the Response on behalf of the Industrial Customers of Northwest Utilities in the above-captioned proceeding.

Please return one file-stamped copy of the document in the self-addressed, stamped envelope provided.

Thank you for your assistance.

Sincerely,

/s/ Sheila R. Ho
Sheila R. Ho

Enclosures

cc: Service List

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing Response on behalf of the Industrial Customers of Northwest Utilities upon the parties, on the service list shown below, by causing the same to be mailed, postage-prepaid, through the U.S. Mail.

Dated at Portland, Oregon, this 1st day of September, 2005.

/s/ Sheila R. Ho
Sheila R. Ho

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