



CITY OF SALEM, OREGON
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July 28, 2005

Hon. Christina Smith
Administrative Law Judge
Oregon Public Utility Commission
550 Capitol Street NE
Salem, OR 97310

**VIA ELECTRONIC MAIL AND
FIRST CLASS MAIL**

Re: UF 4218/UM 1206 – In the Matter of Portland General Electric Company
Application for an Order Authorizing Issuance of 62,500,000 Shares of New
Common Stock Pursuant to ORS 757.410 *et seq.* and In the Matter of Stephen Forbes
Cooper, LLC

Dear Judge Smith:

Enclosed for filing please find an original and five copies of the Petition of City of Salem, Oregon, to Intervene and to participate as a party. Copies of this petition have been submitted by electronic mail to the UF 4218/UM 1206 service list as posted on the Public Utility Commission of Oregon's website, for this matter.

Please do not hesitate to contact me if you have any questions.

Sincerely,

/s/ C. Randall Tosh

C. Randall Tosh
City Attorney

Enclosures
c: UF 4118/UM 1206 Service List

■ ADA ACCOMMODATIONS ON REQUEST ■

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BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

**UF 4218
UM 1206**

In the Matter of the Application of)
PORTLAND GENERAL ELECTRIC)
COMPANY for an Order Authorizing the)
Issuance of 62,500,000 Shares of New)
Common Stock Pursuant to ORS 757.410)
et seq. (UF 4218))

PETITION OF THE CITY OF SALEM,
OREGON TO INTERVENE AND
PARTICIPATE AS A PARTY

And)
)

In The Matter of the Application of)
STEPHEN FORBES COOPER, LLC, as)
Disbursing Agent, on behalf of the)
RESERVE FOR DISPUTED CLAIMS)
Application for an Order Allowing the)
Reserve for Disputed Claims to Acquire)
the Power to Exercise Substantial)
Influence over the Affairs and Policies of)
Portland General Electric Company)
Pursuant to ORS 757.511 (UM 1206))
)
)

CITY OF SALEM’S PETITION TO INTERVENE

Pursuant to ORS 756.525 and OAR 860-012-0021, the City of Salem, Oregon (the City) hereby respectfully submits this Petition to Intervene in the above-encaptioned proceeding and seeks leave to intervene as a party. In support of its petition, the City represents as follows:

- 1. The business address for the City as a party of record in this proceeding is:

Robert G. Wells, City Manager
City of Salem
555 Liberty Street SE, Room 220
Salem, OR, 97301

Email: bwells@cityofsalem.net
Fax: 503-588-6354

3. Service of papers and correspondence related to this proceeding should be made upon the City's legal counsel in this proceeding, as follows:

C. Randall Tosh
City Attorney
City of Salem
555 Liberty Street SE, Room 205
Salem, OR, 97301
Tel.: 503-588-6003
Fax: 503-361-2202
E-mail: rtosh@cityofsalem.net

3. The City is an Oregon municipal corporation, organized under the Charter of the City of Salem, and existing under the laws of the State of Oregon.
4. The City has a substantial interest in this proceeding. Portland General Electric(PGE) and Stephen Forbes Cooper, LLC (SFC) filed a Joint Application before the Public Utility Commission (the Commission), wherein PGE requests an order authorizing the issuance of 62,500,000 shares of common stock (New PGE Common Stock), and SFC requests an order authorizing the "Reserve for Disputed Claims" to hold more than five percent of the New PGE Common Stock. As stated in the Joint Application, PGE and SFC seek to transfer 100% of PGE's common equity from Enron Corporation (Enron) to Enron's creditors and other debtors, by canceling the existing PGE common stock held by Enron and by issuing the New PGE Common Stock to Enron's creditors.
5. The City will be affected by the outcome of this proceeding and is particularly concerned about the potential impact upon electricity rates, services, and reliability, because: (a) PGE supplies electricity to the City and provides much of the electricity to citizens residing within the Salem city limits; (b) the City and PGE have shared efforts over time in addressing routine issues related to PGE's work in the City's public right-of-way

including the relocation of facilities, issuance of permits, and related compensation; and
(c) the City has been actively tracking and involved in issues related to the future of PGE, particularly after Enron commenced Chapter 11 proceedings.

6. As noted above, the City has interests, experience and expertise the City can draw upon to assist the Commission during this proceeding.
7. As an intervening party in this proceeding, the City intends to address issues the City finds relevant to the City's interests, during the time set for action.
8. The City's participation in the proceeding will assist the Commission in resolving the issues, and will not unreasonably broaden the issues, unduly burden the record, or delay the proceeding. No other party can adequately represent the City's interest, and the City will be affected by any Commission determination made in this proceeding. It is in the public interest to allow the City to intervene in this proceeding.

WHEREFORE, the City Of Salem respectfully requests that the Public Utility Commission grant this Petition to Intervene and order all the rights of a party for the City of Salem, in this proceeding.

DATED: July 28, 2005.

Respectfully submitted,

CITY OF SALEM
Legal Department

/s/ C. Randall Tosh

By: _____
C. Randall Tosh, OSB #94033
City Attorney
Of Attorneys for Petitioner

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the foregoing PETITION OF CITY OF SALEM TO INTERVENE AND PARTICIPATE AS A PARTY on:

PUC Administrative Hearings Division
550 Capitol Street, NE, Suite 215
Salem, Oregon 97310-2551

on the 28th day of July, 2005, by electronic copy to Case Manager, Bryan Conway, email address: bryan.conway@state.or.us and by mailing the original and five copies of said document contained in a sealed envelope with postage prepaid, and deposited in the post office at Salem, Oregon, on said day.

I further certify that I served a copy of the foregoing PETITION OF CITY OF SALEM TO INTERVENE AND PARTICIPATE AS A PARTY on the following Persons by electronically mailing copies, and by mailing full, true and correct copies of said document contained in a sealed envelope with postage prepaid, and deposited in the post office at Salem, Oregon, on said day to the individuals on the attached Service List .

DATED this 28th day of July, 2005.

/s/ C. Randall Tosh

C. Randall Tosh, OSB #94033
City Attorney
Of Attorneys for Petitioner City of Salem

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