

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 219

In the Matter of)	
)	THE CITIZENS' UTILITY BOARD
PACIFICORP, dba PACIFIC POWER)	OF OREGON'S MOTION TO
Application to Implement the Provisions of)	CORRECT CUB'S PRIOR CROSS
Senate Bill 76)	EXAMINATION STATEMENT
_____)	

CUB respectfully requests that the Administrative Law Judges grant the Citizens' Utility Board of Oregon's (CUB's) request to correct its previously filed Cross Examination Statement.

CUB's Cross Examination Statement, filed by Attorney Ray Myers on July 2, 2010, inadvertently failed to include a reservation of right to ask questions of any witness questioned by the ALJ, Commissioners or other parties at any hearings or workshops held in this matter. CUB respectfully requests that it be permitted to amend its Cross Examination Statement as follows:

Pursuant to the Memorandum and Notice of Telephone Conference issued by ALJs Kirkpatrick and Pines on June 28, 2010, the Citizens' Utility Board of Oregon ("CUB") hereby waives its right to cross-examine Company witnesses. In lieu of cross-examination, CUB requests to be allowed to provide data requests that are responsive to issues raised by Company witnesses. CUB has contacted the Company and the Company has no objection to CUB's providing data requests in lieu of cross-examination. **CUB also reserves the right to ask questions of any witnesses which are examined by the other parties, the ALJs or the Commissioners at hearings or workshops.**

CUB contacted the other parties by email on July 6, 2010 to inquire as to whether any of them would have any objection to CUB's filing of this motion. PacifiCorp responded through its attorney Katherine McDowell that it had no objection to CUB's request for correction or to CUB's proposed language. All of the other parties who have replied, prior to the time of filing, have also stated that they have no objection to CUB's request. CUB has not heard from all parties as of the time of filing.

A CORRECTED CROSS-EXAMINATION STATEMENT OF CITIZEN'S UTILITY BOARD is attached for filing in this matter.

CUB respectfully requests that the ALJs permit the filing of this CORRECTED CROSS-EXAMINATION STATEMENT.

DATED this 7th day of July, 2010.

Respectfully submitted,



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UE 219 – CERTIFICATE OF SERVICE

I hereby certify that, on this 7th day of July, 2010, I served the foregoing **THE CITIZENS' UTILITY BOARD OF OREGON'S MOTION TO CORRECT CUB'S PRIOR CROSS EXAMINATION STATEMENT** in docket UE 219 upon each party listed in the UE 219 OPUC Service List by email and, where paper service is not waived, by U.S. mail, postage prepaid, and upon the Commission by email and by sending 2 copies by U.S. mail, postage prepaid, to the Commission's Salem offices.

(W denotes waiver of paper service)

(C denotes service of Confidential material authorized)

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In the Matter of)	
)	CORRECTED CROSS-EXAMINATION
PACIFICORP, dba PACIFIC POWER)	STATEMENT OF CITIZENS' UTILITY
Application to Implement the Provisions of)	BOARD
Senate Bill 76.)	
_____)	

Pursuant to the Memorandum and Notice of Telephone Conference issued by ALJs Kirkpatrick and Pines on June 28, 2010, the Citizens' Utility Board of Oregon ("CUB") hereby waives its right to cross-examine Company witnesses. In lieu of cross-examination, CUB requests to be allowed to provide data requests that are responsive to issues raised by Company witnesses. CUB has contacted the Company and the Company has no objection to CUB's providing data requests in lieu of cross-examination. CUB also reserves the right to ask questions of any witnesses which are examined by the other parties, the ALJs or the Commissioners at hearings or workshops.

Dated July 7, 2010.

Respectfully submitted,



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UE 219 – CERTIFICATE OF SERVICE

I hereby certify that, on this 7th day of July, 2010, I served the foregoing **CORRECTED CROSS-EXAMINATION STATEMENT OF CITIZENS' UTILITY BOARD** in docket UE 219 upon each party listed in the UE 219 OPUC Service List by email and, where paper service is not waived, by U.S. mail, postage prepaid, and upon the Commission by email and by sending 2 copies by U.S. mail, postage prepaid, to the Commission's Salem offices.

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