



Portland General Electric Company
121 SW Salmon Street • Portland, Oregon 97204
PortlandGeneral.com

December 29, 2010

E-Mail / US Mail

Public Utility Commission of Oregon
Commission Filing Center
550 Capitol St., NE No. 215
Salem, OR 97308-2148

Re: UM-___ PGE's Application for Deferral of Incremental Costs Associated with Automated Demand Response

Enclosed are the original signed Application and five copies of Portland General Electric Company's application for deferral of incremental costs associated with Automated Demand Response, with an effective date of January 1, 2011. Also enclosed are the original and two copy of Portland General Electric Company's Motion for Protective Order [with Proposed Protective Order]. The Work Papers are confidential and will be submitted after entry of a Protective Order.

A Notice of Application has been sent to the UE-215 service list. This document is being filed by electronic mail with the Filing Center. PGE waives paper service of documents in this proceeding and has E-filed a copy on this date.

Thank you for your assistance in this matter. If you have any questions or require further information, please call Alex Tooman at (503) 464-7623.

Please direct all formal correspondence, questions, or requests to the following e-mail address:
pge.opuc.filings@pgn.com.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Dahlgren".

Randall J. Dahlgren
Director, Regulatory Policy and Affairs

Encls.

cc: Bob Jenks, CUB
Bradley Van Cleve, ICNU

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM _____

In the Matter of the Application of Portland General Electric Company for an Order Approving the Deferral of Incremental Costs Associated with Automated Demand Response

Application for Deferral of Incremental Costs Associated with Automated Demand Response

Pursuant to ORS 757.259 and OAR 860-027-0300, Portland General Electric Company (“PGE”) hereby requests authorization to defer for later rate-making treatment costs associated with the Automated Demand Response Program. This filing is being made to initiate the deferral that will support an automatic adjustment clause rate schedule. The automatic adjustment clause entails deferring the incremental costs incurred for an Automated Demand Response pilot during its development and operational period of the first quarter 2011 through 2012. PGE requests that the deferral begin effective January 1, 2011 and will be subject to renewal on December 31, 2011. The deferral would be amortized under the proposed Schedule 135 that is being filed concurrent with this request. The proposed Schedule 135 prices are set to zero. PGE will file revised prices under this schedule in the coming months. PGE is currently completing an agreement with the selected third-party provider that will include program terms, conditions, and costs. In support of this Application, PGE states:

1. PGE is a public utility in the state of Oregon and its rates, services and accounting practices are subject to the regulation of the Oregon Public Utility Commission (“Commission”).
2. This application is filed pursuant to ORS 757.259, which allows the Commission, upon application, to authorize deferral of certain items for later incorporation in rates.
3. Communications regarding this Application should be addressed to:

Randy Dahlgren
Rates & Regulatory Affairs
Portland General Electric,
1 WTC0702
121 SW Salmon Street
Portland, Oregon 97204
Phone: 503.464.7021
E-mail: pge.opuc.filings@pgn.com

Douglas C. Tingey
Assistant General Counsel
Portland General Electric,
1 WTC1301
121 SW Salmon Street
Portland, Oregon 97204
Phone: 503.464.8926
E-mail: Doug.Tingey@pgn.com

In addition to the names and addresses above the following are to receive notices and communications via the e-mail service list:

Alex Tooman, Project Manager, Regulatory Affairs
E-mail: Alex.Tooman@pgn.com

I. OAR 860-027-0300(3) Requirements

The following is provided pursuant to OAR 860-027-0300(3).

A. Background

On May 5, 2008, PGE received approval of its Advanced Metering Infrastructure (AMI) project in Commission Order No. 08-245. The AMI project represents deployment of new solid-state electronic meters and a fixed two-way communications system that allows for the automated collection of metering data and for sending signals to the meter. This system installation will be essentially completed by year-end 2010 and is intended to reduce costs, improve service, and provide a platform for additional demand-side management programs. As part of the stipulation for Commission Order No. 08-245, Proposed AMI Conditions were included to address and settle all issues raised by the stipulating parties.

In accordance with the stipulated AMI Conditions, PGE has developed a 10-year Automated Demand Response (DR) program, in which PGE would contract with a third-party provider for up to 50 MW of peaking capacity in aggregate among our commercial and industrial customers. Contractually, the Automated DR provider will be required to respond in near-real time (i.e., response time in less than 10 minutes). The provider will conduct all equipment installations, execute peak load

reductions at PGE's request, and provide all customer incentive reconciliations. The provider will contract with large customers (those with demand greater than or equal to 30 kW) to establish automated systems that can quickly deploy capacity at a determined MW value. The Automated DR program will be available to customers to participate on an opt-in basis, provided they meet the criteria necessary to participate. This capability may be used to qualify PGE's demand response resources for use as planning reserves as allowed by the WECC.

The first two years will act as a pilot contract with the supplier. The first year will provide PGE with a projected 10 MW of capacity. During the second year, the pilot will expand to 20 MW.

B. Reasons for Deferral

Pursuant to ORS 757.259(2)(e), for the reasons discussed above, PGE seeks deferred accounting treatment for the incremental costs associated with the Automated DR pilot. The granting of this Application will minimize the frequency of rate changes and match appropriately the costs borne by and benefits received by customers. The approval of the Application will support the use of an automatic adjustment clause rate schedule, which will provide for changes in rates reflecting incremental costs associated with the pilot. During the two year pilot program, PGE's cost recovery will be subject to an automatic adjustment clause deferral. If the two-year pilot is deemed successful, PGE proposes to have subsequent Automated DR costs flow through PGE's Annual Power Cost Update (Schedule 125) and Power Cost Adjustment Mechanism (Schedule 126) similar to other power cost and capacity items.

C. Proposed Accounting

PGE proposes to record the deferred amount as a debit to FERC account 182.3, Other Regulatory Assets, with the offsetting credit recorded as a credit to FERC account 131, Cash.

D. Estimate of Amounts

PGE estimates the incremental costs of the Automated DR program to be approximately \$6.1

million over the two years of the pilot program including costs for program development plus evaluation and verification. The Automated DR program costs on a per-MW basis are approximately equal to an LMS100 simple cycle combustion turbine. This turbine is discussed in PGE's recent integrated resource plan (as acknowledged by Commission order No. 10-457) and represents a comparable supply side resource with similar capacity and reserve capabilities.

A copy of the notice of application for deferred accounting treatment and a list of persons served with the notice are attached to the Application as Attachment A.

II. Conclusion

For the reasons stated above, PGE requests permission to defer incremental costs associated with the Automated DR program.

DATED this 29th of December, 2010.



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**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM _____

In the Matter of the Application of Portland
General Electric Company for an Order
Approving the Deferral of Incremental Costs
Associated with Automated Demand Response

**MOTION FOR APPROVAL OF
PROTECTIVE ORDER
[EXPEDITED CONSIDERATION
REQUESTED]**

Pursuant to ORCP 36(C)(7) and OAR 860-12-0035(1)(k), Portland General Electric Company (“PGE”) requests the issuance of a Protective Order in this proceeding. PGE believes good cause exists for the issuance of such an order to protect confidential business information, plans and strategies, and confidential third party information. In support of this Motion, PGE states:

1. The Commission’s rules authorize Portland General Electric Company to seek a protective order to limit disclosure of confidential information in this Commission proceeding. OAR 860-001-0080.
2. Concurrent with this filing, PGE has filed the deferral application in this docket.
3. Some of the work papers supporting the application contain confidential information regarding expected prices for Automated DR pilot-related equipment and services. Final contract terms have not been agreed to and disclosure of this information could hinder PGE’s ability to negotiate. The work papers also contain detailed power cost analysis related to a PGE resource. This information is confidential commercial information and/or trade secrets under ORCP 36(C)(7).
4. PGE would like to provide to the Commission and other parties the confidential work papers as soon as possible, and requests expedited consideration of this motion.


5. PGE anticipates that parties participating in this docket will make further requests for confidential information. While PGE desires to provide the requested information, it is confidential, sensitive business information and of significant commercial value. Its public disclosure could be detrimental to PGE and its customers.

6. The Commission should therefore issue a Protective Order to protect the confidentiality of that material. The requested order, identical to the one that the Commission customarily issues, is attached.

For the reasons stated above, PGE requests that a protective order be issued in this proceeding.

DATED this 29th day of December, 2010.

Respectfully submitted,



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Portland, Oregon 97204
(503) 464-8926 phone
(503) 464-2200 fax
doug.tingey@pgn.com

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM _____

In the Matter of the Application of Portland
General Electric Company for an Order
Approving the Deferral of Incremental Costs
Associated with Automated Demand
Response

**GENERAL
PROTECTIVE
ORDER**

DISPOSITION: MOTION FOR PROTECTIVE ORDER GRANTED

On December 29, 2010, Portland General Electric Company (“PGE”) filed a motion for a general protective order with the Public Utility Commission of Oregon (Commission). PGE states that the order is needed to protect confidential business information as well as confidential third party financial information. Specifically, PGE states that some of the work papers supporting the application contain confidential information regarding expected pricing for Automated DR-related equipment and services that are still being negotiated, and detailed power cost analysis related to a PGE facility. PGE asserts this information is confidential commercial information and/or trade secrets under ORCP 36(C)(7). PGE adds that the public release of this information could prejudice PGE and its customers.

I find that good cause exists to issue a general protective order, which is attached as Appendix A. The order permits the broadest possible discovery consistent with the need to protect confidential information. It shields no specific documents and makes no judgment about whether any particular document contains a trade secret or commercially sensitive information. Rather, the order adopts a process for resolving discovery disputes that include sensitive information.

The order permits any party to designate information as confidential if the party reasonably believes that the information falls within the scope of ORCP 36(C)(7). The confidential designation must be made in good faith and be limited to only those portions of the document that qualify as a protected trade secret or other confidential research, development, or commercial information. Any other party may challenge the designation of information as confidential. The designating party bears the burden of showing that the challenged information is covered by ORCP 36(C)(7).

Confidential information may be disclosed only to a “qualified person” as defined in paragraph 3 of the general protective order. The authors of the confidential material, the Commission, Administrative Law Judges (ALJs), Commission Staff, and counsel of record for a party or persons directly employed by counsel are “qualified persons” and may review confidential information without individually signing the general protective order. Other persons wanting access to confidential information must become qualified under paragraph 10.

To receive confidential information, all parties except Commission Staff must sign the “consent to be bound” in section I of Appendix B. This includes the party that moved for issuance of the general protective order because any party may designate information as confidential under the order. By signing the “consent to be bound,” a party agrees to be bound by the terms of the general protective order and certifies that it has an interest in the proceedings that is not adequately represented by other parties to the proceedings.

All persons given access to confidential information must monitor their own conduct to ensure compliance with the general protective order. Without the written permission of the designating party, no person may use or disclose the information for any purpose other than participating in these proceedings. All qualified persons must take reasonable precautions to keep confidential information secure. Questions regarding whether a particular person is a “qualified person” under the general protective order may be directed to the Administrative Hearings Division at (503) 378-6678.

ORDER

IT IS ORDERED that the General Protective Order, attached as Appendix A, governs the disclosure of confidential information in these proceedings.

Made, entered, and effective on _____.

[Judge’s name]
Administrative Law Judge

A party may appeal this order to the Commission under OAR 860-001-0420.

GENERAL PROTECTIVE ORDER
DOCKET NO. []

Scope of this Order:

1. This order governs the acquisition and use of Confidential Information in these proceedings.

Definitions:

2. “Confidential Information” is information that falls within the scope of ORCP 36(C)(7) (“a trade secret or other confidential research, development, or commercial information”).

3. A “Qualified Person” is an individual who is:

- a. An author, addressee, or originator of Confidential Information;
- b. A Commissioner, Administrative Law Judge (ALJ), or Commission Staff;
- c. Counsel of record for a party;
- d. A person employed directly by counsel of record; or
- e. A person qualified under paragraph 10, including parties and their employees.

Designation of Confidential Information:

4. A party providing Confidential Information must inform other parties that the material has been designated confidential by placing the following legend on the material:

CONFIDENTIAL
SUBJECT TO GENERAL PROTECTIVE ORDER

To the extent practicable, the party may designate as confidential only the portions of the material covered by ORCP 36(C)(7).

5. A party may designate as confidential any information previously provided by giving written notice to the other parties. Parties in possession of newly designated Confidential Information must, when feasible, ensure that all copies of the information bear the above legend if requested by the designating party.

6. Any other party may challenge the designation of information as confidential by notifying the designating party. Once notified, the designating party bears the burden of showing that the challenged information is covered by ORCP 36(C)(7).

Information Given to the Commission:

7. Confidential Information filed or provided to the Commission or its Staff must be printed on yellow paper and placed in a sealed envelope or other appropriate container. **Only the portions of a document that fall within ORCP 36(C)(7) may be placed in the envelope/container.** The envelope/container must bear the legend:

THIS ENVELOPE IS SEALED UNDER ORDER NO. _____ AND
CONTAINS CONFIDENTIAL INFORMATION. THE
INFORMATION MAY BE SHOWN ONLY TO QUALIFIED
PERSONS AS DEFINED IN THE ORDER.

Disclosure of Confidential Information:

8. To receive Confidential Information, all parties except Commission Staff must sign the "consent to be bound" in section I of Appendix B. Confidential Information may not be disclosed to any person other than a Qualified Person. When feasible, Confidential Information must be delivered to counsel. In the alternative, Confidential Information may be made available for inspection and review by Qualified Persons in a place and time agreeable to the parties or as directed by the ALJ.

9. A Qualified Person may disclose Confidential Information to any other Qualified Person associated with the same party, unless the designating party objects under paragraph 11.

10. To become a Qualified Person under paragraph 3(e), a person must:

- a. Read a copy of this general protective order;
- b. Execute a statement acknowledging that the order has been read and agreeing to be bound by the terms of the order;
- c. Date the statement;
- d. Provide a name, address, employer, and job title; and
- e. If the person is a consultant or advisor for a party, provide a description of the nature of the person's consulting or advising practice, including the identity of current, past, and expected clients.

Counsel must deliver a copy of the signed statement including the information in (d) and (e) to the designating party and to all parties of record. The notification may be made by electronic mail or facsimile. A person qualified under paragraph 3(e) may not have access to Confidential Information sooner than seven days after the designating party receives a copy of the signed statement.

11. All Qualified Persons may have access to Confidential Information unless the designating party objects as provided in this paragraph. The designating party must provide written notice to the Qualified Person and counsel for the party associated with the Qualified Person as soon as the designating party becomes aware of reasons to restrict access. The

parties must promptly confer and attempt to resolve any dispute over access to Confidential Information on an informal basis before filing a motion with the ALJ. After receipt of the written notice as required in this paragraph, the specific Confidential Information may not be disclosed to the Qualified Person until the issue is resolved.

Preservation of Confidentiality:

12. Without the written permission of the designating party, any person given access to Confidential Information under this order may not use or disclose Confidential Information for any purpose other than participating in these proceedings. All Qualified Persons must take reasonable precautions to keep Confidential Information secure. Disclosure of Confidential Information for purposes of business competition is strictly prohibited.

A Qualified Person may reproduce Confidential Information to the extent necessary to participate in these proceedings. A Qualified Person may disclose Confidential Information only to other Qualified Persons associated with the same party.

Duration of Protection:

13. The Commission will preserve the confidentiality of Confidential Information for a period of five years from the date of the final order in these proceedings, unless extended by the Commission at the request of the designating party. The Commission will notify the designating party at least two weeks prior to the release of Confidential Information.

Destruction After Proceedings:

14. Counsel of record may retain memoranda, pleadings, testimony, discovery, or other documents containing Confidential Information to the extent reasonably necessary to maintain a file of these proceedings or to comply with requirements imposed by another governmental agency or court order. The information retained may not be disclosed to any person. Any other person retaining Confidential Information must destroy or return it to the designating party within 90 days after final resolution of these proceedings unless the designating party consents in writing to retention of the Confidential Information. This paragraph does not apply to the Commission or its Staff.

Appeal to the Presiding Officer:

15. Any party may request that the ALJ conduct a conference to help resolve disputes related to this protective order.

A party challenging the designation of information as confidential may file an objection with the ALJ that identifies the information in dispute and includes a certification that reasonable efforts to achieve an informal resolution have been unsuccessful. Within seven days of the objection, unless otherwise ordered by the ALJ, the designating party must

either remove the confidential designation or file a written response identifying the legal basis for the claim of confidentiality. The challenging party may file a written reply to any response within seven days. If the designating party does not timely respond to the motion, the Commission will remove the confidential designation from the challenged information.

Additional Protection:

16. If a designating party seeks additional protection for Confidential Information, the party may move for any of the remedies in ORCP 36(C). The motion must include:

- a. The parties involved;
- b. The exact nature of the information involved;
- c. The legal basis for the claim that the information is protected under ORCP 36(C)(7) or the Public Records Law;
- d. The exact nature of the relief requested;
- e. The specific reasons the requested relief is necessary; and
- f. A detailed description of the intermediate measures, including selected redaction, explored by the parties and why these measures are insufficient.

Pending the Commission's ruling on a motion for additional protection, the information involved need not be released.

SIGNATORY PAGE
DOCKET NO. []

III. Persons Qualified under Paragraph 3(e):

I have read the general protective order, agree to be bound by the terms of the order, and will provide the information identified in paragraph 10.

By: Signature: _____ Date: _____
Printed Name: _____
Address: _____
Employer: _____
Job Title: _____
 Paragraph 10(e) information also provided.

By: Signature: _____ Date: _____
Printed Name: _____
Address: _____
Employer: _____
Job Title: _____
 Paragraph 10(e) information also provided.

By: Signature: _____ Date: _____
Printed Name: _____
Address: _____
Employer: _____
Job Title: _____
 Paragraph 10(e) information also provided.

By: Signature: _____ Date: _____
Printed Name: _____
Address: _____
Employer: _____
Job Title: _____
 Paragraph 10(e) information also provided.

Attachment A

Notice of Application for Deferral of Incremental Costs Associated with Automated Demand Response

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON
UM _____**

In the Matter of the Application of Portland
General Electric Company for an Order
Approving the Deferral of Incremental Costs
Associated with Automated Demand Response

**Notice of Application for Deferral of
Incremental Costs Associated with
Automated Demand Response**

On December 29, 2010, Portland General Electric Company ("PGE") filed an application with the Oregon Public Utility Commission (the "Commission") for an Order authorizing deferral of incremental costs associated with the Automated Demand Response program with the Oregon Utility Commission (the "Commission").

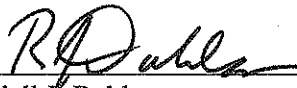
Approval of PGE's Application will support the use of an automatic adjustment clause rate schedule, which will provide for changes in rates reflecting incremental costs associated with the pilot.

Persons who wish to obtain a copy of PGE's application should contact the following:

PGE-OPUC Filings
Rates & Regulatory Affairs
Portland General Electric Company
121 SW Salmon Street, 1WTC-0702
Portland, OR 97204
(503) 464.7857 (telephone)
(503) 464.7651 (fax)
pge.opuc.filings@pgn.com

Any person who wishes to submit written comments to the Commission on PGE's application must do so no later than January 29, 2011.

Dated: December 29, 2010

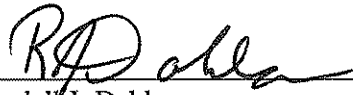


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CERTIFICATE OF SERVICE

I hereby certify that I have this day caused the foregoing **Application for Deferral of Incremental Costs Associated with a Automated Demand Response Program, Motion for Approval of Protective Order, and Notice of Application** to be served by Electronic Mail to those parties whose e-mail addresses appear on the attached service list from OPUC Docket No. UE 215.

Dated at Portland, Oregon, this December 29, 2010



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Director, Regulatory Policy and Affairs
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Summary Report**UE 215 PORTLAND GENERAL ELECTRIC COMPANY****Category:** Electric Rate Case**Filed By:** PORTLAND GENERAL ELECTRIC

This filing requests a general rate revision.

Filing Date: 2/16/2010 **Advice No:** 10-04**Effective Date:** 12/18/2010 **Expiration Date:** 12/17/2010 **Status:** PERM SUSPEND**Final Order:** 10-478 **Signed:** 2/16/2010**SERVICE LIST:**

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Summary Report

UE 215 PORTLAND GENERAL ELECTRIC COMPANY

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