

# McDowell Rackner & Gibson PC



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October 29, 2013

## VIA ELECTRONIC FILING AND FIRST CLASS MAIL

PUC Filing Center  
Public Utility Commission of Oregon  
PO Box 1088  
Salem, OR 97302-1166

Re: Docket UG 266 – In the Matter of Northwest Natural Investigation into Schedule H,  
Large Volume Non-Residential High Pressure Gas Service Rider.

Attention Filing Center:

Enclosed for filing in the above-referenced docket are an original and two copies of NW Natural's Motion for General Protective Order. At this point we do not know whether confidential materials will be requested. However, in light of the expedited schedule for this case, NW Natural is requesting that a protective order be issued to prevent a potential delay in the provision of confidential information if or when it is requested.

A copy of this filing has been served on all parties to this proceeding as indicated on the enclosed Certificate of Service.

Please contact this office with any questions.

Very truly yours,

A handwritten signature in black ink, appearing to read "Lisa Rackner".

Lisa Rackner

Enclosure

cc: ALJ Allan Arlow  
Service List

1 **BEFORE THE PUBLIC UTILITY COMMISSION**  
2 **OF OREGON**

3 **UG 266**

4 In the Matter of

5 NW NATURAL GAS COMPANY, dba NW  
6 NATURAL

7 Investigation into Schedule H, Large  
8 Volume Non-Residential High Pressure  
Gas Service Rider.

**MOTION FOR  
GENERAL PROTECTIVE ORDER**

9 Pursuant to ORCP 36(C)(7) and OAR 860-001-0080, Northwest Natural Gas Company  
10 (“NW Natural” or “Company”) moves for the entry of the Public Utility Commission of Oregon’s  
11 (“Commission”) general protective order in this proceeding. Good cause exists to issue a  
12 Protective Order to protect commercially sensitive and confidential business information  
13 related to the Company’s proposed tariff for the provision of Large Volume Non-Residential  
14 High Pressure Gas Service.

15 In support of this Motion, the Company states:

16 1. The Commission’s rules authorize NW Natural to seek reasonable restrictions on  
17 discovery of trade secrets and other confidential business information. See OAR 860-001-  
18 0080; ORCP 36(C)(7) (providing protection against unrestricted discovery of “trade secrets or  
19 other confidential research, development, or commercial information”). See also *Re*  
20 *Investigation into the Cost of Providing Telecommunication Service*, Docket UM 351, Order  
21 No. 91-500 (1991) (recognizing that protective orders are a reasonable means to protect “the  
22 rights of a party to trade secrets and other confidential commercial information” and “to  
23 facilitate the communication of information between litigants”).

1           2.    On October 29, 2013, the Commission suspended NW Natural's Advice No. 13-  
2 10 and opened this docket.<sup>1</sup> It is expected that certain documents related to the provision of  
3 Large Volume Non-Residential High Pressure Gas Service will contain confidential material.  
4 Public disclosure of the confidential information could be detrimental to NW Natural and its  
5 customers.

6           3.    It is substantially likely that the parties to UG 266 will seek to discover  
7 confidential business information. "The Commission's standard blanket protective order is  
8 designed to facilitate discovery in cases involving discovery of large numbers of documents."  
9 See *In re Portland Extended Area Service Region*, Docket UM 261, Order No. 91-958 (1991).  
10 Issuance of a protective order will facilitate the production of relevant information and expedite  
11 the discovery process.

12           For the foregoing reasons, NW Natural requests entry of the Commission's General  
13 Protective Order in this docket.

14           DATED: October 29, 2013.

**MCDOWELL RACKNER & GIBSON PC**



\_\_\_\_\_  
Lisa F. Rackner  
Adam Lowney

**NORTHWEST NATURAL GAS COMPANY**

Mark Thompson  
Manager, Rates and Regulatory  
220 NW Second Ave  
Portland, OR 97209

Attorneys for NW Natural

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25 <sup>1</sup> NW Natural Gas Co. Investigation in Schedule H, Docket UG 266, Order No. 13-388 (Oct. 29,  
26 2013).

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I served a true and correct copy of the foregoing document in Docket UG  
3 266 on the following named person(s) on the date indicated below by email addressed to said  
4 person(s) at his or her last-known address(es) indicated below.

5 Gary Baldwin gbaldwin43@msn.com	Bill Stallman stallmanbill@yahoo.com
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22 DATED: October 29, 2013

23  
24   
25 Wendy McIndoo  
26 Office Manager