

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UG 266

In the Matter of

NORTHWEST NATURAL GAS
COMPANY, dba NW NATURAL,

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

PREHEARING CONFERENCE
MEMORANDUM

On October 31, 2013, the Public Utility Commission of Oregon held an expedited prehearing conference in this docket. Representatives appeared on behalf of Commission Staff; Northwest Natural Gas Company, dba NW Natural; the Citizens' Utility Board of Oregon (CUB); the Northwest Industrial Gas Users (NWIGU); the Oregon Department of Energy (ODOE); and Clean Energy. Interested persons Bill Stallman and Grant Kendall also appeared.

Petitions to Intervene

NWIGU, ODOE, and Clean Energy indicated their intent to file petitions to intervene. The parties attending the conference indicated that they would not interpose any objections to the petitions. In addition, CUB indicated that it will file a notice of intervention on in compliance with ORS 774.180.¹

Procedural Schedule

The parties agreed to the following procedural schedule, which was adopted:

EVENT	DATE
Petitions to Intervene Due	November 4, 2013
NW Natural files Direct Testimony	November 18, 2013
Staff and Intervenors file Reply Testimony	November 27, 2013
Hearing	December 6, 2013
Post Hearing Briefs Due	December 13, 2013

¹ For purposes of service the prehearing conference notice, entities filing comments were listed as parties on the docket service list. All persons, besides NW Natural and Staff, are now listed as Interested Persons and must formally petition to intervene to become a party.

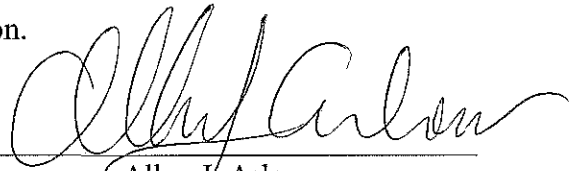
The schedule includes a requested date for petitions to intervene. By statute, a person may petition to intervene at any time before the close of the record.² But because it is helpful if parties are identified early in the proceedings, the Commission requests that petitions to intervene be filed by the date identified above.

Parties are reminded that attorneys not licensed in Oregon wanting to appear before the Commission in this docket must file an application for admission to appear pro hac vice.³

Testimony is to be accompanied by an affidavit of the sponsoring witness. All sponsoring witnesses must be available for cross-examination at the hearing unless cross-examination is waived by all parties.

The parties agreed that responses to data requests must be provided within five calendar days of the date the requests are served.

Dated this 31st day of October, 2013, at Salem, Oregon.



Allan J. Arlow
Administrative Law Judge

Attachment: Notice of Contested Case Rights and Procedures

² See ORS 756.525.

³ See UTCR 3.170, OAR 860-001-0320.

NOTICE OF CONTESTED CASE RIGHTS AND PROCEDURES

Oregon law requires state agencies to provide parties written notice of contested case rights and procedures. Under ORS 183.413, you are entitled to be informed of the following:

Hearing: The time and place of any hearing held in these proceedings will be noticed separately. The Commission will hold the hearing under its general authority set forth in ORS 756.040 and use procedures set forth in ORS 756.518 through 756.610 and OAR Chapter 860, Division 001. Copies of these statutes and rules may be accessed via the Commission's website at www.puc.state.or.us. The Commission will hear issues as identified by the parties.

Right to Attorney: As a party to these proceedings, you may be represented by counsel. Should you desire counsel but cannot afford one, legal aid may be able to assist you; parties are ordinarily represented by counsel. The Commission Staff, if participating as a party in the case, will be represented by the Department of Justice. Generally, once a hearing has begun, you will not be allowed to postpone the hearing to obtain counsel.

Administrative Law Judge: The Commission has delegated the authority to preside over hearings to Administrative Law Judges (ALJs). The scope of an ALJ's authority is defined in OAR 860-001-0090. The ALJs make evidentiary and other procedural rulings, analyze the contested issues, and present legal and policy recommendations to the Commission.

Hearing Rights: You have the right to respond to all issues identified and present evidence and witnesses on those issues. See OAR 860-001-0450 through OAR 860-001-0490. You may obtain discovery from other parties through depositions, subpoenas, and data requests. See ORS 756.538 and 756.543; OAR 860-001-0500 through 860-001-0540.

Evidence: Evidence is generally admissible if it is of a type relied upon by reasonable persons in the conduct of their serious affairs. See OAR 860-001-0450. Objections to the admissibility of evidence must be made at the time the evidence is offered. Objections are generally made on grounds that the evidence is unreliable, irrelevant, repetitious, or because its probative value is outweighed by the danger of unfair prejudice, confusion of the issues, or undue delay. The order of presenting evidence is determined by the ALJ. The burden of presenting evidence to support an allegation rests with the person raising the allegation. Generally, once a hearing is completed, the ALJ will not allow the introduction of additional evidence without good cause.

Record: The hearing will be recorded, either by a court reporter or by audio digital recording, to preserve the testimony and other evidence presented. Parties may contact the court reporter about ordering a transcript or request, if available, a copy of the audio recording from the Commission for a fee set forth in OAR 860-001-0060. The hearing record will be made part of the evidentiary record that serves as the basis for the Commission's decision and, if necessary, the record on any judicial appeal.

Final Order and Appeal: After the hearing, the ALJ will prepare a draft order resolving all issues and present it to the Commission. The draft order is not open to party comment. The Commission will make the final decision in the case and may adopt, modify, or reject the ALJ's recommendation. If you disagree with the Commission's decision, you may request reconsideration of the final order within 60 days from the date of service of the order. See ORS 756.561 and OAR 860-001-0720. You may also file a petition for review with the Court of Appeals within 60 days from the date of service of the order. See ORS 756.610.