

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1953

In the Matter of

PORTLAND GENERAL ELECTRIC
COMPANY,

Investigation into Proposed Green Tariff.

MEMORANDUM AND RULING

**DISPOSITION: PROCEDURAL SCHEDULE AMENDED; HEARING
RESCHEDULED; BRIEFING SCHEDULE REVISED; HEARING
PROCEDURES ADOPTED**

On July 6, 2020, I issued a ruling granting a motion to adopt a revised schedule, indicating in a footnote that “all dates requiring Commissioner participation are tentative and subject to the schedules and needs of the Commissioners.” The schedule included a hearing date of September 29, 2020.

Pursuant to my ruling of September 9, 2020, the parties filed cross-examination statements on September 22, 2020, rather than on PGE’s originally requested September 15, 2020, due date.

In order for the Commission and the parties to be adequately prepared to conduct and participate in a remote evidentiary hearing, I find that additional time is necessary to have the proper elements in place to manage the logistics of exchanging and referencing exhibits, both public and confidential and assist the parties in gaining familiarity with the means and methods to participate under these new circumstances.

Accordingly, the evidentiary hearing originally scheduled for September 29, 2020, is canceled. The schedule for the remainder of these proceedings shall be as follows:

Hearing	October 8, 2020
Opening Briefs	October 23, 2020
Closing Briefs	November 6, 2020
Oral Argument	November 17, 2020
Target Order Date	December 15, 2020

Hearing Procedures Generally. The Commission will conduct the evidentiary hearing in this proceeding on October 8, 2020. The morning session will begin at 9:30 a.m. In general, there will be a break of approximately fifteen minutes around the midpoint of each the morning and afternoon sessions. Additionally, I anticipate a break of approximately 45 minutes for lunch.

All exhibits must be pre-marked as indicated in OAR 860-001-0480. Parties do not need to provide copies of any prefiled testimony, only to name the pages of the exhibits or materials that they plan to reference. Any party intending to offer any exhibits or rely on any other documents for reference during the hearing must provide those documents in pdf format to all parties, the undersigned as assigned ALJ, and the assigned support staff person, on or before October 2, 2020. To the extent that the need to reference materials not previously identified arises during the course of the hearing, we may need to rely on email to ensure that all parties have access to the referenced materials.

The following witnesses who have submitted testimony on behalf of Portland General Electric Company have been asked to appear as witnesses for cross-examination: Karla Wenzel, Josh Halley, and Brian Faist. It has been agreed among PGE and the parties seeking to examine these witnesses, that these witnesses shall appear and be examined as a panel, rather than cross-examined *seriatim*. No other witnesses who have submitted testimony on behalf of the Commission Staff or any other party will be required at the evidentiary hearings. These individuals may still access the public sessions of the hearings using the information included in the notice of hearing issued September 25, 2020.

Confidential Hearing Procedures. General Protective Order No. 18-260 was entered in this docket on July 3, 2018. A Modified Protective Order No. 20-302 providing additional protection for highly confidential information arising from certain data requests was entered on September 16, 2020. Parties have filed confidential cross-examination exhibits and seek to examine witnesses with respect to matters subject to these orders. Parties do not need to provide copies of documents that are subject to the protective orders, but must instead identify any such documents with specificity.

For security reasons, any cross examination regarding confidential materials will be conducted via a separate teleconference upon completion of the examination of witnesses on publicly available matters. Counsel should prepare to hold all questions regarding confidential materials until this second teleconference. In the event that the parties need to distinguish participants who have signed only Order No. 18-260 and not Order No. 20-302, it may be necessary to conduct two separate confidential teleconferences, sequentially. In order to access a confidential teleconference, an individual must be

qualified under the applicable protective order and must provide the phone number they will be calling from by October 2, 2020.

Dated this 25th day of September, 2020, at Salem, Oregon.



Allan J. Arlow
Administrative Law Judge