

June 18, 2020

**Via Electronic Filing**

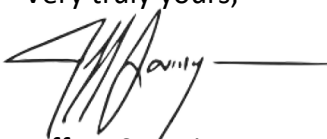
Public Utility Commission of Oregon  
Attn: Filing Center  
PO Box 1088  
Salem, OR 97308-1088

**Re: UM 2051 - Fossil Lake Solar, LLC v. Portland General Electric Company**

Attention Filing Center:

Enclosed for filing today in the above-named docket is Defendant Portland General Electric Company's Unopposed Motion to Reschedule Oral Argument.  
**Please note that expedited consideration is requested.**

Thank you for your assistance.

Very truly yours,  
  
Jeffrey S. Lovinger

Attachment  
1011658

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON  
UM 2051**

FOSSIL LAKE SOLAR, LLC,

Complainant,

vs.

PORTLAND GENERAL ELECTRIC  
COMPANY,

Defendant.

**DEFENDANT PORTLAND GENERAL  
ELECTRIC COMPANY'S  
UNOPPOSED MOTION TO  
RESCHEDULE ORAL ARGUMENT**

*Expedited Consideration Requested*

Pursuant to OAR 860-001-0420, Portland General Electric Company (“PGE”) moves the Public Utility Commission of Oregon (“Commission”) to reschedule oral argument on the parties’ cross motions for summary judgment. PGE requests the Commission reschedule oral argument to occur during the week of July 20, 2020, or the week of July 27, 2020, on a date that works for the Commission and the parties. PGE requests expedited consideration of this motion and a ruling by June 22, 2020. Fossil Lake Solar, LLC (“Fossil Lake”), does not oppose this motion or expedited consideration.

On June 17, 2020, the Commission issued notice that oral argument is scheduled for June 30, 2020. Oral argument will be held by telephone because of the COVID-19 emergency. Staff of the Administrative Hearings Division has indicated that the parties must submit hard copies of any slides or other visual aids they wish to use during oral argument, and that this material must be submitted at least three days before the argument date (i.e., by June 25, 2020). The final round of briefing on the parties’ cross motions for summary judgment is due June 23, 2020. This means the parties will have one working day to digest the full record, produce and finalize their oral argument presentations, and submit their visual aids to the Commission. PGE requests that

oral argument be rescheduled to allow the parties additional time to prepare their oral arguments and submit their visual aids.

PGE is also concerned it may need to seek leave to file a sur-reply or other supplemental brief after it receives Fossil Lake's reply brief on June 23, 2020. Rescheduling oral argument will provide time to resolve any request to file a sur-reply or other supplemental brief.

The procedural schedule anticipates that both parties will file simultaneous cross motions for summary judgment on May 19, 2020, simultaneous response briefs on June 9, 2020, and simultaneous reply briefs on June 23, 2020. Fossil Lake elected not to file a response to PGE's motion for summary judgment. As a result, there is no response to which PGE can reply on June 23, 2020. PGE is concerned that Fossil Lake's June 23, 2020, reply could include arguments that respond to PGE's motion for summary judgment. If it does, then PGE should have an opportunity to reply to those arguments. In short, PGE foresees the possibility that it may seek to file additional briefing after it has reviewed Fossil Lake's June 23, 2020, reply brief. PGE seeks a modified oral argument date to allow time to file such additional briefing if needed.

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PGE conferred with Fossil Lake regarding this motion. Fossil Lake does not oppose rescheduling oral argument as proposed. Fossil Lake reserves the right to oppose any PGE motion seeking leave to file additional briefing on the motions for summary judgment.

Dated: June 18, 2020.

Respectfully submitted,

**MARKOWITZ HERBOLD PC**

*s/ Jeffrey S. Lovinger*

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