

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**DR 56**

In the Matter of

WILLAMETTE FALLS PAPER  
COMPANY,

Application for Declaratory Ruling, and  
Alternative Application for Waiver of  
Direct Access Requirements and/or New  
Load Direct Access Requirement.

WILLAMETTE FALLS PAPER  
COMPANY’S NOTICE OF  
DISMISSAL WITHOUT PREJUDICE

Pursuant to Oregon Rule of Civil Procedure 54(A)(1) and OAR 860-001-0000(1) Willamette Falls Paper Company (“Petitioner”) hereby submits this notice of dismissal of its petition for a declaratory ruling filed with the Public Utility Commission of Oregon (“Commission”), docketed as DR 56. Oregon Rule of Civil Procedure 54(A)(1) provides, “a plaintiff may dismiss an action in its entirety by filing a notice of dismissal with the court and serving such notice on all other parties not in default not less than five days prior to the day of trial if no counterclaim has been pleaded. Unless otherwise stated in the notice of dismissal or stipulation, the dismissal is without prejudice...”<sup>1</sup> The Oregon Rules of Civil Procedure apply in declaratory ruling proceedings before the Commission unless they are inconsistent with the Commission’s rules or orders, which Rule 54 is not.<sup>2</sup> Therefore, Petitioner respectfully requests to dismiss this matter without prejudice and that this case be closed.

///

///

---

<sup>1</sup> ORCP 54(A)(1).

<sup>2</sup> OAR 860-001-0000(1).

DATED: this 24th day of April 2020.

Respectfully submitted,

s/ Chad M. Stokes \_\_\_\_\_

Chad M. Stokes, OSB No. 004007  
Richard G. Lorenz, OSB No. 003086  
Cable Huston LLP  
1455 SW Broadway, Suite 1500  
Portland, OR 97201  
Telephone: (503) 224-3092  
Facsimile: (503) 224-3176  
E-Mail: cstokes@cablehuston.com  
rlorenz@cablehuston.com

*Attorneys for Willamette Falls Paper Company*