

March 26, 2024

Via Electronic Filing

Oregon Public Utility Commission (“PUC”)
Attention: Filing Center
201 High Street, Suite 100
Post Office Box 1088
Salem, OR 97308-1088

Re: UM 2274 – Order No. 24-011 Errata Request

Dear PUC:

In reviewing Order No. 24-011, NewSun Energy LLC noted what it believes to be a typo on page 2 of the Order and requests that the Public Utility Commission of Oregon (the “Commission”) issue an Errata to clarify that the reference made in the below paragraph is to Appendix “E” (the Renewable PPA Form Agreement) rather than Appendix “P” (the Benchmark Submission).

Form Contract

Prior to issuance, [Portland General Electric Company (“PGE”)] will amend Appendix P of the RFP to change five to seven terms that the IE, based on its analysis of the last RFP and its understanding of the bidding environment, deems most likely to be unacceptable to bidders, paying special attention to termination, delay, and credit requirement provisions. The IE will propose replacement terms, again based on its previous reporting on and current understanding of terms the market rejected in previous RFPs.

It also appears that this typo may have led to an insufficiently detailed compliance filing submitted by PGE on February 2, 2024, which only addressed changes to Appendix P but did not include a redline or description of other changes recommended by the independent evaluator to the form contract.¹

Thank you,

s/ Marie Barlow

Marie Barlow

Email: mbarlow@newsunenergy.net

¹ NewSun also has some concern about how this typo and the lack of a compliance filing on the form contract might impact the reconsideration deadlines.