

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

NC 405

PUBLIC UTILITY COMMISSION OF  
OREGON,

Complainant,

vs.

CITY OF PORTLAND ACTING  
THROUGH BUREAU OF  
ENVIRONMENTAL SERVICES,

Defendant.

MEMORANDUM REGARDING ORAL  
ARGUMENT

The Commission will conduct an oral argument in these proceedings on April 30, 2024, at 1:30 p.m. We will launch the Zoom meeting no later than 1:15 p.m. to provide time for everyone to get set up and join the meeting.

The Staff of the Public Utility Commission of Oregon and the Bureau of Environmental Services for the City of Portland (BES) may each have 20 minutes to make their opening or intervenor rebuttal and five minutes for closing. The Oregon Association of Clean Water Agencies (ACWA) and the League of Oregon Cities (LOC) may each have ten minutes for their intervenor rebuttals and five minutes for any closing remarks. The oral arguments will open with Staff, followed by BES, ACWA, and LOC in that order.

Please note that the Commissioners will attend the oral argument. The oral argument is an opportunity for the Commissioners to explore legal arguments with the parties, and the parties should be prepared to address questions from the Commissioners starting within the first few minutes of their presentations. In particular, the parties should be prepared to discuss the definition of “operator” within ORS 757.542(5) and OAR 952-001-0010 and its application in the rules, as well as the meaning of “control” for the purposes of the definition and the rules. The parties should also be prepared, however, to answer questions about any issue raised in these proceedings.

Dated this 24th day of April, 2024, at Salem, Oregon.



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Sarah Spruce  
Administrative Law Judge