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March 22, 2024

VIA ELECTRONIC FILING

Public Utility Commission of Oregon
Attn: Filing Center
201 High Street SE, Suite 100
P.O. Box 1088
Salem, OR 97308-1088

Re: UP ___ – Avion Water Company, Inc.’s Acquisition of the Assets of Long Butte Water System, Inc.

Avion Water Company, Inc. files herewith its Notice of Use of General Protective Order No. 23-132 to facilitate review of protected information in this docket.

Please address correspondence on this matter to me.

Respectfully submitted,

/s/ Eric W. Nelsen

Eric W. Nelsen
OSB# 192566
Senior Regulatory Attorney
NW Natural
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Portland, Oregon 97204
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Telephone: 503.610.7618

Counsel for Avion Water Company, Inc.

Enclosure

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UP ____

In the Matter of the Joint Application for an Order Approving the Sale of Assets and Transfer of Exclusive Service Territory of Long Butte Water System, Inc. to Avion Water Company, Inc., pursuant to ORS 757.480 and OAR 860-036-2120, and ORS 758.310 and OAR 860-036-1840.

**NOTICE OF USE OF GENERAL
PROTECTIVE ORDER**

1 Avion Water Company, Inc. (“Avion Water”), hereby provides notice that it is
2 designating information to be produced or used in this docket as protected under the
3 Commission's General Protective Order No. 23-132 (“GPO”). The protected
4 information is concerning the purchase price of the assets included in the Asset
5 Agreement, as that term is defined in the Joint Application filed in this docket. Public
6 disclosure of this information could negatively impact Avion Water’s ability to
7 negotiate future acquisitions in a competitive market for water utility acquisitions and,
8 as such, comprises valuable commercial information. Avion Water may also seek
9 protection of additional information as this docket progresses.

10 The GPO is attached to Order No. 23-132 as Appendix A, which is available
11 at: <https://apps.puc.state.or.us/orders/2023ords/23-132.pdf>. Other parties to the
12 proceeding may seek access to the protected information under the terms of the
13 GPO using the attached signatory pages, pre-marked for use in this docket. The
14 individuals listed in the table below are representatives of Avion Water and are
15 identified for purposes of accessing information designed as protected by Avion
16 Water within the docket. Avion Water will provide updates to this table during the

1 course of the proceeding to ensure that it accurately identifies the representatives
2 who should have access.

PRINTED NAME	EMAIL ADDRESS	DATE
Jason Wick	jason@avionwater.com	3/22/24
Richard C. Bailey	rick@avionwater.com	3/22/24
Eric Nelsen	eric.nelsen@nwnatural.com	3/22/24

3 Respectfully submitted this 22nd day of March 2024.

4 **AVION WATER COMPANY, INC.**

5 */s/ Eric W. Nelsen*
6 Eric W. Nelsen
7 OSB# 192566
8 Senior Regulatory Attorney
9 NW Natural
10 250 SW Taylor Street
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14
15 Counsel for Avion Water Company, Inc.
16

CONSENT TO BE BOUND
QUALIFICATION OF COUNSEL AND OREGON CITIZENS' UTILITY BOARD
UP__

I. Eligibility

Under paragraph 10, persons qualified under the Commission's general protective order upon a party signing this Appendix are:

- a. Counsel for the party;
- b. Any person employed directly by counsel of record; and
- c. Any employee of the Regulatory Division at the Oregon Citizens' Utility Board.

A party must identify all Qualified Persons in section III below when consenting to be bound by the order, and must update this list throughout the proceeding to ensure it accurately identifies Qualified Persons.

II. Consent to be Bound:

The general protective order governs the use of Protected Information in these proceedings. Without the written permission of the designating party, any Qualified Person given access to Protected Information under this order may not use or disclose Protected Information for any purpose other than participating in these proceedings.

_____ (Party) agrees to be bound by the terms of the general protective order, Order No. 23-132, and certifies that it has an interest in these proceedings that is not adequately represented by other parties to the proceedings.

Signature: _____

Printed Name: _____

Date: _____

III. Additional Persons Qualified under Paragraph 10:

_____ (Party) identifies the following person(s) as qualified under paragraph 10. The party's signatory, as identified immediately above, is a Qualified Person under paragraph 10 without also being listed separately below.

PRINTED NAME	DATE

QUALIFICATION OF OTHER PERSONS

UP__

I. Eligibility

Under paragraph 11, a party may seek to qualify persons other than those eligible under Appendix B (i.e., paragraph 10) to access Protected Information by having those persons complete and sign this appendix. The signed appendix must be, submitted to the Commission and all parties. After a five-day waiting period, if no party has objected, the persons identified below will be considered Qualified Persons.

II. Consent to be Bound

The general protective order governs the use of Protected Information in these proceedings. Without the written permission of the designating party, any Qualified Person given access to Protected Information under this order may not use or disclose Protected Information for any purpose other than participating in these proceedings.

I have read the terms of the general protective order, Order No. 23-132, and agree to be bound by the terms of the order and provide the following information.

Signature:		Date:
Printed Name:		
Physical Address:		
Email Address:		
Employer:		
Associated Party:		
Job Title:		

If not employee of party, description of practice and clients:	
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