

ISSUED: July 1, 2005

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

DR 10, UE 88, UM 989

|   |   |        |
|---|---|--------|
| In the Matters of                                 | ) |        |
|   | ) |        |
| The Application of Portland General Electric      | ) |        |
| Company for an Investigation into Least Cost      | ) |        |
| Plan Plant Retirement (DR 10),                    | ) |        |
|   | ) |        |
| Revised Tariffs Schedules for Electric Service in | ) | RULING |
| Oregon Filed by Portland General Electric         | ) |        |
| Company (UE 88),                                  | ) |        |
|   | ) |        |
| Portland General Electric Company's               | ) |        |
| Application for an Accounting Order and for       | ) |        |
| Order Approving Tariff Sheets Implementing        | ) |        |
| Rate Reduction (UM 989).                          | ) |        |

**DISPOSITION: WAIVER OF PAPER FILING REQUIREMENT  
WITHDRAWN; JULY 8 RESPONSE TO INCLUDE  
SHOW CAUSE**

On June 30, 2005, I granted a request filed by Dan Meek, counsel for the Utility Reform Project (URP), for an extension of time until July 8, 2005, to file a response to Portland General Electric Company's (PGE) motion to strike portions of URP's testimony. I also granted URP's request for waiver of OAR 860-013-0036(1), which requires parties to file an original signed document for all filings. I granted both requests based on Mr. Meek's assertions, made the day before in an electronic message, that a back injury had incapacitated him from performing such tasks. Mr. Meek, who resides in Portland, Oregon, also indicated that he was required to take narcotic painkillers that affected his alertness and ability to concentrate.

Shortly after I issued my ruling, Mr. Meek personally appeared in Salem, Oregon, to testify before a legislative subcommittee. Given Mr. Meek's actions, I make the following modifications to yesterday's ruling. First, I withdraw my waiver of OAR 860-013-0036(1). Mr. Meek shall immediately file an original copy of his request for an extension of time. Second, as part of URP's July 8 response to PGE's motion to

strike, Mr. Meek must reconcile his allegations of incapacitation with his appearance before the legislature, and show cause why I should not withdraw the extension of time and proceed to rule on PGE's request without considering any response from URP.

Dated this 1<sup>st</sup> day of July 2005, at Salem, Oregon.

*// s //*

---

Michael Grant  
Chief Administrative Law Judge