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**Douglas C. Tingey**  
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May 21, 2009

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**MAY 26 2009**

**Public Utility Commission of Oregon  
Administrative Hearing Division**

*Via Electronic Filing and U.S. Mail*

Oregon Public Utility Commission  
Attention: Filing Center  
550 Capitol Street NE, #215  
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Salem OR 97308-2148

**Re: UM 1355 – Investigation into Forecasting Forced Outage Rates**

Attention Filing Center:

Enclosed for filing in the captioned docket are an original and one copy of:

- **PORTLAND GENERAL ELECTRIC COMPANY'S RESPONSE TO PACIFICORP'S MOTION TO LIMIT SCOPE OF DOCKET TO GENERIC ISSUES**

This document is being filed by electronic mail with the Filing Center. An extra copy of the cover letter is enclosed. Please date stamp the extra copy and return to me in the envelope provided.

These documents are being served upon the UM 1355 service list. Thank you in advance for your assistance.

Sincerely,

DOUGLAS C. TINGEY  
Assistant General Counsel

DCT:cbm  
Enclosures  
cc: Service List-UM 1355

BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON

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MAY 26 2009

UM 1355

Public Utility Commission of Oregon  
Administrative Hearing Division

In the Matter of: )  
)  
PUBLIC UTILITY COMMISSION OF ) **PORTLAND GENERAL ELECTRIC**  
OREGON, ) **COMPANY'S RESPONSE TO**  
) **PACIFICORP'S MOTION TO LIMIT**  
) **SCOPE OF DOCKET TO GENERIC**  
Investigation Into Forecasting Forced Outage ) **ISSUES**  
Rates For Electric Generating Units )

Pursuant to Oregon Administrative Rule (OAR) 860-013-0050, Portland General Electric Company ("PGE") submits this brief response to PacifiCorp's Motion to Limit the Scope of this Docket to Generic Issues, filed May 13, 2009.

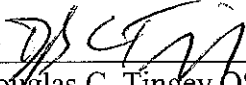
PacifiCorp's motion requests the exclusion from this docket of three PacifiCorp-specific issues raised by the Industrial Customers of Northwest Utilities. In support of its motion, PacifiCorp argues that it is improper to litigate company-specific issues in this generic proceeding, inefficient to address implementation issues before the Commission establishes general guidelines for forced outage modeling, and unnecessary and prejudicial to litigate the identified issues in this docket when at the same time PacifiCorp has pending its net power cost filing where the issues could be more expeditiously resolved. PacifiCorp also noted that it would be unfair to require other parties to this docket to bear the expense and burden of analyzing and responding to the issues that are outside the scope of this proceeding.

While PGE will not comment in this response on the specific issues raised in PacifiCorp's motion, PGE does agree with the arguments made by PacifiCorp in support of its motion. In its recently filed testimony, PGE also pointed out that issues have been raised in this

docket that are beyond the scope of a generic, policy docket. A summary of PGE's position on these issues is included in the testimony on page 32 of PGE Exhibit 200. PGE identified two issues that would be more appropriately dealt with in PGE's currently pending Annual Update Tariff (power cost) docket. A third issue was identified as outside the scope of this docket, but could also be moved to the AUT docket. As explained in PGE's testimony, the reasons for that request are similar to those articulated by PacifiCorp in support of its motion.

So, while the issues are not the same, the concern is – limiting the issues in this docket to those appropriate for a generic, policy docket. PGE urges the Commission to limit this docket to generic, policy issues regarding forced outage rate forecasting. Granting PacifiCorp's motion would be consistent with that goal.

DATED this 21<sup>st</sup> day of May, 2009.

  
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**CERTIFICATE OF SERVICE**

I hereby certify that I have this day caused **PORTLAND GENERAL ELECTRIC COMPANY'S RESPONSE TO PACIFICORP'S MOTION TO LIMIT SCOPE OF DOCKET TO GENERIC ISSUES** to be served by electronic mail to those parties whose email addresses appear on the attached service list, and by First Class US Mail, postage prepaid and properly addressed, to those parties on the attached service list who have not waived paper service from OPUC Docket No. 1355

Dated at Portland, Oregon, this 21<sup>st</sup> day of May, 2009.

  
\_\_\_\_\_  
DOUGLAS C. TINGEY

SERVICE LIST

OPUC DOCKET # UM 1355

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