ELLEN F. ROSENBLUM Attorney General



MARY H. WILLIAMS Deputy Attorney General

**DEPARTMENT OF JUSTICE** GENERAL COUNSEL DIVISION

December 14, 2012

Attention: Filing Center Public Utility Commission of Oregon 550 Capitol Street NE, #215 P.O. Box 2148 Salem, OR 97308-2148 puc.filingcenter@state.or.us

Re: In the Matter of PUBLIC UTILITY COMMISSION OF OREGON Investigation into Qualifying Facility Contracting and Pricing OPUC Docket No.: UM 1610 DOJ File No.: 860-115-GB0532-12

Enclosed for filing with the Commission today are an original and five copies of STAFF STATUS REPORT REGARDING PROCEDURAL SCHEDULE with certificate of service/service list.

Sincerely,

Stephanie S. Andrus Senior Assistant Attorney General **Business Activities Section** 

Enclosures SSA.jrs/#3829568 c: UM 1610 Service list

1	BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON		
2	UM 1610		
3			
4	In the Matter of the		STAFF STATUS REPORT REGARDING
5 6	PUBLIC UTILITY C OREGON	COMMISSION OF	PROCEDURAL SCHEDULE
7	Investigation into Qualifying Facility Contracting and Pricing		
8	Pursuant to the administrative law judge's (ALJ) ruling, Staff provides this status report		
9	regarding the Docket No. UM 1610 parties' agreement regarding the procedural schedule.		
10	I. Phasing.		
11	The issues were previously identified by the parties and are listed in the ALJ's October		
12	25, 2012 Ruling. The parties agree that the Commission should address the previously-identified		
13	issues in two phases. Phase I should include Issues 1-5 (including all sub-issues) and Issues 6.b.		
14	(legally enforceable obligation) and 6.i. (contract duration).		
15	In Phase II, the Commission will address all remaining issues listed in the ALJ's October		
16	25, 2012 Ruling.		
17	II. Procedural Schedule for Phase I.		
18	February 4, 2013:	Utilities file opening test	imony
19	February 25, 2013:	Workshop re: utilities' te	stimony
20	March 18:	Staff/all non-utility parties file response testimony	
21	April 2, 2013:	Settlement conference	
22	April 29, 2013:	All parties file reply testimony	
23	Week of May 23, 2013: Hearing		
24	Simultaneous Opening		
25	and Closing Briefs:	TBD	
26			

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1	The parties agree that discovery can occur prior to February 4, 2012. Parties also agree to			
2	be judicious regarding number of data requests issued in light of the fact that utilities will be			
3	preparing opening testimony prior to February 4, 2012.			
4	III. Other pending dockets:			
5	Docket No. UM 1396 (Utility compliance filings for Order No. 11-505 ): Parties are			
6	circulating a stipulation addressing Portland General Electric Company's and PacifiCorp's			
7	compliance filings made after Commission Order No. 11-505 for filing (if executed) in Docket			
8	No. UM 1396. Policy questions regarding renewable avoided cost rate calculation, contract			
9	terms and other matters arising from Order No. 11-505 which would have been presented in			
10	Docket No. UM 1396 will be folded into Docket No. UM 1610.			
11				
12	Docket No. UM 1457 (REC request for investigation): Docket closed without order on April			
13	30, 2012. Issues to be resolved in Docket No. UM 1610.			
14				
15	Dockets 1566 (PATU Wind Farm, LLC v. PGE): Stayed pursuant to ALJ's November 8,			
16	2012 Ruling to allow opportunity for Commission to address Motion for Reconsideration of			
17	Order No. 12-316. Docket remains open and proceeds on own track.			
18				
19	Docket No. UM 1546 (Three-Mile Canyon Wind I, LLC): Stayed pursuant to Order No. 12-			
20	475 pending resolution of third-party transmission cost issue in Docket No. UM 1610.			
21				
22	Docket No. UE 235 (Pacific Power/OPUC Investigation into Avoided Cost Purchases from			
23	Qualifying Facilities): Policy questions to be resolved in Docket No. UM 1610.			
24				
25	Docket No. UM 1615 (Idaho Power Company's Application for Determination of			
26	Qualifying Facility Ineligibility for a Standard Contract): UM 1610 Parties in agreement			
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1	that policy question is presented in Docket No. UM 1610. Developer of QFs at issue in Idaho		
2	Power's application, Oregon Windfarms, LLC is not a party to UM 1610 and was not contacted		
3	re: staying UM Docket No. UM 1615 pending resolution of UM 1610.		
4			
5	Docket No. UM 1572 (Kootenai Electric Cooperative, LLC): Docket is fully briefed at		
6	summary judgment, remains open and proceeds on own track.		
7	with		
8	DATED this day of December 2012.		
9			
10		Respectfully submitted,	
11		ELLEN F. ROSENBLUM	
12		Attorney General	
13		Milatr.u	
14		Stephanie S. Andrus, OSB #92512 For Stephanie	
15		Stephanie S. Andrus, OSB #92512 For Stephanie S. Andrus, OSB #92512 For Stephanie Step	
16		Commission of Oregon	
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## CERTIFICATE OF SERVICE/SERVICE LIST

I hereby certify that on December 14, 2012, I served the foregoing STAFF STATUS

REPORT REGARDING PROCEDURAL SCHEDULE upon the persons named on the service

list, by electronic mail only as all parties have waived paper service.

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Page 4 - CERTIFICATE OF FILING/SERVICE LIST (UM 1610) #3829461 J. Richard George Portland General Electric Company 121 SW Salmon St. 1WTC1301 Portland OR 97204 richard.george@pgn.com

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Natural Resources Section/ Business Activities Section