

McDowell & Associates PC



KATHERINE A. MCDOWELL
Direct (503) 595-3924
katherine@mcd-law.com

August 2, 2006

VIA ELECTRONIC FILING

PUC Filing Center
Public Utility Commission of Oregon
PO Box 2148
Salem, OR 97308-2148

**Re: In the Matter of PacifiCorp Draft 2009 Request for Proposals Pursuant to Order
No. 91-1383
Docket No. UM 1208**

Enclosed for filing in the above-referenced matter is PacifiCorp's Motion for Standard Protective Order. A copy of this filing has been served on all parties to this proceeding as indicated on the attached certificate of service.

Very truly yours,

A handwritten signature in black ink, appearing to read "Katherine A. McDowell".

Katherine A. McDowell

Enclosures

cc: Service List

1 BEFORE THE PUBLIC UTILITY COMMISSION
 OF OREGON

2 **UM 1208**

3
4 In the Matter of PACIFICORP Draft 2009
5 Request for Proposals Pursuant to Order
6 No. 91-1383.

**MOTION FOR STANDARD
PROTECTIVE ORDER**

7 Pursuant to OAR 860-012-0035(1)(k), PacifiCorp moves for entry of the
8 Commission’s standard protective order in this proceeding. As good cause for this motion,
9 PacifiCorp states:

10 1. The Commission’s rules authorize PacifiCorp to seek reasonable restrictions
11 on discovery of trade secrets and other confidential business information. See OAR 860-11-
12 0000(3) (adopting Oregon Rules of Civil Procedure (“ORCP”)); ORCP 36(C)(7) (providing
13 protection against unrestricted discovery of “trade secrets or other confidential research,
14 development, or commercial information”). *See also In re Investigation into the Cost of*
15 *Providing Telecommunication Service* (UM 351), Order No. 91-500 (1991) (recognizing that
16 protective orders are a reasonable means to protect “the rights of a party to trade secrets
17 and other confidential commercial information” and “to facilitate the communication of
18 information between litigants”).

19 2. PacifiCorp anticipates that discovery in this proceeding may include
20 proprietary cost data and models, commercially sensitive load and resource projections,
21 RFP-related information covered by confidentiality agreements, confidential market
22 analyses, and confidential information regarding contracts for the purchase or sale of
23 electric power, power services, or fuel. PacifiCorp will be exposed to competitive injury if it
24 is forced to make unrestricted disclosure of its confidential business information.

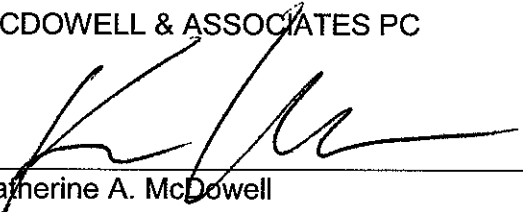
25
26

1 3. PacifiCorp has asked the Commission to expedite review of its filing in this
2 case. Issuance of a protective order will facilitate the production of relevant information, aid
3 the discovery process and expedite resolution of this case.

4 For the foregoing reasons, PacifiCorp requests entry of the Commission's standard
5 protective order in this docket.

6 DATED: August 2, 2006.

MCDOWELL & ASSOCIATES PC

7
8 
9 _____
Katherine A. McDowell

10 Attorneys for PacifiCorp
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

CERTIFICATE OF SERVICE

I hereby certify that I served a true and correct copy of the foregoing document in Docket UM 1208 on the following named person(s) on the date indicated below by email and first-class mail addressed to said person(s) at his or her last-known address(es) indicated below.

Susan Ackerman
PO Box 10207
Portland, OR 97296-0207
susan.k.ackerman@comcast.net

Philip H. Carver
Oregon Department of Energy
625 Marion St NE Ste 1
Salem, OR 97301-3742
philip.h.carver@state.or.us

OPUC Dockets
Citizens' Utility Board of Oregon
dockets@oregoncub.org

Robert D. Kahn
NW Independent Power Producers
7900 SE 28th St Ste 200
Mercer Island, WA 98040
rkahn@nippc.org

Janet L. Prewitt
Department of Justice
1162 Court St NE
Salem, OR 97301-4096
janet.prewitt@doj.state.or.us

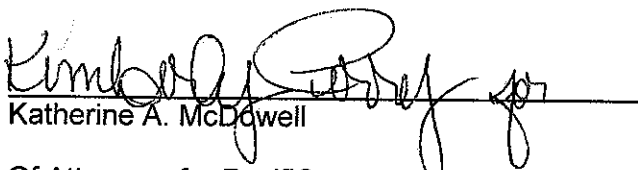
Renewable Northwest Project
917 SW Oak Ste 303
Portland, OR 97205
ann@rnp.org

Lisa C. Schwartz
Oregon Public Utility Commission
PO Box 2148
Salem, OR 97308-2148
lisa.c.schwartz@state.or.us

John W. Stephens
Esler Stephens & Buckley
888 SW Fifth Ave Ste 700
Portland, OR 97204-2021
stephens@eslerstephens.com

Michael T. Weirich
Department of Justice
1162 Court St NE
Salem, OR 97301-4096
michael.weirich@doj.state.or.us

DATED: August 2, 2006.


Katherine A. McDowell
Of Attorneys for PacifiCorp