

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON  
UM 2024**

In the Matter of	)	
	)	
ALLIANCE OF WESTERN ENERGY	)	
CONSUMERS,	)	OREGON CITIZENS' UTILITY
	)	BOARD'S MOTION TO DESIGNATE
Petition for Investigation Into Long-Term	)	AS ELIGIBLE FOR ISSUE FUNDS
Direct Access Programs.	)	
	)	

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Pursuant to Section 1(c)(v) of the Fourth Amended Intervenor Funding Agreement (“IFA”), approved on January 17, 2018 by the Oregon Public Utility Commission (“Commission”) in Order No. 18-017, and the Chief Administrative Law Judge’s February 12, 2018 Ruling in Docket No. UM 1909, the Oregon Citizens’ Utility Board (“CUB”) files this motion to designate the above-referenced docket as eligible for an Issue Fund Grant. The Alliance of Western Energy Consumers (“AWEC”) has authorized CUB to represent that it supports this motion.

Section 1(c)(v) of the IFA defines “Eligible Proceeding for Issue Funds” as, among other things, a proceeding “so designated by the Commission that directly affects one or more of the Participating Utilities and is anticipated to have a substantial impact on utility rates or service, a significant impact on utility customers or the operations of the utility, is likely to result in a significant change in regulatory policy, or raises novel questions of fact or law.” This investigation will examine the Long-Term Direct Access (LTDA) programs of Portland General Electric (PGE) and PacifiCorp. Both PGE and PacifiCorp are “Participating Utilities” in the

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IFA.<sup>1</sup> This investigation will examine, at a minimum, the potential benefits and harms to all customers resulting from PGE and PacifiCorp's LTDA programs, how to structure LTDA programs to avoid unwarranted cost-shifting<sup>2</sup>, and any applicable limits on utility LTDA programs. The investigation of these issues may result in a significant change in policy to the Commission's regulatory approach to LTDA programs, and raises questions of law the Commission has not considered, such as what constitutes "unwarranted" cost shifting under the direct access law. Further, the potential changes to utility LTDA programs resulting from this investigation may have a substantial impact on utility rates or service.

Therefore, for the foregoing reasons, CUB respectfully moves the Commission to designate this proceeding as an "Eligible Proceeding for Issue Funds" under the IFA.

Dated this 23rd day of August, 2019

Respectfully submitted,

/s/ Michael P. Goetz

Michael P. Goetz, OSB #141465  
General Counsel  
Oregon Citizens' Utility Board  
610 SW Broadway, Ste. 400  
Portland, OR 97205  
T: (503) 227-1984 ext 16  
F: (503) 224-2596  
E: [mike@oregoncub.org](mailto:mike@oregoncub.org)

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<sup>1</sup> IFA § 1(n).

<sup>2</sup> ORS 757.607(1).