

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

Docket No. UM 2057

ST. LOUIS SOLAR, LLC,

Complainant,

v.

PORTLAND GENERAL ELECTRIC
COMPANY,

Defendant.

ST. LOUIS SOLAR’S STATUS
REPORT AND MOTION TO HOLD
THE CASE IN ABEYANCE
INDEFINITELY

***EXPEDITED CONSIDERATION
REQUESTED***

At the prehearing conference held on July 15, 2020, the Administrative Law Judge (“ALJ”) encouraged St. Louis Solar, LLC (“St. Louis Solar”) to amend its complaint to clarify the issues still in dispute and to confer with PGE about the remaining issues. St. Louis Solar and PGE conferred on this matter on Tuesday, July 28, 2020. St. Louis Solar intends to either file an amended complaint or seek joint voluntary dismissal of its claims and of Portland General Electric Company’s (“PGE’s”) counterclaims. If St. Louis Solar voluntarily dismissed its case, it would do so without prejudice and then re-file a new complaint. The case has been held in abeyance since the prehearing conference. St. Louis Solar respectfully requests that the case continue to be held in abeyance indefinitely while the parties amend or dismiss the pleadings.

Abeyance will affect the filing deadlines of three pending or potential filings by St. Louis Solar to respond to the two filings made by PGE. First, PGE filed a Sur-Reply to St. Louis Solar’s Motion to Dismiss or, in the Alternative, to Strike PGE’s Counterclaims (“PGE Sur-Reply”). Second, PGE filed a Motion to Strike or, in the Alternative, For Leave to File Sur-Reply to St. Louis Solar’s Motion to Dismiss or, in the Alternative, to Strike PGE’s

Counterclaims (“PGE’s Motion to Strike and Leave”). St. Louis Solar anticipates it may file three items: 1) a response to PGE’s Motion to Strike and Leave; 2) a motion for leave to file a sur-response to PGE’s Sur-Reply; and 3) St. Louis Solar’s sur-response. PGE has reserved its right to reply to item 1, and to respond in opposition to items 2 and 3.

PGE filed its Motion to Strike and Leave and its Sur-Reply on Tuesday, July 14, 2020. The parties agree that St. Louis Solar’s three filings would ordinarily be due on Tuesday, July 21, 2020. The case was abated such that St. Louis Solar’s response (including any related motion) is currently due on Tuesday, August 4, 2020.

St. Louis Solar requests an indefinite abeyance of this case to toll the time for St. Louis Solar to file its three pending or potential filings. There are no other pending filings in this docket, so the abeyance will not affect any other pending due dates.

PGE supports the motion for indefinite abeyance. PGE reserves the right to request that the Commission lift the abeyance and set a deadline for St. Louis Solar to respond to PGE’s Motion to Strike and Leave.

Dated this 29th of July 2020.

Respectfully submitted,



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