

ISSUED: April 19, 2005

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

DR 10/UE 88/UM 989

In the Matters of)
)
The Application of Portland General Electric)
Company for an Investigation into Least Cost)
Plan Plant Retirement, (DR 10))
)
Revised Tariffs Schedules for Electric Service)
in Oregon Filed by Portland General Electric)
Company, (UE 88))
)
Portland General Electric Company's)
Application for an Accounting Order and for)
Order Approving Tariff Sheets Implementing)
Rate Reduction. (UM 989))

**RULING
AND
NOTICE OF
TELEPHONE CONFERENCE**

**DISPOSITION: PROCEDURAL SCHEDULE TEMPORARILY
SUSPENDED; PREHEARING CONFERENCE
ESTABLISHED**

On April 18, 2005, one day prior to the due date for Staff and Intervenors to file testimony in this proceeding, the Utility Reform Project and Morgan, Gearhart and Kafoury Brothers, LLC (URP and MGK) filed a motion for a twenty-one day extension of time to file testimony (Motion). URP and MGK represent that it has not yet obtained expert witnesses to prepare the testimony.

Staff testimony is also due on the same day that Intervenors' testimony is due. When the procedural schedule was established in this proceeding, parties' intent was to have Staff and Intervenors simultaneously file testimony. The Motion also indicates that the entire remaining schedule for the proceeding will need adjustment in order to address the request of URP and MGK.

Although the Motion did not request expedited treatment, its timing requires such. Yet the Motion does not state whether parties agree to the proposed modification to the schedule or were even contacted prior to its filing. Moreover, the

Motion's timing does not allow sufficient time for parties to respond before a ruling must be issued.

I am reluctant to finally rule on the Motion until parties have responded. Yet, it is clear that URP and MGK are unable to file testimony by the due date. Consequently, the schedule for this proceeding is temporarily suspended until all parties can address a revised schedule that appropriately addresses the needs of URP and MGK. Neither Staff nor any Intervenor should file testimony today. A telephone conference to address this matter is scheduled as follows:

DATE: Wednesday, April 20, 2005

TIME: 10:00 a.m.

VIA TELEPHONE: 1-888-476-3762, Participant Code: 727375

ADMINISTRATIVE

LAW JUDGE: Traci A. G. Kirkpatrick

Dated at Salem, Oregon, this 19th day of April, 2005

Traci A. G. Kirkpatrick
Administrative Law Judge