

ISSUED: January 28, 2005

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1169

In the Matter of)
)
An investigation related to the) **RULING**
implementation of ORS 757.612.)

DISPOSITION: MOTION TO INTERVENE OUT OF TIME GRANTED

Oregon Department of Energy (DOE) filed a motion to intervene out of time and a petition to intervene on January 27, 2005, asserting that it has sufficient interest in the proceeding, it will adhere to the issues submitted in the joint issues list on January 14, 2005, and its appearance and participation will not unreasonably broaden the issues, burden the record, or unreasonably delay the proceeding. *See* OAR 860-013-0021.

DOE's Petition is conditionally granted. Any person wishing to contest DOE's Petition may do so within 10 days of service of the Petition. If no person contests the Petition, the decision to grant the Petition shall be final.

As to the joint issues list submitted on January 14, 2005, it was carbon copied to all of the parties, but with no service list. A copy of the joint issues list is enclosed. If there are no objections received by February 4, 2005, the joint issues list is adopted.

Dated at Salem, Oregon, this 28th day of January, 2005.

Christina M. Smith
Administrative Law Judge