

ISSUED: August 20, 2009

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UM 1355

In the Matter of

THE PUBLIC UTILITY COMMISSION OF  
OREGON

Investigation into Forecasting Forced Outage  
Rates for Electric Generating Units.

RULING

**DISPOSITION: HEARING CANCELED; EVIDENTIARY  
PROCEDURES ESTABLISHED; SCHEDULE  
MODIFIED**

On August 19, 2009, respective counsel for all of the parties to this proceeding notified the Commission that each party has waived its right to cross-examine opposing witnesses with respect to previously filed testimony and the contents of data requests related thereto. In order for prefiled testimony and other evidence to be included in the record of this proceeding, absent the sworn statements of witnesses at the hearing, all such evidence must be supported by written affidavits of the sponsoring witnesses.

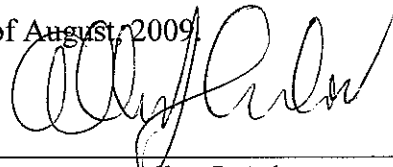
The parties also agreed that there would be an additional round of data requests, and deadlines for those must be established, as well.

**RULING**

1. The hearing scheduled to take place on August 21, 2009, is CANCELED.
2. Opening Briefs shall be filed with the Commission on or before September 16, 2009, and Reply Briefs filed no later than September 24, 2009.
3. Sworn affidavits supporting the testimony to be relied upon by the parties either in their briefs or in support of any settlement of the issues, in whole or in part, shall be filed no later than September 16, 2009.

4. Requests for submission of data requests into the record shall be made no later than August 31, 2009.

Dated at Salem, Oregon, this 20<sup>th</sup> day of August, 2009.



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Allan J. Arlow  
Administrative Law Judge

UM 1355 Ruling Canceling Hearing 8-20-09