

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 2079

MARQUAM CREEK SOLAR, LLC,

Complainant

vs.

PORTLAND GENERAL ELECTRIC
COMPANY,

Defendant.

RULING

DISPOSITION: COMPLAINT DISMISSED WITH PREJUDICE IN PART, WITHOUT PREJUDICE IN PART; DOCKET CLOSED

On September 8, 2020, Marquam Creek Solar, LLC (Marquam Creek Solar) filed a voluntary Notice of Dismissal With Prejudice as to all claims directly relevant to the specific prayers for relief of Marquam Creek Solar's ability to terminate its power purchase agreement ("PPA") with defendant Portland General Electric Company (PGE) and without prejudice as to all other claims in this proceeding against PGE pursuant to OAR 860-001-0000 and Oregon Rule of Civil Procedure 54 A(1). Marquam Creek Solar represents that it has consulted PGE, and PGE does not oppose dismissal.

In this proceeding, Marquam Creek Solar sought to terminate the Public Utility Regulatory Policies Act (PURPA) standard power purchase agreement (PPA) between PGE and Marquam Creek Solar. In a motion to stay filed May 26, 2020, PGE and Marquam Creek Solar represented that they are parties to a settlement agreement, filed as a supplement to Advice No. 20-09, Schedule 136, under which PGE agreed to provide an option for Marquam Creek Solar to terminate the PPA. In that motion, PGE and Marquam Creek Solar agreed that the Commission's actions at the May 19, 2020 Public Meeting satisfied the terms of the settlement agreement regarding Schedule 136.

The settlement of disputes by mutual agreement is an efficient means of furthering the public interest. Marquam Creek Solar's complaint is dismissed with prejudice with respect to all claims directly relevant to Marquam Creek Solar's ability to terminate the PPA with PGE and without prejudice as to all other claims in this proceeding against PGE. This docket is closed.

Dated this 9th day of September, 2020, at Salem, Oregon.



Alison Lackey
Administrative Law Judge