

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 2305

GREEN SOLAR LLC,

Complainant,

vs.

PACIFICORP, dba PACIFIC POWER,

Defendant.

RULING

**DISPOSITION: MOTION FOR EXPEDITED SCHEDULE DENIED; PROCEDURAL
SCHEDULE ESTABLISHED**

On April 12, 2024, Green Solar, LLC filed a complaint against PacifiCorp, dba Pacific Power, under OAR 860-082-0085 regarding enforcement of an interconnection agreement. As part of this complaint, Green Solar requested an expedited schedule under OAR 860-082-0085(12), including a target date of May 13, 2024 for a Commission order. PacifiCorp does not support the requested expedited schedule. On April 18, 2024, the Commission held a conference to discuss the request for an expedited schedule.

On April 17, 2024, I issued a memorandum establishing a conference to discuss Green Solar's request and outlining the standard schedule contained in the rules. At the conference, the parties discussed their positions on Green Solar's request for an expedited schedule, as well as the standard schedule.

I find that the schedule set forth in OAR 860-0082-0085, with a minor modification outlined below, is sufficient and will address the complaint in a timely manner. Green Solar requests that the Commission issue an order by May 13, 2024, to accommodate a targeted interconnection date of May 14, 2024. In addition to or in place of the conference set forth in OAR 860-082-0085(10), Green Solar proposes to set dates for the opportunity to file motions and responses to any motions for summary judgment. The case conference established in OAR 860-082-0085(10) essentially functions as a motion for summary judgment and will allow for the Commission to more quickly address whether it has sufficient information to make a decision or whether further process or bifurcation of the issues is necessary. Under the standard schedule, the Commission will receive all the information contemplated by OAR 860-0082-0085(10) by May 3 and will be able to determine if additional process is

necessary. This is slightly ahead of the process proposed by Green Solar, which proposes the last reply on any motion for summary judgment by May 6, 2024, while still providing sufficient time for PacifiCorp to respond to the complaint. For this reason, I find it will be more expedient to use the schedule and process outlined in OAR 860-082-0085. I also find, however, that it is reasonable to establish a deadline by which the parties could each file brief written statements memorializing any arguments for or against additional process, including requests to bifurcate any issues, similar to a motion or response to a motion for summary judgment. Therefore, following the conference, the parties may file brief arguments memorializing their positions or responding to any issues raised at the conference.

Accordingly, the schedule for these proceedings is, as follows:

Event¹	Date
Green Solar Complaint Filed	April 12, 2024
PacifiCorp Answer	April 26, 2024
Conference	TBD, (no later than May 3, 2024)
Written Statements on Further Process	TBD (three business days after the conference)
Green Solar Reply to any Affirmative Defenses Raised by PacifiCorp	May 3, 2024
Green Solar Response to any Cross-claim or Counterclaim Raised by PacifiCorp	May 10, 2024
Target Order Date	May 13, 2024 ²

The exact date and time for the conference will be established and memorialized in a subsequent ruling or memorandum.

Dated this 22nd day of April, 2024, at Salem, Oregon.



Nolan Moser on behalf of
Sarah Spruce
Administrative Law Judge

¹ The deadline for all filings in these proceedings is 3:00 p.m. on the date the filing is due. Filings submitted after 3:00 p.m. will be considered filed on the following business day.

² This date is intended as a target and may be altered as necessary in response to additional information or filings made in these proceedings.