

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 294

In the Matter of

PORTLAND GENERAL ELECTRIC
COMPANY,

Request for a General Rate Revision.

PREHEARING CONFERENCE
MEMORANDUM

On March 5, 2015, the Public Utility Commission of Oregon held a prehearing conference in this docket. Representatives appeared on behalf of Portland General Electric Company; Commission Staff; the Industrial Customers of Northwest Utilities (ICNU); NW Energy Coalition (NWECC); Noble Americas Energy Solutions (Noble), the Citizens' Utility Board of Oregon (CUB); Williams Northwest Pipeline, LLC; and PacifiCorp, dba Pacific Power.

Petitions to Intervene

Before the conference, petitions to intervene were filed by ICNU, PacifiCorp, NWECC, and Noble. No party attending the conference objected to the petitions. I granted the petitions to intervene at the conference, finding that each of the entities has sufficient interest in the proceedings to participate and that their participation will not unreasonably broaden the issues, burden the record, or delay the proceedings.¹ In addition, CUB filed a notice of intervention on February 11, 2015 in compliance with ORS 774.180.

Procedural Schedules

The parties agreed to the following procedural schedule for the main portion of the rate case, which was adopted:

EVENT	DATE
Deadline for filing Petitions to Intervene	March 27, 2015
Deadline to file proposed budgets for intervenor funding	April 17, 2015
Settlement Conference(s) ²	May 21, May 29, 2015
Staff and Intervenors' Opening Testimony	June 15, 2015
Workshop with Commissioners and Prehearing Conference	July 2, 2015
Settlement Conference(s)	July 8-9, 2015

¹ See OAR 860-001-0300.

² Workshop and settlement conference dates are included in the schedules for the parties' convenience. The parties do not need Commission approval to reschedule workshops or settlement conferences not specifying attendance by the Commissioners.

PGE Reply Testimony	July 20, 2015
Staff and Intervenors' Rebuttal Testimony	August 17, 2015
PGE Surrebuttal Testimony	September 4, 2015
Parties' Pre-Hearing Briefs	September 14, 2015
Hearing—beginning with Commissioner Examination; Direct and cross-examination by parties to follow	September 21-22, 2015 (tentative)
PGE Opening Brief	October 5, 2015
Staff and Intervenors' Reply Briefs	October 20, 2015
PGE Closing Brief	November 2, 2015
Oral Argument before Commission (tentative)	November 12, 2015
Target date for Commission decision	December 14, 2015
Effective date	January 1, 2016

The parties also agreed to amended data request response times as follows:

Time Period	Number of Business Days
After PGE files Reply Testimony on July 20, 2015	7 days
After Staff and Intervenors file Rebuttal Testimony on August 17, 2015	5 days


The parties agreed to the following simultaneous procedural schedule for the power cost portion of the rate case, which was adopted:

EVENT	DATE
Company files April Update	April 1, 2015
First workshop/settlement conference	May 7, 2015
Staff and Intervenor Opening Testimony	May 28, 2015
Second workshop/settlement conference	June 4, 2015
PGE Reply Testimony	June 18, 2015
Staff and Intervenor Rebuttal Testimony	July 7, 2015
MONET Update	July 15, 2015
PGE Surrebuttal Testimony	July 21, 2015
Evidentiary Hearing	July 30, 2015
PGE Opening Brief	August 18, 2015
Staff and Intervenors' Reply Briefs	September 4, 2015
PGE Rebuttal Brief	September 18, 2015
MONET Update	October 1, 2015
Target date for Commission decision	October 23, 2015
November MONET Update	November 5, 2015
Final MONET Update	November 16, 2015
Expiration date	December 15, 2015
Effective date	January 1, 2016

The schedule includes a requested date for petitions to intervene. By statute, a person may petition to intervene at any time before the close of the record.³ But because it is helpful if parties are identified early in the proceedings, the Commission requests that petitions to intervene be filed by the date identified above.

Parties are reminded that attorneys not licensed in Oregon wanting to appear before the Commission in this docket must file an application for admission to appear pro hac vice.⁴

Dated this 6th day of March, 2015, at Salem, Oregon.



Allan J. Arlow
Administrative Law Judge

Attachment: Notice of Contested Case Rights and Procedures

³ See ORS 756.525.

⁴ See UTCR 3.170, OAR 860-001-0320.

NOTICE OF CONTESTED CASE RIGHTS AND PROCEDURES

Oregon law requires state agencies to provide parties written notice of contested case rights and procedures. Under ORS 183.413, you are entitled to be informed of the following:

Hearing: The time and place of any hearing held in these proceedings will be noticed separately. The Commission will hold the hearing under its general authority set forth in ORS 756.040 and use procedures set forth in ORS 756.518 through 756.610 and OAR Chapter 860, Division 001. Copies of these statutes and rules may be accessed via the Commission's website at www.puc.state.or.us. The Commission will hear issues as identified by the parties.

Right to Attorney: As a party to these proceedings, you may be represented by counsel. Should you desire counsel but cannot afford one, legal aid may be able to assist you; parties are ordinarily represented by counsel. The Commission Staff, if participating as a party in the case, will be represented by the Department of Justice. Generally, once a hearing has begun, you will not be allowed to postpone the hearing to obtain counsel.

Administrative Law Judge: The Commission has delegated the authority to preside over hearings to Administrative Law Judges (ALJs). The scope of an ALJ's authority is defined in OAR 860-001-0090. The ALJs make evidentiary and other procedural rulings, analyze the contested issues, and present legal and policy recommendations to the Commission.

Hearing Rights: You have the right to respond to all issues identified and present evidence and witnesses on those issues. *See* OAR 860-001-0450 through OAR 860-001-0490. You may obtain discovery from other parties through depositions, subpoenas, and data requests. *See* ORS 756.538 and 756.543; OAR 860-001-0500 through 860-001-0540.

Evidence: Evidence is generally admissible if it is of a type relied upon by reasonable persons in the conduct of their serious affairs. *See* OAR 860-001-0450. Objections to the admissibility of evidence must be made at the time the evidence is offered. Objections are generally made on grounds that the evidence is unreliable, irrelevant, repetitious, or because its probative value is outweighed by the danger of unfair prejudice, confusion of the issues, or undue delay. The order of presenting evidence is determined by the ALJ. The burden of presenting evidence to support an allegation rests with the person raising the allegation. Generally, once a hearing is completed, the ALJ will not allow the introduction of additional evidence without good cause.

Record: The hearing will be recorded, either by a court reporter or by audio digital recording, to preserve the testimony and other evidence presented. Parties may contact the court reporter about ordering a transcript or request, if available, a copy of the audio recording from the Commission for a fee set forth in OAR 860-001-0060. The hearing record will be made part of the evidentiary record that serves as the basis for the Commission's decision and, if necessary, the record on any judicial appeal.

Final Order and Appeal: After the hearing, the ALJ will prepare a draft order resolving all issues and present it to the Commission. The draft order is not open to party comment. The Commission will make the final decision in the case and may adopt, modify, or reject the ALJ's recommendation. If you disagree with the Commission's decision, you may request reconsideration of the final order within 60 days from the date of service of the order. *See* ORS 756.561 and OAR 860-001-0720. You may also file a petition for review with the Court of Appeals within 60 days from the date of service of the order. *See* ORS 756.610.