

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UA 110

In the Matter of PROPERTY OWNERS OF)
TAX LOT 501; Petition to Review Service)
Area for Tax Lot 501, Petitioners, and)
PACIFICORP, dba PACIFIC POWER &)
LIGHT COMPANY, and HOOD RIVER)
ELECTRIC COOPERATIVE, INC.,)
Respondents.)

MEMORANDUM

**DISPOSITION: PARTIES DIRECTED TO NOTIFY THE COMMISSION
IF LEGAL BRIEFS ARE REQUIRED**

On May 21, 2007, the Property Owners of Tax Lot 501, PacifiCorp, dba Pacific Power & Light Company (PacifiCorp), and Hood River Electric Cooperative, Inc. (HREC) (collectively “the Parties”), filed a Joint Statement in this matter. According to the Joint Statement, there is no dispute among the parties concerning either the location of Tax Lot 501 or the existing service territory boundaries. Specifically, the Parties agree that:

1. PacifiCorp’s and HREC’s service territory boundary lines run across a minimal portion of the south and west portions of Tax Lot 501.
2. Whiskey Creek separates PacifiCorp’s service territory from HREC’s service territory. PacifiCorp’s service territory rests to the north of the creek, and HREC’s service territory rests to the south.
3. The proposed building site for Tax Lot 501 is to the north of Whiskey Creek, within PacifiCorp’s service territory.

On June 21, 2007, I issued a ruling requesting the Parties to notify the Commission if there are disputed facts requiring an evidentiary hearing. In the alternative, I directed the Parties to file stipulated facts upon which this matter could be resolved.

On July 9, 2007, the Parties filed a second Joint Statement requesting a ruling based on the facts currently before the Commission. Specifically,

1. The Parties agree that no hearing is necessary.
2. The Parties agree to the facts submitted in the Joint Statement of Facts on May 21, 2007.
3. The Parties agree that no further facts require stipulation and request a waiver from the requirement to file a joint stipulation of facts in the June 21, 2007, ruling.

The second Joint Statement does not indicate whether the Parties seek an opportunity to file legal briefs in this matter. If the parties desire to file briefs, they should mutually agree upon a schedule and notify my office of that schedule no later than August 10, 2007. If briefing is not required, the Commission will issue its order based on the facts stipulated in the Joint Statements filed by the Parties. As stated in the original petition, the question before the Commission is whether the existing service boundary should be redrawn to allow HREC to serve that portion of Tax Lot 501 currently allocated to PacifiCorp.

Any questions regarding the procedures set forth in this memorandum should be directed to my legal secretary, Frances Nichols Anglin at 503-378-6607.

Dated at Salem, Oregon, this 27th day of July, 2007.

Samuel J. Petrillo
Administrative Law Judge