

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UCB 25

In the Matter of	)	
	)	
REW-RICKREALL, LLC,	)	
	)	
Complainant,	)	ORDER
	)	
vs.	)	
	)	
PACIFICORP (dba PACIFIC POWER &	)	
LIGHT COMPANY),	)	
	)	
Defendant.	)	

**DISPOSITION: COMPLAINT DISMISSED; DOCKET CLOSED**

REW-Rickreall, LLC (Complainant) is a renewable biogas generation project and licensed Qualifying Facility (QF), and seeks an Interconnection and Avoided Cost Power Purchase Agreement with PacifiCorp (Defendant or Company). On May 23, 2005, Complainant filed a formal complaint with the Public Utility Commission of Oregon (Commission) asserting that Defendant engaged in improper delay tactics with regard to the study required by Defendant prior to interconnection. Specifically, Complainant states that it had submitted all required information for the study by March 15, 2005, and objects to Defendant’s 13-day delay in commencing the study.

On June 8, 2005, PacifiCorp filed an answer and affirmative defense with the Commission, admitting that Complainant provided all required technical data on March 15, 2005, and that the verification of this data concluded on March 28, 2005, at which time the project entered the company’s distribution study queue. According to the parties’ executed study agreement, completion of the interconnection study must occur within a 120-day period. Defendant therefore contends that Complainant has failed to state a valid claim for relief and requests this matter be dismissed with prejudice.

On July 7, 2005, Chief ALJ Michael Grant issued a ruling allowing Complainant to file an amended complaint with the Commission within 15 days (July 22, 2005) of the ruling, in which Complainant must allege facts sufficient to constitute a claim upon which relief can be granted.

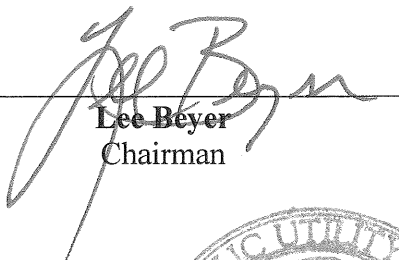
On July 11, 2005, Complainant informed the Commission that it declined to amend and agreed to dismiss the complaint because the 15-day allowance for an amended complaint post-dates the 120-day period, ending July 26, 2005, in which PacifiCorp is obligated to complete the interconnection study.

Accordingly, the complaint is dismissed and this docket is closed.

**ORDER**

IT IS ORDERED that the Complaint filed by REW-Rickreall, LLC against PacifiCorp is dismissed with prejudice. This docket is closed.

Made, entered, and effective           AUG 02 2005          .

  
\_\_\_\_\_  
**Lee Beyer**  
Chairman

  
\_\_\_\_\_  
**John Savage**  
Commissioner

  
\_\_\_\_\_  
**Ray Baum**  
Commissioner



A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to applicable law.