

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UCB 39

In the Matter of

ADAPTIVE DEVELOPMENT, LLC,

Complainant,

v.

PACIFICORP, dba PACIFIC POWER,

Defendant.

ORDER

DISPOSITION: COMPLAINT DISMISSED; DOCKET CLOSED

On June 22, 2009, Adaptive Development LLC (Complainant) filed a formal consumer complaint (Complaint) against PacifiCorp, dba Pacific Power (Defendant). The Complaint related to the negotiation of a contract for the installation of a line extension and the delivery of new electric service by Defendant at Complainant's new multi-tenant commercial site (Site) in Portland, Oregon. The "start date" for charging the Contract Minimum Billing charge was primarily at issue.

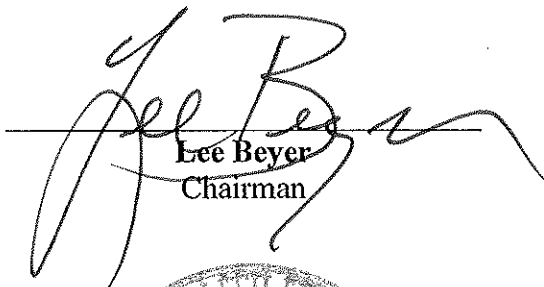
A telephone prehearing conference was held in the matter on August 10, 2009. At the close of the conference, the parties were directed to continue discussing contractual terms. A second telephone conference was scheduled for August 24, 2009.

On August 24, 2009, the parties filed a Joint Motion to Dismiss. The parties indicate that they executed a contract for installation of the line extension and delivery of new electric service at the Site. They indicate that all issues have been resolved in a mutually satisfactory manner, and ask that the proceeding be dismissed.

ORDER

IT IS ORDERED that the Joint Motion to Dismiss is GRANTED. This docket is closed.

Made, entered, and effective SEP 18 2009.



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 by filing a petition for review with the Court of Appeals in compliance with ORS 183.480-183.484.