

ORDER NO. 11 467

ENTERED NOV 22 2011

**BEFORE THE PUBLIC UTILITY COMMISSION**

**OF OREGON**

UM 926

In the Matters of

PUBLIC UTILITY COMMISSION OF  
OREGON, PORTLAND GENERAL  
ELECTRIC COMPANY, and PACIFICORP,  
dba PACIFIC POWER

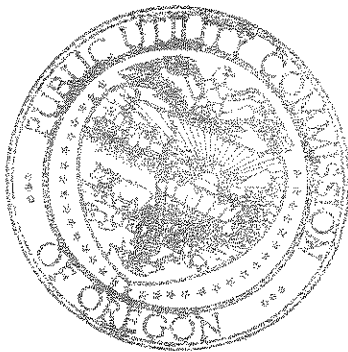
Execution of Amendment to the Residential  
Exchange Program Agreement.

ORDER

**DISPOSITION: STAFF'S RECOMMENDATIONS ADOPTED**

At its Public Meeting on November 22, 2011, the Public Utility Commission of Oregon adopted Staff's recommendations in these matters, attached as Appendix A.

BY THE COMMISSION:



*Becky L. Beier*

Becky L. Beier  
Commission Secretary

A party may request rehearing or reconsideration of this order under 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 860-001-0720. A copy of the request must also be served on each party to the proceedings as provided in OAR 860-001-0180(2). A party may appeal this order by filing a petition for review with the Court of Appeals in compliance with ORS 183.480 through 183.484.

**PUBLIC UTILITY COMMISSION OF OREGON  
STAFF REPORT  
PUBLIC MEETING DATE: November 22, 2011**

REGULAR \_\_\_\_\_ CONSENT \_\_\_\_\_ X \_\_\_\_\_ EFFECTIVE DATE \_\_\_\_\_

**DATE:** November 14, 2011

**TO:** Public Utility Commission

**FROM:** Marc Hellman *MH*

**THROUGH:** Lee Sparling *LS*

**SUBJECT:** DOCKET NO. UM 926: Execution of amendment to the long-term settlement agreement resolving Residential Exchange Program issues.

**STAFF RECOMMENDATION:**

I recommend that the Commission order that the proposed amendment to the Residential Exchange Program Settlement Agreement ("REP Settlement Agreement") be executed on behalf of the Commission.

**DISCUSSION:**

For a discussion of the background and issues, please refer to the staff discussion contained in April 5, 2011, public meeting agenda item #1, "Execution of long-term settlement agreement resolving Residential Exchange Program issues," as well as agenda item CA7 of the May 17, 2011, Public Meeting Agenda titled, "Execution of revised long-term settlement agreement resolving Residential Exchange Program issues."

Following a vote during the May 17, 2011 Public Meeting, the Commission executed the REP Settlement Agreement. The proposed amendment to the REP Settlement Agreement would permit additional entities to become parties to the REP Settlement Agreement. Currently, in order to participate in the REP Settlement Agreement, a party had to have executed the agreement by June 3, 2011.

My understanding is that there are several small publics that now wish to join the settlement. The proposed amendment has been drafted to allow just that. In order for others to join the REP Settlement Agreement, all current parties to the REP Settlement Agreement must execute the amendment and deliver it to BPA by January 31, 2012. BPA has requested that the original signatories, which include this Commission, not

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take that full amount of time, but rather sign and deliver the amendment to BPA by November 30, 2011. Assuming all the existing parties execute the amendment, other public agencies could become parties to the settlement if they execute the amendment and deliver it to BPA by January 31, 2012.

The residential and small farm customers of our investor-owned utilities would benefit from the amendment if other parties, having seen the list of original signatories and evaluated the merits of the agreement, also had the opportunity to join the settlement. Both PGE and PacifiCorp conclude that making this opportunity available is beneficial and executing the amendment carries little risk. I agree.

**PROPOSED COMMISSION MOTION:**

Order that counsel execute the proposed amendment to the REP Settlement Agreement on behalf of the Commission.

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PUBLIC UTILITY COMMISSION OF OREGON  
STAFF REPORT  
PUBLIC MEETING DATE: November 22, 2011

REGULAR \_\_\_\_\_ CONSENT X EFFECTIVE DATE \_\_\_\_\_

DATE: November 14, 2011

TO: Public Utility Commission

FROM: Marc Hellman *MH*

THROUGH: Lee Sparling *LS*

SUBJECT: PORTLAND GENERAL ELECTRIC: (Docket No. UM 926) Request for Order to Sign Proposed Amendment to the Residential Exchange Program Settlement Agreement.

**STAFF RECOMMENDATION:**

I recommend that the Commission require Portland General Electric (PGE) to execute the proposed amendment to the Residential Exchange Program Settlement Agreement.

**DISCUSSION:**

For a discussion of the background and issues, please refer to the staff discussion contained in April 5, 2011, Public Meeting Agenda, item #1; the May 17, 2011, Public Meeting Regular Agenda item titled, "Execution of revised long-term settlement agreement resolving Residential Exchange Program issues;" and, agenda item CA2 of today's public meeting.

I agree with PGE's assessment outlined in its filing, dated October 26, 2011, regarding the merits of executing the amendment. As such, I support PGE's request to be directed to execute the amendment to the Residential Exchange Program Settlement Agreement.

**PROPOSED COMMISSION MOTION:**

Require Portland General Electric (PGE) to execute the proposed amendment to the Residential Exchange Program Settlement Agreement.

PUBLIC UTILITY COMMISSION OF OREGON  
STAFF REPORT  
PUBLIC MEETING DATE: November 22, 2011

REGULAR \_\_\_\_\_ CONSENT X EFFECTIVE DATE \_\_\_\_\_

DATE: November 14, 2011

TO: Public Utility Commission

FROM: Marc Hellman *MH*

THROUGH: Lee Sparling *LS*

SUBJECT: PACIFIC POWER: (Docket No. UM 926) Request for Order to Sign Proposed Amendment to the Residential Exchange Program Settlement Agreement.

**STAFF RECOMMENDATION:**

I recommend that the Commission require Pacific Power to execute the proposed amendment to the Residential Exchange Program Settlement Agreement.

**DISCUSSION:**

For a discussion of the background and issues, please refer to the staff discussion contained in April 5, 2011, public meeting agenda item #1; the May 17, 2011, public meeting regular agenda item titled, "Execution of revised long-term settlement agreement resolving Residential Exchange Program issues;" and item CA2 of today's public meeting agenda.

I agree with Pacific Power's assessment outlined in its filing dated November 2, 2011. As such, I support Pacific Power's request to be directed to execute the amendment to the Revised Residential Exchange Program Settlement Agreement.

**PROPOSED COMMISSION MOTION:**

Require Pacific Power to execute the proposed amendment to the Residential Exchange Program Settlement Agreement.