

ORDER NO. 16 277

ENTERED JUL 22 2016

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UCR 179

L.B.¹,

Complainant,

vs.

PORTLAND GENERAL ELECTRIC
COMPANY,

Defendant.

ORDER

DISPOSITION: REQUEST FOR RECONSIDERATION DENIED

In Order No. 16-189, entered on May 19, 2016, we dismissed L.B.'s complaint against Portland General Electric Company (PGE) for lack of jurisdiction. On June 6, 2016, complainant refiled information related to the complaint. We treat the filing as a request for reconsideration.

On June 10, 2016, PGE filed a response asserting that L.B.'s filing fails to state a basis for reconsideration of Order No. 16-189, noting that the filing neglects to identify any error. PGE contends that Order No. 16-189 properly determined that the Commission lacks jurisdiction to address the merits of the complaint and asks that we deny L.B.'s request for reconsideration.

Under ORS 756.561(1), we may grant reconsideration when sufficient reason is presented. OAR 860-001-0720(3) sets forth grounds to demonstrate sufficient reason:

- (a) New evidence which is essential to the decision and which was unavailable and not reasonably discoverable before issuance of the order;
- (b) A change in the law or agency policy since the date the order was issued, relating to a matter essential to the decision; (c) An error of law or fact in the order which is essential to the decision; or (d) Good cause for further examination of a matter essential to the decision.

¹ The Commission uses the complainant's initials in consumer complaint cases to protect privacy.

We find that complainant did not present new evidence or new law, and did not identify any legal error regarding our conclusion in Order No. 16-189 that we do not have jurisdiction to address the merits of L.B.'s complaint. Accordingly, we do not find sufficient reason to reconsider Order No. 16-189 and we deny L.B.'s request for reconsideration.

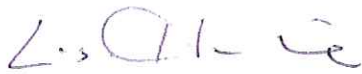
In making this decision, we reaffirm that Order No. 16-189 finds only that we lack jurisdiction to hear the complaint, and does not render any opinion on the merits of the issues raised by complainant that can be properly addressed by a civil court.

ORDER

IT IS ORDERED that the L.B.'s request for reconsideration of Order No. 16-189 is denied.

JUL 22 2016

Made, entered, and effective _____.



Lisa Hardie
Chair



John Savage
Commissioner



Stephen M. Bloom
Commissioner

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.