

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 2345

In the Matter of

PACIFICORP, dba PACIFIC POWER,

Continual Progress towards HB 2021
Compliance.

ORDER

DISPOSITION: MOTION TO SUSPEND PROCEDURAL SCHEDULE DENIED

On October 28, 2024, PacifiCorp, dba Pacific Power, filed a motion seeking to suspend the procedural schedule in this docket. PacifiCorp explains that it has appealed Order No. 24-297 that directed this docket be opened. Because of the appeal, PacifiCorp requests that the procedural schedule be suspended until the reviewing court issues an opinion.¹

PacifiCorp's motion to suspend the procedural schedule is opposed by Staff, the Columbia River Inter-Tribal Fish Commission (CRITFC), the Community Renewable Energy Association (CREA), and a consortium of parties: Sierra Club, the Green Energy Institute at Lewis & Clark Law School, Mobilizing Climate Action Together, Northwest Energy Coalition, and the Oregon Citizens' Utility Board (the Joint Parties).

We find neither of PacifiCorp's supporting arguments compelling and deny its motion. First, PacifiCorp contends that a suspension of the procedural schedule would allow the reviewing court to address the threshold questions regarding the Commission's authority to order the relief mandated in Order No. 24-297. Given the gravity and scope of those threshold questions, however, we find value in continuing our review here in a proceeding that will be informed by agency stakeholders and our own expertise of the agency's enabling statutes and regulatory authority.

¹ In a separate motion, PacifiCorp also filed a request a to postpone compliance with Order No. 24-297 in Docket LC 82. The Commission denied that request at the December 31, 2024 Public Meeting. *In the Matter of PacifiCorp, dba Pacific Power, 2023 Integrated Resource Plan*, Docket No. LC 82, Order No. 24-466 (Dec. 31, 2024).

Second, PacifiCorp contends that a stay will conserve administrative resources by preventing the expenditure of time and resources addressing the legal questions here. But the legal briefing on the scope of the Commission's legal authority is complete. While additional work awaits for oral argument and the Commission's order on those legal questions, we again believe the process will be best served by continuing with our review here.

ORDER

IT IS ORDERED that PacifiCorp, dba Pacific Power's motion to suspend the procedural schedule is denied.

Made, entered, and effective Jan 06 2025.

Megan W. Decker

Megan W. Decker
Chair

COMMISSIONER TAWNEY WAS
UNAVAILABLE FOR SIGNATURE

Letha Tawney
Commissioner

Les Perkins

Les Perkins
Commissioner

