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Sent: Tuesday, May 4, 2021, 03:42:54 PM PDT

Subject: Re: AR 641 DIVISION 001 RULE UPDATES

Good Afternoon Everyone,

I had just one proposed change.

Delegation of Authority to Administrative Law Judge 860-001-0090

There is a statement in here saying that an ALJ may “not grant contested motions to dismiss or other contested motions that involve final determination of the proceedings.” I always thought it was concerning that the ALJ could DENY a motion involving final determination of a proceeding but could not GRANT one. It seems to bias the decision a bit. I would propose to modify the language to make it so that an ALJ may “not decide motions to dismiss or other contested motions that involve final determination of the proceedings.”

Thank you

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From: MENZA Candice * PUC <Candice.MENZA@puc.oregon.gov>

Date: Thursday, April 22, 2021 at 9:19 AM

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Subject: AR 641 DIVISION 001 RULE UPDATES

Good morning,

Please see the email below from Chief ALJ Moser. Let me know if you have any questions

Thank you,

Candice Menza

Good Morning everyone,

Thank you for participating in our recent AR 641 workshop. This email re-caps our last conversation, and memorializes next steps. j

During our last workshop, we reviewed stakeholder redlines to the rules on confidentiality. For next steps, we communicated the following:

- Irion Sanger would provide a redline on existing policy regarding access to confidential material in requests for proposal proceedings, which he sent in on the 20th. If you have any thoughts on this redline, you may submit comments anytime, but ideally I would receive those before the 27th.
- I would develop and send out a final redline to the confidentiality provisions. This will be sent to parties by COB on next Tuesday, April 27th. I note that you will continue to be able to comment on these redlines, and when they are ultimately presented to the Commission with other Division 1 rules, you may again suggest changes and offer comment.
- Our next set of rules for review will be:
 - Notice, Records, and Subscriptions
 - Notice of Commission Proceedings 860-001-0030;
 - Commission Publications 860-001-0040;
 - Public Records Requests 860-001-0060;
 - Public Participation 860-001-0200;
 - Role of the ALJ
 - Delegation of Authority to Administrative Law Judge 860-001-0090;
 - Impartiality 860-001-0100;
 - Appeal to the Commission from Ruling of Administrative Law Judge 860-001-0110
 - Ministerial or Other Issues
 - Former Employees 860-001-0330;
 - Hours of Operation, Location, and Contact Information 860-001-0020;
 - Late Fees and Penalties 860-001-0050;

- Applicability and Waiver 860-001-0000;
- You may provide any initial comments on these rules by May 4th, in preparation for our next workshop.
- We will hold our next workshop on 7th at 10 am. I will send out an agenda on May 3rd.

Thank you all very much. Please let me know if you have any questions.

I look forward to our next meeting –

Nolan Moser

503-689-3622