



Oregon

Kate Brown, Governor

Public Utility Commission

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Dear Stakeholders,

This letter provides an update on the AR 641 rulemaking, and describes a revised schedule for further conduct of the rulemaking. This letter will be posted in the docket for reference, and the schedule for the rulemaking will be updated through E dockets. This letter will also be sent to individuals participating in UM 2054, because the schedule change in AR 641 will also affect scheduling in that matter.

Since our last workshop, the Commission has made considerable progress on its docket and discovery replacement project. This progress has caused us to reconsider the scope and schedule for this rulemaking.

Many of the Division 1 rules deal with filing requirements and issues related to the filing center. Originally, when we opened AR 641 we hoped that the timing of our Dockets and Discovery replacement project would allow us to incorporate the capabilities and procedural changes we might experience from the new tool into the rulemaking; i.e. that we would be able to develop changes to the rules that would allow for full use of all the new system's capabilities. As we started the rulemaking however, the timetable for the Dockets and Discovery replacement project was delayed, and we decided not to make significant changes to filing related rules.

Recently, we've learned that in the near term, we should have a mostly functional first version of the tool to work with internally. Accordingly, we now have an opportunity to craft the rules in way that is more closely tied to the way our new system will operate. Additionally, in roughly 3 months, we'll be able to allow stakeholders to test the system as well.

As a result, we have discussed and decided on a significant schedule change in this docket. First, we will review the functionality of the initial version of the docketing system in late September, then take a fresh look at the rules related to filing center, adjusting based on what we learn about how our new system will operate. Then, we'll complete a redraft and put those rules out to stakeholder review, along with all cumulative redlines we have developed so far. We envision one final workshop to review the rules before moving to the formal process in late fall. As a result of this change, we will also push back the schedule in UM 2054, the docket on the general protective order, as the protective order rules are being reviewed in AR 641.

During the formal rulemaking process, we will work with stakeholders on testing the new system, to both get feedback from you on the system itself, and to help you inform your

comments and suggestions for the rules. As a result of these changes, we will move forward in this rulemaking consistent with schedule outlined below:

Date	Action
10/13/2021	Cumulative draft rules with supporting explanatory memo provided to stakeholders; changes will incorporate anticipated functionality of dockets and discovery tool.
10/27/2021	Workshop.
11/5/2021	Memo with rules posted prior to public meeting.
11/16/2021	Public Meeting to move to formal process.
TBD	Optional stakeholder testing of new system.
TBD	Formal process workshop.
TBD	Rulemaking public comment hearing.
TBD	Close of comment period.
TBD	Public meeting to consider adoption of rules.

Thank you, and please let me know if you have any questions, concerns, or suggestions.

Nolan Moser | Chief Administrative Law Judge

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