

Beth S. Ginsberg, OSB No. 070890
beth.ginsberg@stoel.com
Michael R. Campbell, OSB No. 870016
michael.campbell@stoel.com
STOEL RIVES LLP
600 University Street, Suite 3600
Seattle, WA 98101
Telephone: 206.624.0900
Facsimile: 206.386.7500

Attorneys for Defendant Portland General Electric Company

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

DESCHUTES RIVER ALLIANCE, an
Oregon nonprofit corporation,

Plaintiff,

v.

PORTLAND GENERAL ELECTRIC
COMPANY, an Oregon corporation, and
THE CONFEDERATED TRIBES OF THE
WARM SPRINGS RESERVATION OF
OREGON, a federally-recognized Indian
tribe,

Defendants.

Case No.: 3:16-cv-01644-SI

PORTLAND GENERAL ELECTRIC
COMPANY'S NOTICE OF
CROSS-APPEAL

Notice is hereby given that Portland General Electric Company ("PGE"), defendant in the above named case, hereby cross-appeals to the United States Court of Appeals for the Ninth Circuit from the order of the district court dated June 11, 2018 (Dkt. No. 103) denying PGE's PGE'S NOTICE OF CROSS APPEAL Page 1

motion to dismiss for failure to join a necessary party, and the order of the district court dated March 27, 2017 (Dkt. No. 22) denying PGE's motion to dismiss for lack of jurisdiction. PGE files this cross-appeal protectively, only in the event that the court of appeals reverses the judgment in defendant's favor on the merits (Dkt. No. 130).

DATED: October 31, 2018

STOEL RIVES LLP

/s/ Beth S. Ginsberg

BETH S. GINSBERG, OSB No. 070890

beth.ginsberg@stoel.com

MICHAEL R. CAMPBELL, OSB No. 870016

michael.campbell@stoel.com

Telephone: 206.624.0900

*Attorneys for Defendant Portland General
Electric Company*