

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION

CITY OF SEATAC,)	
)	DOCKET NO. UE-010891
Complainant,)	
)	
v.)	NOTICE OF PREHEARING
)	CONFERENCE
PUGET SOUND ENERGY, INC.,)	(July 10, 2001)
)	
Respondent.)	
.....)	

- 1 On June 19, 2001, the City of SeaTac (Complainant) filed with the Commission a Complaint and Petition for Declaratory Relief against Puget Sound Energy, Inc. (Respondent). The pleadings indicate that a dispute exists between the Complainant and Respondent related to allegations that the Respondent has refused to convert existing overhead lines and poles to an underground system in a residential area pursuant to Respondent’s Electric Tariff G, Schedule 70. A more detailed account of the dispute is reflected in the foregoing pleadings which are available for inspection at the Commission’s offices, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington. It is appropriate for the matters raised in the pleadings to be brought to a hearing before the Commission.
- 2 The City of Kent has filed a request for declaratory order relating to PSE’s commercial undergrounding tariff, Schedule 71, Docket No. UE-010778, and the City of SeaTac and others have filed a complaint and petition for declaratory order relating also to Schedule 71, Docket No. UE-010911. It appears to the Commission that parties to all of the proceedings should have the opportunity to address whether similar facts or principles of law exist among the three dockets and what procedural options exist for addressing the dockets. The Commission has therefore determined it to be appropriate to schedule this prehearing conference at the same time and place as the other conferences and to hear them on a common record.
- 3 Hearing in this matter is being held pursuant to Part IV of chapter 34.05 RCW pertaining to adjudicative proceedings, including but not limited to RCW 34.05.413, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, RCW 34.05.452, and RCW 34.05.482 - .494. The Commission has jurisdiction over this matter pursuant to Title 80 RCW, having legal authority to regulate the rates, services, and practices of electric utilities. The statutes and rules involved include those within chapters 80.04 and 80.28 RCW and chapters 480-09 and 480-100 WAC. The issues involved are generally stated above and more specifically contained in the pleadings herein.

- 4 NOTICE IS HEREBY GIVEN That in accordance with WAC 480-09-700(1)(a), the Commission has determined that good cause exists for this matter to be heard on shortened notice.
- 5 NOTICE IS FURTHER GIVEN That a prehearing conference in this matter will be held at 9:30 a.m., on July 10, 2001, in Room 108, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.
- 6 The purpose of the prehearing conference is to consider formulating the issues in the proceeding, and to determine other matters to aid in its disposition, as specified in WAC 480-09-460. Petitions to intervene should be made in writing prior to the hearing date or made orally at the hearing. The time and place for the evidentiary hearing will be set at the prehearing conference or by later written notice. Appearances will be taken.
- 7 If any party or witness needs an interpreter or other assistance, please fill out the form attached to this notice and return it to the Commission.
- 8 NOTICE IS FURTHER GIVEN THAT ANY PARTY WHO FAILS TO ATTEND OR PARTICIPATE IN THE HEARING SET BY THIS NOTICE, OR ANY OTHER STAGE OF THIS PROCEEDING, MAY BE HELD IN DEFAULT IN ACCORDANCE WITH RCW 34.05.440. THE PARTIES ARE FURTHER ADVISED THAT THE SANCTION PROVISIONS OF WAC 480-09-700(4) ARE SPECIFICALLY INVOKED.
- 9 The names and mailing addresses of all parties and their known representatives are as follows:

Complainant: Mary E. Mirante
City of SeaTac
17900 International Blvd., Suite 401
SeaTac, WA 98188-4236
(206) 433-1800

Representative: Carol S. Arnold
Laura K. Clinton
Preston Gates & Ellis LLP
701 Fifth Avenue, Suite 5000
Seattle, WA 98104-7078
(206) 623-7580

Respondent: Puget Sound Energy, Inc.
P. O. Box 87034
Bellevue, WA 98009-9734

Representative: Markham Quehrn
Perkins Coie LLP
One Bellevue Center
411 108th Avenue N.E., Suite 1800
Bellevue, WA 98004-5584
(425) 453-6980

Public Counsel: Simon ffitich
Office of Attorney General
900 Fourth Avenue, Suite 2000
Seattle, WA 98164-1012
(206) 464-7744

- 10 Commission Staff will appear through Mary Tennyson, Senior Assistant Attorney General, 1400 S. Evergreen Park Drive S.W., P. O. Box 40128, Olympia, Washington 98504-0128, (360) 664-1220.
- 11 Dennis J. Moss has been designated as the Administrative Law Judge from the Utilities and Transportation Commission's Administrative Law Division, 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-7250, and will preside at the prehearing conference.
- 12 Notice of any other procedural phase will be given in writing or on the record as the Commission may deem appropriate during the course of this proceeding.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN
Executive Secretary

June , 2001

Inquires may be addressed to:

Executive Secretary
Washington Utilities and
Transportation Commission
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