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BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

KENNETH L. BINKLEY,

Complainant,

v.

PUGET SOUND ENERGY, INC.,

Respondent.

NO. UE-091531

PUGET SOUND ENERGY, INC.'S
ANSWER TO COMPLAINT

Puget Sound Energy, Inc. ("PSE" or "the Company") answers the letter Complaint of Kenneth L. Binkley ("Binkley") received by the Washington State Utilities and Transportation Commission (the "Commission") on September 14, 2009, as follows, in paragraphs numbered one through ten, corresponding to the paragraphs in Binkley's letter complaint.

ANSWER

1. In response to the first sentence of paragraph one, PSE admits the allegation on information and belief. PSE further admits that Salmon Shores RV Park ("Salmon Shores") is a customer under Tariff Schedules 7, 24 and 25 and provides Binkley electricity. The third and final sentence states a legal assertion and conclusion for which an answer is

1 inappropriate and is therefore denied. PSE denies the remaining allegations contained in
2
3 paragraph one.

4
5 **ANSWER TO "BACKGROUND"**

6
7 2. Answering paragraph two, PSE is without information or knowledge to
8
9 respond to the first two sentences, and therefore denies same. PSE admits the third and
10
11 fourth sentences. In answering the remaining sentences, PSE admits that Mr. Cupp contacted
12
13 PSE and that PSE wrote to Salmon Shores informing it that PSE's tariff does not authorize
14
15 the reselling of electricity and that the Salmon Shores could not charge its tenants more per
16
17 kWh than PSE charged Salmon Shores, but that if Salmon Shores wanted to use a flat rate
18
19 charge, it would not violate the tariff so long as the charge was not associated with the kWh
20
21 charge. PSE is without knowledge or information as to the seventh and final sentence of
22
23 paragraph 2 and therefore denies the same. PSE denies the remaining allegations contained
24
25 in paragraph two.

26
27 3. Answering paragraph three, PSE admits that Binkley filed a complaint with
28
29 the Attorney's General Office ("AGO"). PSE admits the second sentence upon information
30
31 and belief. PSE admits the allegations contained in the third and final sentence.

32
33 **ANSWER TO "ELECTRICITY ACCESS CHARGE"**


34
35 4. Answering paragraph four, PSE admits that Salmon Shores began charging an
36
37 Electricity Access Charge to its tenants in the last year and that Binkley contacted the AGO
38
39 with complaints in this regard. PSE is without knowledge or information as to the last two
40
41 sentences of paragraph four and therefore denies same.

42
43 5. Answering the fifth paragraph, PSE alleges that Binkley's invoices for
44
45 electricity are in writing and speak for themselves. PSE denies the remaining allegations
46
47 contained in paragraph five.

1 DATED: October 19, 2009.
2
3

4 **PERKINS COIE LLP**
5

6
7
8 By

9 
10 _____
11 Sheree Strom Carson
12 Gina S. Warren
13 Attorneys for Puget Sound Energy, Inc.
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STATE OF WASHINGTON)
) ss.
COUNTY OF KING)


LYNN F. LOGEN, being first duly sworn, deposes and says that he is the Tariff Consultant for Puget Sound Energy, Inc.; that he has read the foregoing Answer to Complaint and knows the contents thereof; that the facts set forth therein are true of his own knowledge, except as to matters which are therein stated on information or belief, and as to those matters, he believes them to be true.



Lynn F. Logen

SUBSCRIBED and SWORN to before me this 16 day of October, 2009, by LYNN F. LOGEN.





Print Name: Denise K SCHROEDER
Notary Public in and for the State of Washington,
residing at SNOQUALMIE WA
My commission expires: 8-1-2013

[Faint, illegible text]

DENISE K. ZHANG
NOTARY PUBLIC
STATE OF WASHINGTON
COMMISSION EXPIRES
AUGUST 1 2013


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CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon all parties of record in this proceeding, by mailing with postage prepaid to:

Kenneth Lee Binkley
P.O. Box 2213
Olympia, Washington 98507-2213

Dated at Belleveue, Washington, this 19th day of October, 2009.


Cynthia Main