

**BEFORE THE WASHINGTON STATE  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of	)	DOCKET UE-072394
	)	
PACIFICORP, d/b/a PACIFIC	)	
POWER & LIGHT COMPANY,	)	ORDER 02
	)	
Petitioner,	)	
	)	ORDER GRANTING
Seeking Exemption from the	)	CLARIFICATION OF ORDER
Provisions of WAC 480-100-252	)	01; GRANTING COMPANY
Requiring Electric Companies to File	)	ADDITIONAL TIME TO FILE
the State Supplement to the 2008	)	STATE SUPPLEMENT TO THE
Annual Report FERC Form No. 1 by	)	ANNUAL REPORT FERC FORM
May 1, 2008	)	NO. 1
.....	)	

**BACKGROUND**

1 On December 12, 2007, PacifiCorp, d/b/a Pacific Power & Light Company (PacifiCorp or Company) filed with the Washington Utilities and Transportation Commission (Commission) a petition requesting an extension of time to file the state supplement to the 2008 Annual Report FERC Form No. 1. WAC 480-100-252 requires the state supplement to FERC Form No. 1 to be filed by May 1 of each year. PacifiCorp requested an extension to May 31, 2008, as well as a permanent extension to May 31 each year. The Company stated that it needs the thirty day extension because the state supplement is based on information contained in the FERC Form No. 1. The FERC Form No. 1 has an annual filing deadline of April 18, is subject to an independent audit review, and therefore is subject to change until just prior to the April 18 FERC deadline. The nine working days between the FERC filing deadline and the Commission filing deadline do not allow sufficient time to prepare the state supplement if there are last-minute changes to the FERC Form No. 1 data as a result of the audit review. In addition, the Company must prepare similar reports for five other states, which adds significantly to the burden of meeting the May 1 deadline. The Commission Staff recommended that the Commission grant this permanent extension for the filing of the state supplement to the Annual Report FERC Form No. 1 to be filed by May 31 of each year.

- 2 On February 28, 2008, the Commission issued an Order granting the Company's petition for an extension of time to file the state supplement to its annual report.
- 3 On June 11, 2008, the Company filed a motion for clarification out of time of Order No. 01 because, as it asserts, the language in Ordering paragraph 1 implies the contradictory authority of a permanent filing extension and an extension solely for the Company's 2008 state supplement.

### FINDINGS AND CONCLUSIONS

- 4 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate the rates, rules, regulations, practices, accounts, securities, transfers of property and affiliated interests of public service companies, including electric companies. *RCW 80.01.040, RCW 80.04, RCW 80.08, RCW 80.12, RCW 80.16 and RCW 80.28.*
- 5 (2) The Company is an electric company and a public service company subject to Commission jurisdiction.
- 6 (3) The Commission finds that sufficient uncertainty exists as to the applicability of the filing extension in Order 01 in this docket to warrant granting the motion for clarification out of time of Order 01.
- 7 (4) The Company is subject to RCW 80.04.080 and WAC 480-100-252, which require electric companies to file their state supplements to their annual reports by May 1 of each year.
- 8 (5) Following review of the Company's petition and motion for clarification and in the interest of obtaining the most accurate and complete data possible from the Company, the Commission finds that Order 01 should be clarified to the extent that it grants the Company's request for a permanent thirty day filing extension for filing the state supplement to FERC Form No. 1. In light of the ongoing nature of the Company's timing concerns, the Commission finds that

the thirty day filing extension is reasonable and should be granted on a permanent basis commencing with the 2008 state supplement filing.

- 9 (6) After reviewing the Company's motion for clarification filed in Docket UE-072394 on June 11, 2008, and giving due consideration, the Commission finds that the motion should be granted, and the order clarified.

**ORDER**

**THE COMMISSION ORDERS:**

- 10 (1) PacifiCorp, d/b/a Pacific Power & Light Company's motion for clarification out of time of Order 01 is granted.
- 11 (2) Order 01 is clarified to reflect that PacifiCorp, d/b/a Pacific Power & Light Company may file the state supplement to its annual reports by May 31 of each year.
- 12 (3) The Commission retains jurisdiction over the subject matter and PacifiCorp, d/b/a Pacific Power & Light Company to effectuate the provisions of this Order.
- 13 The Commissioners, having determined this Order to be consistent with the public interest, directed the Executive Director and Secretary to enter this Order.

DATED at Olympia, Washington, and effective June 19, 2008.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER  
Executive Director and Secretary