

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

In the Matter of the Application of)	DOCKET U-111176
)	
AVISTA CORPORATION,)	ORDER 02
)	
)	
Petitioner,)	
)	
For an Order Establishing Compliance)	ORDER AMENDING
with the Provisions of RCW 80.08.040,)	COMMISSION'S ORDER NO. 1
with Respect to its Proposal to issue and)	ESTABLISHING COMPLIANCE
sell up to \$450,000,000 of Debt)	WITH RCW 80.08.040, RELATING
Securities.)	TO SECURITIES ISSUANCE
.....)	

BACKGROUND

- 1 On August 23, 2011, Avista Corporation (Avista or Company) filed a request to amend the original order filed on July 13, 2011. In its initial notice Avista planned to issue up to \$300,000,000 of new debt. This amended notice seeks to increase the amount of debt it plans to issue up to \$450,000,000 in order to take advantage of current and future market conditions.
- 2 All other elements with respect to terms and conditions contained in the initial notice remain unchanged.
- 3 According to Avista's application and supporting documents, the proceeds of the financing are for one or more of the purposes allowed by RCW 80.08.030.

FINDINGS AND CONCLUSIONS

- 3 (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 and natural gas companies. *RCW 80.01.040, RCW 80.04, RCW 80.08, RCW 80.12, RCW 80.16 and RCW 80.28.*

- 4 (2) Avista is engaged in the business of providing electric and natural gas service within the state of Washington. As a public service company, it is subject to Commission jurisdiction.
- 5 (3) The application Avista filed meets the requirements of *RCW 80.08* which concern the issuance of securities by public service companies.
- 6 (4) The information Avista filed in this docket contains: (a) a certification by an authorized officer that the proceeds will be used for one or more purposes allowed by *RCW 80.08.030*; (b) a description of the proposed issuance, including the terms of financing, and (c) a statement as to why the proposed sale of securities is in the public interest. *See WAC 480-100-242 and WAC 480-90-242.*
- 7 (5) After reviewing the information and amended application Avista filed in Docket U-111176 on June 28, 2011, and giving due consideration, the Commission finds that Avista is in compliance with *RCW 80.08.040*.

ORDER

THE COMMISSION ORDERS:

- 8 (1) AVISTA CORPORATION has complied with the requirements of *RCW 80.08.040* with respect to the proposals in its application to issue and sell up to \$450,000,000 of Debt Securities.
- 9 (2) AVISTA CORPORATION is directed to file a Report of Securities Issued as required by *WAC 480-100-262 and WAC 480-90-262*. AVISTA CORPORATION is also required to file verified copies of any agreement entered into in connection with any transaction pursuant to this Order. Finally, AVISTA CORPORATION shall file a verified statement setting

forth in reasonable detail the disposition of the proceeds of each offering made pursuant to this Order.

- 10 (3) This Order shall in no way affect the authority of the Commission over rates, services, accounts, valuations, estimates, or determination of costs, or any matters that may come before it. Nor shall anything in this Order be construed as an agreement to any estimate or determination of costs, or any valuation of property claimed or asserted.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective August 24, 2011.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION



DAVID W. DANNER, Executive Director and Secretary