

McDowell Rackner & Gibson PC



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August 9, 2013

OVERNIGHT DELIVERY

Dennis J. Moss
Stephany A. Watson
Administrative Law Judge
Washington Utilities and Transportation Commission
PO Box 47250
1300 S Evergreen Park Drive SW
Olympia WA 98504-7250

Re: IN THE MATTER OF WUTC v. PACIFICORP
Docket No. UE-130043

Dear Judge Moss and Judge Watson:

On Tuesday, August 6, 2013, PacifiCorp d/b/a Pacific Power & Light Company (or Company) filed a Motion for Leave to File Supplemental Testimony in this case. The Company sought to offer a new exhibit, a copy of a Letter of Understanding (LOU) between PacifiCorp and the Bonneville Power Administration (BPA) that related to an adjustment for the Direct Current (DC) Intertie contract. The Company found the LOU in its archives a day or two before the rebuttal testimony was filed and did not have sufficient time to include it in its rebuttal.

The parties served discovery on the LOU over the last couple of days. In the course of reviewing this discovery, the Company discovered that the LOU had been located by others in the Company last year and provided to parties in another state. In light of this fact, the Company conferred with the parties and, based on the parties' opposition to the Motion for Leave to File Supplemental Testimony, the Company hereby withdraws its motion.

Notwithstanding the Company withdrawal of the motion, the Company intends to respond to the discovery that was served by the parties related to the LOU.

Please do not hesitate to call if you have any questions or concerns. Thank you for your assistance.

Very truly yours,

Katherine McDowell

Enclosures
cc: Service List

CERTIFICATE OF SERVICE

I hereby certify that I have this 9th day of August, 2013, served the true and correct original, along with the correct number of copies, of the foregoing document upon the WUTC, via Overnight and electronic mail, properly addressed as follows:

Steven V. King
Acting Secretary and Executive Director
Washington Utilities and Transportation
Commission
1300 S Evergreen Park Drive SW
PO Box 47250
Olympia, WA 98504-7250

_____ Hand Delivered
_____ U.S. Mail (first-class, postage
prepaid)
 x Overnight Mail (UPS)
_____ Facsimile (360) 586-8203
 x Email (records@wutc.wa.gov)

I hereby certify that I have this 9th day of August, 2013, served a true and correct copy of the foregoing document upon parties of record, via electronic mail, properly addressed as follows:

**Washington Utilities & Transportation
Commission**

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I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED this 9th day of August, 2013, at Portland, Oregon.



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Of Attorneys for PacifiCorp