

September 18, 2003

Theodora Mace  
Administrative Law Judge  
Washington Utilities and Transportation Commission  
1300 S. Evergreen Park Dr. SW  
P. O. Box 47250  
Olympia, Washington 98504-7250

Re: *WUTC v. Avista Corporation*  
Docket No. UG-021584

Dear Judge Mace:

**1. Cross-examination exhibits**

Staff anticipates using the following cross-examination exhibits, by witness. Other exhibits (already filed and sponsored by other witnesses), may be used in cross-examination of these witnesses as well.

In addition, it is possible that one or more of the exhibits we identify will be used with other witnesses, particularly if one witness defers questions on the exhibit to another witness.

In addition, Staff has not yet received some of the data request responses identified below. Accordingly, it is possible that once the response is received and reviewed, Staff will conclude there is no need to use it in cross-examination.

Finally, Staff intends to ask for official notice of Avista's Gas Integrated Resource Plans (IRPs) for 1997, 2000, and 2003 (draft).

Mr. Norwood:

Avista's Response to Staff Data Request Nos. 102, 117, 115, 118, 119, 122, 123, 127 and 86, and Avista's Quarterly Benchmark Reports for 4<sup>th</sup> Quarter 2002 and the 1<sup>st</sup> and 2<sup>nd</sup> Quarters of 2003.

Mr. Gruber:

Avista's Response to Staff Data Request Nos. 120, 121, 19B (confidential), 95 and 97

Mr. D'Arienzo:

Avista's Response to Staff Data Request Nos. 66 and 57.

Mr. Hirschhorn:

None

Ms. Elder:

None.

**2. Cross-examination time estimates:**

The following time estimates are provided as good faith estimates. One witness may defer questions to another. That would affect the individual estimates.

Mr. Norwood:

60-75 minutes

Mr. D'Arienzo:

40 minutes

Mr. Gruber:

40 minutes

Mr. Hirschhorn:

None.

Ms. Elder:

None.

Should Public Counsel and the Commissioners have no questions of Mr. Hirschhorn, Staff is willing to stipulate into evidence his testimony and exhibits. Since he sponsors as exhibits the tariffs that describe the Benchmark Mechanism, and since other witnesses testify as to the workings of the Mechanism, it is possible we may use those exhibits in questioning other witnesses.

### **3. Other issues**

Staff does not anticipate raising any new issues at Friday's pre-hearing conference, other than those that may arise regarding the foregoing exhibits and time estimates.

Very truly yours,

DONALD T. TROTTER  
Senior Counsel

DTT:kl  
cc: All Parties