

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

WASHINGTON UTILITIES AND)	
TRANSPORTATION COMMISSION,)	DOCKET NO. UE-032065
)	
Complainant,)	
)	
v.)	NOTICE OF PREHEARING
)	CONFERENCE
PACIFICORP d/b/a PACIFIC)	(Set for January 26, 2004,
POWER & LIGHT COMPANY)	1:30 p.m.)
)	
Respondent.)	
.....)	

1 On December 16, 2003, PacifiCorp d/b/a Pacific Power & Light Company (PacifiCorp or the Company) filed with the Commission revisions to its currently effective Tariff WN U-74, designated as set forth in paragraph 1 of the Commission’s Complaint and Order No. 01 in this proceeding. The stated effective date is January 16, 2004. PacifiCorp requests an increase in annual revenues from Washington operations of \$26.7 million, resulting in a proposed uniform increase in rates of 13.5 percent. The filing is based on a test period consisting of the twelve months ending March 31, 2003. PacifiCorp’s filing was authorized by the Commission by a consolidated order entered on July 15, 2003, in Docket Nos. UE-020417 and UE-991832.¹

2 Hearing in this matter is being held pursuant to Part IV of chapter 34.05 RCW pertaining to adjudicative proceedings, including but not limited to RCW 34.05.413, RCW 34.05.422, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. The Commission has jurisdiction over this matter pursuant to Title 80 RCW, having legal authority to regulate the rates, services, and practices of electric utilities. Statutes involved, in addition to those previously cited,

¹ *In re the Petition of PacifiCorp d/b/a Pacific Power & Light Company for an Accounting Order Authorizing Deferral of Excess Net Power Costs, Sixth Supplemental Order Denying Petition For Accounting Order; Rejecting Tariff Filing; Authorizing Subsequent Filing, Docket No. UE-020417; and Washington Utilities And Transportation Commission v. PacifiCorp D/B/A Pacific Power & Light Company, Eighth Supplemental Order Amending Third Supplemental Order, Docket No. UE-991832 (July 15, 2003).*

include those within chapters 80.01, 80.04 and 80.28 RCW relating to rates, including but not limited to RCW 80.01.040, RCW 80.04.020, RCW 80.28.020, RCW 80.28.030, RCW 80.28.070, RCW 80.28.090, and RCW 80.28.100. Rules involved include those within chapters 480-07,² and 480-100 WAC.

3 The ultimate issues include whether the proposed tariff revisions are fair, just, reasonable, sufficient, and in the public interest. The ultimate issues also include whether PSE's current power cost rate on file and in effect with the Commission is fair, just, reasonable, and sufficient. These issues may include consideration of alternative rate design or structure. In accordance with the provisions of RCW 80.04.130, the burden of proof to show that the proposed tariff revisions are just and reasonable shall be upon the respondent.

4 NOTICE IS HEREBY GIVEN That in accordance with WAC 480-07-440(1)(a), the Commission has determined that good cause exists for this matter to be heard on shortened notice.

5 **NOTICE IS HEREBY GIVEN That a prehearing conference in this matter will be held at 1:30 p.m., on January 26, 2004, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

6 The purpose of the prehearing conference is to take interventions, establish dates for distribution of evidence and workpapers and other scheduling matters, consider formulating the issues in the proceeding and to determine other matters to aid in its disposition, as specified in WAC 480-07-430.

7 Petitions to intervene should be made in writing prior to the hearing date or made orally at the hearing. Appearances will be taken. If any party or witness needs an interpreter or other assistance, please fill out the form attached to this notice and return it to the Commission. The time and place for the evidentiary hearings will be set at the prehearing conference or by later written notice.

² Chapter 480-07 WAC, the Commission's new procedural rules became effective on January 1, 2004, and the Commission's previously effective procedural rules in Chapter 480-09 WAC were simultaneously repealed.

8 **NOTICE IS FURTHER GIVEN THAT ANY PARTY WHO FAILS TO ATTEND OR PARTICIPATE IN THE HEARING SET BY THIS NOTICE, OR ANY OTHER STAGE OF THIS PROCEEDING, MAY BE HELD IN DEFAULT IN ACCORDANCE WITH RCW 34.05.440. THE PARTIES ARE FURTHER ADVISED THAT THE SANCTION PROVISIONS OF WAC 480-07-450 ARE SPECIFICALLY INVOKED.**

9 The names and mailing addresses of all parties and their known representatives are as follows:

Complainant: Washington Utilities and
Transportation Commission
Chandler Plaza Building
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

Representative: Robert D. Cedarbaum
Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664-1188

Respondent: Christy Omohundro
Vice President, Regulation
PacifiCorp
825 NE Multnomah, Suite 800
Portland, OR 97232
(503) 813-6065

Representatives: James M. Van Nostrand
Stoel Rives LLP
Suite 3600, One Union Square
600 University Street
Seattle, WA 98101
(206) 386-7665

Stephen C. Hall
Stoel Rives LLP
900 S.W. Fifth Avenue, Suite 2600
Portland, OR 97204
(503) 294-9625

Public Counsel: Simon ffitch
Office of the Attorney General
900 Fourth Avenue, Suite 2000
Seattle, WA 98164-1012
(206) 646-7744

- 10 Chairwoman Marilyn Showalter, Commissioner Richard Hemstad, and Commissioner Patrick J. Oshie will sit as presiding officers in this proceeding. Administrative Law Judge Dennis J. Moss, from the Utilities and Transportation Commission's Administrative Law Division, will preside at the prehearing conference and assist the Commissioners during all phases of this proceeding.
- 11 The Public Counsel section of the Office of the Attorney General has been designated by the Attorney General to represent the public. The address of the Commission, shown below, may be used for inquiries of Public Counsel, or Public Counsel may be contacted directly by writing or calling the address or telephone number listed below.
- 12 Notice of any other procedural phase will be given in writing or on the record as the Commission may deem appropriate during the course of this proceeding.

DATED at Olympia, Washington, and effective this 15th day of January 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN
Executive Secretary

Inquiries may be address to:

Secretary
Washington Utilities and
Transportation Commission
Chandler Plaza Building
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

- or - Public Counsel Section
Office of the Attorney General
900 Fourth Avenue, Suite 2000
Seattle, WA 98164-1012
(206) 464-7744

NOTICE

PLEASE NOTE: The hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and if limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

The information needed to provide an appropriate interpreter or other assistance should be stated below and returned to Washington Utilities and Transportation Commission, Attention: Carole J. Washburn, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket No.: _____

Case Name: _____

Hearing Date: _____ Hearing Location: _____

Primary Language: _____

Hearing Impaired (Yes) _____ (No) _____

Do you need a certified sign language interpreter:

Visual _____ Tactile _____

Other type of assistance needed: _____

English-speaking person who can be contacted if there are questions:

Name: _____

Address: _____

Phone No.: (____) _____