

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

WASHINGTON UTILITIES AND)	DOCKET NO. UE-050684
TRANSPORTATION)	
COMMISSION,)	ORDER NO. 01
)	
Complainant,)	
)	
v.)	
)	
PACIFICORP d/b/a PACIFIC)	
POWER & LIGHT COMPANY,)	
)	COMPLAINT AND ORDER
Respondent.)	SUSPENDING TARIFF REVISIONS
.....)	

BACKGROUND

1 On May 5, 2005, PacifiCorp. d/b/a Pacific Power & Light Company, the Company filed with the Commission revisions to its currently effective Tariff WN U-74. The proposed revisions to its tariffs are:

Twentieth Revision of Sheet No. B		Tariff Index
Twenty-Third Revision of Sheet No. B a		Tariff Index
Original Sheet No. 5.1	Schedule 5	Experimental Partial Requirements Service – 100 KW or Less
Original Sheet No. 5.2	Schedule 5	Experimental Partial Requirements Service - 100 KW or Less
Ninth Revision of Sheet No. 15.1	Schedule 15	Outdoor Area Lighting Service – No New Service
Twelfth Revision of Sheet No. 16.1	Schedule 16	Residential Service
Eighth Revision of Sheet No. 17.1	Schedule 17	Low Income Bill Assistance Program
Seventh Revision of Sheet No. 24.1	Schedule 24	Small General Service
Fourteenth Revision of Sheet No. 24.2	Schedule 24	Small General Service

Ninth Revision of Sheet No. 36.1	Schedule 36	Large General Service – Less Than 1,000 kW
Tenth Revision of Sheet No. 36.2	Schedule 36	Large General Service – Less Than 1,000 kW
Twelfth Revision of Sheet No. 40.1	Schedule 40	Agricultural Pumping Service
Tenth Revision of Sheet No. 48T.1	Schedule 48T	Large General Service – Metered Time of Use 1,000 kW and Over
Ninth Revision of Sheet No. 51.1	Schedule 51	High Pressure Sodium Vapor Street Lighting Service
Ninth Revision of Sheet No. 52.1	Schedule 52	Street Lighting Service Company-Owned System
Ninth Revision of Sheet No. 53.1	Schedule 53	Street Lighting Service Customer-Owned System
Ninth Revision of Sheet No. 54.1	Schedule 54	Recreational Field Lighting – Restricted
Ninth Revision of Sheet No. 57.1	Schedule 57	Mercury Vapor Street Lighting Service – No New Service
Eighth Revision of Sheet No. 57.2	Schedule 57	Mercury Vapor Street Lighting Service – No New Service
Original Sheet No. 72.1	Schedule 72	Irrigation Curtailment Program Rider
First Revision of Sheet No. 72.2	Schedule 72	Irrigation Curtailment Program Rider
Original Sheet No. 92.1	Schedule 92	Attorney General’s Antitrust Settlement Refund
Original Sheet No. 99.1	Schedule 99	Power Cost Adjustment Mechanism
Original Sheet No. 99.2	Schedule 99	Power Cost Adjustment Mechanism
Original Sheet No. 110.1	Schedule 110	Residential Conservation Service Optional For Qualifying Customers
Original Sheet No. 110.2	Schedule 110	Residential Conservation Service Optional For Qualifying Customers
Original Sheet No. 112	Schedule 112	Residential Energy Efficiency Program – Compact Fluorescent Light bulb Program
Original Sheet No. 400	Schedule 400	Special Contracts
First Revision of Sheet No. 700.1	Schedule 700	Alternate Provider Service
Original Sheet No. 700.2	Schedule 700	Alternate Provider Service
First Revision of Sheet No. 2020	Schedule 2020	20/20 Customer Challenge Program Rider

2 The stated effective date is June 5, 2005. The purpose of the filing is to increase its rates and charges for its electric service to its customers in the state of Washington. With this filing, the Company requests an electric rate increase of \$39.2 million, or 17.9 percent to be implemented at the end of the general rate case proceedings.

3 The filing would increase charges and rates for service provided by PacifiCorp. Because these increases might injuriously affect the rights and interests of the public, and PacifiCorp has not demonstrated that the increases would result in rates that are fair, just, and reasonable, the Commission suspends the tariff filing and will hold public hearings, if necessary, to determine whether the proposed increases are fair, just, and reasonable.

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 rates, regulations, practices, accounts, securities, and transfers of public service companies, including electric companies. *RCW 80.01.040; Chapter 80.04 RCW; and Chapter 80.28 RCW.*

5 (2) PacifiCorp is an electric company and is a public service company subject to the jurisdiction of the Commission.

6 (3) This matter was brought before the Commission at its regularly scheduled meeting on May 24, 2005.

7 (4) The tariff revisions filed by PacifiCorp on May 5, 2005, would increase charges and rates for service provided by PacifiCorp, and might injuriously affect the rights and interest of the public.

- 8 (5) PacifiCorp has not yet demonstrated that the tariff revisions would result in rates that are fair, just, and reasonable.
- 9 (6) In order to carry out the duties imposed upon the Commission by law, and as authorized in RCW 80.04.130, the Commission believes it is necessary to investigate PacifiCorp's books, accounts, practices, and activities; to make a valuation or appraisal of PacifiCorp's property; and to investigate and appraise various phases of PacifiCorp's operations.
- 10 (7) This matter meets the criterion in WAC 480-07-400(2)(b)(i). Accordingly, the methods of discovery in WAC 480-07-400(1)(c)(iii) through (vi) and in WAC 480-07-410 and 415 will be available to the parties.
- 11 (8) As required by RCW 80.04.130 (4), PacifiCorp bears the burden of proof to show that the proposed increases are fair, just, and reasonable.
- 12 (9) PacifiCorp may be required to pay the expenses reasonably attributable and allocable to such an investigation to the extent the requirements for such payment are in accordance with the provisions of Chapter 80.20 RCW.

ORDER

THE COMMISSION ORDERS:

- 13 (1) The tariff revision(s) filed on May 5, 2005, are suspended.
- 14 (2) The Commission will hold hearings at such times and places as may be required.

- 15 (3) Pacific Power and Light must not change or alter the tariffs filed in this docket during the suspension period, unless authorized by the Commission.
- 16 (4) The Commission will institute an investigation of Pacific Power and Light's books, accounts, practices, activities, property, and operations as described above.
- 17 (5) Pacific Power and Light shall pay the expenses reasonably attributable and allocable to the Commission's investigation to the extent the requirements for such payment are in accordance with the provisions of Chapter 80.20 RCW.

DATED at Olympia, Washington, and effective this 24th day of May, 2005.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PATRICK J. OSHIE, Commissioner

PHILIP B. JONES, Commissioner