

the
Energy
Project

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The Washington State
Office of Community
Development and
The Washington State
Community Action
Partnership

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STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION

December 22, 2004

VIA E-MAIL & US Mail

Carole Washburn
Executive Secretary
Washington Utilities & Transportation Commission
1300 S. Evergreen Pk. Dr. S.W.
PO Box 47250
Olympia, WA 98504-7250

Re: Avista GRC 2004
Docket No. UG-041515

Dear Ms. Washburn:

Enclosed please find the original and nine copies of the Energy Project's Statement of Position Regarding Proposed Settlement; Waiving Further Process and Certificate of Service for filing in the above-entitled docket.

Respectfully



Charles M. Eberdt
Director

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION

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WASHINGTON UTILITIES AND
TRANSPORTATION
COMMISSION,

Complainant,

v.

Avista Corp. d/b/a Avista Utilities,

Respondent.
.....

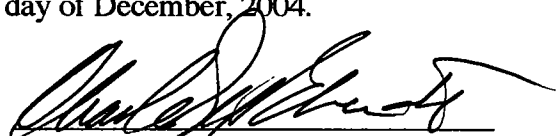
) DOCKET UG-041515
)
) THE ENERGY PROJECT'S
) STATEMENT OF POSITION
) REGARDING PROPOSED
) SETTLEMENT;
) WAIVING FURTHER PROCESS
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)
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STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION

1. The Energy Project hereby notifies the Washington Utilities and Transportation Commission ("Commission") that it will not be filing testimony in this proceeding and that we waive further process in this docket regarding the proposed settlement.

2. Due to the limited amount of funds at our disposal and the judgment that these funds would be more wisely expended in other matters, the Energy Project has not pursued further examination of the merits of the case subsequent to the Commission's adoption of the proposed settlement and establishment of interim rates. We still believe there are procedural considerations that the Commission should take up, but that matter reaches beyond this case alone. Therefore, with respect to the proposed settlement, the Energy Project waives any rights to present testimony, conduct further discovery, cross-examine witnesses at hearing, present additional evidence, and brief the questions of law and fact to the Commission in this proceeding.

RESPECTFULLY SUBMITTED this 22nd day of December, 2004.



Charles M. Eberdt
Energy Project Director