



STATE OF WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION

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April 23, 2019

Mark L. Johnson, Executive Director and Secretary  
Washington Utilities and Transportation Commission  
1300 S. Evergreen Park Dr. SW  
P. O. Box 47250  
Olympia, Washington 98504-7250

RE: Miscellaneous Commitments No. 64, Puget Holdings LLC Submit to the Jurisdiction of  
Washington Courts  
**Docket U-180680**

Dear Mr. Johnson:

On March 11, 2019, the Washington Utilities and Transportation Commission (Commission) entered Final Order 06 (Corrected) Approving Multiparty Settlement; Authorizing Proposed Transactions (Order 06) in the above-referenced docket. Order 06, among other things, the Commission approved new Commitment 64 which required Puget Holdings LLC (Puget Holdings) to file with the Commission prior to closing the Proposed Transactions an affidavit affirming that it will submit to the jurisdiction of Washington courts for enforcement by the Commission of orders adopting these Commitments and subsequent orders affecting Puget Sound Energy (PSE).<sup>1</sup> Commitment 64 also requires PSE to file a report with the Commission regarding any failure to comply with the commitments approved in Order 06 (compliance failure report).

On April 17, 2019, the Proposed Transaction in the above-referenced docket closed.

On April 18, 2019, Puget Holdings filed with the Commission the Declaration of Steven R. Secrist, Senior Vice President and General Counsel of Puget Holding. The filing was made one day after the Proposed Transactions closed. The declaration specifically affirms that Puget

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<sup>1</sup> Order 06 (Corrected), Order Approving Multiparty Settlement; Authorizing Proposed Transactions, In the Matter of the Joint Application of Puget Sound Energy, Alberta Investment Management Corporation, British Columbia Investment Management Corporation, OMERS Administration Corporation, and PGGM Vermogensbeheer B.V., Docket U-180680, ¶¶ 84:87 and 133 (March 11, 2019).

Holdings will submit to the jurisdiction of Washington courts for enforcement by the Commission of orders adopting the Commitments agreed to in Docket U-180680 and subsequent orders affecting PSE.

April 19, 2019, PSE filed with the Commission a compliance failure report, required by Commitment 64, because Puget Holdings made the required compliance filings related to Commitments 64 and 65 one day late. To prevent future late submissions, Puget Holdings has implemented a schedule and notification process to ensure timely submissions for all such future compliance deadlines.

Commission Staff (Staff) reviewed the compliance document filed on April 18, 2019, and finds that it is sufficient to comply with Commitment 64. Staff states “sufficient” because a declaration is not an affidavit but generally may be accepted in Washington in lieu of an affidavit (see [RCW 9A.72.085](#)). Because Staff does not have concerns about the authenticity of the declaration, Staff believes that the declaration may satisfy the compliance requirement of Commitment 64. In addition, because Puget Holdings has implemented a process to prevent further missed compliance deadlines Staff recommends that the Commission accept the filing as in compliance with Commission’s Order 06.

Sincerely,

Melissa Cheesman, MPAC  
Regulatory Analyst 3