

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

WASHINGTON UTILITIES AND)	DOCKET UE-100749
TRANSPORTATION COMMISSION,)	
)	
Complainant,)	NOTICE CANCELING HEARING
)	AND SCHEDULING REPLY
v.)	BRIEFING
)	
PACIFICORP d/b/a PACIFIC POWER)	
& LIGHT COMPANY,)	(Reply Briefs due November 18,
)	2011)
Respondent.)	
)	
.....)	

¹ **BACKGROUND.** By Order 08 entered in this case on July 8, 2011, the Washington Utilities and Transportation Commission (Commission) scheduled this matter for hearing on October 18, 2011. On October 11, 2011, the Commission Staff (Staff) ¹ filed a letter stating that each party had authorized Staff to communicate that the parties agreed to:

- waive the evidentiary hearing,
- have an opportunity to file a reply brief, and
- strike certain testimony from the record.²

¹ In formal proceedings, such as this, the Commission’s regulatory staff participates like any other party, while the Commissioners make the decision. To assure fairness, the Commissioners, the presiding administrative law judge, and the Commissioners’ policy and accounting advisors do not discuss the merits of the proceeding with the regulatory staff, or any other party, without giving notice and opportunity for all parties to participate. See RCW 34.05.455.

² The testimony of PacifiCorp witness, Andrea L. Kelly at ALK-2CT from page 6, line 20 to page 7, line 2.

2 **ADMISSION OF EXHIBITS.** During an informal electronic mail exchange with the parties, the Commission Staff indicated that it was authorized to represent that the parties agree to stipulate to the admission of the prefiled testimony and exhibits in this matter, with the exception of certain testimony filed by PacifiCorp.³ The parties are scheduled to file cross-examination exhibits on October 13, 2011. If any party objects to a document filed as a cross-examination exhibit, they must do so by **Tuesday, October 18, 2011.** The Commission will admit the remainder of the exhibits and rule on the disposition of exhibits to which there are objections after the proponent has had an opportunity to respond to the objection. Responses to objections are due by **Monday, October 24, 2011.**

3 **EVIDENTIARY HEARING.** The Commission will cancel the evidentiary hearing in this matter scheduled to convene on October 18, 2011.

4 **REPLY BRIEFS.** The Commission will allow the parties to file reply briefs by **Friday, November 18, 2011.**

5 **THE COMMISSION GIVES NOTICE That the evidentiary hearing scheduled to convene at 9:30 a.m., on Tuesday, October 18, 2011, in the Commission's Hearing Room, Second Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington, is canceled.**

DATED at Olympia, Washington, and effective October 13, 2011.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

PATRICIA CLARK
Administrative Law Judge

³ See n. 2.