



STATE OF WASHINGTON

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250
(360) 664-1160 • TTY (360) 586-8203

Via Hand Delivery

March 27, 20009

Clerk of the Superior Court
Thurston County Courthouse
2000 Lakeridge Dr. SW
Olympia, WA 98502

RE: The Washington State Attorney General's Office, Public Counsel Section, v.
Washington Utilities and Transportation Commission
Thurston County Cause No. 09-2-00171-2

Dear Clerk:

Enclosed for filing is the record of the Washington Utilities and Transportation Commission for the above-entitled matter. The record consists of the documents listed on the attached sheets.

Sincerely,

David W. Danner
Executive Director and Secretary

cc: Parties

Enclosures





STATE OF WASHINGTON
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250
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March 27, 2009

Simon J. ffitch
Senior Assistant Attorney General
Public Counsel Section
800 Fifth Avenue #2000
Seattle, WA 98104-3188

RE: The Washington State Attorney General's Office, Public Counsel Section v.
Washington Utilities and Transportation Commission,
Thurston County Cause No. 09-2-00171-2

Dear Mr. ffitch:

The Commission record in the above matter is being delivered to the Clerk of the Thurston County Superior Court today. The record consists of the documents listed on the attached index.

If you believe that this record is deficient, please immediately advise the Commission and consideration will be given to the filing of a supplemental record.

Sincerely,

David W. Danner
Executive Director and Secretary

cc: Parties of record

Enclosures



IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

THURSTON COUNTY SUPERIOR COURT

The Washington State Attorney General's Office, Public Counsel Section,)

Petitioner,)

v.)

NO. 09-2-00171-2

Washington Utilities and Transportation Commission,)

Respondent.)

CERTIFICATE

.....)

STATE OF WASHINGTON

ss.

County of Thurston)

I, David W. Danner, Executive Director and Secretary of the Washington Utilities and Transportation Commission, hereby certify that the attached documents contain a full, true, and correct copy of the record in the Washington Utilities and Transportation Commission Docket No. UE-080416, captioned "General rate increase to recover increased costs. Annual revenue impact is approximately \$36.6 Million (10.3 percent)" and UG-080417, captioned "General rate increase to recover increased costs. Annual revenue impact is approximately \$6.6 Million (3.3 percent)."

IN TESTIMONY WHEREOF I have signed and affixed the official seal of the Washington Utilities and Transportation Commission this 27th day of March, 2009.



David W. Danner

David W. Danner
Executive Director and Secretary

RETURN

THE WASHINGTON STATE ATTORNEY GENERAL'S OFFICE,
PUBLIC COUNSEL SECTION,

Petitioner,

v.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION,

Respondent.

Thurston County Superior Court No. 09-2-00171-2

Docket No. UE-080416

Page No.

0001	Master Service List.
0003	Initial Tariff Filing on behalf of Avista Corporation from Kelly Norwood, dated March 3, 2008, with cover letter, customer notice, and certificate of service.
0066	Commission's Order 01, Complaint and Order Suspending Tariff Revisions and Order of Consolidation, dated March 6, 2008, with Proof of Service.
0073	Commission's Notice of Prehearing Conference (Set for March 28, 2008, 10:00 a.m.), dated March 11, 2008, with Proof of Service.
0081	Petition to Intervene of the Industrial Customers of Northwest Utilities from Brendan E. Levenick, dated March 17, 2008, with cover letter and certificate of service.
0087	Notice of Appearance of the Industrial Customers of Northwest Utilities for S. Bradley Van Cleve, Irion A. Sanger, and Allen C. Chann, from Brendan E. Levenick, dated March 17, 2008, with cover letter and certificate of service.

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- 0090 Northwest Industrial Gas Users' Petition to Intervene from Chad M. Stokes, Attorney, dated March 27, 2008, with cover letter and certificate of service.
- 0098 Northwest Industrial Gas Users' Notice of Appearance for Edward A. Finklea and Chad M. Stokes, Attorneys, dated March 27, 2008, with cover letter and certificate of service.
- 0102 Commission's Transcript Order Form dated March 28, 2008.
- 0103 Commission's Order 02, Prehearing Conference Order, dated April 3, 2008, with Proof of Service.
- 0114 Commission's Notice of Bench Requests (Due by Friday, April 18, 2008), dated April 3, 2008, with Proof of Service.
- 0117 Commission's Order 03, Protective Order, dated April 3, 2008, with Proof of Service.
- 0128 Confidentiality Agreements of Simon ffitch, Sarah Shifley, Mary Kimball, Stefanie Johnson, Mary Harper, Tom Spinks, Carol Williams, Kathryn Zsoka, Allison Martin, and Aimee Coe on behalf of Office of the Attorney General, Public Counsel Section, from Simon J. ffitch, Assistant Attorney General, dated April 9, 2008, with cover letter and certificate of service.
- 0140 Confidentiality Agreements of Michael A. Fassio and Chris Rose, on behalf of Commission Staff, from Michael A. Fassio, Assistant Attorney General, dated April 9, 2008, with cover letter.
- 0143 Confidentiality Agreements of S. Bradley Van Cleve, Irion A. Sanger, Donald W. Schoenbeck, and Robynn L. Woodbury, on behalf of Industrial Customers of Northwest Utilities from Brendan E. Levenick, dated April 10, 2008, with cover letter and certificate of service.
- 0150 Confidentiality Agreements of Gregory J. Trautman, Danny Kermode, Alan P. Buckley, Michael Parvinen, Thomas Schooley, Ann M.C. LaRue, and Deborah J. Reynolds, on behalf of Commission Staff, from Gregory J. Trautman, Assistant Attorney General, dated April 15, 2008, with cover letter.
- 0158 Confidentiality Agreement of William H. Weinman, on behalf of Commission Staff, from Gregory J. Trautman, Assistant Attorney General, dated April 24, 2008, with cover letter.

RETURN

- 0160 Confidentiality Agreement of David C. Parcell, on behalf of Commission Staff, from Gregory J. Trautman, Assistant Attorney General, dated April 28, 2008, with cover letter.
- 0162 Confidentiality Agreement of Ronald Roseman, on behalf of The Energy Project, from Ronald L. Roseman, Attorney, dated April 28, 2008, with cover letter and certificate of service.
- 0167 Confidentiality Agreement of Charles Eberdt, on behalf of The Energy Project, from Ronald L. Roseman, Attorney, dated April 28, 2008, with cover letter and certificate of service.
- 0172 Notice of Appearance of Ronald L. Roseman, on behalf of The Energy Project, from Ronald L. Roseman, Attorney, dated April 28, 2008, with cover letter and certificate of service.
- 0177 Confidentiality Agreement of Vanda Novak, on behalf of Commission Staff, from Gregory J. Trautman, Assistant Attorney General, dated April 29, 2008, with cover letter.
- 0179 Customer Notice Status Report on behalf of Public Counsel, from Simon J. ffitich, Assistant Attorney General, dated May 6, 2008, with cover letter and certificate of service.
- 0183 Commission's Notice Granting Request to Extend Filing Deadline (Deadline for Filing Consumer Notice Extended from May 5, 2008, to June 5, 2008), dated May 6, 2008, with Proof of Service.
- 0187 Confidentiality Agreements of Angel L. Finch, Kim Hillenbrand, Margaret Kenney, and Charles King, on behalf of Office of the Attorney General, Public Counsel Section, from Sarah Shifley for Simon J. ffitich, Assistant Attorney General, dated May 15, 2008, with cover letter and certificate of service.
- 0193 Letter to Carole J. Washburn, Executive Secretary, from Simon J. ffitich, Assistant Attorney General, on behalf of Office of the Attorney General, Public Counsel Section, RE: Notification of the status of the preparation of customer notice in this matter, dated June 5, 2008.
- 0194 Commission's Notice of Public Comment Hearing (set for Thursday, September 18, 2008, at 12:00 p.m. (noon) – Pullman) and (Set for Thursday September 18, 2008, at 6:00 p.m. – Spokane), dated June 16, 2008, with Proof of Service.

RETURN

- 0197 Confidentiality Agreements of Chad M. Stokes, Tommy A. Brooks, and fax copy of Confidentiality Agreement of Paula E. Pyron, on behalf of Northwest Industrial Gas Users, from Chad M. Stokes, Attorney, dated July 10, 2008, with cover letter.
- 0201 Original Confidentiality Agreement of Paula E. Pyron on behalf of Northwest Industrial Gas Users, from Chad M. Stokes, Attorney, dated July 14, 2008, with cover letter.
- 0203 Letter to Carole J. Washburn, Executive Secretary, from Chad M. Stokes, Attorney, on behalf of Northwest Industrial Gas Users, RE: Withdrawal of Edward A. Finklea, dated July 16, 2008, with certificate of service.
- 0207 Avista Corporation's Motion for Leave to File Supplemental Testimony and Exhibits, from Kelly Norwood, dated July 25, 2008, with cover letter and certificate of service.
- 0215 Response of Commission Staff to Avista Corporation's Motion for Leave to File Supplemental Testimony and Exhibits from Gregory J. Trautman, Assistant Attorney General, dated August 4, 2008, with cover letter and certificate of service.
- 0220 Public Counsel Answer to Avista Motion for Leave to File Supplemental Testimony, from Simon J. ffitch, Assistant Attorney General, dated August 4, 2008, with cover letter and certificate of service.
- 0235 Public Counsel Motion to Accept Late Filing, from Simon J. ffitch, Assistant Attorney General, dated August 5, 2008, with cover letter and certificate of service.
- 0239 Confidentiality Agreement of Lea Daeschel on behalf of Office of the Attorney General, Public Counsel Section, from Simon J. ffitch, Assistant Attorney General, dated August 6, 2008, with cover letter and certificate of service.
- 0243 Avista's Request for Leave to Reply to Public Counsel's Response to Avista's Motion for Leave to File Supplemental Testimony and Exhibits, from Kelly Norwood, dated August 7, 2008, with cover letter and certificate of service.
- 0250 Commission's Order 04, Granting Motion for Leave to File Supplemental Testimony; Granting Motion to Accept Late Filing; and Granting Request for Leave to File Reply, dated August 8, 2008, with Proof of Service.

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- 0258 Confidentiality Agreement of Michael Majoros on behalf of Office of the State Attorney General, Public Counsel Section, from Simon J. ffitch, Assistant Attorney General, dated August 15, 2008, with cover letter and certificate of service.
- 0262 Joint Motion of Stipulating Parties for Modification of Procedural Schedule, on behalf of Avista Corporation, the Staff of the Washington Utilities and Transportation Commission, the Northwest Industrial Gas Users, and The Energy Project, from Kelly O. Norwood, dated September 16, 2008, with cover letter and certificate of service.
- 0300 Joint Motion to Waive September 19 Testimony Filing Date for Staff and Other Settling Parties, from Gregory J. Trautman, Assistant Attorney General, dated September 16, 2008, with cover letter and certificate of service.
- 0305 Multiparty Settlement Stipulation from Gregory J. Trautman, Assistant Attorney General, dated September 16, 2008, with cover letter and certificate of service.
- 0338 Commission's Order 05, Order Granting Joint Motion to Waive Filing Deadline and Scheduling Prehearing conference (Set for September 26, 2008, at 10:00 a.m.), dated September 17, 2008, with Proof of Service.
- 0343 Sign-in Sheet from Public Hearing held in Pullman, Washington, from 12:00 – 1:30 p.m., dated September 18, 2008.
- 0344 Sign-in Sheets from Public Hearing held in Spokane, Washington, from 6:00 – 7:30 p.m., dated September 18, 2008.
- 0348 Commission's Transcript Order Form, dated September 26, 2008.
- 0349 Commission's Order 06, Prehearing Conference Order Establishing Revised Procedural Schedule and Scheduling Hearing (Set for November 6 and 7, 2008), dated October 8, 2008, with Proof of Service.
- 0356 The Industrial Customers of Northwest Utilities and Public counsel Petition for Review of the Proposed Schedule – Expedited Consideration Requested, from Brendan E. Levenick, dated October 10, 2008, with cover letter and certificate of service.
- 0367 Answer of Avista Corporation to Petition for Review of the Proposed Schedule, from David J. Meyers, Attorney, dated October 14, 2008, with cover letter and certificate of service.

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- 0371 Answer of Commission Staff to ICNU and Public Counsel's Petition for Review of the Proposed Schedule, from Gregory J. Trautman, Assistant Attorney General, dated October 14, 2008, with cover letter and certificate of service.
- 0376 Commission's Order 07, Order Granting Expedited Consideration and Granting, in Part, Petition for Review (Rebuttal Testimony due Wednesday, October 22, 2008), dated October 14, 2008, with Proof of Service.
- 0381 Commission's Notice of Bench Request No. 3, (Due by Wednesday, October 22, 2008), dated October 17, 2008, with Proof of Service.
- 0384 Letter to The Honorable Patricia Clark, Administrative Law Judge, from Simon J. ffitch, Assistant Attorney General, Office of the Attorney General, Public Counsel Section, RE: Submission of cross-examination exhibits, dated October 29, 2008, with cover letter.
- 0398 Commission's Notice Cancelling Prehearing Conference (Set for November 23, 2008), dated October 30, 2008, with Proof of Service.
- 0401 Letter to the Honorable Patricia Clark, Administrative Law Judge, from Simon J. ffitch, Assistant Attorney General, Office of the Attorney General, Public Counsel Section, RE: Submission of additional cross-examination exhibits, dated October 31, 2008, with cover letter.
- 0405 Letter to the Honorable Patricia Clark, Administrative Law Judge, from Simon J. ffitch, Assistant Attorney General, Office of the Attorney General, Public Counsel Section, RE: Submission of additional cross-examination exhibits, dated November 3, 2008, with cover letter.
- 0410 Letter to the Honorable Patricia Clark, Administrative Law Judge, from Simon J. ffitch, Assistant Attorney General, Office of the Attorney General, Public Counsel Section, RE: Submission of additional cross-examination exhibits, dated November 4, 2008, with cover letter.
- 0414 Public Counsel Objection to Admission of Avista Supplemental Testimony, from Simon J. ffitch, Assistant Attorney General, dated November 5, 2008, with cover letter and certificate of service.
- 0418 Commission's Transcript Order Form, dated November 6, 2008.
- 0419 Commission's Notice of Bench Request No. 4, (Due by Friday, November 14, 2008), dated November 10, 2008, with Proof of Service.

RETURN

- 0422 Public Counsel and ICNU Motion for Extension of Time to file Response to Bench Request No. 4 or in the Alternative to Accept Late Filing, from Simon J. ffitch, Assistant Attorney General, dated November 14 2008, with cover letter and certificate of service.
- 0428 Commission's Notice Granting Request to Extend Deadline for Bench Request Response (Deadline for filing Response to Bench Request No. 4 Extended from November 14, 2008, to November 19, 2008), dated November 14, 2008, with Proof of Service.
- 0431 Confidentiality Agreement of Anne N. Solwick, on behalf of Commission Staff, from Gregory J. Trautman, Assistant Attorney General, dated November 18, 2008, with cover letter.
- 0433 Brief of Public Counsel from Simon J. ffitch, Assistant Attorney General, dated November 24, 2008, with cover letter and certificate of service.
- 0536 Brief of Avista Corporation from Kelly Norwood, dated November 24, 2008, with Appendix 1, cover letter and certificate of service.
- 0657 Brief of Commission Staff from Gregory J. Trautman, Assistant Attorney General, dated November 24, 2008, with cover letter and certificate of service.
- 0714 Brief of Industrial Customers of Northwest Utilities from Allison M. Wils, dated November 24, 2008, with cover letter and certificate of service.
- 0737 Letter to David W. Danner, Executive Secretary and Director, from Kelly Norwood, on behalf of Avista Corporation, RE: Letter to Judge Clark regarding confidentiality of Coeur d'Alene Settlement in the docket, dated December 19, 2008, with attached letter, cover letter, and certificate of service.
- 0744 Commission's Order 08, Final Order Approving and Adopting Multi-Party Settlement Stipulation and Requiring Compliance Filing, dated December 29, 2008, with Proof of Service.
- 0804 Letter to David W. Danner, Executive Director & Secretary, from Kelly Norwood, on behalf of Avista Corporation, RE: Submission of revisions to tariff sheets in compliance with Order 08, dated December 30, 2008.

RETURN

- 0831 Letter to David W. Danner, Executive Director & Secretary, from Kelly Norwood, on behalf of Avista Corporation, RE: Submission of substitute tariff sheets in compliance with Order 08, dated December 31, 2008.
- 0836 Letter to All Parties from David W. Danner, Executive Director & Secretary, RE: Tariff revisions submitted on December 30, 2008, from Avista Corporation, will become effective as filed with an effective date of January 1, 2009, dated December 31, 2008, with Proof of Service.
- 0840 Amended Brief of Commission Staff from Gregory J. Trautman, Assistant Attorney General, dated January 28, 2009, with cover letter and certificate of service.
- 0899 Post-Hearing Brief of Avista Corporation from David J. Meyers, Attorney, dated January 29, 2009, with cover letter and certificate of service.
- 1017 Revised Brief of Public Counsel from Simon J. ffitich, Assistant Attorney General, dated January 29, 2009, with cover letter and certificate of service.
- 1119 Commission's Exhibit List.
- 1133 - 2826 Commission's Exhibits 1-7, SLM-1T - SLM-3, MKM-1T, MKM-2, WEA-1T - WEA-13, DPV-1T - DPV-5C, CGK-1T - CGK-5, WGJ-1T - WGJ-9, BFH-1T - BFH-3, TEP-1TC - TEP-9, DFK-1T, DFK-2, SJK-1T - SJK-3, DBD-1T - DBD-4, EMA-1T - EMA-29C, TLK-1T - TLK-8, BJH-1T - BJH-7, BWF-1T, BWF-2, DMF-1T - DMF-12, ADF-1T - ADF-28, KON-1T, JJS-1T - JJS-15, MPP-1T - MPP-12, CWK-1T - CWK-5T, and MJM-1TC - MJM-9 admitted. MJM-10 not admitted.
- 1 - 357 Commission's Hearing Transcript Vols. 1 thru 5 (Pgs. 1 - 357)
Note: Pages 314 - 318 Designated at Confidential Session.

3183 Subtotal of Pages

Docket No. UG-080417

Page No.

3184 Master Service List.

RETURN

- 3185 Initial Tariff Filing on behalf of Avista Corporation from Kelly Norwood, dated March 3, 2008, with cover letter, customer notice, and certificate of service.
- 3248 Commission's Order 01, Complaint and Order Suspending Tariff Revisions and Order of Consolidation, dated March 6, 2008, with Proof of Service.
- 3255 Commission's Order 08, Final Order Approving and Adopting Multi-Party Settlement Stipulation and Requiring Compliance Filing, dated December 29, 2008, with Proof of Service.
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3314 Total pages