

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND  
TRANSPORTATION  
COMMISSION,

Complainant,

v.

AVISTA CORPORATION,

Respondent.

DOCKETS UE-240006 & UG-240007  
(Consolidated)

PUBLIC COUNSEL’S MOTION FOR  
LEAVE TO DISTRIBUTE  
ADDITIONAL CROSS-  
EXAMINATION EXHIBITS

**I. INTRODUCTION**

1. Pursuant to WAC 480-07-375(1)(d) and 480-07-460(1)(i), Public Counsel of the Washington State Attorney General’s Office (Public Counsel) respectfully requests leave to file an additional cross-examination exhibit for Shawn J. Bonfield an Avista Corporation (Avista or Company) Witness. Public Counsel previously filed our proposed cross-examination exhibits and exhibits lists on September 16, 2024, to the Washington Utilities and Transportation Commission (Commission). Later, on September 26, 2024, we submitted a Motion for Leave to file an additional Cross-Examination Exhibit for Joseph Millier.

2. Herein now, this Motion for Leave is to include an additional cross-examination exhibit of Avista Witness Bonfield, which was requested by Administrative Law Judge (ALJ) Thompson during the Evidentiary Hearing on September 30, 2024. We are denoting this proposed exhibit as SJB-13X as Bonfield was on the stand when the exhibit was distributed. This proposed cross-examination exhibit is an excerpt of public comments. Public Counsel expects to

file all public comments in the coming weeks with a Public Comment exhibit. This evidence has been provided to the Company and all parties in attendance at the hearing. Public Counsel's request has not received a notice of an objection.

## **II. RELIEF REQUESTED**

3. Public Counsel hereby, at the request from ALJ Judge Thompson, moves the Commission for leave to distribute a limited number of additional cross-examination exhibits on October 1, 2024, which is after the September 16, 2024, deadline set in the Prehearing Conference Order No. 02.<sup>1</sup>

## **III. ARGUMENT**

4. WAC 480-07-460(1)(a)(i) allows parties to revise their exhibits with leave from the presiding officer. WAC 480-07-460(1)(b) requires that, "a party must file with the commission and serve all other parties with a motion to make substantive changes to any prefiled exhibits as soon as practicable after discovering the need to make that change." In considering such motions, the Commission has generally examined the timing of such motions, the prejudice to any other parties, and whether accepting such testimony will disrupt the procedural schedule of the case. We believe the introduction of this additional exhibit does not impose any such disturbance to the case. Accordingly, the Commission should grant Public Counsel leave to introduce an additional cross-examination exhibit to expand the record.

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<sup>1</sup> *Wash. Utils. & Transp. Comm'n v. Avista Corp.* Docket UE-240006 & UG-240007 (Consolidated) Order 02 (Feb. 27, 2024).

#### IV. CONCLUSION

5. For the reasons listed above, Public Counsel respectfully requests that the Commission grant its motion for leave to file one additional proposed cross-examination exhibit for Avista's witness Bonfield.

DATED this 1st day of October 2024.

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