

**BEFORE THE WASHINGTON UTILITIES AND  
TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION, Complainant,	:	<b>DOCKET NO. UE-190529 and UG-190530</b>
v.	:	<b>PETITION TO INTERVENE OF</b>
PUGET SOUND ENERGY, Respondent	:	<b>THE KROGER CO. ON BEHALF OF THE</b>
	:	<b>FRED MEYER STORES AND</b>
	:	<b>QUALITY FOOD CENTERS</b>

Pursuant to WAC 480-07-355, The Kroger Co., on behalf of its Fred Meyer Stores (“Fred Meyer”) and Quality Food Centers (“QFC”) divisions, hereby petitions the Washington Utilities and Transportation Commission (“Commission”) for leave to intervene in this proceeding, as an intervenor with full party status as described in WAC §480-07-340 and states in support as follows:

**1. Name and Addresses of Petitioner:**

Quality Food Centers, Inc.  
10116 N.E. 8<sup>th</sup> Street  
Bellevue, WA 98004

Fred Meyer Stores, Inc.  
3800 Southeast 2<sup>nd</sup> Street  
Portland, OR 99202

The Kroger Co.  
1014 Vine Street, G-07  
Cincinnati, Ohio 45202

As required by WAC §480-07-145(2)(d), The Kroger Co. has provided this Petition by electronic mail.

**2. Name and Address of Attorney and Consultants Representing Petitioner:**

Kurt J. Boehm, Esq.  
Jody Kyler Cohn, Esq.  
**BOEHM, KURTZ & LOWRY**  
36 East Seventh Street, Suite 1510  
Cincinnati, Ohio 45202  
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Energy Strategies, LLC  
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All documents relating to this proceeding should be served in electronic format only at the above-referenced email addresses.

**3. Identify the Petitioner:**

Petitioner is a retail electric customer of Puget Sound Electric, Inc. (“PSE”). Petitioner has approximately 66 grocery stores and other facilities that purchase their electric supply from PSE.

**4. Petitioner’s Interest in this Proceeding:**

Kroger is a corporation engaged in the business of selling groceries at retail throughout the United States. One of the largest retail food companies in the United States, Kroger operates approximately 130 grocery stores in the state of Washington under the Fred Meyer and QFC banners. Of that total, approximately 66 purchase their electric supply from PSE. These stores purchase more than 185 million kWh of electricity from PSE annually under various rate schedules and have a peak demand in excess of 27 MW. Petitioner is one of the largest commercial customers served by PSE. The grocery stores operated by Fred Meyer and QFC are high load factor facilities that use energy for food storage, lighting, heating, cooling and distribution, often on a 24 hour a day, 7 day a week basis. Accordingly, Petitioner has a substantial and vital interest in the outcome of this case which cannot be adequately represented by any other party.

**5. Issues To Be Raised:**

Petitioner will address whether the revenue requirement, cost allocation and rate design proposed by PSE are just and reasonable.

**6. Testimony of Witnesses:**

If Petitioner submits written direct testimony or exhibits, it will be prepared by Mr. Kevin C. Higgins, a principal in the firm Energy Strategies, LLC of Salt Lake City, Utah. Petitioner also intends to cross-examine the witnesses called by the other parties to this proceeding and to submit written briefs as appropriate.

**WHEREFORE**, for the reasons set forth above, Petitioner respectfully requests that this Petition to Intervene be granted.

DATED this 9<sup>th</sup> day of July, 2019.

Respectfully submitted,



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Kurt J. Boehm, Esq.

Jody Kyler Cohn, Esq.

**BOEHM, KURTZ & LOWRY**

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**COUNSEL FOR THE KROGER CO.**