

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION,  Complainant,  v.  PACIFIC POWER & LIGHT COMPANY,  Respondent.	DOCKET UE-152253  ORDER 09  ORDER REVISING PROCEDURAL SCHEDULE; NOTICE OF HEARING <b>(Set for June 1, 2016)</b>
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- 1 **PROCEEDINGS:** On November 25, 2015, Pacific Power & Light Company (Pacific Power or Company) filed with the Washington Utilities and Transportation Commission (Commission) revisions to its currently effective Tariff WN U-75. The Company seeks authority to increase charges and rates for electric service in a two-year rate plan. Pacific Power's expedited rate filing would increase electric rates by approximately \$10 million, or 2.99 percent, effective May 1, 2016. The Company requests a second year increase in the multi-year rate plan of approximately \$10.3 million, or 2.99 percent, effective May 1, 2017. Pacific Power has also filed a proposed decoupling mechanism which includes a request to record accounting entries associated with the mechanism. The Company seeks expedited treatment of its requests.
- 2 On December 29, 2015, the Commission entered Order 03, Prehearing Conference Order and Notice of Hearing (Order 03). In Order 03, the Commission stated that Pacific Power's request meets the definition of a general rate case and that the Commission has until October 25, 2016, to enter a final order. In an effort to accommodate the Company's proposal for expedited treatment of its rate request, and with the understanding that the narrow issues involved in this case should allow the development of a full record on an abbreviated procedural schedule, the Commission set the evidentiary hearing in this matter for May 2 and 3, 2016.
- 3 The Commission entered Order 08 on April 29, 2016, granting the Motion for Leave to File Supplemental Testimony and Exhibits (Motion) filed by the Commission's regulatory staff (Staff). Staff's supplemental testimony and exhibits are intended to address additional information Staff recently became aware of concerning the Company's installation of the selective catalytic reduction (SCR) at the Jim Bridger Plant's Units 3

and 4. In view of the immediacy of the May 2, 2016 evidentiary hearing, and the impact Order 08 might have on it, the Commission decided to address all non-SCR issues at the currently-scheduled hearing and to convene a telephonic scheduling conference with the parties to develop a procedural schedule for processing the SCR prudence issue.

4 **CONFERENCE.** On April 29, 2016, Staff, the Company, the Public Counsel Section of the Washington Office of Attorney General, Boise White Paper, L.L.C., Sierra Club, and the NW Energy Coalition participated in the Commission's telephonic scheduling conference. The Energy Project was unable to take part in the discussion, but later indicated that it was not opposed to the procedural schedule suggestions arising from this conference.

5 **DISCOVERY.** Parties are reminded that discovery will continue under the Commission's discovery rules, WAC 480-07-400 – 425. Data requests to Staff regarding its supplemental testimony and exhibits are due by 5 p.m. on Monday, May 9, 2016; Staff shall respond to these data requests by noon on Thursday, May 12, 2016. Data requests to the Company or any party filing cross-answering testimony and exhibits, are due by 5 p.m. on Monday, May 16, 2016; responses to these data requests are due by noon on Thursday, May 19, 2016. The Commission urges the parties to work cooperatively together to avoid having to bring discovery matters forward for formal resolution.

6 To expedite the exchange of potentially relevant information, in addition to timely responses to discovery requests, all parties are required to provide all work papers, including model runs and source documents, at the time they pre-file testimony and exhibits.

7 **PROCEDURAL SCHEDULE.** Staff proposed filing its supplemental testimony and exhibits concerning the additional SCR information on Friday, May 6, 2016. Pacific Power proposed filing its rebuttal testimony and exhibits addressing Staff's SCR position on Friday, May 13, 2016. Other parties would also be permitted to file cross-answering testimony and exhibits on May 13, 2016, regarding Staff's supplemental testimony and exhibits.

8 The Commission will convene an evidentiary hearing on Wednesday, June 1, 2016, beginning at 9:30 a.m., for the purpose of addressing the SCR matter. Parties may file simultaneous post-hearing briefs concerning all contested issues within this proceeding by noon on Wednesday, June 22, 2016.

9 **EXHIBITS FOR CROSS-EXAMINATION.** Parties are required to file with the Commission and submit electronically all proposed cross-examination exhibits for the

June 1, 2016, hearing by **noon on Tuesday, May 24, 2016**. The Commission requires **6** copies of the fully unredacted version of these exhibits. The Commission also requires **1** copy of a redacted set of any confidential exhibits, so that these can be made available by the Commission in response to a public records request or posted to the Commission's web pages. The redacted set of exhibits must be submitted electronically by **noon on Tuesday, May 24, 2016**, followed by filing hard copies by 3:00 p.m. on Wednesday, May 25, 2016.

- 10 Except as otherwise agreed between parties, proposed cross-examination exhibits must be served on all parties at the time they are filed with the Commission. Two copies must be furnished to the party sponsoring the witness the party intends to cross examine with the exhibits. Parties may waive the right to service of cross-examination exhibits in whole or in part. This may be appropriate, for example, when a proposed exhibit has been previously furnished during the discovery process.
- 11 The exhibits must be accompanied by an exhibit list and must be organized into sets that are **tabbed, labeled, and grouped** according to the witness the party intends to cross examine with the exhibits. Cross-examination exhibits should be marked for numbering using the witnesses' initials but no numbers should be assigned; the Commission will assign numbers to the exhibits prior to hearing. Cross-examination exhibits not conforming to these requirements may be rejected. Each party's cross-examination exhibit list must be filed with the Commission (**6 copies**) and served on all parties by noon on May 24, 2016.
- 12 **NOTICE OF HEARING.** The Commission will hold an evidentiary hearing in this matter on **June 1, 2016**, beginning at **9:30 a.m.**, in the Commission's Hearing Room, Second Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington. The hearing will address the SCR prudence issue and may include Commissioner questioning of witnesses who have previously testified at the May 2, 2016, hearing. The Commission may alter this schedule by subsequent notice.
- 13 **DOCUMENT PREPARATION AND FILING REQUIREMENTS.** Parties must file the original, plus **6** copies of the unredacted versions of all pleadings, motions, briefs, and other pre-filed materials. Parties must also file the original and one copy of any redacted version(s). These materials must conform to the format and publication guidelines in WAC 480-07-395 and WAC 480-07-460. The Commission prefers that materials be three-hole punched with *oversized* holes to allow easy handling. The Commission may require a party to refile any document that fails to conform to these standards.

- 14 All filings must be mailed or delivered to the Executive Director and Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-7250. Both the post office box and street address are required to expedite deliveries by the U.S. Postal Service.
- 15 An electronic copy of all filings must be provided through the Commission's Web Portal ([www.utc.wa.gov/e-filing](http://www.utc.wa.gov/e-filing)) or by e-mail delivery to ([records@utc.wa.gov](mailto:records@utc.wa.gov)). Alternatively, parties may furnish an electronic copy by delivering with each filing a flash drive, including the filed document(s). Parties must furnish electronic copies in MS Word 6.0 (or later), supplemented by a separate file in .pdf (Adobe Acrobat) format. Parties must follow WAC 480-07-140(5) in organizing and identifying electronic files.
- 16 **ELECTRONIC SUBMISSION OF DOCUMENTS.** The Commission grants a one-day extension of the paper-filing requirement under WAC 480-07-145(6), allowing electronic submission of documents with the Commission on the deadlines established by the procedural schedule. Parties must submit documents through the Commission's Web Portal ([www.utc.wa.gov/e-filing](http://www.utc.wa.gov/e-filing)) or by e-mail to ([records@utc.wa.gov](mailto:records@utc.wa.gov)), and file an original, plus **6** paper copies, of the documents with the Commission by the following business day. Parties must provide courtesy copies of their electronic submissions to the presiding administrative law judge and the parties to the proceeding.
- 17 **NOTICE TO PARTIES: A party who objects to any portion of this Order must file a written objection within ten (10) calendar days after the service date of this Order, pursuant to WAC 480-07-430 and WAC 480-07-810. The service date appears on the first page of the order in the upper right-hand corner. Absent such objection, this Order will control further proceedings in this matter, subject to Commission review.**

Dated at Olympia, Washington, and effective May 5, 2016.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARGUERITE E. FRIEDLANDER  
Administrative Law Judge

**APPENDIX A: Procedural Schedule**

EVENT	DATE
Staff's Supplemental Testimony and Exhibits Incorporating Additional SCR Information	Friday, May 6, 2016
Data Requests to Staff	5:00 p.m., Monday, May 9, 2016
Responses from Staff to Data Requests	Noon, Thursday, May 12, 2016
Company's Rebuttal Testimony and Exhibits and Parties' Cross-Answering Testimony and Exhibits Concerning Staff's SCR Position	Friday, May 13, 2016
Data Requests to Pacific Power and Any Parties That Filed Cross-Answering Testimony and Exhibits	5:00 p.m., Monday, May 16, 2016
Responses from Pacific Power and Other Parties to Data Requests	Noon, Thursday, May 19, 2016
Cross-Examination Exhibits Deadline	Noon, Tuesday, May 24, 2016
Evidentiary Hearing	Wednesday, June 1, 2016
Simultaneous Post-Hearing Briefs	Wednesday, June 22, 2016
Suspension Date	October 25, 2016