

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND)	DOCKET UE-141141
TRANSPORTATION COMMISSION,)	
)	
Complainant,)	ORDER 03
)	
v.)	
)	PREHEARING CONFERENCE
PUGET SOUND ENERGY,)	ORDER; NOTICE OF HEARING
)	(Set for September 30, 2014)
Respondent.)	
)	
.....)	

1 **PROCEEDING:** On May 23, 2014, Puget Sound Energy (PSE or Company) filed with the Washington Utilities and Transportation Commission (Commission) revisions to its currently effective Tariff WN U-60, designated as the Schedule 95 “Power Cost Adjustment Clause.” PSE seeks to revise its Power Cost Rate reflected in Schedule 95, in order to reflect decreases in the Company’s overall normalized power supply costs. The Company’s filing would decrease charges and rates for electric service customers by approximately \$9,554,847 or 0.456 percent. This power cost only rate case, or PCORC, filing is authorized by the Settlement Stipulation approved by the Commission in Dockets UE-011570 and UG-011571. The Commission suspended operation of the as-filed tariffs by Order 01 entered in this docket on June 12, 2014.

2 **CONFERENCE/PRESIDING OFFICER:** The Commission convened a prehearing conference in this proceeding at Olympia, Washington, on July 9, 2014, before Administrative Law Judge Marguerite E. Friedlander, whom the Commission appoints as presiding officer in this proceeding.

3 **PARTY REPRESENTATIVES:** Sheree Strom Carson, Perkins Coie LLP, Bellevue, Washington, represents PSE. Simon J. ffitich, Senior Assistant Attorney General, Seattle, Washington, represents the Public Counsel Division of the Washington State Attorney General’s Office (Public Counsel). Donald T. Trotter, Assistant Attorney General, Olympia, Washington, represents the Commission’s

regulatory staff (Staff).¹ Jesse Cowell, Davison Van Cleve, Portland, Oregon, represents the Industrial Customers of Northwest Utilities (ICNU). Contact information provided at the conference for the parties' representatives is attached as Appendix A to this order.

4 **PETITION FOR INTERVENTION:** ICNU filed a petition to intervene on June 24, 2014. There were no objections to the petition to intervene. The Commission finds that the petitioner demonstrated a substantial interest in this proceeding and that ICNU's participation will be in the public interest. The petition to intervene is granted.

5 **PROTECTIVE ORDER:** The Commission entered a protective order with highly confidential provisions in this docket under RCW 34.05.446, RCW 80.04.095, WAC 480-07-420 and WAC 480-07-423 on June 13, 2014, to protect the confidentiality of proprietary information.

6 **DISCOVERY:** Discovery will be conducted under the Commission's discovery rules, WAC 480-07-400 – 425. The response time for data requests initially is five (5) business days. Beginning August 27, 2014, the time for responses to data requests will be four (4) business days. Discovery will conclude September 22, 2014. 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 prefile testimony and exhibits. The Commission urges the parties to work cooperatively together to avoid having to bring discovery matters forward for formal resolution.

7 **PROCEDURAL SCHEDULE:** The Commission adopts the procedural schedule set forth in Appendix B to this Order.

8 At the prehearing conference, it was suggested that the Commission convene a public comment hearing in the evening of September 30, 2014, following the evidentiary hearing. The Commission takes this request under advisement and will inform the parties of its decision at a later date.

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 this proceeding with the regulatory staff, or any other party, without giving notice and opportunity for all parties to participate. See RCW 34.05.455.

- 9 **EXHIBITS FOR CROSS-EXAMINATION:** Parties are required to file with the Commission and submit electronically all proposed cross-examination exhibits by 2:00 p.m. on September 25, 2014. The Commission requires six (6) copies of the fully unredacted version of these exhibits. The Commission also requires two (2) copies 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.
- 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 (2) 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 and served on all parties by 2:00 p.m. on September 25, 2014.
- 12 **NOTICE OF HEARING:** The Commission will hold an evidentiary hearing in this matter on **September 30, 2014, 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 Commission may alter this schedule by subsequent notice.
- 13 **DOCUMENT PREPARATION AND FILING REQUIREMENTS:** Parties must file the original plus six (6) copies of the unredacted versions of all pleadings, motions, briefs, and other prefiled materials. Parties must also file the original and two (2) copies 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) or by e-mail delivery to (records@utc.wa.gov). Alternatively, parties may furnish an electronic copy by delivering with each filing a 3.5-inch IBM-formatted high-density diskette or CD 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) or by e-mail to (records@utc.wa.gov), and file an original, plus six (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 **ALTERNATE DISPUTE RESOLUTION:** The Commission supports the informal settlement of matters before it. Parties are encouraged to consider means of resolving disputes informally. The Commission does have limited ability to provide dispute resolution services; if you wish to explore those services, please call the Director, Administrative Law Division, at 360-664-1355.

18 **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 July 11, 2014.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARGUERITE E. FRIEDLANDER
Administrative Law Judge

APPENDIX A

PARTIES' REPRESENTATIVES
DOCKET UE-141141

PARTY	REPRESENTATIVE	PHONE	E-MAIL
PSE	Sheree Strom Carson Perkins Coie LLP 10885 NE Fourth Street Suite 700 Bellevue, WA 98004-5579	425-635-1400	scarson@perkinscoie.com
	Kenneth Johnson Director, Rates & Regulatory Affairs Puget Sound Energy P.O. Box 97034 Bellevue, WA 98009-9734	425-456-2110	ken.s.johnson@pse.com
	Donna Barnett		dbarnett@perkinscoie.com
	<i>Electronic Correspondence and Courtesy Copies</i>		psedrs@perkinscoie.com
Commission Staff	Donald T. Trotter Assistant Attorney General Office of the Attorney General Utilities and Transportation Division 1400 S. Evergreen Park Dr. SW P.O. Box 40128 Olympia, WA 98504-0128	360-664-1189	dtrotter@utc.wa.gov
	Chris Mickelson		cmickels@utc.wa.gov

PARTY	REPRESENTATIVE	PHONE	E-MAIL
Public Counsel	Simon ffitch Senior Assistant Attorney General Public Counsel Division Office of Attorney General 800 5th Avenue, Suite 2000 Seattle, WA 98104-3188	206-389-2055	simonf@atg.wa.gov
	Lea Fisher		LeaD@atg.wa.gov
	Carol J. Baker		carolW@atg.wa.gov
	Chanda Mak		ChandaM@atg.wa.gov
ICNU	Jesse Cowell Davison Van Cleve 333 SW Taylor, Suite 400 Portland, OR 97204	503-241-7242	jec@dvclaw.com
	John Carr Executive Director Industrial Customers of Northwest Utilities 818 SW 3 rd Avenue, #266 Portland, OR 97204		jcarr@icnu.org
	Melinda Davison		mjd@dvclaw.com
	Bradley G. Mullins		brmullins@mwanlytics.com

APPENDIX B
PROCEDURAL SCHEDULE
DOCKET UE-141141

EVENT	DATE
Workshop (parties only)	July 18, 2014
Company Supplemental Testimony and Exhibits	August 1, 2014
Settlement Conference (parties only)	August 19, 2014
Staff/Public Counsel/ICNU Response Testimony and Exhibits	August 27, 2014 ²
Company Rebuttal and Parties' Cross Answering Testimony and Exhibits	September 11, 2014
Cross-examination exhibits electronically filed	September 25, 2014
Evidentiary Hearing	September 30, 2014
Simultaneous Initial Briefs	October 24, 2014
Simultaneous Reply Briefs (Limited to 7 pages or less in length)	October 31, 2014 ³

² Discovery responses will be due on a 4 business day turn around on August 27, 2014, until the discovery cutoff on September 22, 2014.

³ The parties request that the Commission enter a final order in this matter by November 20, 2014, so that any new rates may be implemented on December 1, 2014. The Commission will take the request under advisement.