

BEFORE THE WASHINGTON STATE  
UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of the Petition of	)	DOCKET NO. UE-060181
	)	
AVISTA CORPORATION, d/b/a	)	
AVISTA UTILITIES,	)	
	)	NOTICE OF PREHEARING
For Continuation of the Company's	)	CONFERENCE
Energy Recovery Mechanism, With	)	<b>(Set for February 21, 2006, 1:30 p.m.)</b>
Certain Modifications.	)	
.....	)	

1 On January 31, 2006, Avista Corporation, d/b/a Avista Utilities (Avista) filed with the Commission a Petition for Continuation of the Company's Energy Recovery Mechanism, With Certain Modifications.<sup>1</sup>

2 The Commission will hear this matter pursuant to Part IV of chapter 34.05 RCW pertaining to adjudicative proceedings, including but not limited to RCW 34.05.413, RCW 34.05.422, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. The Commission has jurisdiction over this matter pursuant to Title 80 RCW, having legal authority to regulate the rates, services, and practices of electric utilities. Statutes involved, in addition to those previously cited, include those within chapters 80.01 RCW, 80.04 RCW, and 80.28 RCW relating to rates, including but not limited to RCW 80.01.040 and RCW 80.04.020. Rules involved include those within chapters 480-07 WAC, and 480-100 WAC.

3 The ultimate issues include whether the proposed petition complies with the above referenced statutes and is otherwise in the public interest.

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<sup>1</sup> Pursuant to Order No. 05, Docket No. UE-050482, *WUTC v. Avista Corporation, d/b/a Avista Utilities*, the Commission required Avista to file an Energy Recovery Mechanism (ERM) filing by January 31, 2006.

4 Avista requests that the Commission expedite and set a prehearing conference and hearing schedule at its earliest convenience. The Commission determines that good cause exists for this matter to be heard on shortened notice, in accordance with WAC 480-07-440(1)(a).

5 **THE COMMISSION GIVES NOTICE That a prehearing conference in this matter will be held at 1:30 p.m., on February 21, 2006, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

6 The purpose of the prehearing conference is to take interventions, establish dates for distribution of evidence and workpapers and other scheduling matters, consider formulating the issues in the proceeding and to determine other matters to aid in its disposition, as specified in WAC 480-07-430.

7 Petitions to intervene should be made in writing at least three business days prior to the date scheduled for the prehearing conference, as required in WAC 480-07-355(a). The Commission will consider petitions to intervene made orally during the conference, but strongly prefers written petitions to intervene. In addition, party representatives must file notices of appearance with the Commission, as required by WAC 480-07-345(2), no later than the day prior to the conference. If any party or witness needs an interpreter or other assistance, please fill out the form attached to this notice and return it to the Commission. The time and place for any evidentiary hearings will be set at the prehearing conference, on the record of a later conference or hearing session, or by later written notice.

8 **THE COMMISSION GIVES NOTICE that any party who fails to attend or participate in the prehearing conference set by this Notice, or any other stage of this proceeding, may be held in default in accordance with RCW 34.05.440.**

**The parties are further advised that the sanction provisions of WAC 480-07-450 are specifically invoked.**

9 The names and mailing addresses of all parties and their known representatives are as follows:

Petitioner                      Avista Corporation d/b/a Avista Utilities  
   Kelly Norwood, Vice President  
   State and Federal Regulation  
   1411 E. Mission Avenue, MSC-13  
   P. O. Box 3727  
   Spokane, WA 99220-3727  
   (509) 495-4267

Representative:                David J. Meyer  
   VP and Chief Counsel  
   Regulatory and Governmental Affairs  
   Avista Corporation  
   1411 E. Mission Avenue, MSC-13  
   P.O. Box 3727  
   Spokane, WA 99220-3727  
   (509) 495-4316

Commission:                    Washington Utilities and Transportation  
   Commission  
   1300 S. Evergreen Park Drive S.W.  
   P.O. Box 47250  
   Olympia, WA 98504-7250

Representative:                Gregory J. Trautman  
   Assistant Attorney General  
   1400 S. Evergreen Park Drive S.W.  
   P.O. Box 40128  
   Olympia, WA 98504-0128  
   (360) 664-1187

Public Counsel: Simon ffitc  
Office of Attorney General  
900 Fourth Avenue, Suite 2000  
Seattle, WA 98164-1012  
(206) 389-2055

- 10 The Commissioners of the WUTC and Administrative Law Judge Dennis J. Moss, from the Utilities and Transportation Commission's Administrative Law Division, will preside during this proceeding.
- 11 The Public Counsel section of the Office of the Attorney General has been designated by the Attorney General to represent the public. The address of the Commission, shown below, may be used for inquiries of Public Counsel, or Public Counsel may be contacted directly by writing or calling the address or telephone number listed below.
- 12 Notice of any other procedural phase will be given in writing or on the record, as the Commission may deem appropriate during the course of this proceeding.

DATED at Olympia, Washington, and effective this 6th day of February, 2006.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN  
Executive Secretary

Inquiries may be address to:

Secretary  
Washington Utilities and  
Transportation Commission  
Chandler Plaza Building  
1300 S. Evergreen Park Drive S.W.  
P.O. Box 47250  
Olympia, WA 98504-7250  
(360) 664-1160

- or - Public Counsel Section  
Office of the Attorney General  
900 Fourth Avenue, Suite 2000  
Seattle, WA 98164-1012  
(206) 464-7744

**NOTICE**

PLEASE NOTE: The hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and if limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

The information needed to provide an appropriate interpreter or other assistance should be stated below and returned to Washington Utilities and Transportation Commission, Attention: Carole J. Washburn, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket No.: \_\_\_\_\_

Case Name: \_\_\_\_\_

Hearing Date: \_\_\_\_\_ Hearing Location: \_\_\_\_\_

Primary Language: \_\_\_\_\_

Hearing Impaired (Yes) \_\_\_\_\_ (No) \_\_\_\_\_

Do you need a certified sign language interpreter:

Visual \_\_\_\_\_ Tactile \_\_\_\_\_

Other type of assistance needed: \_\_\_\_\_

English-speaking person who can be contacted if there are questions:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_  
Phone No.: (\_\_\_\_) \_\_\_\_\_