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1 BEFORE THE WASHINGTON

2 UTILITIES AND TRANSPORTATION COMMISSION

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4 WASHINGTON UTILITIES AND )DOCKET NO. UG-190210

TRANSPORTATION COMMISSION, )

5 )

Complainant, )

6 )

vs. )

7 )

CASCADE NATURAL GAS )

8 CORPORATION, )

)

9 )

Respondent. )

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PREHEARING CONFERENCE - VOLUME I

12

Pages 1-13

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ADMINISTRATIVE LAW JUDGES RAYNE PEARSON & LAURA CHARTOFF

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April 16, 2019

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10:00 a.m.

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18 Washington Utilities and Transportation Commission

1300 South Evergreen Park Drive Southwest

19 Olympia, Washington 98504

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REPORTED BY: TAYLER GARLINGHOUSE, CCR 3358

21

Buell Realtime Reporting, LLC

22 1325 Fourth Avenue, Suite 1840

Seattle, Washington 98101

23 (206) 287-9066 | Seattle

(360) 534-9066 | Olympia

24 (800) 846-6989 | National

25 www.buellrealtime.com

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1 A P P E A R A N C E S

2

ADMINISTRATIVE LAW JUDGES:

3

RAYNE PEARSON

4 LAURA CHARTOFF

Washington Utilities and

5 Transportation Commission

1300 South Evergreen Park Drive SW

6 Olympia, Washington 98504

(360) 664-1160

7 rayne.pearson@utc.wa.gov

laura.chartoff@utc.wa.gov

8

FOR COMMISSION STAFF:

9

JENNIFER CAMERON-RULKOWSKI

10 JEFF ROBERSON (via bridge)

Assistant Attorney General

11 Office of the Attorney General

Utilities and Transportation Division

12 1400 South Evergreen Park Drive SW

PO Box 40128

13 Olympia, Washington 98504

(360) 664-1186

14 jennifer.cameron-rulkowski@utc.wa.gov

15 FOR PUBLIC COUNSEL:

16 LISA GAFKEN

Assistant Attorney General

17 Office of the Attorney General

800 - 5th Avenue, Suite 2000

18 Seattle, Washington 98104

(206) 464-6595

19 lisa.gafken@atg.wa.gov

20

FOR CASCADE NATURAL GAS:

21

LISA RACKNER

22 McDowell Rackner Gibson PC

419 Southwest 11th Avenue

23 Suite 400

Portland, Oregon 97205

24 (503) 595-3925

lisa@mrg-law.com

25

0003

1 A P P E A R A N C E S (Cont.)

2

FOR THE ENERGY PROJECT:

3 (Via bridge)

SIMON FFITCH

4 Attorney at Law

321 High School Road NE

5 Suite D-3, Box 383

Bainbridge Island, Washington 98110

6 (206) 669-8197

simon@ffitchlaw.com

7

8 FOR AWEC:

(Via bridge)

9 CHAD STOKES

Cable Huston LLP

10 1001 SW Fifth Avenue, Suite 2000

Portland, Oregon 97204

11 (503) 224-3092

cstokes@cablehuston.com

12

13 ALSO PRESENT:

14 MICHAEL PARVINEN

Manager, Regulatory

15 Cascade Natural Gas Corporation

8113 W Grandridge Boulevard

16 Kennewick, Washington 99336

michael.parvinen@cngc.com

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1 OLYMPIA, WASHINGTON; APRIL 16, 2019

2 10:00 A.M.

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4 P R O C E E D I N G S

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6 JUDGE PEARSON: We'll go ahead and be on the

7 record. So good morning. We're here today for a

8 prehearing conference in Docket UG-190210, which is

9 captioned Washington Utilities and Transportation

10 Commission versus Cascade Natural Gas Corporation.

11 My name is Rayne Pearson and with me is

12 Laura Chartoff. We are administrative law judges with

13 the Utilities and Transportation Commission, and we will

14 be co-presiding in this matter along with the

15 Commissioners.

16 So let's start by taking appearances and

17 addressing the petitions for intervention. And let's

18 begin with Cascade.

19 MS. RACKNER: Lisa Rackner for Cascade

20 Natural Gas.

21 JUDGE CHARTOFF: Thank you.

22 And for Staff?

23 MS. CAMERON-RULKOWSKI: Jennifer

24 Cameron-Rulkowski, Assistant Attorney General, and with

25 me also on the phone is Jeff Roberson, Assistant

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1 Attorney General.

2 JUDGE PEARSON: Thank you.

3 Public Counsel?

4 MS. GAFKEN: Good morning. Lisa Gafken,

5 Assistant Attorney General, appearing on behalf of

6 Public Counsel.

7 JUDGE PEARSON: Okay. And for the Alliance

8 of Western Energy Consumers?

9 MR. STOKES: Good morning. This is Chad

10 Stokes for the Alliance of Western Energy Consumers.

11 JUDGE PEARSON: Thank you.

12 And for The Energy Project?

13 MR. FFITCH: Good morning, Your Honor. This

14 is Simon ffitch on behalf of The Energy Project.

15 JUDGE PEARSON: Thank you.

16 Is there anyone else on the bridge line who

17 wishes to enter an appearance?

18 Okay. Hearing none, that brings us to the

19 petitions for intervention. Are there any petitions for

20 intervention other than the ones that have already been

21 filed in the docket?

22 Okay. Hearing nothing, we will proceed.

23 We've reviewed the two petitions to intervene; one filed

24 on behalf of AWEC and one filed on behalf of The Energy

25 Project. Are there any objections to either of those

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1 petitions?

2 MS. RACKNER: None.

3 MS. GAFKEN: No.

4 JUDGE PEARSON: Okay. Then those petitions

5 to intervene are granted.

6 So the Commission has already entered a

7 protective order, that brings us to the procedural

8 schedule. I want to remind the parties that the

9 Commission has adopted new procedural rules regarding

10 electronic filing and service and I'm sure you are all

11 familiar with at this point. The Commission requires

12 electronic filing of documents for formal filings.

13 In this case, the Commission will also

14 require the filing of an original and five paper copies

15 for internal distributions. And if the filings include

16 information designated as confidential or highly

17 confidential, please file the original and three copies

18 of the fully unredacted version, and we don't need

19 additional -- sorry, and five copies, not three copies,

20 of the unredacted version. And we don't need paper

21 copies of the part -- partially or fully redacted

22 version. You can just file those in electronic format

23 only. And the Commission's rules provide for electronic

24 service of documents, so the Commission will serve

25 parties electronically and the parties will serve each

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1 other electronically.

2 If any party has not yet designated a lead

3 representative for service, please do so via an email to

4 me and Judge Chartoff as soon as possible. My email is

5 rayne.pearson@utc.wa.gov, and Judge Chartoff's email is

6 laura.chartoff@utc.wa.gov. And if anyone would like to

7 add names and email addresses of other representatives

8 or support staff who should receive electronic courtesy

9 copies of all documents filed in this proceeding, please

10 email that to us as well.

11 And then I'm going to turn it over to Judge

12 Chartoff for the remainder.

13 JUDGE CHARTOFF: Okay. Thank you.

14 So the next topic is data requests. So I'm

15 aware that parties often request that any data requests

16 and their responses be shared with every other party. I

17 can include this as a requirement in the prehearing

18 conference order. Is there any objection to my

19 including this requirement to share all data requests

20 and responses with all parties?

21 MS. GAFKEN: No, that's quite welcomed.

22 JUDGE CHARTOFF: Thank you. Okay. I will

23 do that.

24 Okay. The next topic is the procedural

25 schedule. Prior to going on the record, we were handed

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1 a draft procedural schedule.

2 Can -- Ms. Cameron-Rulkowski, can you

3 address that?

4 MS. CAMERON-RULKOWSKI: Yes, I would be

5 happy to. Thank you. For those on the phone, what I

6 handed to both of the judges and also to the other

7 parties who are present in the room is a draft

8 procedural schedule as we have been discussing.

9 However, for the settlement conference number one, I

10 have put to be determined for the date there since we

11 haven't come up with a date yet.

12 So the dates that we have, I'll go ahead and

13 read that into the record. After that initial

14 settlement conference, we have response testimony and

15 exhibits, August 22nd; and then Cascade to circulate a

16 joint issues matrix, September 5th; a second settlement

17 conference the week of September 16th; rebuttal and

18 cross-answering testimony, October 8th; and then we have

19 a placeholder for the notice to be issued for a public

20 comment hearing 30 days prior to the public comment

21 hearing, and then we also have a placeholder for the

22 public comment hearing to be determined.

23 Then Cascade files the joint issues matrix

24 October 21st; the discovery cutoff is -- is also October

25 21st; exhibit list, cross-examination exhibits, witness

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1 lists, time estimates, and exhibit errata will be filed

2 October 28th; the evidentiary hearing is November 4th

3 and the morning of November 5th; post-hearing briefs and

4 the updated joint issues matrix are December 19th.

5 And I would be happy to email a copy of this

6 draft procedural schedule to both judges, both of you,

7 Your Honors.

8 JUDGE CHARTOFF: Thank you.

9 JUDGE PEARSON: Okay. And before we went on

10 the record, you indicated that you may be able to take a

11 brief recess and determine that first settlement

12 conference date?

13 MS. CAMERON-RULKOWSKI: Yes.

14 JUDGE PEARSON: Okay. So should we do that

15 now?

16 MS. GAFKEN: Before we do that, I just

17 wanted to ask if -- with respect to the public comment

18 hearing, Public Counsel would recommend having two

19 public comment hearings. It's referred to in the

20 singular. And, of course, we're -- we're happy to work

21 with Andrew Roberts on that issue, but because Cascade's

22 service territory is noncontinuous and it's quite spread

23 out, it seems to make sense to have more than one.

24 JUDGE CHARTOFF: I thought there would be

25 three based on -- I was going off the last -- the last

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1 rate case where they were -- they were held in

2 Bremerton, Kelso, and Kennewick, so I don't know if

3 that's still the plan.

4 MS. GAFKEN: I had forgotten that.

5 JUDGE PEARSON: Okay.

6 MS. GAFKEN: But at least two --

7 JUDGE PEARSON: Okay.

8 MS. GAFKEN: -- and, you know, three is

9 appropriate, and I don't think we would object to that.

10 JUDGE PEARSON: Okay.

11 MS. CAMERON-RULKOWSKI: I have not consulted

12 with Mr. Roberts or consumer involvement, but I

13 anticipate that Staff would support having hearings in

14 multiple places.

15 JUDGE PEARSON: Okay. And is the Company

16 okay with that?

17 MR. PARVINEN: Yeah.

18 MS. RACKNER: Yeah, we're fine.

19 JUDGE PEARSON: So what we'll probably just

20 do is just note that in the prehearing conference that

21 the public comment hearing will be held before any

22 hearing on the final disposition of the case, the

23 customers will receive at least 30 days' notice, and

24 that we anticipate they'll be in at least two locations.

25 MS. GAFKEN: Thank you.

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1 JUDGE PEARSON: Mm-hmm.

2 All right. So at this point, we can take a

3 brief recess if you all want to confer about the -- the

4 settlement date. If you want to just come get us in my

5 office. Anyone who has a keycard can do that.

6 MS. CAMERON-RULKOWSKI: Thank you, Your

7 Honor, we will do that.

8 JUDGE PEARSON: Okay. Then we are in

9 recess.

10 MS. RACKNER: Thank you.

11 (A recess was taken from.

12 10:10 a.m. until 10:21 a.m.)

13 JUDGE PEARSON: Okay. So we are back on the

14 record following a brief recess. I understand that the

15 parties have a tentative date for the first settlement

16 conference?

17 MS. CAMERON-RULKOWSKI: Yes, Your Honor, and

18 our tentative settlement date is Wednesday, July 17th.

19 And if you're amenable, we would like to include

20 language that if we need to change that date, we will --

21 we would accomplish that simply by notice to the -- to

22 the Commission rather by moving for a schedule change.

23 JUDGE PEARSON: Mm-hmm. That is perfectly

24 fine. Notice to the Commission to which we will not

25 respond.

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1 MS. CAMERON-RULKOWSKI: Thank you, Your

2 Honor.

3 JUDGE PEARSON: Okay. Okay. And it looks

4 like we have everything else that we need at this point.

5 Is there anything else that we need to address while

6 we're here today?

7 MS. RACKNER: None here.

8 JUDGE PEARSON: Nothing?

9 MS. CAMERON-RULKOWSKI: Not from Staff, Your

10 Honor.

11 JUDGE PEARSON: Okay. So we will issue a

12 prehearing conference order shortly containing the

13 procedural schedule and other guidelines for the

14 disposition of this case. Thank you all for coming and

15 we are adjourned.

16 (Adjourned at 10:22 a.m.)

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3 STATE OF WASHINGTON

4 COUNTY OF THURSTON

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6 I, Tayler Garlinghouse, a Certified Shorthand

7 Reporter in and for the State of Washington, do hereby

8 certify that the foregoing transcript is true and

9 accurate to the best of my knowledge, skill and ability.

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13 Tayler Garlinghouse, CCR 3358

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