

of the issues presented. *WUTC v. Avista Corp., Docket No. UE-030751, Order Approving and Adopting Settlement Stipulation (Order No. 5, February 3, 2004)*. Among other things, the Settlement Stipulation in Docket No. UE-030751 identified specific documentation the Company would file in ERM annual review proceedings. See *Settlement Stipulation in Docket No. UE-030751 at 6-7, ¶ III.C.*

- 5 On June 29, 2004, Commission Staff (Staff) filed a “Report on Behalf of Commission Staff Regarding Its Review of ERM Deferrals for Calendar Year 2003” (Report). In that Report, Staff stated it had conducted a review of the Company’s ERM annual review filing in this Docket, and was satisfied that the Company provided adequate documentation of its ERM power cost deferrals for the calendar year 2003 period. Moreover, Staff stated it had not identified any issues to bring to the Commission’s attention relating to the power costs deferred during the calendar year 2003 review period. Accordingly, Staff recommends this docket be closed.
- 6 No other persons or parties filed comments with the Commission within the 90-day review period. Nor has any person or party asked the Commission to extend that review period.

FINDINGS AND CONCLUSIONS

- 7 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington, vested by statute with authority to regulate rates, rules, regulations, practices, and accounts of public service companies, including Avista Corporation.
- 8 (2) Avista is engaged in the business of electric and natural gas service within the state of Washington.

- 9 (3) This matter was brought before the Commission at its regularly scheduled meeting on July 28, 2004.

ORDER

- 10 (1) Avista Corporation filing meets the requirements of Docket Nos. UE-011595 and UE-030751 and the power cost deferrals represented are deemed prudent.
- 11 (2) Avista Corporation is still required to make annual filings with supporting documentations consistent with the Orders in Docket Nos. UE-011595 and UE-030751.
- 12 (3) This Order shall in no way affect the authority of this Commission over rates, services, accounts, valuations, estimations, or determination of costs, or any matters whatsoever that may come before it, nor shall anything herein be construed as acquiescence in any estimate or determination of costs, or any valuation of property claimed or asserted.
- 13 (4) This Docket is hereby closed.

The Commissioners have directed the Commission's Secretary to enter this Order.

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DATED at Olympia, Washington, and effective this 11th day of August 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Secretary