

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION, Complainant, v. AVISTA CORPORATION d/b/a AVISTA UTILITIES, Respondent.	DOCKETS UE-150204 and UG- 150205 (<i>Consolidated</i>) ORDER 08 GRANTING MOTION TO MODIFY PROCEDURAL SCHEDULE
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BACKGROUND

- 1 On January 6, 2016, the Washington Utilities and Transportation Commission (Commission) entered Order 05, the final order in this proceeding. Subsequently, on March 18, 2016, the Public Counsel Unit of the Attorney General’s Office (Public Counsel) filed a petition for judicial review in the Superior Court for Thurston County. On April 29, 2016, the Thurston County Superior Court certified the case for direct review by the Court of Appeals of Washington, Division Two, and the Court of Appeals reversed in part the Commission’s Order 05. The Court of Appeals subsequently remanded the proceeding to the Commission,¹ and on April 16, 2019, the Thurston County Superior Court remanded the matter to the Commission to effectuate the decision of the Court of Appeals.
- 2 The Commission convened a prehearing conference on May 24, 2019. During the prehearing conference, the parties proposed a procedural schedule. On May 29, 2019, the Commission entered Order 07, adopting the procedural schedule proposed by the parties.
- 3 On June 19, 2019, Public Counsel filed an unopposed motion to modify the procedural schedule (Motion), rescheduling the first settlement conference from August 6, 2019, to August 7, 2019.
- 4 Public Counsel states that a meeting regarding Avista’s Integrated Resource Plan has been scheduled for August 6, 2019. To participate in both that meeting and the first

¹ *Pub. Counsel v. Wash. Utils. & Transp. Comm’n*, 4 Wn. App. 2d 657, 688-89 (2018).

settlement conference scheduled in this proceeding, Public Counsel requests modifying the procedural schedule in the above-captioned dockets.

DISCUSSION

- 5 Under WAC 480-07-375(1)(b), parties may file procedural motions requesting that the Commission modify the procedural schedule in a proceeding. Public Counsel states that it has conferred with all parties in this docket and that no party objected to the request; Commission Staff, Avista, and the Alliance of Western Energy Consumers agreed to the modification to the procedural schedule.
- 6 Because no party opposes Public Counsel's motion, and to allow for Public Counsel's participation in both the development of Avista's Integrated Resource Plan and the first settlement conference in this proceeding, the Commission grants Public Counsel's Motion and modifies the procedural schedule as indicated in Appendix A to this order.²

ORDER

- 7 **THE COMMISSION ORDERS THAT** the Public Counsel Unit of the Attorney General's Office's Motion to Modify Procedural Schedule is GRANTED.

Dated at Lacey, Washington, and effective June 26, 2019.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

NELLI DOROSHKIN
Administrative Law Judge

² Appendix A reflects only modifications to the procedural schedule; events that have not been modified from the procedural schedule adopted in Order 07 are not included in Appendix A.

APPENDIX A
REVISION TO PROCEDURAL SCHEDULE
DOCKETS UE-150204 and UG-150205 (*Consolidated*)

EVENT	PRIOR DEADLINE OR DATE	REVISED DEADLINE OR DATE
First Settlement Conference	Tuesday August 6, 2019	Wednesday August 7, 2019