

**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 (*Consolidated*)

ORDER 09

GRANTING MOTION TO MODIFY
PROCEDURAL SCHEDULE

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 August 14, 2019, all parties to the remanded proceeding² filed a motion to amend the procedural schedule to delay by ten days the date for the filing of Staff, Public Counsel and Intervenor Response Testimony, from August 20, 2019, to August 30, 2019.

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

² Comprising Avista Corporation, Commission Staff, Public Counsel, and the Alliance of Western Energy Consumers (collectively, “Joint Movants”).

- 4 The Joint Movants state that this change will not delay the ultimate disposition of this case, but will allow more time to discuss possible settlement alternatives following the first settlement conference in the remanded proceeding.

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. Because all parties to the proceeding are in agreement on the proposed amendment to the procedural schedule, and to support the efficient resolution of the matter, the Commission grants the Joint Movants' Motion to Modify Procedural Schedule, as indicated in Appendix A to this order.³

ORDER

- 6 **THE COMMISSION ORDERS THAT** the Joint Motion to Amend Procedural Schedule of Avista Corporation, the Staff of the Washington Utilities and Transportation Commission, the Office of Public Counsel, and the Alliance of Western Energy Consumers is GRANTED.

Dated at Lacey, Washington, and effective August 15, 2019.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

/s/ Nelli Doroshkin
NELLI DOROSHKIN
Administrative Law Judge

³ 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
Staff, Public Counsel and Intervenor Response Testimony and Exhibits ⁴	Tuesday August 20, 2019	Friday August 30, 2019

⁴ Response time to data requests relating to this testimony will be 7 business days.