



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

621 Woodland Square Loop, S.E. • Lacey, Washington 98503
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November 25, 2019

NOTICE REVISING PROCEDURAL SCHEDULE

and

NOTICE OF HEARING

(Now set to begin January 21, 2020, at 10 a.m.)

RE: *Wash. Utils. & Transp. Comm'n v. Avista Corp. d/b/a Avista Utils.*
Dockets UE-190334, UG-190335, and UE-190222 (*Consolidated*)

TO ALL PARTIES:

On April 30, 2019, Avista Corporation, d/b/a Avista Utilities (Avista or Company), filed with the Washington Utilities and Transportation Commission (Commission) revisions to its currently effective Tariff WN U-28, Electric Service, in Docket UE-190334 and revisions to its currently effective Tariff WN U-29, Natural Gas, in Docket UG-190335.

On March 29, 2019, Avista filed with the Commission tariff revisions designed to rebate to customers approximately \$34.4 million in Docket UE-190222, referenced as its Energy Recovery Mechanism (ERM) filing.

On May 30, 2019, the Commission issued Order 03, consolidating Dockets UE-190334, UG-190335, and UE-190222.

On October 24, 2019, the Commission issued Order 06/02/02/01 in Dockets UE-190334, UG-190335, and UE-190222 (consolidated), and Dockets UE-190324 and UE-190458, initiating an investigation in Docket UE-190882 into the prudence of decisions made and actions taken by each company providing electric service to Washington customers leading up to the 2018 Colstrip outage and the costs incurred by each company to acquire

replacement power. Those issues, as applicable to Avista, were removed from these consolidated dockets and will be resolved in Docket UE-190882.

On November 8, 2019, the Commission granted Avista's motion to modify the procedural schedule in these consolidated dockets to accommodate the anticipated partial settlement agreement reached by the parties.

On November 21, 2019, the parties filed a partial multiparty settlement agreement. Avista communicated to the presiding officer that one party did not join in the settlement, and intends to oppose a portion of the settlement agreement.

On November 21 and 22, 2019, the presiding officer communicated via email with the parties regarding revising the procedural schedule to accommodate a filing deadline for testimony opposing the settlement agreement, responses to that testimony, and a new hearing date. All parties agree to: reschedule a hearing to January 21, 2020, beginning at 10 a.m., to address all issues in these consolidated dockets, including the proposed multiparty partial settlement and any other contested issues; a deadline of December 9, 2019, to file testimony and exhibits opposing the proposed multiparty partial settlement; and, a deadline of December 23, 2019, to file responsive testimony and exhibits. Those dates, and other deadlines for the filing of cross exhibits, witness lists, time estimates, and the last day to issue discovery requests, are incorporated into the revised procedural schedule attached to this Notice as Appendix A.

The Commission finds good cause to revise the procedural schedule as outlined in Appendix A and to set an evidentiary and settlement hearing in these consolidated dockets to begin at **10 a.m. on January 21, 2020**. Accordingly, the hearings currently set for December 11, 2019, and January 8, 2019, are cancelled.

THE COMMISSION GIVES NOTICE That the procedural schedule in Dockets UE-190334, UG-190335, and UE-190222 (*consolidated*) is revised as outlined in Appendix A.

THE COMMISSION GIVES FURTHER NOTICE That an evidentiary and settlement hearing in Dockets UE-190334, UG-190335, and UE-190222 (*consolidated*) is scheduled to begin at 10 a.m. on Tuesday, January 21, 2020, in the Commission's Richard Hemstad Hearing Room, 621 Woodland Square Loop SE, Lacey, Washington.

/s/ *Andrew J. O'Connell*
ANDREW J. O'CONNELL
Administrative Law Judge

APPENDIX A
PROCEDURAL SCHEDULE
DOCKETS UE-190334, UG-190335, UE-190222
revised 11/25/19

EVENT	DATE
Prehearing Conference	May 24, 2019
Modified Protective Order (Order 02 (Modified))	May 30, 2019
Prehearing Conference Order (Order 03)	May 30, 2019
Deadline for Petitions to Intervene	June 19, 2019
Deadline for Responses to Petitions to Intervene	June 25, 2019
Initial Settlement Conference ¹	September 19, 2019
Staff, Public Counsel, and Intervenor Response Testimony and Exhibits ²	October 3, 2019³
Avista Circulates Joint Issues Matrix	October 10, 2019
Docket UE-190222: Staff, Public Counsel, and Intervenor Response Testimony and Exhibits ⁴	October 28, 2019
Settlement Conference	October 29, 2019
Avista Rebuttal Testimony and Exhibits; Staff, Public Counsel, and Intervenor Cross-Answering Testimony and Exhibits ⁵	November 21, 2019
Notice Issued for Public Comment Hearing	At least 30 days prior to Public Comment Hearing
Public Comment Hearing	October 28, 2019
Settlement Stipulation	November 21, 2019

¹ Per WAC 480-07-700(3)(a), parties may reschedule a settlement conference included in the procedural schedule without seeking to modify the schedule if all parties agree, but the parties must provide notice to the presiding officer of the rescheduled date.

² Response time to data requests relating to this testimony will be 7 business days.

³ Deadline for Response Testimony in Docket UE-190222 suspended pursuant to Order 04.

⁴ Response time to data requests relating to this testimony will be 5 business days.

⁵ Response time to data requests relating to this testimony will be 5 business days.

Joint Testimony in Support of Settlement Stipulation ⁶	November 26, 2019
<u>Non-Settling Parties' Testimony and Exhibits Opposing Settlement</u> ⁷	<u>December 9, 2019</u>
Docket UE-190222: Avista Rebuttal Testimony and Exhibits; Staff, Public Counsel, and Intervenor Cross-Answering Testimony and Exhibits ⁸	December 13, 2019
<u>Settling Parties' Responsive Testimony and Exhibits</u> ⁹	<u>December 23, 2019</u>
<u>Discovery Deadline – Last Day to Issue Data Requests</u> ¹⁰	<u>January 7, 2020</u>
<u>Exhibits List, Cross-Examination Exhibits, Witnesses List, Time Estimates, Exhibits Errata</u> ¹¹	<u>January 14, 2020</u>
<u>Avista Files Joint Issues Matrix</u>	<u>January 14, 2020</u>
<u>Evidentiary and Settlement Hearing</u> ¹²	<u>January 21, 2020 at 10 a.m.</u>
Post-Hearing Briefs and Updated Joint Issues Matrix	February 5, 2020
Suspension Date	April 1, 2020

⁶ Response time to data requests relating to this testimony will be 3 business days.

⁷ Response time to data requests relating to this testimony will be 3 business days.

⁸ Response time to data requests relating to this testimony will be 3 business days.

⁹ Response time to data requests relating to this testimony will be 3 business days.

¹⁰ Response time to data requests will be 3 business days.

¹¹ Dockets UE-190334, UG-190335, and UE-190222 (consolidated).

¹² Dockets UE-190334, UG-190335, and UE-190222 (consolidated).