

**From:** [O'Connell, Andrew J. \(UTC\)](#)  
**To:** ["Meyer, David"](#)  
**Cc:** [Dockets](#); [Carol Baker](#); [Amy Wheelless](#); [Ana Boyd](#); [AvistaDockets](#); [DeMarco, Betsy \(UTC\)](#); [Bradley Mullins](#); [Brent L Coleman](#); [Mak, Chanda \(ATG\)](#); [McGuire, Chris \(UTC\)](#); [Dahl, Corey J \(ATG\)](#); [Corrine Milinovich](#); [Teimouri, Daniel \(UTC\)](#); [Doug Howell](#); [Ezra Hausman](#); [Gloria Smith](#); [Cameron-Rulkowski, Jennifer \(UTC\)](#); [Jesse Gorsuch](#); [Jessica Yarnall Loarie](#); [Dallas, Joe \(UTC\)](#); [Gross, Krista \(UTC\)](#); [Lance Kaufman](#); [Gafken, Lisa \(ATG\)](#); [Marie Barlow](#); [Michael P Gorman](#); [Callaghan, Nash \(UTC\)](#); [Suetake, Nina \(ATG\)](#); [Ehrbar, Pat](#); [ATG MI PCC Sea EF](#); [Sally Wilhelms](#); [Tyler C. Pepple](#); [Wendy Gerlitz](#); [Simon ffitch](#); [info@washington.sierraclub.org](#); [Shawn Collins](#); [Irion Sanger](#); [Amanda Levin](#); [Pearson, Rayne \(UTC\)](#); [Doyle, Paige \(UTC\)](#); [Andrews, Amy \(UTC\)](#)  
**Subject:** RE: [External] Avista GRC and ERM Dockets UE-190334/UG-190335/UE-190222 - Procedural Schedule for Resolution  
**Date:** Monday, November 25, 2019 7:49:00 AM  
**Attachments:** [image004.png](#)  
[image005.png](#)  
[image006.png](#)

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Thank you all. I will issue a Notice Revising Procedural Schedule incorporating the agreed dates discussed in the email(s) below (all January dates are 2020).

Best,

Andrew J. O'Connell  
Administrative Law Judge  
t: (360) 664-1285  
c: (360) 878-0578  
e: [andrew.j.oconnell@utc.wa.gov](mailto:andrew.j.oconnell@utc.wa.gov)

## Utilities and Transportation Commission

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**From:** Meyer, David [mailto:David.Meyer@avistacorp.com]  
**Sent:** Friday, November 22, 2019 3:56 PM  
**To:** O'Connell, Andrew J. (UTC) <[andrew.j.oconnell@utc.wa.gov](mailto:andrew.j.oconnell@utc.wa.gov)>  
**Cc:** Dockets <[dockets@sanger-law.com](mailto:dockets@sanger-law.com)>; Carol Baker <[Carol@ffitchlaw.com](mailto:Carol@ffitchlaw.com)>; Amy Wheelless <[amy@nwenergy.org](mailto:amy@nwenergy.org)>; Ana Boyd <[ana.boyd@sierraclub.org](mailto:ana.boyd@sierraclub.org)>; AvistaDockets <[AvistaDockets@avistacorp.com](mailto:AvistaDockets@avistacorp.com)>; DeMarco, Betsy (UTC) <[betsy.demarco@utc.wa.gov](mailto:betsy.demarco@utc.wa.gov)>; Bradley Mullins <[brmullins@mwanalytics.com](mailto:brmullins@mwanalytics.com)>; Brent L Coleman <[blc@dvclaw.com](mailto:blc@dvclaw.com)>; Mak, Chanda (ATG) <[chanda.mak@atg.wa.gov](mailto:chanda.mak@atg.wa.gov)>; McGuire, Chris (UTC) <[chris.mcguire@utc.wa.gov](mailto:chris.mcguire@utc.wa.gov)>; Dahl, Corey J (ATG) <[corey.dahl@atg.wa.gov](mailto:corey.dahl@atg.wa.gov)>; Corrine Milinovich <[com@dvclaw.com](mailto:com@dvclaw.com)>; Teimouri, Daniel (UTC) <[daniel.teimouri@utc.wa.gov](mailto:daniel.teimouri@utc.wa.gov)>; Doug Howell <[doug.howell@sierraclub.org](mailto:doug.howell@sierraclub.org)>; Ezra Hausman <[ezra@ezrahausman.com](mailto:ezra@ezrahausman.com)>; Gloria Smith <[gloria.smith@sierraclub.org](mailto:gloria.smith@sierraclub.org)>; Cameron-Rulkowski, Jennifer (UTC) <[jennifer.cameron-rulkowski@utc.wa.gov](mailto:jennifer.cameron-rulkowski@utc.wa.gov)>; Jesse Gorsuch <[jog@dvclaw.com](mailto:jog@dvclaw.com)>; Jessica Yarnall Loarie <[jessica.yarnall@sierraclub.org](mailto:jessica.yarnall@sierraclub.org)>; Dallas, Joe (UTC) <[joe.dallas@utc.wa.gov](mailto:joe.dallas@utc.wa.gov)>; Gross, Krista (UTC) <[krista.gross@utc.wa.gov](mailto:krista.gross@utc.wa.gov)>; Lance Kaufman <[lance@aegisinsight.com](mailto:lance@aegisinsight.com)>; Gafken, Lisa (ATG) <[lisa.gafken@atg.wa.gov](mailto:lisa.gafken@atg.wa.gov)>; Marie Barlow <[marie@sanger-law.com](mailto:marie@sanger-law.com)>; Michael P Gorman <[mgorman@consultbai.com](mailto:mgorman@consultbai.com)>; Callaghan, Nash (UTC) <[nash.callaghan@utc.wa.gov](mailto:nash.callaghan@utc.wa.gov)>; Suetake, Nina (ATG) <[nina.suetake@atg.wa.gov](mailto:nina.suetake@atg.wa.gov)>; Ehrbar, Pat <[Pat.Ehrbar@avistacorp.com](mailto:Pat.Ehrbar@avistacorp.com)>; ATG MI PCC Sea EF <[PCCSeaEF@ATG.WA.GOV](mailto:PCCSeaEF@ATG.WA.GOV)>; Sally Wilhelms <[swilhelms@consultbai.com](mailto:swilhelms@consultbai.com)>; Tyler C. Pepple <[tcp@dvclaw.com](mailto:tcp@dvclaw.com)>; Wendy Gerlitz <[wendy@nwenergy.org](mailto:wendy@nwenergy.org)>; Simon ffitch <[simon@ffitchlaw.com](mailto:simon@ffitchlaw.com)>; [info@washington.sierraclub.org](mailto:info@washington.sierraclub.org); Shawn Collins <[shawnc@oppco.org](mailto:shawnc@oppco.org)>; Irion Sanger <

law.com>; Amanda Levin <alevin@nrdc.org>; Pearson, Rayne (UTC) <rayne.pearson@utc.wa.gov>; Doyle, Paige (UTC) <paige.doyle@utc.wa.gov>; Andrews, Amy (UTC) <Amy.Andrews@utc.wa.gov>  
**Subject:** Re: [External] Avista GRC and ERM Dockets UE-190334/UG-190335/UE-190222 - Procedural Schedule for Resolution

Judge O'Connell, I've heard from all parties that they clearly understood that the January 8th date would be vacated—except for NWECC who never was a party to the ERM docket that was going to be heard on that date initially (They also we're unavailable on the 8th, so I think all parties are on board with the 21st.) hope that helps.

Sent from my iPhone

On Nov 22, 2019, at 12:36 PM, O'Connell, Andrew J. (UTC) <[andrew.j.oconnell@utc.wa.gov](mailto:andrew.j.oconnell@utc.wa.gov)> wrote:

Dear Parties,

Thank you, Mr. Meyer. I was not explicit in my previous email and I want to remedy that now. Regarding the current January 8, 2019 hearing date. If all parties can accept the January 21, 2019, hearing date, then for judicial economy and for respect of the parties' and Commission's resources, the Commission would prefer to have all issues in the Dockets UE-190334, UG-190335, and UE-190222 heard in a single hearing on January 21, 2019. I realize that this was not explicitly clear from my earlier email, and I apologize.

In case this was not the parties' understanding from my earlier email, I want to ask again if the parties can reach agreement to address all issues at the hearing that could be scheduled on January 21, 2019?

Please, again, collaborate and coordinate amongst yourselves and send me an email indicating if there is an agreement or any opposition to cancelling the January 8, 2019, hearing date, and addressing all issues at a hearing to be held on January 21, 2019.

Thank you all.

Best,

Andrew J. O'Connell  
Administrative Law Judge  
t: (360) 664-1285  
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e: [andrew.j.oconnell@utc.wa.gov](mailto:andrew.j.oconnell@utc.wa.gov)

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**From:** Meyer, David [<mailto:David.Meyer@avistacorp.com>]  
**Sent:** Friday, November 22, 2019 10:09 AM  
**To:** O'Connell, Andrew J. (UTC) <[andrew.j.oconnell@utc.wa.gov](mailto:andrew.j.oconnell@utc.wa.gov)>  
**Cc:** Dockets <[dockets@sanger-law.com](mailto:dockets@sanger-law.com)>; Carol Baker <[Carol@ffitchlaw.com](mailto:Carol@ffitchlaw.com)>; Amy Wheelless <[amy@nwenergy.org](mailto:amy@nwenergy.org)>; Ana Boyd <[ana.boyd@sierraclub.org](mailto:ana.boyd@sierraclub.org)>; AvistaDockets <[AvistaDockets@avistacorp.com](mailto:AvistaDockets@avistacorp.com)>; DeMarco, Betsy (UTC) <[betsy.demarco@utc.wa.gov](mailto:betsy.demarco@utc.wa.gov)>; Bradley Mullins <[brmullins@mwanalytics.com](mailto:brmullins@mwanalytics.com)>; Brent L Coleman <[blc@dvclaw.com](mailto:blc@dvclaw.com)>; Mak, Chanda (ATG) <[chanda.mak@atg.wa.gov](mailto:chanda.mak@atg.wa.gov)>; McGuire, Chris (UTC) <[chris.mcguire@utc.wa.gov](mailto:chris.mcguire@utc.wa.gov)>; Dahl, Corey J (ATG) <[corey.dahl@atg.wa.gov](mailto:corey.dahl@atg.wa.gov)>; Corrine Milinovich <[com@dvclaw.com](mailto:com@dvclaw.com)>; Teimouri, Daniel (UTC) <[daniel.teimouri@utc.wa.gov](mailto:daniel.teimouri@utc.wa.gov)>; Doug Howell <[doug.howell@sierraclub.org](mailto:doug.howell@sierraclub.org)>; Ezra Hausman <[ezra@ezrahausman.com](mailto:ezra@ezrahausman.com)>; Gloria Smith <[gloria.smith@sierraclub.org](mailto:gloria.smith@sierraclub.org)>; Cameron-Rulkowski, Jennifer (UTC) <[jennifer.cameron-rulkowski@utc.wa.gov](mailto:jennifer.cameron-rulkowski@utc.wa.gov)>; Jesse Gorsuch <[jog@dvclaw.com](mailto:jog@dvclaw.com)>; Jessica Yarnall Loarie <[jessica.yarnall@sierraclub.org](mailto:jessica.yarnall@sierraclub.org)>; Dallas, Joe (UTC) <[joe.dallas@utc.wa.gov](mailto:joe.dallas@utc.wa.gov)>; Gross, Krista (UTC) <[krista.gross@utc.wa.gov](mailto:krista.gross@utc.wa.gov)>; Lance Kaufman <[lance@aegisinsight.com](mailto:lance@aegisinsight.com)>; Gafken, Lisa (ATG) <[lisa.gafken@atg.wa.gov](mailto:lisa.gafken@atg.wa.gov)>; Marie Barlow <[marie@sanger-law.com](mailto:marie@sanger-law.com)>; Michael P Gorman <[mgorman@consultbai.com](mailto:mgorman@consultbai.com)>; Callaghan, Nash (UTC) <[nash.callaghan@utc.wa.gov](mailto:nash.callaghan@utc.wa.gov)>; Suetake, Nina (ATG) <[nina.suetake@atg.wa.gov](mailto:nina.suetake@atg.wa.gov)>; Ehrbar, Pat <[Pat.Ehrbar@avistacorp.com](mailto:Pat.Ehrbar@avistacorp.com)>; ATG MI PCC Sea EF <[PCCSeaEF@ATG.WA.GOV](mailto:PCCSeaEF@ATG.WA.GOV)>; Sally Wilhelms <[swilhelms@consultbai.com](mailto:swilhelms@consultbai.com)>; Tyler C. Pepple <[tcp@dvclaw.com](mailto:tcp@dvclaw.com)>; Wendy Gerlitz <[wendy@nwenergy.org](mailto:wendy@nwenergy.org)>; Simon ffitch <[simon@ffitchlaw.com](mailto:simon@ffitchlaw.com)>; [info@washington.sierraclub.org](mailto:info@washington.sierraclub.org); Shawn Collins <[shawnc@oppco.org](mailto:shawnc@oppco.org)>; Irion Sanger <[Irion@sanger-law.com](mailto:Irion@sanger-law.com)>; Amanda Levin <[alevin@nrdc.org](mailto:alevin@nrdc.org)>; Pearson, Rayne (UTC) <[rayne.pearson@utc.wa.gov](mailto:rayne.pearson@utc.wa.gov)>; Doyle, Paige (UTC) <[paige.doyle@utc.wa.gov](mailto:paige.doyle@utc.wa.gov)>; Andrews, Amy (UTC) <[Amy.Andrews@utc.wa.gov](mailto:Amy.Andrews@utc.wa.gov)>  
**Subject:** Re: [External] Avista GRC and ERM Dockets UE-190334/UG-190335/UE-190222 - Procedural Schedule for Resolution

Thank you Judge O'Connell, the parties are able to make January 21, 2020, work. (Mr. ffitch will be asking to participate by phone.). We all appreciate the willingness of you and the Commission to make these changes work. Best, David Meyer

Sent from my iPhone

On Nov 21, 2019, at 4:54 PM, O'Connell, Andrew J. (UTC)

<andrew.j.oconnell@utc.wa.gov> wrote:

Dear Parties,

I spoke with Mr. Meyer on the telephone today and he explained that Avista was anticipating filing a motion to modify the procedural schedule to afford Public Counsel an opportunity to file testimony and exhibits addressing the part(s) of the Settlement Agreement that it opposes, response from the Settling Parties to that opposition, and moving certain issues to the hearing currently scheduled for January 8, 2019, in the ERM docket. I am also aware of the curiosity of the Commission's available for other dates the week of January 8, 2019. I am writing to convey that the dates for hearing the week of January 6-10, 2019, will not work for the Commission.

In light of this, I want to ask if the parties can agree on the following dates: cancelling December 11, 2019, as the date for hearing; establishing December 9, 2019, for filing of Public Counsel's testimony and exhibits opposing the settlement; establishing December 23, 2019, for filing of any response by the Settling Parties to Public Counsel's testimony opposing the settlement; and setting either January 21, 2019 (beginning at 10:00 am) or January 22, 2019 (with a hard stop at 3:00 pm) for a combined evidentiary and settlement hearing for all issues. While the filing dates are flexible depending on the agreement of the parties, we want to see the hearing happen on one of the two dates stated above. Dates for filing cross exhibits, witness lists, time estimates would be due one week prior to the hearing date.

We would like to have all parties in agreement on the chosen dates. If so, that will save the parties from filing a motion and the Commission issuing an order, but if there is no agreement then the Commission will expect a motion and will issue an order modifying the procedural schedule to accommodate this proceeding and the Commission's administrative needs.

Please take some time to collaborate and coordinate among yourselves, and then please inform me if the parties can reach an agreement considering the dates outlined above.

Best,

**Andrew J. O'Connell**  
Administrative Law Judge  
t: (360) 664-1285  
c: (360) 878-0578

e: [andrew.j.oconnell@utc.wa.gov](mailto:andrew.j.oconnell@utc.wa.gov)

## Utilities and Transportation Commission

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[\*<image006.png>\*](#)

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