

**BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION,)	DOCKET NOS. UE-111048/UG-111049
)	(<i>Consolidated</i>)
)	
Complainant,)	
)	
v.)	EXPEDITED MOTION FOR LEAVE
)	TO FILE CROSS EXAMINATION
PUGET SOUND ENERGY, INC.,)	EXHIBIT OF ICNU
)	
Respondent.)	
)	

1 Pursuant to WAC §§ 480-07-375(1)(d) and 480-07-460(1)(c), the Industrial Customers of Northwest Utilities (“ICNU”) submits this Expedited Motion for Leave to File an additional cross examination exhibit for Puget Sound Energy (“PSE”) witness Wayne R. Gould. The exhibit is a pdf version of the unaltered electronic Excel files that support Table 1 in Mr. Gould’s rebuttal testimony. The additional exhibit is attached to this motion with new versions of ICNU’s overall cross examination exhibit list and Mr. Gould’s cross examination exhibit list. ICNU has communicated with counsel for PSE, and PSE does not object to ICNU filing a late exhibit, but PSE has not taken a position on the admissibility of the exhibit.

2 ICNU has good cause to file the additional Mr. Gould exhibit one day late because PSE did not provide ICNU with a copy of the document until after the close of business yesterday, February 8, 2012. Likewise, PSE did not provide the document to ICNU as part of its workpapers for its rebuttal testimony and exhibits, which were filed on January 17, 2012. Instead, ICNU was required to both informally request and submit a formal data request to PSE to obtain the document. PSE provided the document on an expedited basis, but after the due date

for submitting cross examination exhibits. ICNU has promptly filed this motion and additional cross examination exhibit in less than one day after receiving the document.

3 No party should be prejudiced, as ICNU has already provided an electronic copy of the cross exhibit to PSE today, the same day that all parties will be provided electronic copies of ICNU's other cross examination exhibits. In addition, PSE should not be harmed, as the document is material that PSE has created and prepared.

4 The cross exhibit in question contains vital information that alters ICNU's previously calculated adjustments to PSE's operations and maintenance figures. PSE's categorization of its costs gives the impression that ICNU is disallowing a much larger portion of core maintenance than is the case. The additional cross examination exhibit clarifies that ICNU is attempting simply to levelize non-re-occurring maintenance expense (major overhauls and supplemental expenses).

5 WHEREFORE, ICNU respectfully asks that the Administrative Law Judge grant its Expedited Motion for Leave to File a Late Cross Examination Exhibit.

Dated in Portland, Oregon, this 9th day of February, 2012.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

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PAGE 2 – EXPEDITED MOTION FOR LEAVE TO FILE CROSS EXAMINATION EXHIBIT