

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of)	DOCKET NO. UE-031311
)	
)	
PACIFICORP, d/b/a PACIFIC)	
POWER AND LIGHT COMPANY)	NOTICE OF PREHEARING
)	CONFERENCE
)	(Set for April 2, 2004, 9:30 a.m.)
.....)	

- 1 On September 25, 2003, PacifiCorp, d/b/a Pacific Power and Light Company (PacifiCorp), filed with the Washington Utilities and Transportation Commission (Commission), pursuant to WAC 480-107, its draft Request for Proposals (RFP). The Commission issued a notice to all interested persons of the opportunity to submit written comments no later than November 24, 2003. The Commission suspended the draft RFP at its regularly scheduled open meeting of December 10, 2003.

- 2 On January 2, 2004, PacifiCorp filed a Request for Waiver of RFP Filing Requirement, stating a waiver is consistent with the Public Utility Regulatory Policies Act of 1978 (PURPA) in light of PacifiCorp's ongoing efforts to acquire specifically-tailored resources through its Company-initiated RFPs.

- 3 The Commission will hear this matter pursuant to Part IV of chapter 34.05 RCW pertaining to adjudicative proceedings, including but not limited to RCW 34.05.413, RCW 34.05.422, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. The Commission has jurisdiction over this matter pursuant to Title 80 RCW, having legal authority to regulate the rates, services, and practices of public utilities. Statutes involved, in addition to those previously cited, include those within chapters 80.01 RCW, 80.04 RCW, and 80.28 RCW. Rules involved include those within chapters 480-07 WAC, 480-100 WAC, and 480-107 WAC.

4 The ultimate issue is whether granting the petition is in the public interest. In accordance with the provisions of RCW 80.04.130, the burden of proof shall be upon PacifiCorp, the Petitioner/Applicant.

5 **THE COMMISSION GIVES NOTICE That a prehearing conference in this matter will be held at 9:30 a.m., on Friday, April 2, 2004, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

6 The purpose of the prehearing conference is to take interventions, establish dates for distribution of evidence and workpapers and other scheduling matters, consider formulating the issues in the proceeding and to determine other matters to aid in its disposition, as specified in WAC 480-07-430.

7 **THE COMMISSION GIVES NOTICE That Staff and other potential parties and intervenors must file a statement indicating their position on the petition, accompanied by a supporting brief, if necessary, at least three (3) business days prior to the date scheduled for the prehearing conference.**

8 Petitions to intervene should be made in writing at least three business days prior to the date scheduled for the prehearing conference, as required in WAC 480-07-355(a). The Commission will consider petitions to intervene made orally during the conference, but strongly prefers written petitions to intervene. In addition, party representatives must file notices of appearance with the Commission, as required by WAC 480-07-345(2), no later than the day prior to the conference. If any party or witness needs an interpreter or other assistance, please fill out the form attached to this notice and return it to the Commission. The time and place for any evidentiary hearings will be set at the prehearing conference, on the record of a later conference or hearing session, or by later written notice.

9 **THE COMMISSION GIVES NOTICE That any party who fails to attend or participate in the prehearing conference set by this Notice, or any other stage of this proceeding, may be held in default in accordance with RCW 34.05.440. The parties are further advised that the sanction provisions of WAC 480-07-450 are specifically invoked.**

10 The names and mailing addresses of all parties and their known representatives are as follows:

Applicant: PacifiCorp
Christy Omohundro
Vice President, Regulation
825 NE Multnomah Street, Suite 800
Portland, OR 97232
(503) 813-6092

Representative: James M. Van Nostrand
Justin R. Boose
Stoel Rives LLP
600 University Street, Suite 3600
Seattle, WA 98101-3197
(206) 386-7665

Commission: Washington Utilities and
Transportation Commission
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250

Representative: Donald T. Trotter
Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664-1189

11 Theodora M. Mace, Administrative Law Judge, from the Utilities and Transportation Commission's Administrative Law Division, will preside during this proceeding.

12 Notice of any other procedural phase will be given in writing or on the record, as the Commission may deem appropriate during the course of this proceeding.

DATED at Olympia, Washington, and effective this 27th day of February, 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN
Executive Secretary

Inquiries may be address to:

Secretary
Washington Utilities and
Transportation Commission
Chandler Plaza Building
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

NOTICE

PLEASE NOTE: The hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and if limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

The information needed to provide an appropriate interpreter or other assistance should be stated below and returned to Washington Utilities and Transportation Commission, Attention: Carole J. Washburn, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket No.: _____

Case Name: _____

Hearing Date: _____ Hearing Location: _____

Primary Language: _____

Hearing Impaired (Yes) _____ (No) _____

Do you need a certified sign language interpreter:

Visual _____ Tactile _____

Other type of assistance needed: _____

English-speaking person who can be contacted if there are questions:

Name: _____

Address: _____

Phone No.: (____) _____