

APR 17 1992

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of the Complaint of)
INTALCO ALUMINUM CORPORATION, a)
Delaware corporation; ARCO)
PRODUCTS COMPANY, a division of)
Atlantic Richfield Company, a)
Delaware corporation, for Cash)
Refund of Rate Overpayments)
Charged by Cascade Natural Gas)
Company.)
.)

DOCKET NO. UG-911477

In the Matter of the Complaint of)
WEYERHAEUSER COMPANY, a Washington)
corporation and NORTH PACIFIC)
PAPER CORPORATION, a Delaware)
corporation for Cash Refund of)
Rate Overpayments Charged by)
Cascade Natural Gas Corporation.)
.)

DOCKET NO. UG-911481

WASHINGTON UTILITIES AND)
TRANSPORTATION COMMISSION,)

DOCKET NO. UG-920062

Complainant,)

vs.)

CASCADE NATURAL GAS CORPORATION,)
Respondent.)
.)

THIRD SUPPLEMENTAL ORDER
ON PREHEARING CONFERENCE
AND ON MOTION FOR
CONSOLIDATION

PREHEARING CONFERENCE: Pursuant to WAC 480-09-460, a continuation of the prehearing conference in the above referenced cases was held in Olympia on April 6, 1992, before Chairman Sharon L. Nelson, Commissioner Richard D. Casad, Commissioner A. J. Pardini, and Administrative Law Judge Christine Clishe of the Office of Administrative Hearings.

MOTION FOR CONSOLIDATION: The parties presented argument and comments on Cascade Natural Gas Company's motion to consolidate these matters. After consideration, the Commission granted the motion for consolidation. The Commission determined that the issues in the three cases are so intertwined as to require consolidation; that procedurally to do otherwise would be unworkable; and, that no harm to any party would result from consolidation. The Commission intends to act with dispatch in hearing and deciding the issues in the matter.

SCHEDULING: The Commission has established the following schedule in this matter:

- May 1, 1992 Cascade Natural Gas prefiling of testimony
- May 15 Intalco, ARCO Products Company, Weyerhaeuser, North Pacific Paper Company, (Complainants) and Georgia-Pacific, and Northwest Industrial Gas Users (Intervenors) prefiling of testimony
- June 30, July 1-2 Cross of Company, Complainants and Intervenors
- August 7 Staff and Public Counsel prefiling
- August 31-September 1 Cross of Staff and Public Counsel
- September 2 Public Hearing
- September 21 Company, Complainants and Intervenors Rebuttal prefiling
- October 12-13 Cross of Rebuttal
- November 2 Briefs due
- January 1, 1993 Suspension period expires

The Commission is aware of the concerns expressed by Mr. Finklea that the early prefiling date for his clients is prejudicial. The Commission does not believe these concerns are warranted. The Complainants should be prepared to go forward now with their cases in chief. The company filing was made in late January 1992 and has been available to the Complainants and Intervenors for months. The discovery rule was triggered on March 24, 1992. The parties could have served discovery requests then; if they had done so answers now would be due. The parties have emphasized their desire for a prompt resolution of this matter. In order to complete this case within the statutory time frame, given the conflicts of the parties and the already scheduled cases of the Commission, it is necessary to follow the schedule set out above. Mr. Finklea's clients will have an opportunity at the rebuttal stage of the proceedings to address the testimony of other parties.

DISCOVERY: The parties have conferred to establish a discovery schedule. With the announcement of the hearing schedule, as listed above, it is anticipated that the parties

will confer further to set a schedule for discovery. In the event of disagreement, the parties may contact the administrative law judge to resolve any disputes on discovery, as provided for in WAC 480-09-480. In order to ensure the availability of the administrative law judge for resolution of any dispute, the parties will provide ample advance notice.

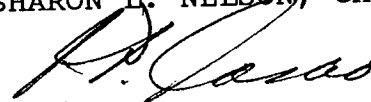
The Commission entered a protective order in this proceeding on April 9, 1992.

DATED at Olympia, Washington, and effective this 16th day of April, 1992.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION



SHARON I. NELSON, Chairman



RICHARD D. CASAD, Commissioner