

03 JUL 21 AM 8:17

1 **BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**
2
3 The PUBLIC COUNSEL Section of the
4 Office of the Washington Attorney General
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

UTIL. AND TRANSP.
COMMISSION

Docket No. U-030744

Complainant,

v.

CASCADE NATURAL GAS CORP.;
PacifiCorp dba PACIFIC POWER
& LIGHT CO.

PETITION FOR INTERVENTION
OF PUGET SOUND ENERGY, INC.

Respondents.

Pursuant to WAC 480-09-430, Puget Sound Energy, Inc. ("PSE") hereby petitions the Washington Utilities and Transportation Commission ("Commission") for leave to intervene in the above entitled docket. As grounds for this intervention, PSE states as follows:

I. CONTACT INFORMATION

All communications with PSE should be directed to the following person:

Puget Sound Energy
Attention: Lynn F. Logen
Mail Stop PSE-08N
Mailing Address: P.O. Box 97034
Bellevue, WA 98009-9734
Location Address: 10885 NE 4th Street
Bellevue, WA 98004-5591
Voice: (425) 462-3872
Fax: (425) 462-3414
E-mail: lynn.logen@pse.co

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

II. BACKGROUND INFORMATION

PSE is a public utility engaged in the business of rendering electrical and natural gas service to the public in certain areas of the State of Washington including service to areas located within the boundaries of a number of reservations located in western Washington State, including the Lummi and Swinomish Reservations. No hearing or prehearing conference has been scheduled in this docket, and thus this petition is timely pursuant to WAC 480-09-430.

III. INTEREST IN PROCEEDING

PSE was a party in Docket No. UT-911306 concerning taxation by the Lummi Tribe and Docket Nos. UE-010990 and UE-010995 concerning taxation by the Swinomish Tribe and therefore has a direct interest in the subject matters involved in this docket. The Yakima Nation's Franchise Ordinance requires that utilities operating on the reservation enter into franchise agreements and pay a franchise fee under that Ordinance. The Lummi and Swinomish Ordinances also impose a tax on utilities operating within the Reservation boundaries. The Swinomish tax was the subject of a Formal Complaint (Docket Nos. UE-010990 and UE-010995 were consolidated with Docket Nos. UT-010988, TG-010989, UT-010966 and TG-011084) where the Commission reviewed and confirmed its policy in regards to Indian Tribal taxes that was established in Docket No. UT-911306. This complaint by Public Counsel seems to be challenging that policy therefore PSE and its customers may be directly affected by the Commission's action in this Docket.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

IV. SCOPE OF PARTICIPATION

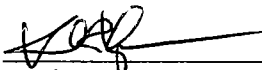
PSE's intervention will not broaden the issues to be addressed nor unduly burden the record or delay the proceedings. As noted above, PSE is interested in changes to the Commission's policy that could result from this proceeding.

V. RELIEF REQUESTED

WHEREFORE, PSE respectfully requests leave to intervene as a party to this proceeding, to file a petition in intervention; with right to discovery; to have notice of and appear at the taking of testimony; to produce and cross-examine witnesses; and to be heard in person or by counsel on brief and at oral argument.

RESPECTFULLY SUBMITTED this 18th day of July 2003.

PUGET SOUND ENERGY



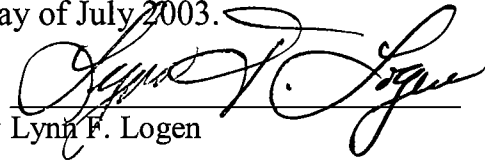
Karl Karzmar
Director, Regulatory Relations

CERTIFICATE OF SERVICE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

I hereby certify that I have this day served this Petition for Intervention of Puget Sound Energy upon all parties of record in this proceeding via first-class U.S. mail, postage prepaid delivery.

Dated at Bellevue, Washington this 18th Day of July 2003.


Lynn F. Logen