



CITY ATTORNEY

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March 23, 2009

Executive Director and Secretary
Washington Utilities and Transportation Commission
P.O. Box 47250
1300 S. Evergreen Park Drive SW
Olympia, WA 98504-7250

2009 MAR 23 PM 2:50
CITY OF ENUMCLAW
RECEIVED

RE: Washington Utilities and Transportation Commission v. City of Enumclaw
Docket No. PG-080097

Ladies & Gentlemen:

As a follow up to my March 18, 2009 (3:01 p.m.) e-mail transmission to Judge Patricia Clark, enclosed please find the original and eight copies of the City of Enumclaw's **Objection to Prehearing Order as to Paragraphs 5 and 7 and Request for Correction** for your filing.

Thank you.

Very truly yours,

CITY OF ENUMCLAW

Michael J. Reynolds
City Attorney

MJR:slc

enclosures

cc: Michael Fassio, Assistant Attorney General
Mayor John Wise, City of Enumclaw
Mark Bauer, City of Enumclaw
Chris Searcy, City of Enumclaw

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

8 WASHINGTON UTILITIES AND
9 TRANSPORTATION COMMISSION,

DOCKET NO. PG-080097

10 Complainant,

**OBJECTION TO PREHEARING
ORDER AS TO PARAGRAPHS 5
AND 7 AND REQUEST FOR
CORRECTION**

11 vs.

12 CITY OF ENUMCLAW,

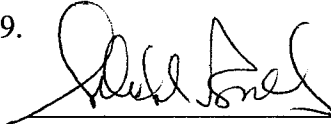
13 Respondent.

- 14 1. Comes now Michael J. Reynolds, (329 East Main Street, Auburn, WA 98002) attorney
15 for Respondent City of Enumclaw (1339 Griffin Avenue, Enumclaw, WA 98022).
16 2. State Auditor requirement under accounting rules for enterprise accounts.
17 3. The Respondent City of Enumclaw objects to the following paragraph contained in the
18 PreHearing Conference Order Establishing Procedural Schedule and Scheduling
19 Hearings: **Paragraph 5 - Status Conference:** Status Conference to be scheduled to
20 convey on May 6, 2009, not May 6, 2008.
21 4. The Respondent City of Enumclaw objects to the following paragraph contained in the
22 PreHearing Conference Order Establishing Procedural Schedule and Scheduling
23 Hearings: **Paragraph 7 - Notice of Public Comment Hearing:** The City of Enumclaw
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1 believes that the source of revenue to discharge a financial obligation would be from the
2 utility, as an enterprise account, not from the general fund.

3 5. Relief sought is the correction of the above paragraphs in the Order.

4 DATED this 23rd day of March, 2009.

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6 Michael J. Reynolds, WSBA #5795
7 Attorney for Respondent