

October 5, 2010

The Honorable Marguerite E. Friedlander
Administrative Law Judge
Washington Utilities & Transportation Commission
1300 S. Evergreen Park Dr. S.W.
P.O. Box 47250
Olympia, WA 98504-7250

Re: *Wash. Utils. & Transp. Comm'n v. Puget Sound Energy, Inc.*
Dockets UE-011570, UG-011571, and UE-100177
Order 05

Dear Judge Friedlander:

As you and I discussed during a telephone conversation on October 4, 2010, the Washington Utilities and Transportation Commission Staff has found a few typographical errors and minor omissions in the Final Order that the Commission entered in the above dockets on September 28, 2010. You recommended that Staff send a letter identifying the items. The Commission may correct ministerial errors in orders under WAC 480-07-875(2).

Paragraphs 19, 39, 44

Each of these paragraphs contains a reference to "Paragraph 14." It appears that the reference should be to "Paragraph 13."

Paragraph 24

Paragraph 24 identifies the date on which PSE filed its Revised Report, but it does not identify the numeric value of the Ten-Year Achievable Conservation Potential and 2010-2011 Biennial Conservation Target contained in the Revised Report. Because the Commission will need to determine in 2012 whether the biennial target has been met,¹ Staff believes it would be helpful for future reference to have the numeric values identified in the order. Staff suggests the following amendment to Paragraph 24 (suggested additional language underlined):

¹ See RCW 19.285.060(6); WAC 480-109-040.

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- (4) On June 18, 2010, PSE re-filed its Report (Revised Report), identifying a ten-year achievable conservation potential of 3,748,773 megawatt-hours at the customer meter level, and a 2010-2011 biennial conservation target of 622,000 megawatt-hours at the customer meter level.

Paragraph 27

Paragraph 27 could be read as stating that the EIA Settlement would replace the avoided cost calculation methodology and eliminate the penalty mechanism established in the 2002 conservation settlement agreement for both electric and natural gas conservation. As indicated elsewhere in the order, the EIA Settlement addresses only electric conservation and leaves intact all elements of the 2002 conservation settlement with respect to natural gas. Staff suggests a clarifying amendment to Paragraph 27 like the following (suggested additional language underlined; suggested deleted language struck through):

The EIA Settlement would replace the electric avoided cost calculation methodology and eliminate the electric penalty mechanism established in the conservation settlement agreement (Conservation Settlement) in Dockets UE-011570 and UG-011571. With respect to electric conservation, the ~~The~~ EIA Settlement would also delete certain portions of the Conservation Settlement as obsolete.

Paragraph 42

Staff suggests the following clarifying amendment to Paragraph 42 to make it consistent with the orders the Commission has issued under the Energy Independence Act for other utilities in Dockets UE-100170² and UE-100176³ (suggested additional language underlined; suggested deleted language struck through):

- (3) Puget Sound Energy, Inc.'s (PSE's) ~~Report Identifying PSE's Ten-Year Achievable Conservation Potential and Biennial Conservation Target,~~ as identified in PSE's Revised Report filed on June 18, 2010, ~~is~~ are approved subject to the conditions in the EIA Settlement.

² *In re Pacific Power & Light Co.*, Docket UE-100170, Order 02 (July 29, 2010).

³ *In re Avista Corp.*, Docket UE-100176, Order 01 (May 13, 2010).

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Thank you very much.

Sincerely,

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