

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

SEATTLE CHILDREN’S HOSPITAL;
OVERLAKE HOSPITAL MEDICAL
CENTER; HOSPITAL CENTRAL
SERVICES ASSOCIATION; COSTCO
WHOLESALE CORPORATION;
NORTHWEST BAKING LIMITED
PARTNERSHIP, d/b/a NORTHWEST
BANKING COMPANY; FIRST CALL
PLUS OF WASHINGTON, L.L.C.;
REPAUL TEXTILES LLC d/b/a
STERILE SURGICAL SYSTEMS;
SHINING OCEAN, INC.; TUCCI &
SONS, INC.; WESTROCK CP, LLC;
NUCOR STEEL SEATTLE INC.; ACE
GALVANIZING, INC.; GARDNER
ASPHALT CORPORATION; and
WESTERN WOOD PRESERVING
CO.,

Complainants,

v.

PUGET SOUND ENERGY,

Respondent.

DOCKET UG-190857

NOTICE OF PREHEARING
CONFERENCE

**(Set for November 25, 2019,
at 2 p.m.)**

1 On October 1, 2019, Seattle Children’s Hospital; Overlake Hospital Medical Center; Hospital Central Services Association; Costco Wholesale Corporation; Northwest Baking Limited Partnership d/b/a Northwest Baking Company; First Call Plus of Washington, L.L.C.; Repaul Textiles LLC, d/b/a Sterile Surgical Systems; Shining Ocean, Inc.; Tucci & Sons, Inc.; Westrock CP, LLC; Nucor Steel Seattle Inc.; Ace Galvanizing, Inc.; Gardener Asphalt Corporation; and Western Wood Preserving Co. (collectively, Complainants) filed with the Washington Utilities and Transportation Commission (Commission) a formal complaint (Complaint) against Puget Sound Energy (PSE or

Company). The Complaint alleges that PSE unlawfully imposed upon the Complainants “curtailment penalties” of more than \$900,000 in violation of the Company’s tariff.

2 **STATUTORY AUTHORITY:** The Commission has jurisdiction over this matter under Title 80 RCW, and has legal authority to regulate natural gas companies. The statutes that apply to this matter include Chapters 80.01 RCW, 80.04 RCW, and RCW 80.28 relating to rates, including but not limited to RCW 80.01.040, RCW 80.04.020, and RCW 80.28.020. The rules that apply to this matter include those within WAC 480-80 and WAC 480-90 relating to natural gas companies.

3 The Commission will hear this matter under the Administrative Procedure Act (APA), particularly Part IV of Chapter 34.05 RCW relating to adjudications. The provisions of the APA that relate to this proceeding include, but are 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 will also follow its procedural rules in WAC 480-07 in this proceeding.

4 The Commission finds there is good cause to hear this matter on shortened notice. *See* WAC 480-07-440(1)(a) and RCW 34.05.434.

5 **THE COMMISSION GIVES NOTICE That it will hold a prehearing conference in this matter at 2 p.m. on November 25, 2019, in the Commission’s Richard Hemstad Hearing Room, 621 Woodland Square Loop SE, Lacey, Washington.**

6 The purpose of the prehearing conference is to consider requests for intervention, resolve scheduling matters including establishing dates for distributing evidence, to identify the issues in the proceeding, and determine other matters to assist the Commission in resolving the matter, as listed in WAC 480-07-430.

7 **INTERVENTION:** Persons seeking to intervene in the proceeding must file written petitions to intervene at least three business days before the date of the prehearing conference. *See* WAC 480-07-355(a). Party representatives must file a notice of appearance with the Commission no later than the business day before the conference. *See* WAC 480-07-345(2). Any party or witness in need of an interpreter or other assistance should fill out the form attached to this Notice and return it to the Commission. The Commission will set the time and place for the evidentiary hearings at the prehearing conference or by later written notice.

8 **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 under RCW 34.05.440 and WAC 480-07-450.**

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

Complainants:

Seattle Children's Hospital
4800 Sand Point Way N.E.
Seattle, WA 98105

Overlake Hospital Medical Center
1035 116th Avenue N.E.
Bellevue, WA 98004

Hospital Central Services Association
1600 M Street N.W.
Auburn, WA 98001

Costco Wholesale Corporation
999 Lake Drive
Issaquah, WA 98027

Northwest Baking Limited Partnership
dba Pacific Northwest Baking Company
1307 Puyallup Street
PO Box 890
Sumner, WA 98390

First Call Plus of Washington, L.L.C.
6942 South 196th St.
Kent, WA 98032

Repaul Textiles LLC dba Sterile Surgical Systems
2757 29th Avenue S.W.
Tumwater, WA 98512

Shining Ocean, Inc.
1515 Puyallup Street
Sumner, WA 98390

Tucci & Sons, Inc.
4224 Waller Road
Tacoma, WA 98443-1623

Westrock CP, LLC
801 E. Portland Ave.
Tacoma, WA 98421

Nucor Steel Seattle Inc.
2424 SW Andover Street
Seattle, WA 98106

Ace Galvanizing, Inc.
429 S 96 Street
Seattle, WA 98108

Gardner Asphalt Corporation
2240 Taylor Way
Tacoma, WA 98421

Western Wood Preserving Co.
1313 Zehnder Street
Sumner, WA 98390

Representative: Chad Stokes
Tommy A. Brooks
Cable Huston LLP
1455 SW Broadway, Suite 1500
Portland, OR 97201
(503) 244-3092
cstokes@cablehuston.com
tbrooks@cablehuston.com

Respondent: Puget Sound Energy
P.O. Box 97034
Bellevue, WA 98009-9734

Representative: Sheree Strom Carson
Perkins Coie LLP
10885 NE Fourth St.
Bellevue, WA 98004-5579
(425) 635-1422
scarson@perkinscoie.com

Commission: Washington Utilities
and Transportation Commission
P.O. Box 47250
Olympia, WA 98504-7250

Representative: Nash Callaghan
Office of the Attorney General
Utilities and Transportation Division
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664-1187
nash.callaghan@utc.wa.gov

- 10 Administrative Law Judge Nelli Doroshkin, from the Commission's Administrative Law Division, will preside during this proceeding.¹
- 11 The Commission will give parties notice of any other procedural phase of the proceeding in writing or on the record, as appropriate during this proceeding.

DATED at Lacey, Washington, and effective November 8, 2019.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARK L. JOHNSON
Executive Director and Secretary

Inquiries may be addressed to:

Executive Director and Secretary
Washington State Utilities and
Transportation Commission
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

¹ Judge Doroshkin can be reached by email at nelly.doroshkin@utc.wa.gov or by phone at (360) 664-1163.

NOTICE

Hearing facilities are accessible to persons with disabilities. Smoking is prohibited. If limited English-speaking, 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.

If you need an interpreter, or have other special needs, please fill out this form and return it to Washington State Utilities and Transportation Commission, Attention: Mark L. Johnson, P.O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket: _____

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.: (____) _____