

UE-100513-SI

Avista Corp.
1411 East Mission P.O. Box 3727
Spokane, Washington 99220-0500
Telephone 509-489-0500
Toll Free 800-727-9170



March 30, 2010

Sent via Overnight Mail

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

RECEIVED
REGISTRATION DIVISION
2010 MAR 31 AM 10:40
STATE OF WASH
UTILITY DIVISION

Re: Docket No. UE-10_____ Energy Recovery Mechanism (ERM)
Avista's Annual Filing to Review Deferrals (2009 Calendar Year)

Dear Mr. Danner:

Enclosed for filing are an original and 12 copies of Avista Corporation's annual filing to review ERM deferrals for the 2009 calendar year. Also enclosed is a certificate of service. The filing consists of the direct testimony and exhibits of William G. Johnson, Thomas C. Dempsey, and Ronald L. McKenzie. Mr. Johnson's testimony indicates the supporting documentation that is being provided. Due to the extensive amount of supporting material being provided, the material is being provided in electronic format on two compact disks. One compact disk contains non-confidential material. That compact disk also contains Mr. McKenzie's workpapers. The other compact disk contains confidential material, filed under seal, per Protective Order in Docket No. UE-011595 and WAC 480-07-160. Enclosed is an "Attorney's Claim of Confidentiality" document.

Please direct any questions related to this filing to Ron McKenzie at (509) 495-4320.

Sincerely,

Kelly Norwood
Vice President State and Federal Regulation

Enclosures
RM

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have served Avista Corporation's annual filing to review ERM deferrals for the 2009 year, by mailing a copy thereof, postage prepaid to the following:

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

Donald T. Trotter, Senior Counsel
Attorney General of Washington
PO Box 40128
1400 S. Evergreen Park Dr. SW
Olympia, WA 98504-0128

Simon J. ffitch
Office of the Attorney General
Public Counsel
800 Fifth Avenue, Suite 2000
Seattle, WA 98104-3188

S Bradley Van Cleve
Matthew W. Perkins
Davison Van Cleve, PC
333 S.W. Taylor, Ste. 400
Portland, OR 97204

Dated at Spokane, Washington this 30th day of March 2010.



Patty Olsness
Rates Coordinator

RECEIVED
GENERAL COUNSEL
2010 MAR 31 AM 10:14
STATE OF WASH
UTILITY BOARD

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DOCKET NO. UE-10 _____

ATTORNEY'S CLAIM OF CONFIDENTIALITY
RELATING TO INFORMATION PROVIDED AS PART
OF AVISTA'S ANNUAL FILING TO REVIEW ERM DEFERRALS

MICHAEL G. ANDREA
SENIOR COUNSEL

REPRESENTING AVISTA CORPORATION

1 I, Michael G. Andrea, am Senior Counsel for Avista Corporation (“Avista” or
2 “Company”).

3 I make this claim of confidentiality pursuant to WAC 480-07-160 (3)(a) because
4 Avista, through its Direct Testimony, Exhibits and supporting workpapers, is disclosing certain
5 information that is CONFIDENTIAL and constitutes VALUABLE COMMERCIAL
6 INFORMATION as defined by WAC 480-07-160 (2) and protected under WAC 480-07-160
7 and RCW 80-04-095.

8 Any printed information Avista provides will, as required under WAC 480-07-160 and
9 WAC 480-07-423, be marked as CONFIDENTIAL, submitted on yellow or canary paper, and
10 will be provided under separate cover. The electronic information Avista provides will be
11 reproduced separately on a compact disk (CD) and will also be marked as CONFIDENTIAL.

12 The confidential information that Avista is disclosing can be classified into three basic
13 categories: 1) information pertaining to contract prices, terms and conditions, 2) certain results
14 providing detailed information on the Company's load and resource positions by month, and 3)
15 Risk Management Policies which contain general policies, guidelines, and position limits.

16 Avista herein asserts that the aforementioned information is confidential in that: 1) the
17 contract information is prohibited, by the contract terms, from public disclosure, 2) making the
18 load and resource information public will give entities access to competitive information on
19 future operating plans and market purchase requirements and Avista believes the information
20 could be used to disadvantage its customers, and 3) the Risk Management Policies, if shared
21 with competitors, could also be used to disadvantage Avista's customers.

22 I am of the opinion, therefore, that this information is “CONFIDENTIAL,” as defined
23 by WAC 480-07-160, and should be protected from public inspection, examination and

1 copying, and should be utilized only in accordance with the terms of the Protective Agreement
2 between Avista Corporation and the Washington Utilities and Transportation Commission, in
3 Docket No. UE-011595.

4 RESPECTFULLY SUBMITTED this 30th day of March, 2010

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8 Michael G. Andrea
9 Senior Counsel for
10 Avista Corporation
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