

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

WASHINGTON UTILITIES AND)	
TRANSPORTATION COMMISSION,)	DOCKET NO. UE-031725
)	
Complainant,)	
)	ORDER NO. 09
v.)	
)	MODIFYING RESPONSE TIME FOR
PUGET SOUND ENERGY, INC.,)	POST-REBUTTAL DATA
)	REQUESTS
Respondent.)	
.....)	

MEMORANDUM

1 **PROCEEDINGS:** On October 24, 2003, Puget Sound Energy, Inc., filed with the Commission revisions to its currently effective Tariff WN U-60, designated as Twenty Fifth Revised Sheet No. 95, and Original Sheet Nos. 95-a through 95-e. This filing is a proposal to change PSE's rates recovering the cost of power, as a result of its decision to purchase a new generating resource. The Settlement Stipulation approved by the Commission in Docket Nos. UE-011570 and UG-011571 authorizes the filing.

2 **PARTY REPRESENTATIVES:** Todd G. Glass, Heller Ehrman White & McAuliffe LLP, Seattle, Washington, represents PSE. S. Bradley Van Cleve and Matthew W. Perkins, Davison Van Cleve, Portland, Oregon, represent the Industrial Customers of Northwest Utilities. Norman Furuta, Department of the Navy, represents the Federal Executive Agencies. Simon ffitch, Assistant Attorney General, Seattle, Washington, represents the Public Counsel Section of the Washington Office of Attorney General. Robert C. Cedarbaum, Senior Assistant Attorney General, Olympia, Washington, represents the Commission's regulatory staff.

3 **REQUEST FOR MODIFICATION OF POST-REBUTTAL DISCOVERY**

PROCESS: The Commission's Order No. 03, Prehearing Conference Order, entered in this proceeding on November 12, 2003, establishes a 5 business day turn-around time for responses to data requests. On January 5, 2004, Staff filed a letter requesting that the response time be shortened to 3 business days during the period after PSE files its rebuttal case. Staff represents that PSE does not object to this proposed modification and that no other party would be adversely affected if the request were granted. The basis for the request is the shortened period between PSE's filing of its rebuttal case and the evidentiary hearing that resulted from the Commission's Order No. 06, which granted, in part, ICNU's request for a continuance.

4 **COMMISSION:** The Commission finds that there is good cause to shorten the response period for responses to data requests submitted during the period following PSE's rebuttal case to 3 business days, and that no party will be prejudiced by this modification to the existing process and schedule. The Commission concludes that it should grant Staff's request.

ORDER

5 THE COMMISSION ORDERS That Staff's request to shorten the response period for discovery following the date on which PSE files its rebuttal case is GRANTED.

DATED at Olympia, Washington, and effective this 15th day of January 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DENNIS J. MOSS
Administrative Law Judge