

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

COST MANAGEMENT SERVICES, INC.,)	DOCKET UG-061256
)	
)	ORDER 07
Complainant,)	
)	SECOND PREHEARING
v.)	CONFERENCE ORDER
)	
CASCADE NATURAL GAS CORPORATION,)	NOTICE OF PREHEARING
)	CONFERENCE
Respondent.)	(Set for March 7, 2008, 9:30 a.m.)
.....)	

1 **NATURE OF PROCEEDING.** Docket UG-061256 involves a complaint by Cost Management Services, Inc. (CMS) against Cascade Natural Gas Corporation (Cascade), asserting Cascade is violating state and federal law by selling natural gas at retail to customers that take transportation-only service.

2 **CONFERENCE.** The Commission convened a second prehearing conference in Docket UG-061256 at Olympia, Washington on November 20, 2007, before Administrative Law Judge Theodora M. Mace upon notice to all parties. The purpose of the conference was to establish a schedule pursuant to the Commission’s Order 06 in this proceeding.

3 **APPEARANCES.** John Cameron, Davis Wright Tremaine, LLP, Portland, Oregon, represents CMS. Lawrence Reichman, Perkins Coie, LLP, Portland, Oregon, represents Cascade. Ed Finklea and Chad Stokes, attorneys, Cable Huston Benedict Haagensen & Lloyd LLP, Portland, Oregon, represent the Northwest Industrial Gas Users (NWIGU). Simon ffitich and Sarah Shifley, Assistant Attorneys General, Seattle, Washington, represents the Public Counsel Section of the Washington Office of the Attorney General (Public Counsel). Greg Trautman, Assistant Attorney General, Olympia, Washington, represents the Commission’s regulatory staff (Commission Staff or Staff). Contact information provided at the conference for the parties’ representatives is attached as Appendix A to this Order.

4 **PROCEDURAL SCHEDULE.** The parties agreed upon the following procedural schedule:

February 15, 2008	Commission Staff files investigation report ¹
February 29, 2008	CMS amends its complaint
March 7, 2008	Third prehearing conference

5 The Commission adopts this procedural schedule, which for convenience is attached to this Order as Appendix B.

6 **NOTICE OF PREHEARING CONFERENCE.** The Commission will hold a prehearing conference in this matter at 9:30 a.m., on **March 7, 2008**, in the Commission's Hearing Room, Second Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.

7 **NOTICE TO PARTIES: Any objection to the provisions of this Order must be filed within ten (10) days after the service date of this Order, pursuant to WAC 480-07-430 and WAC 480-07-810. Absent such objection, this Order will control further proceedings in this matter, subject to Commission review.**

Dated at Olympia, Washington, and effective November 27, 2007.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

THEODORA M. MACE
Administrative Law Judge

¹ In Order 06 in this docket, dated October 12, 2007, the Commission stated that it "expected Staff to participate in the complaint proceeding...and conduct its own investigation concerning Cascade's contracts in existence when we entered Order 03." The report Staff will file on February 15, 2008, incorporates the results of its investigation. A Staff witness will sponsor the report, which will be an exhibit to the witness's testimony.

APPENDIX A

**PARTIES' REPRESENTATIVES
DOCKET UG-061256**

PARTY	REPRESENTATIVE	PHONE	FACSIMILE	E-MAIL
Cost Management Services, Inc.	JOHN A. CAMERON Davis Wright Tremaine LLP 1300 SW Fifth Ave., Suite 2300 Portland, OR 97201	(503) 778-5206	(503) 778-5299	johncameron@dwt.com
	P. DOUGLAS BETZOLD	(206) 236-8808	(206) 236-8807	Cmsinc1@qwest.net
Cascade Natural Gas	LAURENCE REICHMAN Perkins Coie LLP 1120 NW Couch St., 10 th Floor Portland, OR 97209-4128	(503) 727-2019	(503) 346-2162	LReichman@perkinscoie.com
	JON STOLTZ	(206) 624-3900		jstoltz@cngc.com
Northwest Industrial Gas Users	EDWARD A. FINKLEA	(503) 224-3092	(503) 224-3176	efinklea@chbh.com
	CHAD M. STOKES Cable Huston Benedict Haagensen & Lloyd LLP 1001 SW Fifth Ave., Suite 2000 Portland, OR 97204-1136	(503) 224-3092	(503) 224-3176	cstokes@chbh.com
Public Counsel	SIMON FFITCH	(206) 464-6595	(206) 464-6451	simonf@atg.wa.gov
	SARAH SHIFLEY Public Counsel Section Office of Attorney General 800 Fifth Avenue, Suite 2000 Seattle, WA 98104-3188	(206) 464-6595	(206) 464-6451	sarahs@atg.wa.gov
	STEVE JOHNSON KATHRYN ZSOKA			stevenj@atg.wa.gov kathrynz@atg.wa.gov
Commission Staff	GREG TRAUTMAN Assistant Attorney General 1400 S. Evergreen Pk. Dr. SW P.O. Box 40128 Olympia, WA 98504-0128	(360) 664-1187	(360) 586-5522	gtrautma@utc.wa.gov
Commission Advisory Staff	THEODORA MACE (Admin. Law Judge)	(360) 664-1285	(360) 664-2654	tmace@utc.wa.gov

**APPENDIX B
PROCEDURAL SCHEDULE
DOCKET UG-061256**

EVENT	DATE	INTERVAL
Commission Staff files investigative report	February 15, 2008	
CMS amends its complaint	February 29, 2008	14 days
Third prehearing conference to establish further procedural schedule	March 7, 2008	7 days