

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

WASHINGTON UTILITIES AND	)	DOCKET UE-050870
TRANSPORTATION COMMISSION,	)	
	)	ORDER 06
Complainant,	)	
	)	CONSOLIDATING DOCKETS
v.	)	
	)	
PUGET SOUND ENERGY, INC.,	)	
	)	
Respondent.	)	
.....	)	
	)	DOCKET UE-060783
In re Tariff filing of	)	
	)	ORDER 01
PUGET SOUND ENERGY, INC.	)	
	)	CONSOLIDATING DOCKETS AND
	)	APPROVING TARIFF FILING
.....	)	

1 ***Synopsis:** The Commission approves a tariff filing in Docket UE-060783, which was filed pursuant to the Settlement Agreement approved by the Commission in Docket UE-050870, except all parties to that Agreement agreed that a different rate spread should apply to this filing. The Commission consolidates the two dockets and approves the different rate spread.*

2 **PROCEEDINGS:** On October 22, 2005, the Commission issued Order 04 in Docket UE-050870, approving and adopting a Settlement Agreement in that docket. That case was called a “PCORC,” which means a “power cost only rate case.”

3 Under the terms of Order 04 and the Settlement Agreement approved therein, Puget Sound Energy, Inc. (“PSE”) was required to file a revised Schedule 95 by May 15, 2006, reflecting a new Power Cost Baseline Rate with an effective date of July 1, 2006. *Settlement Agreement at ¶ 20.* PSE made that tariff filing, which was assigned Docket UE-060783. On June 26, 2006, PSE filed substitute tariff sheets in that docket.

4 The rate spread for the tariff filing in Docket UE-060783 is not the same rate design as the rate design described in Paragraph 11 of the Settlement Agreement in Docket UE-050870. An updated cost of service study is the reason given to justify this change in the rate design. Moreover, all parties to the Settlement Agreement in Docket UE-050870 agree that the PCORC-related increase will be allocated across customer classes as

reflected in the Company's substitute tariff sheets, filed June 26, 2006 in Docket UE-060783.

- 5      Consequently, the Commission will approve the tariff filing in Docket UE-060783, including the rate design that differs from the rate design described in Paragraph 11 of the Settlement Agreement in Docket UE-050870.
- 6      In addition, because the two dockets have common issues of fact, the Commission will, on its own motion, and pursuant to WAC 480-07-320, consolidate Docket UE-050870 and Docket UE-060783 for purposes of decision in Docket UE-060783.

### **FINDINGS OF FACT**

- 7      Having discussed above all matters material to our decision, and having stated general findings, the Commission now makes the following summary findings of fact. Those portions of the preceding discussion that include findings pertaining to the Commission's ultimate decisions are incorporated by this reference.
- 8      (1)      The Washington Utilities and Transportation Commission is an agency of the State of Washington, vested by statute with authority to regulate rates, rules, regulations, practices, and accounts of public service companies, including electric companies.
- 9      (2)      Puget Sound Energy, Inc. (PSE) is a "public service company" and an "electrical company" as those terms are defined in RCW 80.04.010, and as those terms otherwise are used in Title 80 RCW. PSE is engaged in Washington State in the business of supplying utility services and commodities to the public for compensation.
- 10      (3)      In Docket UE-060783, PSE filed revisions to its currently effective Tariff WN U-60 on May 15, 2006, to change its rates recovering the cost of power, as required by the Settlement Agreement in Docket UE-050870. On June 26, 2006, PSE filed substitute tariff sheets in that docket.
- 11      (4)      The Commission has reviewed the substitute tariff sheets in Docket UE-060783. Those tariff sheets reflect a different rate design than the rate design described in Paragraph 11 of the Settlement Agreement in Docket UE-050870. An updated cost of service study justifies the different rate design.

- 12 (5) There are common issues of fact between Docket UE-060783 and Docket UE-050870 that justify consolidation.

**CONCLUSIONS OF LAW**

13 Having discussed above in detail all matters material to our decision, and having stated general findings and conclusions, the Commission now makes the following summary conclusions of law. Those portions of the preceding detailed discussion that state conclusions pertaining to the Commission's ultimate decisions are incorporated by this reference.

- 14 (1) The Washington Utilities and Transportation Commission has jurisdiction over the subject matter of, and Parties to, these proceedings. *Title 80 RCW.*
- 15 (2) The Commission approves the substitute tariff sheets filed in Docket UE-060783. To the extent the rate design in that tariff filing is different from that described in Paragraph 11 of the Settlement Agreement in Docket UE-050870, the Commission approves that different rate design.
- 16 (4) The Commission should consolidate Docket UE-050870 and Docket UE-060783.
- 17 (9) The Commission should retain jurisdiction to effectuate the terms of this Order. *Title 80 RCW.*

**ORDER**

THE COMMISSION ORDERS THAT:

- 18 (1) Docket UE-050870 and Docket UE-060783 are consolidated for purposes of decision in Docket UE-060783.
- 19 (2) The Commission approves the substitute tariff sheets PSE filed in Docket UE-060783. To the extent the rate design in that tariff and its attachment, Exhibit A-1, is different than the rate design described in Paragraph 11 of the Settlement Agreement in Docket UE-050870, the Commission approves the different rate design.

20 (3) The Commission retains jurisdiction to effectuate the terms of this Order.

DATED at Olympia, Washington, and effective June 28, 2006.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARK H. SIDRAN, Chairman

PATRICK J. OSHIE, Commissioner

**NOTICE TO PARTIES: This is a final order of the Commission. In addition to judicial review, administrative relief may be available through a petition for reconsideration, filed within 10 days of the service of this order pursuant to RCW 34.05.470 and WAC 480-07-850, or a petition for rehearing pursuant to RCW 80.04.200 or RCW 81.04.200 and WAC 480-07-870.**