

March 21, 2003

RE: WUTC v. Avista Corporation d/b/a Avista Utilities
Docket No. UG-021584, Objection to Prehearing Conference Order

TO ALL PARTIES OF RECORD:

On February 27, 2003, the Commission held a Prehearing Conference in this matter. On February 28, 2003, the administrative law judge entered the First Supplemental Order, Prehearing Conference Order. That order provides:

Any objection to the provisions of this Order must be filed within ten (10) days after the date of mailing of this statement, pursuant to WAC 480-09-460(2). Absent such objections, this prehearing conference order will control further proceedings in this matter, subject to Commission review.

On March 10, 2003, Commission Staff filed with the Commission an Objection to Prehearing Conference Order. Review of Staff's "Objection" indicates that it does not object to any portion of the order, but rather sought to add two provisions:

1. When a party files evidence with the Commission, that party shall serve the other parties with supporting workpapers as defined in WAC 480-09-330(1)(a).
2. The list of issues in ¶ 7 of the Prehearing Conference Order is not exclusive.

The transcript of the hearing indicates that all parties to the matter agreed to the first provision. *TR 23-24*. This letter confirms that understanding in writing. The second provision also is a correct understanding of the order. No amendment to the order is necessary.

Sincerely,

MARJORIE R. SCHAER
Administrative Law Judge