

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

WASHINGTON UTILITIES AND)	DOCKETS UE-120436 and
TRANSPORTATION COMMISSION,)	UG-120437 (<i>Consolidated</i>)
)	
Complainant,)	
)	PUBLIC COUNSEL RESPONSE TO
v.)	AVISTA MOTION FOR LEAVE TO
)	FILE SUPPLEMENTAL AND
AVISTA CORPORATION d/b/a)	REVISED TESTIMONY AND
AVISTA UTILITIES,)	EXHIBITS
)	
Respondent.)	
.....)	
WASHINGTON UTILITIES AND)	DOCKETS UE-110876 and
TRANSPORTATION COMMISSION,)	UG-110877 (<i>Consolidated</i>)
)	
Complainant,)	
)	
v.)	
)	
AVISTA CORPORATION d/b/a)	
AVISTA UTILITIES,)	
)	
Respondent.)	
.....)	

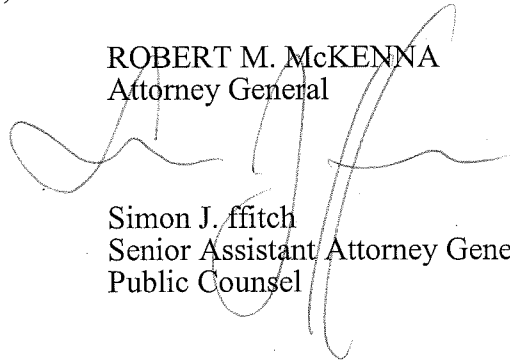
1. Pursuant to the Commission’s Notice of May 30, 2012, Public Counsel hereby responds to Avista’s Motion for Leave to File Supplemental and Revised Testimony and Exhibits of Dr. Mark Lowry and Ms. Elizabeth Andrews.

2. The request to file corrections identified by Dr. Lowry is reasonable and consistent with Commission rules. With respect to the testimony revisions filed by Ms. Andrews, however, Avista does not explain why this analysis could not have been done prior to the preparation of the initial testimony, rather than two months into the case. In general, supplementation and

modification of testimony in mid-case can pose a potential of prejudice to responding parties. In this case, while an appropriate basis for supplementing Ms. Andrews' testimony has not been shown, Public Counsel believes it has sufficient time under the case schedule to conduct discovery and respond to the supplemental testimony, given its scope. For that reason, Public Counsel does not oppose Avista's motion.

3. DATED this 6th day of June, 2012.

ROBERT M. McKENNA
Attorney General



Simon J. Fitch
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