

**BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION**

In Re the Matter of

AVISTA CORPORATION d/b/a
AVISTA UTILITIES

Request Regarding the Recovery of
Power Costs through the Deferral
Mechanism.

Docket No. UE-010395

**BP ENERGY COMPANY
PETITION TO INTERVENE**

Pursuant to WAC 480-09-430, BP Energy Company (BP) hereby petitions the Commission for leave to intervene in the above-entitled docket. As grounds for intervention, BP states as follows:

I.

The names, addresses, and telephone numbers of the persons to whom communications should be addressed are:

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II.

BP Corporation North America and BP Energy Company are involved in many aspects of the energy industry. BP Energy is the gas and power trading, and energy management business for BP in North America. Within Washington State, BP Energy has conducted numerous electricity and natural gas sales with customers that include

Avista Corporation, Avista Energy, Inc., and Avista Energy Canada, LTD.

III.

In this proceeding, Avista seeks approval of a proposed tariff, Schedule 93, "*Power Cost Surcharge*." The surcharge reflects the increased power costs associated with the recent volatility in the energy market. How these costs will be recovered affects Avista in both the short- and long-terms and will have a definite impact on Avista's ability to obtain external financing and unsecured energy commodities. It is important that the Commission act quickly and concisely on the cost recovery surcharge.

IV.

BP's appearance and participation will not unreasonably broaden the issues, burden the record, or unreasonably delay this proceeding. BP will abide by the procedural schedule adopted for this case.

V.

Wherefore, BP respectfully requests leave to intervene as a party to this proceeding, with a right to discovery, to have notice of and appear at the taking of testimony, to produce and cross-examine witnesses, and to be heard in person or by counsel on brief and at oral argument.

Respectfully submitted this 8th day of August, 2001.

/s/

Don Brookhyser
Alcantar & Kahl, LLP
1300 SW Fifth Avenue, Suite 1750
Portland, OR 97201

Attorney for BP Energy

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have on August 8, 2001, emailed the Petition to Intervene of BP Energy Company to the Washington Utilities and Transportation Commission, and deposited an original and 19 copies of the Petition to Intervene in the United States mail with first class postage prepaid. The Petition was also served upon the following parties to this proceeding by depositing the Petition in the United States mail with first class postage prepaid.

_____/s/_____
Elizabeth G. Westby
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Parties of Record Docket No. UE-010395	
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