

EXHIBIT A (ATTORNEY AGREEMENT)

**AGREEMENT CONCERNING CONFIDENTIAL INFORMATION
IN DOCKET UE-09⁶⁷⁰⁴ and UG-09 _____
BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**


I, Kurt J. Becha, as attorney in
this proceeding for Kroger Co. (party to this
proceeding) agree to comply with and be bound by the Protective Order entered by
the Washington Utilities and Transportation Commission in Docket UE-09 _____ and
UG-09⁶⁷⁰⁴, and acknowledge that I have reviewed the Protective Order and fully
understand its terms and conditions.

K Becha _____ Date 5-22-09
Signature _____
36 E. Seventh St., Suite 1510
Address _____
Cincinnati, Ohio 45202

EXHIBIT A (ATTORNEY AGREEMENT)

**AGREEMENT CONCERNING CONFIDENTIAL INFORMATION
IN DOCKET UE-09 ___ and UG-09 ___
BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

I, Michael I. Kurtz, as attorney in
this proceeding for the Kroger Co (party to this
proceeding) agree to comply with and be bound by the Protective Order entered by
the Washington Utilities and Transportation Commission in Docket UE-09 ___ and
UG-09 ___, and acknowledge that I have reviewed the Protective Order and fully
understand its terms and conditions.


Signature

5/20/09
Date

1510 URS Center
Address
Cincinnati, OH

0704

EXHIBIT B (EXPERT AGREEMENT)

**AGREEMENT CONCERNING CONFIDENTIAL INFORMATION
IN DOCKET UE-09 ___ and UG-09 ___
BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

I, KEVIN C. HIGGINS, as expert witness in this proceeding for THE KROGER CO. (a party to this proceeding) hereby agree to comply with and be bound by the Protective Order entered by the Washington Utilities and Transportation Commission in Docket UE-090704 and UG-09 ___, and acknowledge that I have reviewed the Protective Order and fully understand its terms and conditions.

[Signature]
Signature

5-21-09
Date

ENERGY STRATEGIES
Employer

215 S. STATE ST., SUITE 200
SALT LAKE CITY, UT 84111
Address

PRINCIPAL
Position and Responsibilities

The following portion is to be completed by the responding party and filed with the Commission within 10 days of receipt; failure to do so will constitute a waiver and the above-named person will be deemed an expert having access to Confidential Information under the terms and conditions of the Protective Order.

_____ No objection.

_____ Objection. The responding party objects to the above-named expert having access to Confidential Information. The objecting party shall file a motion setting forth the basis for objection and asking exclusion of the expert from access to Confidential Information.

Signature

Date

0704

EXHIBIT B (EXPERT AGREEMENT)

**AGREEMENT CONCERNING CONFIDENTIAL INFORMATION
IN DOCKET UE-09 ___ and UG-09 ___
BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

I, NEAL TOWNSEND, as expert witness in this proceeding for THE KROGER CO. (a party to this proceeding) hereby agree to comply with and be bound by the Protective Order entered by the Washington Utilities and Transportation Commission in Docket UE-09 0704 and UG-09 , and acknowledge that I have reviewed the Protective Order and fully understand its terms and conditions.

Neal Townsend _____
Signature Date 5-21-09

ENERGY STRATEGIES
Employer
215 S. STATE ST, SUITE 200
SALT LAKE CITY, UT 84111 SR. CONSULTANT
Address Position and Responsibilities

The following portion is to be completed by the responding party and filed with the Commission within 10 days of receipt; failure to do so will constitute a waiver and the above-named person will be deemed an expert having access to Confidential Information under the terms and conditions of the Protective Order.

_____ No objection.
_____ Objection. The responding party objects to the above-named expert having access to Confidential Information. The objecting party shall file a motion setting forth the basis for objection and asking exclusion of the expert from access to Confidential Information.

Signature Date

0704

EXHIBIT B (EXPERT AGREEMENT)

**AGREEMENT CONCERNING CONFIDENTIAL INFORMATION
IN DOCKET UE-09 ___ and UG-09 ___
BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

I, OLIVIA SMITH, as expert witness in this proceeding for THE KROGER CO. (a party to this proceeding) hereby agree to comply with and be bound by the Protective Order entered by the Washington Utilities and Transportation Commission in Docket UE-090704 and UG-09 ___, and acknowledge that I have reviewed the Protective Order and fully understand its terms and conditions.

Olivia Smith
Signature

5-21-09
Date

ENERGY STRATEGIES
Employer

2155 STATE ST. SUITE 200
SALT LAKE CITY, UT 84111
Address

CONSULTANT
Position and Responsibilities

The following portion is to be completed by the responding party and filed with the Commission within 10 days of receipt; failure to do so will constitute a waiver and the above-named person will be deemed an expert having access to Confidential Information under the terms and conditions of the Protective Order.

_____ No objection.

_____ Objection. The responding party objects to the above-named expert having access to Confidential Information. The objecting party shall file a motion setting forth the basis for objection and asking exclusion of the expert from access to Confidential Information.

Signature

Date