

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of

PACIFIC POWER & LIGHT
COMPANY,

2016 Power Cost Adjustment Mechanism
Report.

DOCKET UE-170717

ORDER 01

PREHEARING CONFERENCE
ORDER;

NOTICE OF HEARING
(Set for April 4, 2018, at
9 a.m.)

- 1 **NATURE OF PROCEEDING.** On June 1, 2017, Pacific Power & Light Company (Pacific Power or Company) submitted to the Washington Utilities and Transportation Commission (Commission) its 2016 Power Cost Adjustment Mechanism (PCAM) filing for approval.
- 2 On October 2, 2017, both Commission staff and Boise White Paper, L.L.C. submitted letters to the Commission requesting that the matter be set for adjudicative proceeding.
- 3 **CONFERENCE.** The Washington Utilities and Transportation Commission (Commission) convened a prehearing conference in this docket at Olympia, Washington on October 23, 2017, before Administrative Law Judge Gregory J. Kopta.
- 4 **APPEARANCES.** Matthew McVee and Ajay Kumar, in house counsel, represent Pacific Power. Jesse E. Cowell, Davison Van Cleve, P.C., represents Boise White Paper, L.L.C. (BWP). Lisa W. Gafken and Armikka Bryant, Assistant Attorneys General, Seattle, Washington, represent the Public Counsel Unit of the Washington Office of the Attorney General (Public Counsel). Jennifer Cameron-Rulkowski, Assistant Attorney General, Olympia, Washington, represents the Commission's regulatory staff (Commission Staff or Staff).¹ Contact information provided at the conference for the parties' representatives is attached as Appendix A to this order.

¹ In formal proceedings, such as this, the Commission's regulatory staff participates like any other party, while the Commissioners make the decision. To assure fairness, the Commissioners, the presiding administrative law judge, and the Commissioners' policy and accounting advisors do not discuss the merits of this proceeding with the regulatory staff, or any other party, without giving notice and opportunity for all parties to participate. *See*, RCW 34.05.455.

5 **PETITION FOR INTERVENTION.** BWP petitioned in writing to intervene in the docket. No party objected to the petition for intervention, which was granted.

6 **PROTECTIVE ORDER.** The parties ask that the Commission enter a protective order in this docket under RCW 34.05.446, RCW 80.04.095, WAC 480-07-420 and WAC 480-07-423 to protect the confidentiality of proprietary information. The Commission granted the request and will enter a protective order in this docket.

7 **DISCOVERY.** The parties may conduct discovery pursuant to the Commission's discovery rules, WAC 480-07-400 – 425. The Commission urges the parties to work cooperatively together to avoid having to bring discovery matters forward for formal resolution. By mutual agreement of the parties, all discovery responses should be served on all parties.

8 **PROCEDURAL SCHEDULE.** The parties agreed on a procedural schedule during the conference. The Commission adopts this procedural schedule, which is attached to this Order as Appendix B.

9 **DOCUMENT FILING REQUIREMENTS.** Parties must file all pleadings, motions, briefs, and other prefiled materials in compliance with all of the following requirements:

(a) Parties must submit electronic copies of all documents by 5 p.m. on the filing deadline established in the procedural schedule (or other deadline as applicable) unless the Commission orders otherwise. Parties must comply with WAC 480-07-140(6) in formatting, organizing, and identifying electronic files. Documents that include information designated as confidential or highly confidential must comply with the requirements in WAC 480-07-160 and the forthcoming protective order in this docket. Parties may submit documents electronically through the Commission's Web Portal (www.utc.wa.gov/e-filing). If a party is unable to use the web portal to submit documents for filing, the Commission will accept a submission via email to records@utc.wa.gov provided the email: (1) explains the reason the documents are not being submitted via the web portal, and (2) complies with the requirements in WAC 480-07-140(5)(b).

(b) Parties must electronically serve the other parties and provide courtesy electronic copies of filings to the presiding administrative law judge (gkopta@utc.wa.gov) by 5 p.m. on the filing deadline unless the Commission

orders otherwise. If parties are unable to email copies, they may furnish electronic copies by delivering them on a flash drive only.

- 10 **EXHIBITS FOR CROSS-EXAMINATION.** Parties are required to file with the Commission and serve all proposed cross-examination exhibits by **5 p.m. on March 22, 2018**. The Commission requires electronic copies (in Adobe Acrobat (.pdf)). If any of the exhibits contain information that is designated as confidential or highly confidential, the party must also file one electronic copy (in Adobe Acrobat (.pdf)) of the redacted version of each such exhibit. The exhibits must be grouped according to the witness the party intends to cross examine with the exhibits.
- 11 **EXHIBIT LISTS.** Each party must file a list of all exhibits the party intends to introduce into the evidentiary record, including all prefiled testimony and exhibits, as well as cross-examination exhibits. The parties must file and serve their exhibit lists by 5 p.m. on March 22, 2018.
- 12 **CROSS-EXAMINATION TIME ESTIMATES.** Each party must provide a list of witnesses the party intends to cross-examine at the evidentiary hearing and an estimate of the time that party anticipates the cross-examination of that witness will take. Parties should not file witness lists or cross-examination time estimates but must provide them to the administrative law judge and the other parties by 5 p.m. on March 22, 2018.
- 13 **NOTICE OF HEARING;** The Commission will hold an evidentiary hearing in this matter on April 4, 2018, at 9 a.m., in the Commission's Hearing Room, Second Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.
- 14 **ALTERNATE DISPUTE RESOLUTION.** The Commission supports the informal settlement of matters before it. Parties are encouraged to consider means of resolving disputes informally. The Commission has limited ability to provide dispute resolution services. If you wish to explore those services, please contact Gregory J. Kopta, Director, Administrative Law Division (gkopta@utc.wa.gov or 360-664-1355).

15 **NOTICE TO PARTIES:** A party who objects to any portion of this Order must file a written objection within ten (10) calendar days after the service date of this Order, pursuant to WAC 480-07-430 and WAC 480-07-810. The service date appears on the first page of the order in the upper right-hand corner. Absent such objection, this Order will control further proceedings in this matter, subject to Commission review.

Dated at Olympia, Washington, and effective October 26, 2017.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

GREGORY J. KOPTA
Administrative Law Judge

APPENDIX A

**PARTIES' REPRESENTATIVES
DOCKET UE-170717**

PARTY	REPRESENTATIVE	PHONE	E-MAIL
Pacific Power & Light Company	Matthew McVee Pacific Power & Light Company 825 NE Multnomah Street Suite 1800 Portland, OR 97232	(503) 813-5585	matthew.mcvee@pacificorp.com
	Ajay Kumar	(503) 813-5161	ajay.kumar@pacificorp.com
			washingtondockets@pacificorp.com
	Etta Lockey		etta.lockey@pacificorp.com
	Ariel Son		ariel.son@pacificorp.com
	Mike Wilding		michael.wilding@pacificorp.com
Boise White Paper L.L.C.	Patrick Loupin Boise White Paper, L.L.C. P.O. Box 990050 Boise, ID 83799-0050		patrickloupin@packagingcorp.com
	Jesse E. Cowell Davison Van Cleve, P.C. 333 S.W. Taylor, Suite 400 Portland, OR 97204	(503) 241-7242	jec@dvclaw.com
	Bradley G. Mullins	(503) 954-2852	brmullins@mwanalytics.com
	Jesse O. Gorsuch		jog@dvclaw.com
	Haley M. Thomas		hmt@dvclaw.com
Commission Staff	Jennifer Cameron-Rulkowski Assistant Attorney General WUTC P.O. Box 40128 Olympia, WA 98504	(360) 664-1186	jcameron@utc.wa.gov
	Krista Gross		kgross@utc.wa.gov
	Betsy DeMarco		bdemarco@utc.wa.gov
	Jason Ball		jball@utc.wa.gov
Public Counsel	Lisa W. Gafken Assistant Attorney General Office of the Attorney General Public Counsel Unit 800 5th Avenue, Suite 2000 Seattle, WA 98104-3188	(206) 464-6595	lisa.gafken@atg.wa.gov pccseaf@atg.wa.gov
	Armikka R. Bryant	(206) 389-2055	armikkab@atg.wa.gov
	Chanda Mak		chandam@atg.wa.gov

APPENDIX B
PROCEDURAL SCHEDULE
DOCKET UE-170717

EVENT	DATE
Settlement Conference (parties only)	December 7 or 8, 2017
Staff, Public Counsel and Intervenor Response Testimony and Exhibits ²	January 5, 2018
Pacific Power Rebuttal Testimony and Exhibits; Staff, Public Counsel and Intervenor Cross- Answering Testimony and Exhibits	February 16, 2018
Discovery Cut-off	March 12, 2018
Cross-Examination Exhibits, Witness Lists, and Time Estimates	March 22, 2018
Evidentiary Hearing	April 4, 2018
Simultaneous Post-Hearing Briefs	May 10, 2018

² Response time to data request will be 7 business days.