

**BEFORE THE WASHINGTON STATE UTILITIES AND TRANSPORTATION  
COMMISSION**

WASHINGTON UTILITIES AND  
TRANSPORTATION COMMISSION,

Complainant,

v.

AVISTA CORPORATION d/b/a  
AVISTA UTILITIES,

Respondent.

DOCKET NO. UE-080416

and

DOCKET NO. UG-080417  
(consolidated)

PUBLIC COUNSEL OBJECTION TO  
ADMISSION OF AVISTA  
SUPPLEMENTAL TESTIMONY

- I.* As stated in the e-mail to Administrative Law Judge Clark and counsel on November 4, 2008, Public Counsel objects to the admission into the record of the supplemental testimony and exhibits of Avista witnesses, Ms. Andrews, Mr. Kalich, Mr. Johnson, and Ms. Knox, filed July 28, 2008. The basis for the objection is as set forth in the Public Counsel Answer To Avista Motion For Leave To File Supplemental Testimony, filed August 4, 2008. The arguments made in the Answer are incorporated herein by this reference. Public Counsel's objections to filing also provide a basis for denying the admission of the new revenue requirement testimony into the record of the case.

Dated this 5<sup>th</sup> day of November, 2008.

ROBERT M. McKENNA  
Attorney General

Simon J. ffitc  
Senior Assistant Attorney General  
Public Counsel