

**Docket No. UE-220216 - Vol. I**

**In the Matter of the Petition of: Puget Sound Energy**

**June 21, 2022**



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BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION

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In the Matter of the Petition of ) DOCKET UE-220216  
of )  
) )  
PUGET SOUND ENERGY )  
) )  
For Penalty Mitigation )  
Associated with Service )  
Quality Index No. 11-Electric )  
Safety Response Time Annual )  
Performance for Period Ending )  
December 31, 2021 )

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VIRTUAL PREHEARING CONFERENCE - VOLUME I

Pages 1-9

ADMINISTRATIVE LAW JUDGE ANDREW J. O'CONNELL

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Washington Utilities and Transportation Commission  
621 Woodland Square Loop Southeast  
Lacey, Washington 98503

(All participants appeared via videoconference.)

DATE TAKEN: JUNE 21, 2022

REPORTED BY: ROSE DETLOFF, RMR, CCR #21036100

1 A P P E A R A N C E S

2 ADMINISTRATIVE LAW JUDGE:

3 ANDREW J. O'CONNELL

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ALSO PRESENT: STACEY BREWSTER  
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ANDREW ROBERTS  
CORTNEY WAGNER

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\* \* \* \* \*

1 LACEY, WASHINGTON; JUNE 21, 2022

2 1:36 p.m.

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4 P R O C E E D I N G S

5

6 JUDGE O'CONNELL: Good afternoon. The time  
7 is approximately 1:35 p.m.

8 My name is Andrew O'Connell. I am an  
9 Administrative Law Judge with Washington Utilities and  
10 Transportation Commission, and I will be presiding in  
11 this matter.

12 We're here today for a prehearing conference in  
13 Docket UE-220216, which regards Puget Sound Energy's  
14 petition to mitigate a penalty associated with Service  
15 Quality Index No. 11, the electric safety response time  
16 annual performance for the period ending December 31st,  
17 2021.

18 Let's move forward with appearances. Please  
19 tell me how you would like me to address you during this  
20 conference and this proceeding. For me, you can use  
21 he/him pronouns and address me as Judge or Judge  
22 O'Connell.

23 Okay. Let's start with PSE.

24 MS. BARNETT: Thank you, Judge. Donna  
25 Barnett. I use she/her pronouns, and you can address me

1 as Donna or Ms. Barnett, however you like. I am with  
2 Perkins Coie, and I'm representing Puget Sound Energy.  
3 Thank you.

4 JUDGE O'CONNELL: Thank you.

5 And for Staff?

6 MR. ROBERSON: Good afternoon. Jeff  
7 Roberson, Assistant Attorney General, representing  
8 Commission Staff. I use he/him pronouns. You can refer  
9 to me as Jeff or Mr. Roberson. My information should be  
10 on file with the notice of appearance.

11 JUDGE O'CONNELL: Thank you.

12 And for Public Counsel?

13 MS. SUETAKE: Thank you, Your Honor. My  
14 name is Nina Suetake. I'm an Assistant Attorney General  
15 on behalf of Public Counsel Unit. I use she/her  
16 pronouns, and you can refer to me as Nina or  
17 Ms. Suetake. Thank you.

18 JUDGE O'CONNELL: Thank you.

19 So there are no filed petitions to intervene,  
20 and I am unaware of anyone that intends to intervene.  
21 Is there anyone here at this conference that intends to  
22 intervene?

23 Hearing nothing, let's proceed. I have been  
24 informed by the parties -- or been informed that the  
25 parties have reached an agreed procedural schedule.

1           Ms. Barnett, Mr. Roberson, will one of you  
2 please address that, and if so, read that proposed  
3 schedule into the record.

4           MR. ROBERSON: I can, Judge O'Connell.

5           Opening testimony from PSE would be due on  
6 August 19th, 2022. Response testimony from the other  
7 parties would be due December 2nd, 2022.  
8 Cross-answering and rebuttal testimony would be due  
9 February 17th, 2023. The discovery cutoff would be  
10 March 5th, 2023. Cross-examination estimates and  
11 cross-examination exhibits would be due March 15th,  
12 2023.

13           Pending your availability and the availability  
14 of the hearing room, the hearing would be held on March  
15 22nd, 2023. Opening briefs would be due simultaneously  
16 on May 24th, 2023, and reply briefs would be due June  
17 14th, 2023.

18           And I will say, the last time I did this, I  
19 messed one of those dates up. So I'm going to look to  
20 Ms. Barnett and Ms. Suetake to see if I accurately  
21 reproduced our agreement. They're nodding, so I think  
22 that's a yes.

23           MS. BARNETT: I think you got it.

24           MR. ROBERSON: Okay.

25           JUDGE O'CONNELL: Okay. I want to make sure

1 I got that down.

2 PSE is going to file first testimony on August  
3 19th. Then response testimony will be due on December  
4 2nd, correct?

5 MR. ROBERSON: Yep.

6 JUDGE O'CONNELL: And then can you tell me  
7 the next date. It's February --

8 MR. ROBERSON: 17th, 2023.

9 JUDGE O'CONNELL: That's for rebuttal.

10 MR. ROBERSON: And cross-answering  
11 testimony, yes.

12 JUDGE O'CONNELL: Okay. Okay. I've got all  
13 of that down.

14 Have the parties discussed data requests?

15 MR. ROBERSON: We have not, Judge O'Connell.

16 JUDGE O'CONNELL: Usually, the parties --  
17 the very first data response or the data request is --  
18 please include us on all data requests and responses. I  
19 would go ahead and save all of you the effort of doing  
20 that and simply require that in the prehearing  
21 conference order.

22 Is there any objection to me requiring everyone  
23 to share requests and responses with all of the parties?

24 MS. BARNETT: No objection.

25 JUDGE O'CONNELL: Okay.

1 MR. ROBERSON: Not from Staff.

2 MS. SUETAKE: No objection here.

3 JUDGE O'CONNELL: Okay. Thank you all. I  
4 will make that in the prehearing conference order.

5 I want to remind the parties that filing and  
6 service are all done electronically now according to  
7 Commission rule, and also that all filings can be made  
8 electronically. No paper copies are necessary in this  
9 proceeding. Sometimes the Commission asks for paper  
10 copies, but not in this proceeding.

11 If any party has not yet designated a lead  
12 representative for service, please do so via an e-mail  
13 to me as soon as possible. And if you'd like to add the  
14 names and e-mail addresses of other representatives or  
15 support staff who should receive electronic courtesy  
16 copies of all documents filed in this proceeding, please  
17 also e-mail that to me as well. My e-mail is  
18 andrew.j.oconnell@utc.wa.gov.

19 Okay. Is there something that I've missed that  
20 we need to talk about today?

21 MS. BARNETT: I think we'd like a standard  
22 protective order issued.

23 JUDGE O'CONNELL: Is there any comment from  
24 Staff or Public Counsel?

25 MR. ROBERSON: Staff has no objection.



1 MS. SUETAKE: Public Counsel has no  
2 objection.

3 JUDGE O'CONNELL: Okay. I will issue a  
4 protective order in this case, a standard protective  
5 order. I'll issue it either along with or soon after  
6 the prehearing conference order.

7 MS. BARNETT: Thank you.

8 JUDGE O'CONNELL: What else do we need to  
9 cover? We've covered everything that I had intended to  
10 cover.

11 MS. BARNETT: I have nothing.

12 MR. ROBERSON: Staff has nothing.

13 JUDGE O'CONNELL: I'm seeing heads shaking,  
14 so okay.

15 With that, then, I will just repeat that I will  
16 issue an order shortly containing the procedural  
17 schedule after I check on the hearing date -- which I  
18 expect to be free, but I'm going to check and confirm  
19 that, anyway -- and all of the other guidelines for  
20 disposition of this case.

21 With that -- and a last chance for any last  
22 words?

23 Okay. Hearing nothing, seeing nothing, we are  
24 adjourned. Thank you.

25 (Proceedings adjourned at 1:43 p.m.)

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C E R T I F I C A T E

STATE OF WASHINGTON  
COUNTY OF KING

I, Rose Detloff, a Certified Court Reporter in  
and for the State of Washington, do hereby certify that  
the foregoing transcript is true and accurate to the  
best of my knowledge, skill and ability.

  
\_\_\_\_\_  
ROSE DETLOFF, CCR, RMR



My commission expires:  
DECEMBER 6, 2022