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

<p>The Public Counsel Section of the Office of the Washington Attorney General,</p> <p style="text-align: center;">Complainant,</p> <p style="text-align: center;">vs.</p> <p>Cascade Natural Gas Corp. and PacifiCorp, d/b/a Pacific Power & Light Co.,</p> <p style="text-align: center;">Respondents.</p>	<p>Docket No. U-030744</p> <p>Amended Petition of Elaine Willman, et al. for General Intervention and Special Intervention</p>
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Petitioners Willman and others named on Ex. 1 hereto request leave to intervene in this proceeding pursuant to WAC 480-09-430.

1. Petitioners' name and addresses:

Elaine Willman

P.O. Box 1280
Toppenish WA 98948

and others, listed on Ex. 1.

2. Petitioners' Attorney:

Eric Richter, of Henke and Richter
221 1st Ave. W # 215
Seattle WA 98199

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3. Petitioners' interest in the proceeding:

Petitioners are customers of one or both of the respondent utilities, as indicated on Ex. 1, who receive their utility service within the Yakima Indian Reservation and are directly affected by the respondents' collection of the municipal tax addition and the Yakama Nation franchise fee, pertaining to which the Public Counsel Section's complaint herein seeks declaratory and injunctive relief.

4. Petitioners have not participated in UTC cases within the last two years. Petitioner Willman has petitioned for review of a UTC decision pertaining to the defendant utilities' imposition of the municipal tax additions to the fees collected by respondents from ratepayers within the Yakima Indian Reservation, now pending in Yakima County Superior Court as Cause No. 03-2-00086-7. Petitioners Jaqueline Allen, Gary Hackner, Chris Klebaum, James Mesecher and Robert Thomas participate indirectly in the above mentioned action as members of the Citizens Standup! Committee.

5. Petitioners' position in regard to matters in controversy:

a. Petitioning for general intervention pursuant to WAC 480-09-430 (1), Petitioners support the positions stated by, and as their principal claim adopt the request for relief stated in Part XI, paragraphs 1 - 7, of the complaint herein filed by the Public Counsel Section of the Office of the Washington Attorney General. Petitioners claim that the tariffs filed by the defendant utilities are unlawful for the reasons stated in the Public Counsel's complaint, and pray that they be rejected or rescinded for that reason and that the defendant utilities be ordered to refund the municipal tax additions which have been collected by them. In the event any part of the above claim or request for relief is deemed to be other than that presented by the public counsel and to broaden the issues from those raised by him, petitioners request that part of the claim and prayer to be considered by the Commission as a petition for special intervention under WAC 480-09-430 (2).

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b. Petitioning for special intervention pursuant to WAC 480-09-430 (2), in the event the Commission concludes that respondents' payment of the fee demanded by the Yakama Nation Franchise Ordinance is prudent and denies the relief specifically requested by the Public Counsel Section in paragraphs 1 - 6 of Part XI, Petitioners request the Commission to rule on the further issue mentioned in Paragraph 4 of the Public Counsel Section's complaint herein: whether the respondent utilities' payment of the fee demanded by the Yakama Nation's Franchise Ordinance should be included in general rates borne by all ratepayers of respondent utilities, as a franchise fee, rather than passed through solely to ratepayers within the Yakima Indian Reservation, as a local tax. Petitioners' contend, as their alternative claim for relief, if the Commission rejects the Public Counsel's claims that the respondents were imprudent in paying the Yakama Nation's franchise fee and in failing to challenge the legality of the Nation's Franchise Ordinance, that respondents' recovery of the Nation's fee solely from reservation ratepayers as a municipal tax addition to their rates, rather than as a fee to be borne by all ratepayers, is unjust, unreasonable and unlawful. Upon this alternative claim for relief, petitioners request the Commission to reject or rescind the tariffs filed by the defendant utilities and order them:

- (i) to seek reimbursement of the Nation's fee solely through their general rates borne by all of their ratepayers, as a franchise fee, and
- (ii) to refund the municipal tax additions collected them from ratepayers within the Yakima Indian Reservation.

6. Petitioners intend to participate fully as parties in this litigation.

