

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION

Complainant,

v.

PACIFICORP d/b/a PACIFIC POWER &
LIGHT COMPANY

Respondent.

DOCKET NO. UE-032065

PUBLIC COUNSEL'S MOTION
TO STAY ORDER NUMBER SIX

1 The Public Counsel Section of the Washington State Attorney General's Office (Public Counsel) moves the Washington Utilities and Transportation Commission (Commission) pursuant to WAC 480-07-860 for an order staying the effect of Order No. 6 in this matter pending a decision by the Commission on the accompanying Petition for Reconsideration and a decision by the courts.

2 Public Counsel makes this request because a Petition for Reconsideration has been contemporaneously filed with the Commission. Also, an appeal has been taken to Division Two of the Washington State Court of Appeals of the Commission's final order in Docket UE-020417 which permitted this general rate case proceeding to be filed with the Commission. Appeal of Order No. 6 in this proceeding may be taken as well. A stay of the effect of the Commission's

final order would be in the public interest to avoid the risk of over-collection of rates.

Dated this 3rd day of November, 2004.

CHRISTINE O. GREGOIRE
Attorney General

ROBERT W. CROMWELL, JR.
Assistant Attorney General
Public Counsel