

May 24, 2002

**NOTICE OF OPPORTUNITY TO FILE  
REBUTTAL TESTIMONY  
(May 31, 2002)**

RE: David and Janis Stevens; Paul Carrick; Alan and Jim Wiemeyer; Chris and Cecily Flavell; Stan and Kay Miller; Michael and Colleen Stover; Richard and Paula Russell; Ben G. Marcin; Ronald and Victoria Montgomery; Charles and Michelle Clark; Paul Schulte; Sue Perrault; and Jorg Reinholt v. Rosario Utilities, LLC, Docket No. UW-011320

TO ALL PARTIES OF RECORD:

On May 24, 2002, Rosario Utilities (Rosario or Respondent) filed with the Commission a request for permission to file rebuttal testimony to the Complainants' rebuttal testimony of Tom Corrigan, Scott Lancaster and Gwyneth Burrill. Rosario alleges that good cause exists for allowing Respondent to file rebuttal testimony, because the Complainants' recently-filed rebuttal testimony raises issues beyond the scope of Respondent's and Intervenor's written direct testimony.

Rosario suggests that rather than filing an additional motion to strike this testimony as improper rebuttal testimony, Respondent would like to respond to the new subjects raised by Complainants. Rosario represents that the testimony would not be extensive, and would also be relevant to the parties' briefing on standing issues.

The Commission grants Respondent's request to file rebuttal testimony. Respondent must limit its rebuttal testimony to the new issues raised in the rebuttal testimony of Complainants' witnesses Corrigan, Lancaster and Burrill..

**NOTICE IS GIVEN that Respondent's request to file rebuttal testimony is granted. Respondent's rebuttal testimony must be filed by Friday, May 31, 2002.**

Sincerely,

KAREN M. CAILLÉ  
Administrative Law Judge

