



Bob Ferguson  
**ATTORNEY GENERAL OF WASHINGTON**

800 Fifth Avenue #2000 • Seattle WA 98104-3188

May 10, 2013

**SENT VIA E-MAIL AND ABC/LMI**

Steven V. King  
Acting Executive Director and Secretary  
Washington Utilities and Transportation Commission  
1300 S. Evergreen Park Dr. SW  
P.O. Box 47250  
Olympia, WA 98504-7250

RE: *In the Matter of the Petition of PUGET SOUND ENERGY, INC. and NW ENERGY COALITION, For an Order Authorizing PSE to Implement Electric and Natural Gas Decoupling Mechanisms and to Record Accounting Entries Associated with the Mechanisms*  
Dockets UE-121697 and UG-121705

*In the Matter of Puget Sound Energy, Inc., WN U-60, Tariff G, Electric Service, Advice No. 213-01 and WN U-2 Natural Gas Service, Advice No. 2013-02*  
Dockets UE-130137 and UG-130138

Dear Mr. King:

Enclosed please find an original and twelve (12) copies of the Public Counsel Motion for Leave to Present Oral Surrebuttal and Certificate of Service.

Sincerely,

Simon J. Fitch  
Senior Assistant Attorney General  
Public Counsel Division  
(206) 389-2055

SJf:cjb

cc: ALJ Dennis Moss (E-mail)  
Service List (E-mail & U. S. Mail)

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of  
  
PUGET SOUND ENERGY, INC.,  
and NW ENERGY COALITION

For an Order Authorizing PSE To  
Implement Electric and Natural Gas  
Decoupling Mechanisms and To  
Record Accounting Entries  
Associated With the Mechanisms

.....

WASHINGTON UTILITIES AND  
TRANSPORTATION  
COMMISSION,

Complainant,

v.

PUGET SOUND ENERGY, INC.,

Respondent.

DOCKETS UE-121697 and  
UG-121705

DOCKETS UE-130137 and  
UG-130138

PUBLIC COUNSEL MOTION FOR  
LEAVE TO PRESENT ORAL  
SURREBUTTAL

1. Pursuant to WAC 480-07-375(1)(d), Public Counsel hereby respectfully requests leave to present oral surrebuttal of Public Counsel witnesses Stephen Hill and James Dittmer at the evidentiary hearing on May 16, 2013.

2. PSE and Commission Staff filed their rebuttal testimony in this case on Wednesday, May 8, 2013. The filed testimony includes detailed responses to Public Counsel witnesses and includes analyses not previously presented. PSE filed the testimony of three additional witnesses who did not testify previously in this case: Daniel Doyle (regarding cost of capital), Ken Johnson (policy, overview issues) and Matthew Marcellia (tax issues).

3. Under the current case schedule, no discovery is permitted with respect to the rebuttal. Cross exhibits are due on March 14, four business days after receipt of the rebuttal. As a practical matter, this limits Public Counsel and its witnesses' ability to effectively respond to rebuttal via discovery and cross-examination, or to present written surrebuttal.

4. Public Counsel, therefore, respectfully requests leave to present oral surrebuttal for the limited purpose of responding to rebuttal testimony of witnesses addressing the issues raised by Mr. Dittmer and Mr. Hill. The surrebuttal would be presented at the May 16 hearing in accordance with the bench's preference as to scheduling.<sup>1</sup>

5. DATED this 10<sup>TH</sup> day of May, 2013.

ROBERT W. FERGUSON  
Attorney General

Simon J. ffitch  
Senior Assistant Attorney General  
Public Counsel Division

<sup>1</sup> Public Counsel estimates a need for approximately 10 minutes per witness, exclusive of any questioning.

**CERTIFICATE OF SERVICE**  
**Dockets UE-121697/UG-121705, UE-130137/UG-130138**

I hereby certify that a true and correct copy of the Public Counsel Motion for Leave to Present Oral Surrebuttal sent to each of the parties of record shown below in sealed envelopes, via: U.S. Mail and e-mail.

**SERVICE LIST**

**\*\* = Receive Highly Confidential; \* = Receive Confidential; NC = Receive Non-Confidential**

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DATED: May 10, 2013.

  
CAROL BAKER  
Legal Assistant