

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION

CITY OF SEATAC,)	
)	
Petitioner,)	
)	
v.)	DOCKET NO. UE-010891
)	
PUGET SOUND ENERGY, INC.)	
)	
Respondent.)	
)	
.....)	
CITY OF CLYDE HILL,)	
)	DOCKET NO. UE-011027
Petitioner,)	
)	
v.)	FIRST SUPPLEMENTAL ORDER
)	GRANTING EXTENSION OF TIME;
PUGET SOUND ENERGY, INC.)	CONSOLIDATING PROCEEDINGS
)	
Respondent.)	
)	
.....)	

1 **PROCEEDINGS:** Docket No. UE-010891 concerns a Complaint and Petition for Declaratory Relief filed by the City of SeaTac on June 19, 2001. Docket No. UE-011027 concerns a Complaint and Petition for Declaratory Relief filed by the City of Clyde Hill on July 18, 2001. The complaints request that the Commission enter a declaratory order, or orders, establishing the respective rights and obligations of the cities and Puget Sound Energy, Inc. (PSE) in connection with PSE’s administration of its Electric Tariff G, Schedule 70.

2 The Commission convened a joint prehearing conference in this docket and in related proceedings in Docket Nos. UE-010778 and UE-010911 on April 23, 2001, in Olympia, Washington, before Administrative Law Judge Dennis J. Moss. The City of Clyde Hill sought leave to intervene in Docket No. UE-010891. However, following discussion with the parties, it became apparent that the City of Clyde Hill should file its own complaint, which then could be considered for consolidation with Docket No. UE-010891.

3 **PARTIES:** Carol S. Arnold and Laura K. Clinton, Preston Gates Ellis LLP, Seattle, Washington, represent the City of SeaTac. Kirsten Dodge and Bill Bue, Perkins Coie

LLP, Bellevue, Washington, represent Puget Sound Energy. John D. Wallace, City Attorney, Clyde Hill, Washington, represents the City of Clyde Hill. Mary Tennyson, Senior Assistant Attorney General, Olympia, Washington, represents Commission Staff.

4 **CONSOLIDATION:** At the first prehearing conference, the Commission raised on its own motion the question whether Docket Nos. UE-010778, UE-010891, and UE-010911 should be consolidated. The Presiding Judge determined on the basis of the Parties' arguments that the issues of fact and law pertinent to Docket No. UE-010891 are different from those presented in Docket Nos. UE-010778 and UE-010911, and that Docket No. UE-010891 should proceed as a discrete docket.

5 The Presiding Judge also determined that Docket Nos. UE-010778 and UE-010911 should be consolidated because there are common issues of fact and law such that consolidation will promote administrative economy and make optimal use of the Commission's and the Parties' resources.

6 In like vein, it appears that there are common issues of law and fact present in the instant dockets so that they also can be consolidated to promote administrative efficiency. The Commission determines that it should consolidate Docket Nos. UE-010891 and UE-011027.

7 **EXTENSION OF TIME:** On July 27, 2001, the City of SeaTac, through counsel, requested a one-day extension of time for the filing of a joint Comprehensive Issues List, Stipulation of Material Facts, and Identification of Contested Material Facts. SeaTac represents that Staff, PSE, and the City of Clyde Hill join in the request. The Commission finds that good cause exists to extend the deadline as requested. The due date for the Parties' joint submission will be August 1, 2001.

8 **NOTICE TO PARTIES:** Any objection to the provisions of this Order must be filed within ten (10) days after the date of mailing of this statement, pursuant to WAC 480-09-460(2). Absent such objections, this order, and the prehearing conference order previously entered in Docket No. UE-010891, will control further proceedings in this matter, subject to Commission review and such other procedural orders as may be subsequently entered.

DATED at Olympia, Washington, and effective this ____ day of July 2001.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DENNIS J. MOSS,
Administrative Law Judge

