

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

WASHINGTON UTILITIES AND)	
TRANSPORTATION COMMISSION,)	
)	DOCKET NO. UW-951483
Complainant,)	
)	
v.)	
)	FIRST SUPPLEMENTAL
ROSARIO UTILITIES, LLC,)	ORDER ON PREHEARING
)	CONFERENCE
Respondent.)	
)	
.....)	

PREHEARING CONFERENCE: A prehearing conference was held in this matter on May 29, 1996, before Administrative Law Judge C. Robert Wallis at Olympia, Washington upon due and proper notice to all interested parties.

PARTIES AND PETITIONERS TO INTERVENE: The respondent, Rosario Utilities, LLC, appeared by telephone from Phoenix, Arizona, by Lanae Rossi, its authorized representative. Petitioners for intervention Orcas Highlands Association, Vusario Maintenance Association, and Rosario Homeowners Association appeared by Robert E. Lundgaard, attorney, Olympia. The Commission Staff appeared by Ann Rendahl, Assistant Attorney General.

INTERVENTIONS: The petitions for intervention were not opposed and were granted.

DISCOVERY: The Commission's discovery rule, WAC 480-09-480, was invoked. Data requests will be presented no later than June 6, 1996, and answers will be presented no later than June 17, 1996, provided that the parties may agree to such variations as will not interfere with other schedule requirements.

The parties are reminded that data requests and responses thereto should not be addressed, copied to, or routed through the presiding officer, the Secretary of the Commission, or the Commissioners. The parties should send responses to Commission Staff data requests directly to Ann Rendahl.

All other case-related correspondence, including responses to bench requests, must be sent through the Secretary, using the Commission's post office box address (not the street address). The parties should not send correspondence directly to the Administrative Law Judge, but should send a courtesy copy to the Administrative Law Judge.

COPIES OF PREFILED EVIDENCE: An original plus 19 copies of all prefiled materials shall be filed. At the request of the Commission or any party, prefiled testimony must be provided upon computer diskette in a WordPerfect 5.1, 6.0, or 6.1, IBM-compatible format.

The parties are reminded that all testimony, exhibits, and pleadings filed with the Commission must be three-hole punched.

SCHEDULE: The parties agreed to prefile written evidence in advance of the hearing. The Company's evidence will be filed with the Commission and provided to other parties by June 24, 1996; Commission Staff and intervenors' evidence will be filed and distributed no later than July 12, 1996, and the Company's rebuttal, if any, will be filed and distributed no later than July 30, 1996. Parties will distribute the evidence to be received by other parties, as well as to be filed with the Commission, on the dates specified except as to any party who agrees to later receipt.

The parties agreed that hearings in the service territory of the respondent are important because of ratepayer interest. The dates of August 15 and 16, 1996 are reserved for hearings, as needed. Commission Staff will work with the company, the intervenors, and Commission advisory staff to find a suitable location for the evidentiary and "public" hearings, either within or near the company's service territory.

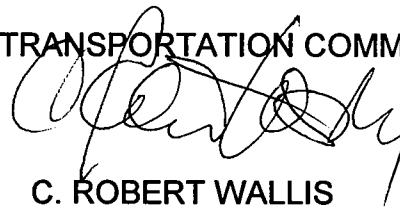
Simultaneous post-hearing memoranda will be due August 30, 1996. If parties narrow the issues sufficiently or if matters appear sufficiently straightforward, the parties will agree on an earlier deadline for memoranda. The Commission will tape record the hearing sessions so that a record of the hearing is available to parties before the transcript is delivered.

The parties are engaging in ongoing discussions aimed at resolving or narrowing issues; the Commission supports such discussions.

NOTICE TO PARTIES: Any objection to the provisions of this order must be filed within ten days after the date of mailing of this statement, pursuant to WAC 480-09-460(2). In the absence of such objections, this prehearing conference order shall control further proceedings in this matter, subject to Commission review.

DATED at Olympia, Washington, and effective this 30th day of May 1996.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION



C. ROBERT WALLIS
Administrative Law Judge