

RECEIVED
RECORDS MANAGEMENT
01 SEP 10 AM 9:15
STATE OF WASHINGTON
OFFICE OF THE
COMMISSIONER

BEFORE THE WASHINGTON UTILITY
AND TRANSPORTATION COMMISSION

CITY OF SEATAC,

Petitioner,

v.

PUGET SOUND ENERGY, INC.,

Respondent.

.....
CITY OF CLYDE HILL

Petitioner,

v.

PUGET SOUND ENERGY, INC.

Respondent.

DOCKET NO. UE-010891

DOCKET NO. UE-0111027

CITY OF CLYDE HILL'S MOTION FOR
ORAL ARGUMENT ON MOTION FOR
SUMMARY DETERMINATION

COMES NOW the City of Clyde Hill, by and through its attorney Ogden Murphy Wallace, PLLC and Greg A. Rubstello, and moves the Washington Utility and Transportation Commission to schedule a hearing during which the parties can provide oral argument on the issues raised in the City's Motion for Summary Determination. This motion is based on WAC 480-09-426, WAC 480-09-500(2)(a), the attached declaration of Greg Rubstello and the records and files herein.

00293

1
2 DATED this 6th day of September, 2001.

3 OGDEN MURPHY WALLACE, P.L.L.C.

4
5 By: 

6 Greg A. Rubstello, WSBA #6271
7 Attorneys for Petitioner
8 City of Clyde Hill
9

10 **DECLARATION**

11
12 Greg Rubstello declares as follows:

13 1. I am the attorney for the City of Clyde Hill, Petitioner in the above-captioned matter,
14 and I am familiar with the records and files in this case.

15 2. The Clyde Hill has moved for summary determination of several issues relating to the
16 Respondent Puget Sound Energy's Tariff G., Schedule 70. The issues are many and complex. The
17 City would like an opportunity to present oral argument on the issues in addition to its written brief.
18 An oral presentation will assist the Commission in understanding the issues and making a decision.
19

20 3. The Commission's own rules allow for oral argument on motions for summary
21 disposition. WAC 480-09-426. Likewise,

22 A party to a brief adjudicative proceeding who desires an opportunity to make an
23 oral statement may request oral statements in the application or in the response to
24 the application if the commission has not provided for oral statements. If the
25 presiding officer believes an oral statement would be beneficial in reaching a
26 decision, the presiding officer may grant a request to make an oral statement or
27 may ask the parties to make oral statements.

28 WAC 480-09-500(2)(a).

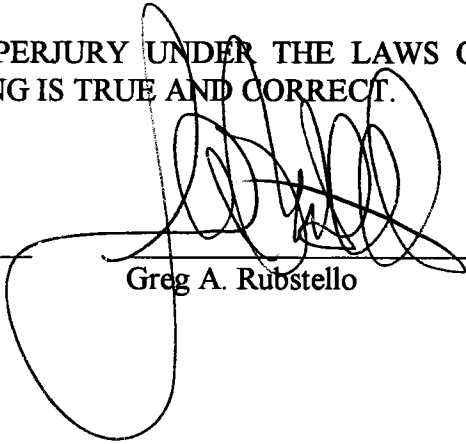
C-00294

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

9-6-01 Seattle WA

DATE and PLACE



Greg A. Rubstello

00295

1 **CERTIFICATE OF SERVICE**

2 I HEREBY CERTIFY that I have this day served the CITY OF CLYDE HILL'S MOTION
3 FOR ORAL ARGUMENT ON MOTION FOR SUMMARY DETERMINATION, filed by the City
4 of Clyde Hill, upon all parties of record in this proceeding, via U.S. Mail:

5 Kirstin S. Dodge
6 Perkins Coie
7 411 - 108th Avenue NE, Suite 1800
8 Bellevue, WA 98004

9 Simon Fitch
10 Office of the Attorney General
11 900 Fourth Avenue, Suite 2000
12 Seattle, WA 98164-1012

13 Mary M. Tennyson
14 Office of the Attorney General
15 1400 South Evergreen Park Drive SW
16 PO Box 40128
17 Olympia, WA 98504-0128

18 Dennis J. Moss, Administrative Law Judge
19 Washington Utility and Transportation Commission
20 1300 South Evergreen Park Drive SW
21 PO Box 47250
22 Olympia, WA 98504-7250

23 Carol S. Arnold
24 Preston Gates Ellis
25 701 Fifth Avenue, Suite 5000
26 Seattle, WA 98104-7078

27 DATED at Seattle, Washington, this 9th day of September, 2001.

28 
Anita Griffin
Legal Assistant to Greg A. Rubstello

C00296