

December 28, 2011

**NOTICE OF INTENT TO REVIEW INITIAL  
ORDER AND REOPENING OF RECORD**

RE: *Washington Utilities and Transportation Commission v. Lowper, Incorporated*,  
Docket UW-110892

TO ALL PARTIES:

On May 13, 2011, Lowper, Incorporated (Lowper or Company) filed with the Washington Utilities and Transportation Commission (Commission) an initial tariff and supporting information in Docket UW-110871. Commission Staff (Staff) conducted an initial review of the Company's financial information and determined that the rates in the Company's tariff generate more revenue than the Company requires to pay reasonable operating expenses and earn a reasonable return. On June 14, 2011, the Commission issued Order 01 – Complaint Against Rates in Docket UW-110892.

On December 8, 2011, Administrative Law Judge Martin Lovinger entered Order 04, Initial Order Approving and Adopting Settlement Agreement in Docket UW-110892 (Order 04). Since that time, the Commission has received communications from a third party expressing concerns about Lowper's tariff and making factual allegations related to whether the tariff rates are fair, just, reasonable and sufficient.

To enable the Commission and the parties to investigate these allegations and concerns, the Commission designates Order 04 for administrative review pursuant to WAC 480-07-825(8). The Commission further notifies the parties that it will reopen the record in this proceeding as authorized under WAC 480-07-830 to enable the Commission to receive additional evidence developed as part of its and the parties' investigation.

**NOTICE IS GIVEN that the Commission intends to review Order 04 and reopens the record to receive additional evidence. Deadlines for filing additional evidence or comment will be established in future notices.**

Sincerely,

DAVID W. DANNER  
Executive Director and Secretary