

October 8, 2009

NOTICE OF BENCH REQUEST
(Due Electronically by Monday, October 12, 2009, at 3:00 p.m.)
(Postmark Date for Service on Tuesday, October 13, 2009)

RE: *WUTC v. Avista Corporation – General Rate Case*
Dockets UE-090134, UG-090135, and UG-060518 (*consolidated*)

TO ALL PARTIES:

The following bench request (BR) is directed to Commission Staff.

During the latter part of the evidentiary hearing session on Wednesday, October 7, 2009, the Commissioners posed a question to Commission Staff witness Danny Kermode. The question referred to Avista Corporation witness David B. DeFelice's prefiled rebuttal testimony (Exh. DBD-4T) at page 2, noting that the company included accumulated depreciation and deferred federal income taxes in its proposed pro forma rate base adjustments.

Bench Request No. 9 Please describe how Staff's pro forma adjustment to rate base for capital additions gives effect to accumulated depreciation and accumulated deferred taxes. If Staff's rate base adjustment does *not* give effect to accumulated depreciation and accumulated deferred taxes, please explain Staff's rationale for not doing so.

Thank you for your prompt attention to this inquiry,

Sincerely,

ADAM E. TOREM
Administrative Law Judge

cc: All Parties