

BEFORE THE WASHINGTON STATE ENERGY
FACILITY SITE EVALUATION COUNCIL

In the Matter of Enforcement
of Certification Agreement
WNP 1 and 4

Between the STATE OF WASHINGTON
DEPARTMENT OF FISHERIES, and

THE WASHINGTON PUBLIC POWER
SUPPLY SYSTEM
.....

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ORDER DESIGNATING HEARING
EXAMINER AND ESTABLISHING
FUNCTIONS AND DUTIES

The Energy Facility Site Evaluation Council hereby appoints Mr. Robert A. Felthous as hearing examiner, per designation by the Chairman, for all matters related to the above entitled proceeding.

Actions by the hearing examiner shall be divided into two phases. For the first phase, the hearing examiner is hereby authorized and directed to conduct prehearing conferences to:

- 1) Determine the nature and scope of the dispute.
- 2) Determine the extent of Energy Facility Site Evaluation Council jurisdiction over the subject matter and the parties.
- 3) Develop an estimate of the total number of days required to conduct prehearing conferences and evidentiary hearings and to hear oral argument.
- 4) Develop an estimate of costs to include hearing examiner costs, court reporter costs, printing costs and other incidental costs directly related to resolution of the dispute.
- 5) Develop a schedule of dates for any future proceedings.

The hearing examiner shall by the 23rd day of August 1976 submit findings and/or recommendations regarding the items herein to the Energy Facility Site Evaluation Council for its review and approval prior to conducting any further proceedings.

For the second phase, subsequent to Council approval of the subject matter to be considered, the schedule of dates for future proceedings and the amount of funds to be budgeted for the proceedings, the hearing examiner herein appointed shall conduct prehearing conferences and/or contested case hearings as he shall consider appropriate in the circumstances.

ENTERED THIS 12TH DAY OF JULY 1976

ENERGY FACILITY SITE EVALUATION COUNCIL

BY Keith Sherman
Keith Sherman, Chairman

APPROVED FOR ENTRY:

BY Thomas F. Carr
Thomas F. Carr
Assistant Attorney General