

ADOPTED 2/25/74

BEFORE THE STATE OF WASHINGTON
THERMAL POWER PLANT SITE EVALUATION COUNCIL

In the Matter of the
Application of the

WASHINGTON PUBLIC POWER
SUPPLY SYSTEM,

A Municipal Corporation of
the State of Washington

Application No. 73-2

ORDER APPOINTING A PREHEARING
PANEL AND ESTABLISHING ITS
FUNCTIONS AND AUTHORITY

1. A Prehearing Panel is hereby appointed to perform certain examiner functions with respect to Application No. 73-2 described in Sections 3 and 4 of this Order pursuant to WAC 463-08-021.

The Prehearing Panel shall consist of:

- a. The Chairman of the Thermal Power Plant Site Evaluation Council who will preside at proceedings conducted by the Panel. The Chairman may delegate a pro tem Chairman to preside in his absence.
- b. Two or more members of the Council, not to exceed a total of four in number, to be designated by the Chairman for each phase of the proceedings leading to a proposed order. The members to be designated by the Chairman may be varied at the discretion of the Chairman when examining different segments of the application or other items which the Panel may consider.

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*rescinded by Council
Order No. 3 Dated 2/27/74*

2. The Prehearing Panel shall convene a conference as soon as possible to be attended by the parties (and the Council's staff and independent consultant) for the purpose of developing a realistic timetable for the processing of specific parts of Application No. 73-2 by utilization by the Prehearing Panel of the functions and authority set forth in Sections 3 and 4 hereof and shall submit to the Council a proposed order for the Council's final decision pursuant to WAC 463-08-022(13).
3. The examiner functions to be performed by the Prehearing Panel are:
 - a. The Prehearing Panel shall recommend findings as to the adequacy of information supplied in Application No. 73-2. They shall use in making such findings the comments as submitted by parties to these proceedings and the reports required or supplied by the Council's independent consultant.
 - b. The Prehearing Panel shall recommend findings based upon facts agreed to by the parties hereto, facts regarding the subject matter of Application No. 73-2 which the Council should officially notice, and all proposed conditions for certification agreed to by parties hereto.
 - c. The Prehearing Panel shall identify and submit to the Council all facts and proposed certification conditions which appear to be in dispute among the parties.

4. The Prehearing Panel shall be specifically authorized to require that all parties to this proceeding submit in writing all:
 - a. Requests for additional information to supplement the application.
 - b. Questions as to the contents of Application No. 73-2's sections.
 - c. Factual and legal contentions concerning disputed facts or proposed certificatory conditions of any matter relevant to Application No. 73-2.
 - d. Listings of probable witnesses and/or evidentiary matters to be submitted relevant to disputed items identified in Section 3(c) hereof.

5. The Council's independent consultant for Application No. 73-2 shall be directed to submit reports on the contents of Application No. 73-2 to the Council on or before a date to be established pursuant to Section 2 hereof. The consultant shall make his report in part or parts consistent with the schedule identified by Section 2 hereof. Such report or reports by the consultant shall be transmitted to all parties for their review and submission of comments thereon to the Prehearing Panel.

ORDERED AND DECLARED By the Washington State Thermal Power
Plant Site Evaluation Council on February 25, 1974, in open meeting.

ENTERED This 25th Day of February 1974

WASHINGTON STATE THERMAL POWER PLANT
SITE EVALUATION COUNCIL

BY Oswald Greager
Oswald Greager
Chairman

APPROVED FOR ENTRY:

BY Darrel Peeples
Darrel Peeples
Assistant Attorney General

WASHINGTON PUBLIC POWER
SUPPLY SYSTEM

BY Richard Q. Quigley
Richard Q. Quigley
Counsel

COUNSEL FOR THE ENVIRONMENT

BY Malachy R. Murphy
Malachy R. Murphy
Deputy Attorney General