

**BEFORE THE WASHINGTON STATE
ENERGY FACILITY SITE EVALUATION COUNCIL**

In the Matter of Application No.)	
2009-01)	Application No. 2009-01
of)	
WHISTLING RIDGE ENERGY PROJECT)	NOTICE OF PREHEARING
LLC)	CONFERENCE
For)	
WHISTLING RIDGE ENERGY PROJECT)	
.....)	June 17, 2010, at 1:30 p.m.,
)	Skamania Lodge
)	Stevenson, Washington 98648

1 Whistling Ridge Energy LLC on March 10, 2009 filed with the Washington Energy Facility Site Evaluation Council (Council) an application for certification of a site in Skamania County, Washington for construction and operation of an energy facility producing power through use of wind energy.

2 On June 24, 2009, the Council issued a notice to all interested persons of the opportunity to intervene in the proceeding. A prehearing conference was held in Olympia, Washington on July 28, 2009 for the purpose of ruling upon petitions for intervention. All petitions for intervention were allowed, including a subsequent late-filed petition.

3 Procedural aspects of the adjudication have been deferred pending preparation of environmental studies. A prehearing conference is appropriate to review the status of such studies and to develop a schedule for the adjudicative proceeding.

4 **THE COUNCIL GIVES NOTICE that it will hold a prehearing conference in this matter at 1:30 p.m., on June 17, 2010, in Conference Room – Stevenson B, Skamania Lodge, 1131 SW Skamania Lodge Way; Stevenson, Washington.**

5 The purpose of the prehearing conference is to consider the status of preparation for the proceeding, the timing of filing parties’ direct evidence, the procedural steps that will be appropriate in this matter and the timing of such steps, to resolve scheduling matters including dates for distributing evidence, to begin the identification of issues in the proceeding and determine other matters to assist the Council in resolving the matter. This may involve consideration of the following elements:

Call to order

Appearances by parties of record

Consideration of hearing procedure, which may include the following elements:

1. Consideration of use of prefiled testimony and exhibits
2. Discussion of schedule for hearing elements
 - a. Identification of issues

- b. Discovery, if any
 - c. Motion practice and schedule
 - d. Status conferences
 - e. Site visit, if appropriate
 - f. Prefiling schedule for responsive and rebuttal testimony
 - g. Order of parties' presentations
 - h. Numbering of exhibits
 - i. Scheduling of witnesses
 - j. Hearing schedule and location
 - k. Timing and content of Post-hearing submissions, including draft order and site certification agreement
 - l. Other items relating to procedure at the hearing
3. Other matters proposed by parties. Parties that have specific suggestions for consideration on the items above, or that would propose other items for consideration, should provide basic information about each proposal to the Council and other parties, to be received no later than Monday, June 14, 2010.

6 **THE COUNCIL GIVES NOTICE that any party who fails to attend or participate in the prehearing conference set by this Notice, or any other stage of this proceeding, may be held in default under RCW 34.05.440.**

7 The names and mailing addresses of all known parties and their known representatives are as follows:

Whistling Ridge Wind Power Applicant

Jason Spadaro
Whistling Ridge Energy LLC
P.O. Box 266
Bingen, WA 98605

Tim McMahan
Stoel Rives LLP
805 Broadway Street, Suite 725
Vancouver, WA 98660

Darrel Peeples
Attorney
325 Washington Street NE, #440
Olympia, WA 98506

Counsel for the Environment

H. Bruce Marvin
Assistant Attorney General
Counsel for the Environment
Office of the Attorney General
P.O. Box 40100
Olympia, WA 98504-0100

Department of Commerce

Department of Commerce
Tony Usibelli, Director
Energy Division
P.O. Box 43173
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Alice Blado, Senior Counsel, AAG
Office of the Attorney General
P.O. Box 40109
Olympia, WA 98504-0109

Friends of the Columbia Gorge

Gary K. Kahn
Reeves, Kahn & Hennessy
Attorneys at Law
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Portland, OR 97286-0100

Nathan Baker, Staff Attorney
Friends of the Columbia Gorge
522 SW 5th Avenue, Suite 720
Portland, OR 97204-2100

Kevin Gorman, Executive Director
Friends of the Columbia Gorge
522 SW 5th Avenue, Suite 720
Portland, OR 97204-2100

Save Our Scenic Area (SOSA)

Save Our Scenic Area
P.O. Box 41
Underwood, WA 98651

J. Richard Aramburu
Aramburu & Eustis, LLP
720 Third Avenue, Suite 2112
Pacific Building
Seattle, WA 98104-1860

Skamania County Public Utility District No. 1

Skamania County Public Utility District No. 1
Robert Wittenberg, Jr.
1492 Wind River Highway
Carson, WA 98610

Skamania County Economic Development Council

Skamania County Economic Development Council
Peggy Bryan
167 NW 2nd
P.O. Box 436
Stevenson, WA 98648

Skamania County Agri-Tourism Association

Skamania County Agri-Tourism Association
P.O. Box 100
Underwood, WA 98651

Isa Anne Taylor, WSBA # 37977
7751 Baseline Drive
Mt. Hood, OR 97041

Association of Washington Business

Association of Washington Business
Chris McCabe
1414 Cherry St. SE
P.O. Box 658
Olympia, WA 98501

Seattle Audubon Society¹

Seattle Audubon
Shawn Cantrell
8050 35th Ave NE
Seattle, WA 98115

¹ Ms. Meagan Carmichael withdrew, and pending the appearance of another attorney the Council identifies their initial representative.

Columbia River Gorge Commission
Jill Arens, Executive Director
Columbia River Gorge Commission
P.O. Box 730
White Salmon, WA 98672

Port of Skamania County
Port of Skamania County
John McSherry, Manager
P.O. Box 1099
Stevenson, WA 98648

City of White Salmon
City of White Salmon
David Poucher, Mayor
P.O. Box 2139
White Salmon, WA 98672

Klickitat County Public Economic Development Authority
Klickitat County Public Economic Development
Authority
Michael Canon, Executive Director
MS – CH – 26
127 West Court
Goldendale, WA 98620

Klickitat and Cascades Tribes of the Yakama Nation
Wilbur Slockish, Jr.
Klickitat and Cascades Tribes of the Yakama Nation
c/o Whistling Ridge Energy LLC
P.O. Box 266
Bingen, WA 98605

Confederated Tribes and Bands of the Yakama Nation
Johnson Meninick
Cultural Resources Program Manager
Confederated Tribes and Bands of the Yakama Nation
P.O. Box 151
Toppenish, WA 98948

DATED at Olympia, Washington, and effective May 25, 2010.

WASHINGTON ENERGY FACILITY SITE EVALUATION COUNCIL

Al Wright
Council Manager

NOTICE

Hearing facilities are accessible to persons with disabilities. Smoking is prohibited. If limited English-speaking, hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

If you need an interpreter, or have other special needs, please fill out this form and return it to Washington State Energy Site Evaluation Council, Attention: Al Wright, P.O. Box 43172; Olympia, WA 98504-3172. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket: _____

Case Name: _____

Hearing Date: _____ Hearing Location: _____

Primary Language: _____

Hearing Impaired (Yes) _____ (No) _____

Do you need a certified sign language interpreter:

Visual _____ Tactile _____

Other type of assistance needed: _____

English-speaking person who can be contacted if there are questions:

Name: _____

Address: _____

Phone No.: (____) _____