

Service Date: May 25, 1993

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

* * * * *

In the Matter of the Investigation) DOCKET NO. 93.3.10
of § 712 Standards of the Energy)
Policy Act of 1992.) ORDER NO. 5701a

PROCEDURAL ORDER

1. On March 25, 1993, the Commission issued Order No. 5701, Order and Notice Establishing a Docket and Setting Prehearing Conference. The Order established an intervention deadline of April 9, 1993, and set a prehearing conference for April 23, 1993. The Order also solicited comments on the nature, scope and schedule of proceedings in this Docket. Intervenors in this Docket are Montana Consumer Counsel, Montana Power Company, PacifiCorp, Large Customer Group, Champion International, Department of Natural Resources and Conservation, Paladin Associates, Montana-Dakota Utilities, Continental Hydro Corporation, Billings Generation, Inc., and Colstrip Energy Limited Partnership.

2. Following consideration of the written comments and the comments at the prehearing conference, the Commission establishes the following schedule:

- (a) June 18, 1993: Discovery (data requests) to all parties.
- (b) July 8, 1993: Responses to discovery.

- (c) July 30, 1993: Testimony from all parties describing rules and standards, if appropriate, in response to Section 712, subparagraph (A) of the Energy Policy Act of 1992. See Public Law 102-486, 106 Stat. 2910.
- (d) August 9, 1993: Discovery on testimony.
- (e) August 19, 1993: Responses to discovery on testimony.
- (f) August 30, 1993: Answer testimony from all parties.
- (g) September 14, 1993: Opening day of hearing in Docket No. 93.3.10.

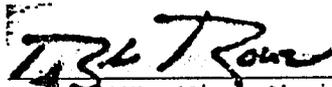
3. Testimony of the parties should be as detailed as possible concerning 1) rules that should be established in response to Section 712 of the Energy Policy Act, or 2) reasons why rules and standards are not appropriate in response to that section of the Act. Parties arguing that rules are not appropriate may want to describe rules in the alternative, in the event the Commission decides that rules should be adopted.

4. Objections to discovery or responses to discovery should be brought promptly in writing to the Commission for ruling.

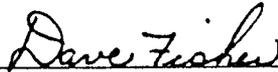
5. Procedures in this Docket are implemented pursuant to Section 111, subparagraphs (a) and (b) of the Public Utility Regulatory Policies Act of 1978, Public Law 95-617, 92 Stat. 3117; and Section 712 of the Energy Policy Act of 1992.

DONE AND DATED at Helena, Montana, this 24th day of May, 1993, by a 4 to 0 vote.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION



BOB ROWE, Vice Chairman



DAVE FISHER, Commissioner



NANCY McCAFFREE, Commissioner



DANNY OBERG, Commissioner

ATTEST:



Kathlene M. Anderson
Commission Secretary

(SEAL)

NOTE:

Any interested party may request that the Commission reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.