

The Commission Staff recognizing the time sensitive nature of Avista's Application recommended that it be processed in an expedited manner because irrigators must make decisions regarding the 2001 growing season in the coming weeks. Staff also recommended the use of Modified Procedure and suspension of the proposed effective date beyond March 15, 2001 to allow a shortened period of time for interested persons and parties to comment. The Commission finds these recommendations appropriate for the processing of this Application.

YOU ARE FURTHER NOTIFIED that the Application together with supporting workpapers and exhibits, have been filed with the Commission and are available for public inspection during regular business hours at the Commission offices.

YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Title 61 of the Idaho Code and that the Commission may enter any final Order consistent with its authority under Title 61.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

YOU ARE FURTHER NOTIFIED that the Commission has reviewed the filings of record in Case No. AVU-E-01-4. The Commission has preliminarily determined that the public interest may not require a hearing to consider the issues presented and that the issues raised by the Application may be processed under **Modified Procedure**, i.e., by written submission rather than by hearing. Reference Commission Rules of Procedure, IDAPA 31.01.01.201-.204.

YOU ARE FURTHER NOTIFIED that the Commission may not hold a hearing in this proceeding unless it receives written protests or comments opposing the use of Modified Procedure and stating why Modified Procedure should not be used. Reference IDAPA 31.01.01.203.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on this Application may file a written comment in support or opposition with the Commission within ten (10) days from the date of this Notice. The comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments.

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the deadline, the Commission will consider the matter on its merits and enter its Order without a formal hearing. If comments or protests are filed within the deadline, the Commission will consider them and in its discretion may set the matter for hearing or may decide the matter and issue its Order on the basis of the written positions before it. Reference IDAPA 31.01.01.204.

YOU ARE FURTHER NOTIFIED that written comments concerning Case No. AVU-E-01-4 should be mailed to the Commission and the Company at the addresses reflected below:

COMMISSION SECRETARY
IDAHO PUBLIC UTILITIES COMMISSION
PO BOX 83720
BOISE, IDAHO 83720-0074

Street Address for Express Mail:

472 W WASHINGTON ST
BOISE, IDAHO 83702-5983

THOMAS D. DUKICH
DIRECTOR RATES AND REGULATION
AVISTA CORPORATION
1411 E. MISSION AVE.
PO BOX 3727
SPOKANE, WA 99220-3727

DAVID J. MEYER
SR. VICE PRESIDENT AND GENERAL COUNSEL
AVISTA CORPORATION
1411 E. MISSION AVE.
PO BOX 3727
SPOKANE, WA 99220-3727

All comments should contain the case caption and case number shown on the first page of this document.

YOU ARE FURTHER NOTIFIED that the Application in Case No. AVU-E-01-4 can be reviewed at the Commission's office and Avista's offices during regular business hours.

ORDER

IT IS HEREBY ORDERED and the Commission does hereby suspend the proposed effective date for the proposed Program in Case No. AVU-E-01-4 from March 15, 2001 to March 30, 2001.

IT IS FURTHER ORDERED that the time sensitive nature of Avista's Buy-Back Program dictates that its Application be processed in an expedited manner.

IT IS FURTHER ORDERED that this case shall be processed by Modified Procedure in accordance with the Commission Rules of Procedure. *See*, IDAPA 31.01.01.201-.204.

IT IS FURTHER ORDERED that any person desiring to state a position on Avista's Application may file a written comment in support of or in opposition to the Company's request. These comments must be filed within ten (10) days of the filing of this Notice. The written comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho, this
day of March 2001.

DENNIS S. HANSEN, PRESIDENT

MARSHA H. SMITH, COMMISSIONER

PAUL KJELLANDER, COMMISSIONER

ATTEST:

Jean D. Jewell
Commission Secretary

O:avue0104_jh