

**UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION**

Enron Power Marketing, Inc. and Enron Energy Services, Inc.	Docket No. EL03-180-000
Aquila, Inc.	Docket No. EL03-181-000
City of Glendale, California	Docket No. EL03-182-000
City of Redding, California	Docket No. EL03-183-000
Colorado River Commission	Docket No. EL03-184-000
Constellation Power Source, Inc.	Docket No. EL03-185-000
Coral Power, L.L.C.	Docket No. EL03-186-000
El Paso Merchant Energy, L.P.	Docket No. EL03-187-000
Eugene Water and Electricity Board	Docket No. EL03-188-000
Idaho Power Company	Docket No. EL03-189-000
Koch Energy Trading, Inc.	Docket No. EL03-190-000
Las Vegas Cogeneration, L.P.	Docket No. EL03-191-000
MIECO	Docket No. EL03-192-000
Modesto Irrigation District	Docket No. EL03-193-000
Montana Power Company	Docket No. EL03-194-000
Morgan Stanley Capital Group	Docket No. EL03-195-000
Northern California Power Agency	Docket No. EL03-196-000
PacifiCorp	Docket No. EL03-197-000
PECO	Docket No. EL03-198-000
Powerex Corporation (f/k/a British Columbia Power Exchange Corporation)	Docket No. EL03-199-000
Public Service Company of New Mexico	Docket No. EL03-200-000
Sempra Energy Trading Corporation	Docket No. EL03-201-000
TransAlta Energy Marketing (U.S.) Inc. and TransAlta Energy Marketing (California) Inc.	Docket No. EL03-202-000
Valley Electric Association, Inc.	Docket No. EL03-203-000 (Consolidated)

**PRESIDING ADMINISTRATIVE LAW JUDGE'S ORDER
ESTABLISHING PROCEDURES**

(Issued September 16, 2003)

1. As announced at today's prehearing conference, the following procedural schedule will govern the conduct of this case:

Filing of case-in-chief evidence by respondents	October 3, 2003
Last day for discovery on respondents' case-in-chief evidence	November 28, 2003
Filing of case-in-chief evidence by Staff and all intervenors	December 19, 2003
Last day for discovery on Staff's and intervenors' cases-in-chief	February 16, 2004
Filing of rebuttal evidence by all parties	March 9, 2004
Last day for discovery on rebuttal evidence	March 30, 2004
Prehearing briefs due	April 8, 2004
Prehearing conference	April 12, 2004 ¹
Hearing begins	April 13, 2004

2. Service of documents will be made by electronic transmission (e-mail) in lieu of mailing paper copies. However, one paper copy of each document that must be served will be served on the Commission Trial Staff Counsel.

3. Respondents that have made their responses to the Commission's show-cause order in the format prescribed by the Rules of Practice and Procedure for case-in-chief evidentiary submissions need not repeat the filing to comply with the October 3, 2003 deadline. If they choose to rest on the responses, they need only notify the Presiding Judge and all other parties of that fact.

4. Respondents that have submitted their responses to the Commission's show-cause order wholly or partially under seal or with a request for confidentiality, must serve unredacted copies of their responses on other parties and on the Commission Trial Staff when they comply with the October 3, 2003 deadline. They may, however, request that the Commission limit disclosure of the material they file in accordance with 18 C.F.R. § 388.112 (2003).

5. The motion of the People of the State of California *ex rel.* Bill Lockyer, Attorney General, the California Electricity Oversight Board, the California Public Utilities Commission, Pacific Gas and Electric Company and Southern California Edison Company to extend the deadline for filing comments and reply comments on settlements filed prior to September 3, 2003 is granted without objection. The new deadlines for comments and reply comments are September 30, 2003 and October 20, 2003, respectively. This extension applies to proposed settlements between the Commission Trial Staff (Staff) and Aquila Merchant Services, Inc., between the Staff and the City of

¹ This prehearing conference will be conducted for the purpose of determining the order of witnesses and taking care of other housekeeping matters prior to the start of the hearing.

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Redding, CA and between the Staff and Morgan Stanley Capital Group Inc.

So ordered.

Isaac D. Benkin
Presiding Administrative Law Judge