UNITED STATES OF AMERICA
U.S. DEPARTMENT OF ENERGY
BEFORE THE
BONNEVILLE POWER ADMINISTRATION

2010 WHOLESALE POWER	)		
AND TRANSMISSION RATE	)	Docket Number	BPA-10
ADJUSTMENT PROCEEDING	)		WP-10
	)		TR-10

ORDER ON DATA REQUESTS AND DATA RESPONSES

This order contains instructions for submitting data requests and responses in the above-captioned proceeding, hereinafter referred to as the 2010 Wholesale Power and Transmission Rate Adjustment Proceeding. Data requests that do not comply with this order will be rejected. The Order Establishing Schedule will not be modified to accommodate a party whose data request was initially rejected for insufficiency, and then resubmitted.
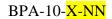
I.   SUBMITTING DATA REQUESTS AND RESPONSES

A.   Secure Website.

Each sub-docket in the 2010 Wholesale Power and Transmission Rate Adjustment Proceeding (WP-10 and TR-10) has its own secure website. The link to each secure website is on the webpage located at https://secure.bpa.gov/ratecase/. All data requests and responses must be submitted electronically to the secure website pertaining to either WP-10 or TR-10, as appropriate (see ATTACHMENT "A" below). Such submittal will also constitute service on all litigants. If the secure website is unavailable, service may be made by e-mail to all litigants and the Hearing Clerks.

B.   Passwords.

Each party representative designated in a petition to intervene must request access to the secure website via the website front page at https://secure.bpa.gov/ratecase/ (follow "Request Access" hyperlink in left-hand menu and then select "Request Case Access" if you have been a party to a prior Bonneville rate case or "Create New Account" if a new user). When access is granted by the Hearing Clerks, the party representative will receive an e-mail containing a unique username and password, which should be immediately personalized.

C.   Form of Data Requests and Deadlines.

(1) Data requests must be uploaded to the website (or served by e-mail if necessary) no later than 4:30 p.m., Pacific Time, on the data request deadline established by the Order Establishing Schedule, BPA-10-X-NN.

(2) Each data request must be submitted on an individual page and numbered serially using the discovery designation codes (described below). Each data request must contain only one question. If a litigant wishes to ask sub-questions, the litigant must submit a separate data request for each sub-question. Each such data request must include a restatement of the basic question and the sub-question.

(3) A data request may not be used to request copies of responses to a third party's data request.

(4) Each data request must include the name, telephone number, and e-mail address of a contact person who is readily available to clarify the data request if necessary.

D.   Responses and Objections to Data Requests.

(1) Litigants must either respond or object to data requests no later than seven calendar days after service of the data request. If the due date falls on a Saturday, Sunday, or Federal holiday, the due date shall be the next business day.

(2) Objections must be made through the secure website for the sub-docket to which the request was submitted (WP-10 or TR-10). Litigants must confer in good faith to resolve objections. If they cannot resolve their differences, the objecting litigant may file a motion to compel no more than five business days after the end of the period for data requests specified in the Order Establishing Schedule. Motions to compel and answers to motions to compel must be made on the secure website. Responding parties have five business days in which to answer a motion to compel.

II.   DISCOVERY DESIGNATION CODE SYSTEM

The data request designation code will be automatically generated by the secure website. The designation codes identify both the requesting litigant and the litigant responding to the request.

Example 1:   The first data request from Quasar Energy to Bonneville Power Administration would be:

QE-BPA-001

"QE" is the requestor's party designation code and "BPA"

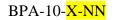is the respondent's party designation code.

Example 2:   The thirteenth request from Andromeda Light and Power to Pluto Electric Cooperative would be:

ALP-PE-013

"ALP" is the requestor's party designation code and "PE" is the respondent's party designation code.

Each request code must be placed at the lower right hand corner of the page.

SO ORDERED, *Insert Date*, 2009.

ATTACHMENT "A"

DATA REQUESTS

1. Data Requests are entered through the secure website:
   https://secure.bpa.gov/ratecase/.
2. Enter your Party's username and password.
3. Click the "[+]" icon next to "Discovery" from the menu on the left side of the screen.
4. Select "Submit a Data Request" from the menu on the left side of the screen.
5. From the pull down menu marked "Filing" select the party and document related to the request.
6. Complete the boxes for the "Page Number(s)" and "Line Number(s)".
7. Select a method for the request. You may either upload an Adobe document, or type the request directly into a text box.
8. Fill in contact information requested. If an Adobe document is uploaded, be sure to include contact information in that document.
9. Click the "Submit Request" button to send the request.

DATA RESPONSES

1. Data Responses are entered through the secure website:
   https://secure.bpa.gov/ratecase/.
2. Enter your Party's username and password.
3. Click the "[+]" icon next to "Discovery" from the menu on the left side of the screen.
4. Select "Respond to a Data Request" from the menu on the left side of the screen.
5. From the pull down menu, select the request you are responding to.
6. Select a method for the response. You may either upload an Adobe document, or type the response directly into a text box.
7. Fill in contact information requested. If an Adobe document is uploaded, be sure to include contact information in that document.
8. Click "Submit Response" to send the response.