

“PNGC” means Pacific Northwest Generating Cooperative and its current or former member cooperatives Blachly-Lane County Cooperative Electric Association, Central Electric Cooperative, Inc., Clearwater Power Company, Consumers Power, Inc., Coos-Curry Electric Cooperative, Inc., Douglas Electric Cooperative, Fall River Rural Electric Cooperative, Inc., Lane Electric Cooperative, Lost River Rural Electric Cooperative, Northern Lights, Inc., Okanogan County Electric Cooperative, Oregon Trail Electric Consumers’ Cooperative, Raft River Rural Electric Cooperative, Salmon River Electric Cooperative, Inc., Umatilla Electric Cooperative Association, and West Oregon Electric Cooperative. For purposes of any obligations to be undertaken, any actions to be performed, and the disposition of any rights relating to Cause No. 00-70948, “PNGC” does not include Clearwater Power Company, Fall River Rural Electric Cooperative, Inc., Okanogan County Electric Cooperative, Salmon River Electric Cooperative, Inc. or West Oregon Electric Cooperative who were not members of PNGC at the time of filing of Cause No. 00-70948 and never became parties to that litigation.

“PPC” means the Public Power Council, Inc.

“Public Litigant” means each of the entities identified in ATTACHMENT B as a Public Litigant as of October 1, 2003.

“Puget” means Puget Sound Energy, Inc.

“Referenced Causes” means the following causes in the Ninth Circuit: Cause Nos. 00-70948, 00-70949, 01-70002, 01-70003, 01-70005, 01-70008, 01-70009, 01-70010, 01-70012, 01-70014, 01-70020, 01-70041, 01-70042, 01-70060, and 01-70202.

“Reserved Claim” means any cause, claim, contention, legal argument, or factual argument (i) that petitioners (or any intervenors that align with petitioners) have or may have in the Ninth Circuit Cause No. 00-70948 that arises out of, or in connection with, or relates to BPA’s decisions, actions taken, or actions not taken, with respect to service to its Industrial Customers, the terms and conditions for such service, or the rates and charges for such service, and (ii) that are, or could be, asserted in such Cause No. 00-70948. However, “Reserved Claim” does not include any cause, claim, contention, legal argument, or factual argument (i) that challenges BPA’s compliance with Northwest Power Act section 7(b)(2) or 7(b)(3) in connection with the rates or charges for service to its Industrial Customers that is, or could be, asserted in such Cause No. 00-70948, or (ii) that challenges all or any part of any Existing Settlement Agreement, Amendment to Existing Settlement Agreement, Amended Settlement Agreement or any final action proposed or adopted by BPA offering or entering into any such agreement or amendment. BPA expressly reserves any defense or right to challenge any Reserved Claim in such Cause No. 00-70948.

“Respondent” means each of the respondents in the Referenced Causes including: Stephen J. Wright, as Administrator of the Bonneville Power Administration, United States Department of Energy; Spencer Abraham, as Secretary of the Department of Energy; and the United States of America.

Initials  for  
Bonneville Power Administration