

**Sheri Bintz - Fwd: Docket No. 12-057-13**

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**From:** David Clark  
**To:** Sheri Bintz; Trixie Behr  
**Date:** 10/24/2012 8:35 AM  
**Subject:** Fwd: Docket No. 12-057-13

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Please place the attached email from counsel for the Office of Consumer Services in the official file and docket (Docket No. 12-057-13). Thank you.  
Dave

>>> Paul Proctor 10/22/2012 1:40 PM >>>  
Mr. Clark,

The Office of Consumer Services asked me to inform the Commission that the Office is electing not to file a dispositive motion allowed for by the Commission's October 16, 2012 Scheduling Order. It is the Office's intention to answer and address the utility rate and regulatory actions proposed by the application and contract at issue through the public hearing process and in testimony. For this purpose, the Office requests that the Commission proceed to schedule discovery, filing of testimony and a hearing upon the application. In addition, the Office requests that at or prior to the scheduling conference and based upon the previously filed written responses and oral argument, the Commission address the relief requested by paragraph 5 and 6 in the Office's Request for Pre-hearing Order.

Paul H. Proctor  
Assistant Attorney General