

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: INTERSTATE POWER AND LIGHT COMPANY	DOCKET NO. RPU-08-1
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ORDER DEFERRING RULING

(Issued April 25, 2008)

On April 15, 2008, the Utilities Board (Board) issued an "Order Denying Motion to Consolidate and Req Additional Information" in Docket Nos.

GCU-07-1 and RRP-08-1. In that order, the Board addressed a request made by the Consumer Advocate Division of the Department of Justice (Consumer Advocate) that the Board take official notice in Docket No. RPU-08-1 of the entire administrative record in Docket No. GCU-07-1. The Board in its order pointed out that the GCU record was voluminous and contained many pages of documents not related to the issues cited by Consumer Advocate. The Board said it would defer ruling on the request to take official notice until Consumer Advocate submits a more specific list of the portions of the GCU record believed to be relevant to the ratemaking principles proceeding and other parties have an opportunity to respond to that submission.

On April 22, 2008, Consumer Advocate filed an amended motion to take official notice. In response to the Board's request that a "more specific list" of the relevant portions of the record be submitted, Consumer Advocate simply said it

wanted the Board to take official notice of any material cited by any party in post-hearing initial and reply briefs filed in the generation siting proceeding, Docket No. GCU-07-1.

The reference to material filed in briefs does not comply with the Board's order requiring a "more specific list" of the portions of the GCU record that may be relevant to the ratemaking principles proceeding. Participants in the ratemaking principles proceeding should not be required to go through all briefs filed in the siting proceeding and develop their own lists of material in order to respond to Consumer Advocate's request for official notice. Moreover, the Board should not be expected to do the same in order to assemble the administrative record in this proceeding. When the Board directed Consumer Advocate to submit a specific list of items proposed for official notice, the Board meant a list of transcript pages, exhibit numbers and pages, orders (title, date, and docket number), and similar specific references to material that is covered by Consumer Advocate's request. The Board will again defer ruling on the request to take official notice until Consumer Advocate submits a more specific list in compliance with this order and the order issued April 15, 2008.

IT IS THEREFORE ORDERED:

The Board will defer ruling on Consumer Advocate's requests to take official notice until a more specific list of the portions of the record asserted by Consumer Advocate to be relevant to the ratemaking principles proceeding is submitted and the

other parties to Docket No. RPU-08-1 have had an opportunity to respond to the more specific request.

UTILITIES BOARD

/s/ John R. Norris

/s/ Krista K. Tanner

ATTEST:

/s/ Margaret Munson /s/ Darrell Hanson
Executive Secretary, Deputy

Dated at Des Moines, Iowa, this 25th day of April, 2008.