

From: Edwards, Kristen

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Subject: Deuel Harvest Wind - email from Staff

Good afternoon,

Pursuant to the procedural schedule set by the Commission, Staff and Intervenors have prefiled testimony due on **March 14**. For the benefit of those who have not been through a PUC process before, Commission Staff wanted to provide some information, which will hopefully make the process a bit easier. **This email is intended as an explanation of the PUC's prefiled testimony process from Staff's experience, not as legal or evidentiary advice. I also make no representations of how the Commission might rule on any issue, as I do not speak for the Commission.**

First of all, **what is prefiled testimony?** It is literally taking what you would say on the witness stand and putting it in writing, typically in Q and A form.

For whom do we need to file prefiled testimony? You must file prefiled testimony for every witness you intend to call, including yourself. With the exception of extenuating circumstances (such as newly acquired information), witnesses generally must stay within the subject matter of their written testimony when they testify orally at the hearing. If you do not file prefiled testimony for a witness, it is likely that the witness will not be allowed to testify.

Is prefiled testimony part of the evidentiary record? No, it is not officially part of the record until the witness takes the stand and swears to that testimony (Example: witness takes the stand and says "I authored this document as my prefiled testimony and swear that it is true to the best of my knowledge and now ask that it be admitted.")

How do I submit my prefiled testimony? Before the close of the day on March 14, you will need to electronically file your prefiled testimony. The PUC does not accept paper filings. You will also need to serve a copy of your prefiled testimony on all other parties. All parties should be included in this email, so you may wish to do a "reply all" and attach your testimony to serve it on all of the parties, however, you will want to confirm by looking through the recipients to make sure I did not miss anyone. Also, be sure to file it, as previously stated, with the PUC.

If you have legal questions about prefiled testimony, you may wish to consult a private attorney.

Best regards,

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