

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Powerex Corporation (f/k/a British Columbia Power Exchange Corp.)	Docket No. EL03-166-000 (Consolidated with Docket No. EL03-137-000, <i>et al.</i>)
Pacific Gas and Electric Company	Docket No. EL03-162-000 (Consolidated with Docket No. EL03-137-000, <i>et al.</i>)
Sempra Energy Trading Corporation	Docket No. EL03-173-000 (Consolidated with Docket No. EL03-137-000, <i>et al.</i>)
Arizona Public Service Company	Docket No. EL03-139-000 (Consolidated with Docket No. EL03-137-000, <i>et al.</i>)

ORDER OF CHIEF JUDGE SEVERING PARTIES AND
HOLDING PROCEEDINGS IN ABEYANCE

(Issued November 3, 2003)

1. On October 31, 2003, motions to sever and hold proceedings in abeyance were filed by Powerex Corporation (“Powerex”), Pacific Gas and Electric Company (“PG&E”), Sempra Energy Trading Corp. (“Sempra”), and by Arizona Public Service Company (“APS”) (“the filing parties”) requesting that the Chief Judge sever Docket Nos. EL03-166-000, EL03-162-000, EL03-173-000, and EL03-139-000 respectively, from the consolidated proceedings under Docket Nos. EL03-137-000, *et al.*, and suspend further procedures. As grounds for the requests, the filing parties state that they have either filed motions to dismiss or settlements with the Commission which dispose of all issues as they apply to the respective parties. The motions are supported by the Commission trial staff.
2. The Chief Judge finds good cause to grant the filing parties’ motions to sever from the consolidated proceedings in EL03-137-000, *et al.*, and to suspend further procedures pending action by the Commission on the motions to dismiss and/or the settlement agreements. Severance will relieve filing parties from undertaking formal litigation

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EL03-173-000, EL03-139-000, and EL03-137-000, *et al.*

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procedures in the consolidated proceedings and will result in savings of time and resources. Accordingly, for good cause shown, Docket Nos. EL03-166-000, EL03-162-000, EL03-173-000, and EL03-139-000 are hereby severed from the consolidated proceeding in Docket No. EL03-137-000, *et al.*, and the procedural schedule as it applies to these dockets is hereby suspended pending action on the motions to dismiss and/or the settlement agreements.

Curtis L. Wagner, Jr.
Chief Administrative Law Judge