January 26, 1998

Dean J. Miller

McDevitt & Miller LLP

537 W. Bannock, Suite 215

PO Box 2564

Boise, ID 83701

RE:UWI Draft Protective Agreement

Case No. UWI-W-97-6

Dear Joe,

As per our conversation of January 26, 1998, Staff recommends that the following language be inserted in the Company’s proposed Protective Agreement:

1.(a)Confidential Information.

All documents, data, information, studies and other materials furnished pursuant to any audit requests for information, subpoenas or other modes of discovery (formal or informal), and including deposits, that are claimed in compliance with Commission Rules of Procedure to be of a trade secret, proprietary or confidential nature (herein referred to as “Confidential Information”) by the party or entity providing the information by stamping the same with a designation indicating its trade secret, proprietary or confidential nature.  Reference IDAPA 31.01.01.233 Assertions that discovered material is not available for public inspection.  Access to and review of Confidential Information shall be strictly controlled by the terms of this Agreement.

Please present the Agreement so amended for Staff’s signature.

Sincerely,

Scott D. Woodbury

Deputy Attorney General

bls/L:miller.sw