

PMSA DATA REQUEST NO. 658: Regarding Exh. IC-01T 15:18–20:9 and Exh. IC-08T 11:16–17, regarding the methods by which PSP has implemented the UTC 2020 Order with respect to efficiency and the use of comp days and callbacks, please respond to all of the following:

- (a) Admit that PSP was advised in 2021 by a consultant that funded comp days “undermined motivation to have an efficient rotation/dispatch system.” If denied, state the basis for denial.
- (b) Admit that PSP was advised in 2021 by a consultant that the funded comp day system “incentivizes inefficiency by increasing the desirability of accruing comp days. Ultimately, this works against the pilots.” If denied, state the basis for denial.
- (c) Admit that PSP was advised in 2021 by a consultant that “[t]he more efficient the dispatch system, and the fewer the number of pilots needed, the more the pilots will ultimately make.” If denied, state the basis for denial.
- (d) Admit that PSP was advised in 2021 by a consultant that “[w]e are not aware of any other pilot group that relies on comp days to the extent that Puget Sound does.” If denied, state the basis for denial.

RESPONSE:

Puget Sound Pilots vigorously objects to the fact that the PMSA in this data request is seeking to exploit privileged attorney-client communication, specifically a memorandum dated March 2021 that apparently is in the possession of PMSA. PSP objects to responding in any fashion to questions from PMSA that are based upon a privileged attorney-client document that, however received by PMSA, should be immediately returned to PSP. The attorney-client privilege entitles PSP not to respond to this data request. Further, unless the March 2021 attorney-client document now in the possession of PMSA's returned on or before the close of business on March 24, 2023, PSP will bring this matter to the attention of the administrative law judge. Further, PMSA must confirm in writing that it will not direct questions at the upcoming evidentiary hearing to PSP witnesses that it in any way utilize the communications in this memorandum.