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BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION.
Complainant,

v.

NO.: UW-230997

WASHINGTON WATER SUPPLY, INC.,
Respondent.

DECLARATION OF JOHN POPPE IN
SUPPORT OF RESPONDENT'S MOTION
FOR RECONSIDERATION OF ORDER 01

1. John Poppe declares and states as follows: I am the president of Washington Water Supply, Inc., respondent in the above-entitled matter, and make this declaration on personal knowledge. I am above the age of majority and competent to testify herein.

2. I was prevented from participating in the hearing on January 11, 2024, which hearing resulted in the issuance of Order 01. The Notice of Hearing I received from UTC staff stated that remote/electronic participation was permissible. I attempted to participate remotely at the hearing via the UTC's online access portal. When attempting to access the hearing, and after making numerous attempts, I discovered that the UTC's virtual hearing access was disabled. I received no prior notice that the online access portal would not be functional the day of the hearing. I emailed UTC staff when I could not access the hearing remotely, and UTC staff stated that the virtual hearing access was inoperable. I learned of the disabled access at the commencement of the hearing, which prevented me from making the two (2) hour drive to Olympia to attend in person. A true and correct copy of my emails with UTC staff regarding the inoperable online hearing access portal is attached hereto as Exhibit A.

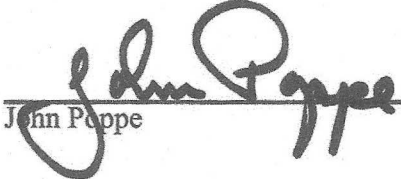
J. POPPE DECLARATION

SEATTLE-KITSAP LAW, PLLC

P.O. BOX 10923
BAINBRIDGE ISLAND WA 98110
(360) 204-6377
FAX: (306) 779-5470

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Signed under the penalty of perjury this 30th day of January, 2024, in Silverdale,
Washington.


John Poppe

DECLARATION OF SERVICE

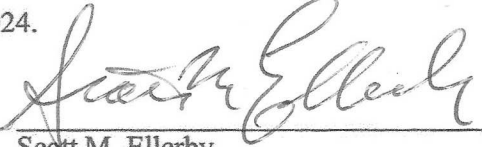
I declare that on this date I caused to be served a true and correct copy of the within and
foregoing Answer on the following, in the manner indicated:

*Washington Utilities and Transportation
Commission Staff*

- Via first class mail, postage prepaid
- Via facsimile
- Via Legal Messengers
- Electronic filing via UTC website

I declare, under penalty of perjury under the laws of the State of Washington, that the
foregoing is true and correct.

DATED this ___ day of January, 2024.


Scott M. Ellerby

J. POPPE DECLARATION

SEATTLE-KITSAP LAW, PLLC
P.O. BOX 10923
BAINBRIDGE ISLAND WA 98110
(360) 204-6377
FAX: (306) 779-5470



John Poppe <poppe.john@gmail.com>

open meeting data

1 message

Young, Mike (UTC) <mike.young@utc.wa.gov>
To: "poppe.john@gmail.com" <poppe.john@gmail.com>

Thu, Jan 11, 2024 at 9:44 AM

Meeting ID 992 0075 8178

Passcode 759393



John Poppe <poppe.john@gmail.com>

today's open meeting

1 message

Young, Mike (UTC) <mike.young@utc.wa.gov>
To: "poppe.john@gmail.com" <poppe.john@gmail.com>

Thu, Jan 11, 2024 at 9:39 AM

There is some difficulty accessing the open meeting today. Our IT folks are working on it-the meeting ID is invalid.

I will let you know if/when there is a fix.

Thanks for your patience.



John Poppe <poppe.john@gmail.com>

open meeting link

4 messages

Smith, Ryan (UTC) <ryan.smith@utc.wa.gov>
To: "poppe.john@gmail.com" <poppe.john@gmail.com>

Thu, Jan 11, 2024 at 10:07 AM

[9:34 AM] Smith, Max (UTC)

<https://utc-wa-gov.zoom.us/j/99200758178?pwd=eCt0a0pOSTBXU1FDcmVRd1BHbkJXZz09>

Join our Cloud HD Video Meeting

Zoom is the leader in modern enterprise video communications, with an easy, reliable cloud platform for video and audio conferencing, chat, and webinars across mobile, desktop, and room systems. Zo...

[9:34 AM] Smith, Max (UTC)

Meeting ID

Meeting ID

992 0075 8178

[9:35 AM] Smith, Max (UTC)

checkedPasscode

759393

Ryan Smith (he/him)

Public Records Officer

Records Management • Administrative Law Division

Utilities and Transportation Commission

Respect • Professionalism • Integrity • Accountability

360-664-1165 • ryan.smith@utc.wa.gov / records@utc.wa.gov

John Poppe <poppe.john@gmail.com>
To: "Smith, Ryan (UTC)" <ryan.smith@utc.wa.gov>

Thu, Jan 11, 2024 at 10:42 AM

Tried to attend the meeting, Zoom would not allow me to open?

John Poppe

[Quoted text hidden]

Smith, Ryan (UTC) <ryan.smith@utc.wa.gov>

Thu, Jan 11, 2024 at 10:51 AM

1/30/24, 1:58 PM

Gmail - open meeting link

To: John Poppe <poppe.john@gmail.com>
Cc: "Young, Mike (UTC)" <mike.young@utc.wa.gov>

Hi John,

Yes, it appears that the link that was initially generated and distributed to us, and yourself, among others, was faulty.

I tried to send you the link in my initial email in this chain (which was distributed shortly after this error was identified).

We are waiting to hear from the staff who generates the OM links on which zoom link is going to be the one used for the remainder of the year. Likely won't know until tomorrow.

Ryan Smith (he/him)

Public Records Officer

Records Management • Administrative Law Division

Utilities and Transportation Commission

Respect • Professionalism • Integrity • Accountability

360-664-1165 • ryan.smith@utc.wa.gov / records@utc.wa.gov

From: John Poppe <poppe.john@gmail.com>
Sent: Thursday, January 11, 2024 10:43 AM
To: Smith, Ryan (UTC) <ryan.smith@utc.wa.gov>
Subject: Re: open meeting link

External Email

[Quoted text hidden]

John Poppe <poppe.john@gmail.com>
To: "Smith, Ryan (UTC)" <ryan.smith@utc.wa.gov>
Cc: "Young, Mike (UTC)" <mike.young@utc.wa.gov>

Thu, Jan 11, 2024 at 10:54 AM

Thanks for the effort.
[Quoted text hidden]