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bcc

Subject Re: Order No. 2-Fuel Surcharges

John and Mike- I agree 100% with your letter. I have another battle going with Colbo and Eckhardt which follows:

Our last surcharge was approved for the period 15 April 2005 to 15 May 2005 for \$.50 O/W.

I filed on 9 May for the period 15 May 2005 to 15 June 2005 for the same amount of surcharge, ie. \$.50. I also received a phone call from Colbo on 9 May advising that the Commissioners had delegated this authority to the Secretary of the Commission by Order #2 and that he would fax me a copy since I am still in AZ. Copy received later in the day. He also stated that my current filing would expire on May 31st instead of June 15th as requested under my recent filing.

On Thursday, May 12th I received via email my filing with a note from Rachel Porter advising that it will expire on 31 May. However, as I read the Order #2 it states that "The proposed surcharge will expire no more than one month after it becomes effective". I called Rachel who advised that Mr. Eckhardt had decided to make the surcharge expire on the last day of the month. I don't know how many others are affected by Mr. Eckhardt's arbitrary decision, which is directly contrary to the Commissioners order, but I'll let you know how it turns out.

Regards, Dick