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1 BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION

2 COMMISSION

3 WASHINGTON UTILITIES AND)
TRANSPORTATION COMMISSION)

4)

5 Complainant,)

6 vs.)

7 DOCKET NO. UW-060343

8 Volume I

9 ILIAD WATER SERVICE, INC.,)

10 Pages 1 - 8

11 Respondent.)

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14 A prehearing conference in the above matter

15 was held on November 3, 2006, at 9:40 a.m., at 1300

16 South Evergreen Park Drive Southwest, Olympia,

17 Washington, before Administrative Law Judge PATRICIA

18 CLARK.

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20 The parties were present as follows:

21 WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION, by MICHAEL A. FASSIO, Assistant Attorney
General, 1400 South Evergreen Park Drive Southwest,
Post Office Box 40128, Olympia, Washington 98504;
telephone; (360) 664-1192.

22 ILIAD WATER SERVICE, INC., by KATHY MCCRARY,
Paralegal for Richard Finnigan, 2112 Black Lake
Boulevard Southwest, Olympia, Washington 98512;
telephone, (360) 753-7012.

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25 Kathryn T. Wilson, CCR

Court Reporter

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INDEX OF EXHIBITS

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EXHIBIT:

MARKED:

ADMITTED:

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1 - 73

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74

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1 P R O C E E D I N G S

2 JUDGE CLARK: Good morning. It's
3 approximately 9:40, November 3rd, 2006, and we are in
4 the Commission's hearing room in Olympia, Washington.
5 This is the time and the place set for a prehearing
6 conference in the matter of Washington Utilities and
7 Transportation Commission, Complainant, versus, Iliad
8 Water Service, Incorporated, Respondent, in Docket No.
9 UW-060343.

10 The prehearing conference in this matter was
11 scheduled by Order No. 2 issued in these proceedings on
12 August 23rd, 2006. The purpose of this morning's
13 prehearing conference is to mark exhibits and to
14 undertake any other business that would aid in the
15 efficient and expeditious conduct of this proceeding.

16 At this time, I will take appearances on
17 behalf of the parties. Appearing on behalf of
18 Washington Utilities and Transportation Commission?

19 MR. FASSIO: Michael Fassio, and with me is
20 Danny Kermod of Commission staff.

21 JUDGE CLARK: And you have previously entered
22 a full appearance in this record, so I think it's
23 unnecessary for you to do so. And appearing on behalf
24 of Iliad Water Service.

25 MS. MCCRARY: Kathy McCrary, paralegal for

0004

1 Richard Finnigan.

2 JUDGE CLARK: Thank you, Ms. McCrary. The
3 draft exhibit list I prepared in these proceedings was
4 e-mailed to both parties on November 2nd, and I think
5 the first order of business is to see if anyone has
6 discovered any glaring errors in that exhibit list that
7 I need to correct.

8 MR. FASSIO: I noticed two very small
9 clerical errors. Is that appropriate?

10 JUDGE CLARK: That is absolutely appropriate.
11 If you could refer to them by the exhibit number on the
12 left, that would help me find them quickly.

13 MR. FASSIO: That would be Exhibit No. 2, and
14 it's a letter dated December 19th, 2000. I believe I
15 noticed a zero missing.

16 JUDGE CLARK: Thank you.

17 MR. FASSIO: And the second one -- there is
18 only two -- is Exhibit 73. The wording in the
19 description is submitted for "V Bar S Water Systems,"
20 and it should be "Y Bar S", and those were the only
21 two.

22 JUDGE CLARK: Thank you, Mr. Fassio.
23 Ms. McCrary, did you note any typographical or other
24 errors in the Exhibit list that I should correct?

25 MS. MCCRARY: No, I didn't.

0005

1 JUDGE CLARK: Mr. Fassio, do you have any
2 cross-examination exhibits that you would like to have
3 identified for the record this morning?

4 MR. FASSIO: We do not.

5 JUDGE CLARK: Ms. McCrary, do you have any
6 cross-examinations exhibits?

7 MS. MCCRARY: Yes. I have two.

8 JUDGE CLARK: If you could distribute a copy,
9 that would be helpful, and these are the order in which
10 you would like them marked?

11 MS. MCCRARY: I wasn't instructed on the
12 order.

13 JUDGE CLARK: Let's do that. I think it
14 would probably be logical to do them in the order in
15 which you handed them to me, and these would be used in
16 cross-examination of which staff witness?

17 MS. MCCRARY: Danny Kermode.

18 JUDGE CLARK: Both of them?

19 MS. MCCRARY: Yes.

20 JUDGE CLARK: Thank you. The first document,
21 which I'm marking for identification purposes as
22 Exhibit No. 74, is a document bearing the heading,
23 "Agenda Date, August 16, 2006; Item Number A1; Docket
24 UW-060343, Company name, Iliad Water Service,
25 Incorporated; Staff, Danny Kermode, Regulatory

0006

1 Analyst." Do you know how many pages are in this
2 document, Ms. McCrary?

3 MS. MCCRARY: Seven.

4 JUDGE CLARK: Thank you. And the second
5 document will also be used with Mr. Kermode?

6 MS. MCCRARY: Yes.

7 JUDGE CLARK: The second document I'm marking
8 for identification purposes as Exhibit No. 75, and that
9 bears the title, "Class C-Water Companies Annual
10 Report," and it's a little difficult to read, but I
11 believe it's Derek Dorland, President, Iliad Water
12 Service, Incorporated, with an address, and it bears
13 the date 2005, and do you know how many pages are in
14 that document?

15 MS. MCCRARY: Eight.

16 JUDGE CLARK: Are there any other documents
17 that you would like to have marked for identification
18 purposes?

19 MS. MCCRARY: No.

20 JUDGE CLARK: Thank you. Are the parties
21 able to stipulate regarding the admission of any or all
22 of the exhibits that have been marked in the draft
23 exhibit list?

24 MR. FASSIO: Staff is prepared to stipulate
25 to the admission of all exhibits.

0007

1 JUDGE CLARK: Of all Company exhibits
2 including the cross-examination exhibits?

3 MR. FASSIO: Yes.

4 JUDGE CLARK: The exhibit list will be
5 revised to reflect that the parties have stipulated to
6 the admission of all of Mr. Dorland's exhibits as well
7 as the two cross-examination exhibits identified by
8 Ms. McCrary. Ms. McCrary, is Iliad Water Service,
9 Incorporated, prepared to stipulate to the admission of
10 any or all of the exhibits prepared by the Commission
11 staff?

12 MS. MCCRARY: Yes, all of the exhibits.

13 JUDGE CLARK: The draft exhibit list will be
14 revised to reflect the admission of all of the exhibits
15 identified for Mr. Kermode, Mr. Sarver, and Mr. Pell.

16 Are there any further matters that we should
17 address at this morning's prehearing conference?

18 Mr. Fassio, do you know the order in which
19 you will call your witnesses?

20 MR. FASSIO: If I could just have a brief
21 moment.

22 JUDGE CLARK: You may.

23 (Discussion off the record.)

24 MR. FASSIO: Yes, we do. We will first be
25 calling Mr. Danny Kermode of Commission staff. Second,

0008

1 we will be calling Richard Sarver from the Department
2 of Health, and third, we will be calling Derek Pell
3 from the Department of Health.

4 JUDGE CLARK: Are there any other matters to
5 address? All right. I will revise the draft exhibit
6 list and e-mail it to the parties hopefully today, well
7 in advance of the hearing next week. If there is
8 nothing further to be considered on this record, we are
9 adjourned. Thank you very much.

10 (Prehearing adjourned at 9:50 a.m.)

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