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STATE OF WASH.  
UTIL. AND TRANSP.  
COMMISSION

*William E. Hendricks III  
Attorney  
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Hood River, OR 97031  
541.387.9439 (phone)  
541.387.9753 (fax)*

October 23, 2002

Ms Carole Washburn  
Executive Secretary  
Washington Utilities & Transportation  
Commission  
1300 S. Evergreen Park Drive SW  
PO Box 47250  
Olympia, WA 98504-7250

RE: UT 021053

Dear Ms. Washburn:

Please find enclosed for filing, an original and 19 copies of the fully executed Stipulation in the above referenced docket.

Thank you for your attention to this matter.

Sincerely,

William E. Hendricks III

WEH/sm  
Enclosure  
c. service list

1 THE WASHINGTON UTILITIES AND TRANSPORTATION  
2 COMMISSION

3 Ritzville Warehouse Company, )  
4 ) DOCKET NO. UT-021053  
5 Complainant, )  
6 ) STIPULATION  
7 v. )  
8 )  
9 Sprint Communications Company L.P., )  
10 )  
11 Respondent. )  
12 )

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OFFICE OF ASSIST.  
UTIL. AND TRANSP.  
COMMISSION

9 STIPULATION

10 Sprint Communications Company L.P. ("Sprint") and Ritzville Warehouse Company  
11 ("RWC", collectively "the Parties") hereby stipulate and agree as follows:

12 WHEREAS, on August 21, 2002, RWC filed with the Washington Utilities and  
13 Transportation Commission ("Commission") a complaint alleging that Sprint Communications  
14 Company, L.P. billed Ritzville Warehouse Company for a T1 data circuit service that was never  
15 functional ("the Complaint");

16 WHEREAS, on September 13, 2002, the Commission issued a Notice of Prehearing  
17 Conference to be convened at the Commission's offices on October 10, 2002; and,

18 WHEREAS, the Commission's staff ("Staff") of the Commission is a participant in this  
19 proceeding, and no other persons were granted leave to intervene;

20 WHEREAS, Staff does not object to this Stipulation;

21 WHEREAS, the Parties have engaged in settlement negotiations that have resolved the  
22 Parties' dispute in its entirety; and

23 WHEREAS, the Parties believe that the Commission should approve this Stipulation  
24 because it is in the public interest.

25 NOW, THEREFORE, the Parties recommend that the Commission approve the following  
stipulated terms:

- 1) Sprint agrees to waive certain charges for services that Sprint provided from April 19, 2000 and July 1, 2001;
- 2) Sprint agrees to accept amounts already paid to Sprint by RWC as payment in full for all services that RWC received;
- 3) RWC agrees to withdraw the Complaint;
- 4) RWC agrees that the Parties' agreement resolves all claims that RWC has or may have against Sprint arising out of or related to Sprint's provision of service to RWC between April 19, 2000 and July 1, 2001.

The Parties agree that this Stipulation is made upon the express understanding that it constitutes a negotiated settlement. In the event the Commission does not adopt this Stipulation in total, then this Stipulation shall be void, and no signatory shall be bound by any of the agreements or provisions hereof. The provisions of this Stipulation shall not be construed as or deemed to be a precedent by any Party or the Commission with respect to any issue, principle,

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1 or interpretation or application of law and regulations, for any purpose or in connection with any  
2 proceeding before a court of law or any state or federal government regulatory body.

3 The Parties respectfully request approval of this Stipulation.

4 Respectfully submitted this 23<sup>rd</sup> day of October, 2002.

5 SPRINT COMMUNICATIONS COMPANY L.P.

6  
7 By:  \_\_\_\_\_

8 William E. Hendricks, III  
9 WSBA # 29786  
10 902 Wasco Street  
11 Hood River, Oregon 97031  
12 (541) 387-9439

13 and

14 Nancy L. Judy  
15 State Executive  
16 902 Wasco Street  
17 Hood River, Oregon 97031  
18 (541) 387-9265

19 RITZVILLE WAREHOUSE COMPANY

20 By:  \_\_\_\_\_

21 Howard D. Bourne  
22 3515 21<sup>st</sup> Place  
23 Coeur d'Alene, ID 83815  
24 (208) 661-2160  
25

**BEFORE THE WASHINGTON UTILITIES  
AND TRANSPORTATION COMMISSION**

Ritzville Warehouse Company,	)	
	)	
Complainant	)	Docket No. UT-021053
v.	)	
	)	
Sprint Communications Company L.P.,	)	CERTIFICATE OF SERVICE
	)	
Respondent	)	
<hr style="border-top: 1px solid black;"/>		

I certify that true and correct copies of Sprint's Stipulation were sent, postage prepaid, on October 23, 2002 to the parties listed below.

John C. Anderson  
Authorized Representative  
Ritzville Warehouse Company  
201 E. First Avenue  
Ritzville, WA 99169

Howard D. Bourne  
Practical Solutions  
3515 21st Place  
Coeur d'Alene, ID 83815

Jonathon C. Thompson  
Assistant Attorney General  
WUTC  
1400 S Evergreen Park Drive SW  
PO Box 40128  
Olympia, WA 98504-0128

  
\_\_\_\_\_  
Sue McKenzie  
State Exec Assistant