

Carolyn,

I would just point out that there is no need for witnesses to sign their pre-filed testimony because they make an oral declaration as to its accuracy on the stand (in response to questions from counsel) before being tendered for cross examination on their testimony.

Here is an example of the typical direct examination in a case in which there is prefiled testimony.

20 TREVOR R. ROYCROFT, Ph.D.,
21 having been first duly sworn, was called as a witness
22 herein and was examined and testified as follows:
23 JUDGE WALLIS: Please be seated. Mr.
24 ffitch.
25 MR. FFITCH: Thank you, Your Honor.

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1 D I R E C T E X A M I N A T I O N
2 BY MR. FFITCH:
3 Q. Good afternoon, Dr. Roycroft.
4 A. Good afternoon.
5 Q. Would you please state your full name and
6 your business address for the record?
7 A. My name is Trevor R. Roycroft. My business
8 address is 51 Sea Meadow Lane, Brewster,
9 Massachusetts.
20 Q. And you were retained by the Public Counsel
21 Section of the Washington Attorney General's Office
22 to analyze the joint petition of Verizon/MCI for
23 approval of the merger in Washington State with
24 respect to competition and other issues; is that
25 correct?

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1 A. That is correct.

2 Q. And have you prepared exhibits in this case,
3 which you should have before you and have been marked
4 as follows: Response testimony, Exhibit 371T-HC; and
5 attached exhibits, 372 through 375?

6 A. Yes, that is correct.

7 Q. Do you have any changes or corrections to
8 those exhibits?

9 A. No.

10 Q. And are they true and correct, to the best
11 of your knowledge?

12 A. Yes, they are.

13 Q. And if I asked you these same questions
14 today, would your answers be the same, as shown in
15 the testimony and exhibits?

16 A. Yes, they would.

17 MR. FFITCH: Your Honor, at this time, I
18 would like to offer Dr. Roycroft's
19 exhibits and testimony.

20 JUDGE WALLIS: Very well. Exhibits 371 through 375 are admitted. Mr.
ffitch.

21 MR. FFITCH: Your Honor, the witness is available for for cross-
examination.

I would be happy to discuss the Commission's hearing procedures if anyone has questions.

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10/16/2006 06:57 PM

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Subject: Re: City of Kennewick v. Union Pacific Railroad TR-040664 & TR050967

With regard to the revised testimony of Lloyd Leathers that was transmitted earlier this evening, I request permission to delay delivery of Mr. Leather's original inked signature page until the hearing, at which time we could substitute it for the signature page that Mr. Leathers faxed to me.

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