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BEFORE THE WASHINGTON STATE  
UTILITIES AND TRANSPORTATION COMMISSION

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In the Matter of the Joint Application of )  
 )  
VERIZON COMMUNICATIONS INC. AND FRONTIER )  
COMMUNICATIONS CORPORATION ) Docket UT-090842  
 ) Pages 686-694  
For an Order Declining to Assert )  
Jurisdiction Over, or, in the Alternative, )  
Approving the Indirect Transfer of )  
Control of Verizon Northwest, Inc. )  
 )

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IN CAMERA HEARING, VOLUME VII  
Pages 686-694  
ADMINISTRATIVE LAW JUDGE GREGORY J. KOPTA

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9:33 A.M.

April 17, 2012

Washington Utilities and Transportation Commission  
1300 South Evergreen Park Drive Southwest  
Olympia, Washington 98504-7250

REPORTED BY: SHELBY KAY K. FUKUSHIMA, CCR #2028

Buell Realtime Reporting, LLC  
1411 Fourth Avenue  
Suite 820  
Seattle, Washington 98101  
206.287.9066 | Seattle  
360.534.9066 | Olympia  
800.846.6989 | National

www.buellrealtime.com

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A P P E A R A N C E S

ADMINISTRATIVE LAW JUDGE:

GREGORY J. KOPTA  
Washington Utilities and  
Transportation Commission  
1300 South Evergreen Park Drive SW  
P.O. Box 47250  
Olympia, Washington 98504  
360.664.1136

WASHINGTON UTILITIES AND  
TRANSPORTATION COMMISSION CHAIRMAN AND COMMISSIONERS:

JEFFREY GOLTZ, Chairman (via telephone)  
PAT OSHIE, Commissioner  
PHILIP JONES, Commissioner  
Washington Utilities and  
Transportation Commission  
1300 South Evergreen Park Drive SW  
P.O. Box 47250  
Olympia, Washington 98504  
360.664.1173

FOR WASHINGTON UTILITIES AND  
TRANSPORTATION COMMISSION:

JENNIFER CAMERON-RULKOWSKI  
Assistant Attorney General  
1400 South Evergreen Park Drive  
Southwest  
P.O. Box 40128  
Olympia, Washington 98504  
360.664.1186  
jcameron@utc.wa.gov

FOR FRONTIER COMMUNICATIONS CORPORATION:

PHYLLIS A. WHITTEN  
Associate General Counsel  
9260 East Stockton Boulevard  
Elk Grove, California 95624  
916.686.3117  
phyllis.whitten@ftr.com

(Continued...)

0688

1 FOR PUBLIC COUNSEL:  
(Via telephone)

SIMON J. FFITCH  
Senior Assistant Attorney General  
800 Fifth Avenue  
Suite 2000  
Seattle, Washington 98104  
206.389.2055  
simonf@atg.wa.gov

6  
7 FOR FEDERAL EXECUTIVE AGENCIES,  
DEPARTMENT OF DEFENSE:  
(Via telephone)

STEPHEN S. MELNIKOFF  
General Attorney  
Regulatory Law Office  
U.S. Army Litigation Center  
901 North Stuart Street  
Suite 700  
Arlington, Virginia 22203  
703.696.1643  
stephen.melnikoff@hqda.army.mil

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OLYMPIA, WASHINGTON, APRIL 17, 2012

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9:33 A.M.

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P R O C E E D I N G S

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JUDGE KOPTA: Let's be on the record in Docket

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UT-090842 encaptioned: In the Matter of the Joint Application

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of Verizon Communications Inc. and Frontier Communications

9

Corporation For an Order Declining to Assert Jurisdiction Over,

10

or, in the Alternative, Approving the Indirect Transfer of

11

Control of Verizon Northwest, Inc.

12

I am Administrative Law Judge Gregory J. Kopta, who

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is presiding over this matter. With me are Chairman Goltz on

14

the telephone, Commissioner Oshie, and Commissioner Jones will

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be joining us shortly.

16

We are here for an in camera hearing to address

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provisions to the broadband plan that Frontier Communications

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has in place pursuant to Commission order approving the

19

transaction in this matter.

20

And let's begin by taking appearances starting with

21

Frontier.

22

MS. WHITTEN: On behalf of Frontier Communications

23

Corporation and Frontier Communications of the Northwest, Inc.,

24

I'm Phyllis, middle initial "A," Whitten. I'm associate general

25

counsel, West Region, for Frontier. Accompanying me are Helen

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1 Hall, director of government relations, and Carl Gipson, manager  
2 of regulatory.

3 JUDGE KOPTA: Thank you.

4 For Commission Staff?

5 MS. CAMERON-RULKOWSKI: On behalf of Commission  
6 Staff, Jennifer Cameron-Rulkowski, assistant attorney general.

7 JUDGE KOPTA: Thank you. And on the telephone for  
8 Public Counsel?

9 MR. FFITCH: Good morning, Your Honor. This is Simon  
10 ffitch for Public Counsel.

11 JUDGE KOPTA: And for the Department of Defense and  
12 other federal executive agencies?

13 MR. MELNIKOFF: Good morning, Judge. This is Steve  
14 Melnikoff on behalf of Department of Defense and all other  
15 federal executive agencies.

16 JUDGE KOPTA: All right. Thank you.

17 Is there anyone else who wishes to make an  
18 appearance?

19 Hearing none, as I said, the purpose of this hearing  
20 is to discuss the broadband plan report that the company filed.  
21 It has been designated as highly confidential, and so this  
22 session is in camera. I would ask anyone who is in the room or  
23 on the telephone who has not signed the protective order in this  
24 proceeding or who is not with Frontier to leave or exit the  
25 phone.

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1           As I see in the hearing room, there is no one that  
2 does not fit that description, and as I understand from earlier  
3 conversation, that there is also no one on the phone.

4           So this is a sealed transcript. It will be  
5 designated as highly confidential and treated accordingly.

6           At this point, however, I would like to go off the  
7 record to have some discussions with the Company and the parties  
8 to see if there is some means by which we can reach agreement on  
9 the information that the Company can provide to the Commission  
10 so that it can issue an order on the Company's request to modify  
11 the broadband plan.

12           So at this point, we'll be off the record.

13                           (Discussion off the record

14                                   from 9:37 a.m. to 10:33 a.m.)

15                           (Commissioner Jones joined the proceedings

16                                   during discussion off the record.)

17           JUDGE KOPTA: Let's be back on the record.

18           During our discussion off the record, we have had  
19 some agreement. The parties have discussed the information that  
20 the Company has designated as highly confidential, and we  
21 believe from the Commission's standpoint, that we will be able  
22 to issue an order if the Company provides additional information  
23 on the reasons for its request to modify the broadband plan that  
24 the Commission previously approved without, at this point,  
25 identifying as public information the identity of the wire

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1 centers or the penetration levels in those wire centers.

2           The Company has agreed to make a subsequent filing  
3 that updates the revised broadband plan report that it  
4 previously filed, and to provide as part of that filing,  
5 nonconfidential information that provides information on the  
6 reasons why the Company is unable to meet the deadlines that it  
7 had previously agreed to meet. The Company will make that  
8 filing by a week from Friday, which is April 27th, I believe, if  
9 my memory serves.

10           And in addition, the Company will file a formal  
11 request that the Commission adopt the revisions to the broadband  
12 plan and will withdraw its request for acceptance or  
13 confirmation of the designation of highly confidential  
14 information, both of the broadband plan report that it  
15 previously filed, and all other confidential and highly  
16 confidential documents that the Company has filed and designated  
17 as such in this proceeding.

18           I believe that is the extent of the discussion,  
19 although I will confirm that parties, should they wish to  
20 comment on the filing that the Company makes, will have the same  
21 opportunity to do so that they have had in response to previous  
22 company filings, and the Commission anticipates that it will be  
23 issuing an order in response to the Company's request  
24 expeditiously.

25           Is there anything else from any of the parties

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1 clarifying what I have just said, correcting, or adding to it?

2                   Hearing nothing, that's it for today. We are

3 adjourned. Thank you.

4                   MS. WHITMAN: Thank you, Your Honor. We really

5 appreciate it.

6                   (Proceeding concluded at 10:36 a.m.)

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