

1
2
3
4
5
6
7 BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION

8 In the Matter of the Petition of

9 PUGET SOUND ENERGY, INC.

10 For a Declaratory Order on Schedule 74 and
11 the Schedule 74 Design Agreement between
12 Puget Sound Energy, Inc. and the City of
Tumwater,

No. UE-061626
DECLARATION OF
WILLIAM H. PATTON
IN SUPPORT OF
CITY OF TUMWATER'S CROSS-
MOTION FOR SUMMARY
DETERMINATION

13
14 I, William H. Patton, declare as follows:

- 15 1. I am over the age of eighteen and competent to testify in this proceeding.
- 16 2. I am the attorney of record representing the City of Tumwater (City) in this proceeding.
- 17 3. Exhibit 1 to this declaration is a copy of the City's complaint v. Puget Sound Energy, Inc.
- 18 (PSE), Thurston County Cause No. 06-2-00697-3, filed April 13, 2006.
- 19 4. Exhibit 2 to this declaration is a copy of PSE's answer and counterclaim.
- 20 5. Exhibit 3 to this declaration is a copy of the City's answer to PSE's counterclaim.
- 21 6. Exhibit 4 to this declaration is a copy of PSE's franchise with the City of Federal Way,
- 22 provided to the City by PSE in response to the City's discovery requests.
- 23

24 Under penalty of perjury of the laws of the State of Washington, I declare that the above
25 statements are true and correct.
26

DECLARATION OF WILLIAM H. PATTON IN
SUPPORT OF CITY OF TUMWATER'S CROSS-
MOTION FOR SUMMARY DETERMINATION - 1

FOSTER PEPPER PLLC
1111 THIRD AVENUE, SUITE 3400
SEATTLE, WASHINGTON 98101-3299
PHONE (206) 447-4400 FAX (206) 447-9700

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

Signed at Seattle, Washington, this 16th day of February, 2007.



WILLIAM H. PATTON

DECLARATION OF WILLIAM H. PATTON IN
SUPPORT OF CITY OF TUMWATER'S CROSS-
MOTION FOR SUMMARY DETERMINATION - 2

FOSTER PEPPER PLLC
1111 THIRD AVENUE, SUITE 3400
SEATTLE, WASHINGTON 98101-3299
PHONE (206) 447-4400 FAX (206) 447-9700