

0001

1                   BEFORE THE WASHINGTON UTILITIES AND  
2                   TRANSPORTATION COMMISSION  
3   AT&T BROADBAND PHONE OF                   )Docket No. UT-020388  
  WASHINGTON, L.L.C.,                        )Volume I  
4                   Complainant,               )Pages 1-23  
                                              )  
5                   v.                            )  
  QWEST CORPORATION,                         )  
6                   Respondent.                )  
                                              )  
7

8                   A prehearing in the above matter  
9   was held on April 12, 2002, at 9:37 a.m., at 1300  
10   Evergreen Park Drive, Southwest, Olympia, Washington,  
11   before Administrative Law Judge THEODORA MACE,  
12   Chairwoman MARILYN SHOWALTER, Commissioner RICHARD  
13   HEMSTAD, and Commissioner PATRICK OSHIE.

14                   The parties were present as  
15   follows:  
                                              QWEST CORPORATION, by Lisa Anderl,  
16   Attorney at Law, 1600 Seventh Avenue, Room 3206,  
  Seattle, Washington 98191.

17  
18                   AT&T BROADBAND PHONE OF  
  WASHINGTON, LLC., by Gregory J. Kopta, Attorney at  
19   Law, Davis, Wright, Tremaine, 1501 Fourth Avenue,  
  Suite 2600, Seattle, Washington 98101.

20  
21                   PUBLIC COUNSEL, by Robert  
  Cromwell, Assistant Attorney General, 900 Fourth  
22   Avenue, Suite 2000, Seattle, Washington 98164. (Via  
  teleconference bridge.)

23  
24                   Barbara L. Nelson, CCR  
25   Court Reporter

0002

1 MCI WORLDCOM, by Michel  
2 Singer-Nelson, Attorney at Law, 707 17th Street,  
3 Suite 4200, Denver, Colorado, 80202. (Via  
4 teleconference bridge.)

5 THE COMMISSION, by Gregory J.  
6 Trautman, Assistant Attorney General, 1400 Evergreen  
7 Park Drive, S.W., P.O. Box 40128, Olympia, Washington  
8 98504-0128.

9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

0003

1                   JUDGE MACE: Well, let's begin. We're here  
2 today for a hearing --

3                   CHAIRWOMAN SHOWALTER: Is this on? Is  
4 yours on?

5                   JUDGE MACE: It should be on. Sounds like  
6 it's on. We're here today for a hearing and  
7 prehearing conference in the proceeding Docket Number  
8 UT-020388, AT&T Broadband Phone of Washington versus  
9 Qwest Corporation. This is a complaint by AT&T  
10 Broadband for emergency relief of Qwest's alleged  
11 violation of WAC 480-120-139, reverse slamming.

12                   My name is Theodora Mace, and I'm the  
13 presiding Administrative Law Judge in this  
14 proceeding. Today is April 12th, 2002, and we are  
15 convened in a hearing room at the Commission's  
16 offices in Olympia, Washington. The Commissioners  
17 are seated here with me. Chairwoman Marilyn  
18 Showalter, Commissioner Patrick Oshie, and  
19 Commissioner Dick Hemstad.

20                   Our basic agenda today is going to be first  
21 to take appearances from the parties, then to have  
22 some questions from the Commissioners, and then,  
23 depending on the answers to those questions, we will  
24 go forward with the typical agenda for a prehearing  
25 conference and may hear -- will hear argument on the

0004

1 request for emergency relief, if that's required.

2 I'd like to first begin with appearances.

3 And Ms. Anderl, why don't you begin.

4 MS. ANDERL: Thank you, Your Honor. Lisa  
5 Anderl, representing Qwest Corporation. Business  
6 address, 1600 7th Avenue, Room 3206, Seattle,  
7 Washington, 98191. Telephone, 206-345-1574; fax,  
8 206-343-4040; and e-mail, landerl@qwest.com.

9 JUDGE MACE: Thank you.

10 MR. KOPTA: Gregory J. Kopta, of the Law  
11 Firm Davis, Wright, Tremaine, L.L.P., on behalf of  
12 AT&T Broadband Phone of Washington, L.L.C. My  
13 address is 1501 Fourth Avenue, Suite 2600, Seattle,  
14 Washington, 98101. Phone, 206-628-7692; fax,  
15 206-628-7699; e-mail, gregkopta@dw.com.

16 JUDGE MACE: Thank you.

17 MR. TRAUTMAN: Gregory J. Trautman,  
18 Assistant Attorney General, representing Commission  
19 Staff. My address is 1400 South Evergreen Park  
20 Drive, S.W., Post Office Box 40128, Olympia,  
21 Washington, 98504. Telephone number, 360-664-1187;  
22 fax number, 360-586-5522, and e-mail address is  
23 gtrautma@wutc.wa.gov.

24 JUDGE MACE: Thank you. Is there anyone on  
25 the conference bridge that seeks to enter their

0005

1 appearance?

2 MS. SINGER-NELSON: Michel Singer-Nelson,  
3 of MCI WorldCom, would like to appear today.

4 JUDGE MACE: I'm sorry, but you're going to  
5 have to speak more clearly, so that we can record  
6 your name, and then I'm going to need to have from  
7 you -- you need to spell your last name, indicate  
8 your street address and mailing address, your  
9 telephone number, your fax number, and if you have  
10 one, an e-mail address.

11 MS. SINGER-NELSON: Okay. Thank you,  
12 Judge. I'll do that. Can you hear me better now?

13 JUDGE MACE: I can hear you, but you need  
14 to speak more slowly and distinctly.

15 MS. SINGER-NELSON: Okay. Michel  
16 Singer-Nelson, at WorldCom --

17 JUDGE MACE: Can you give me the spelling  
18 of your last name, please?

19 MS. SINGER-NELSON: S-i-n-g-e-r, then  
20 capital N-e-l-s-o-n. My first name is spelled  
21 M-i-c-h-e-l. And my address is 707 17th Street,  
22 Suite 4200, Denver, Colorado, 80202. My phone number  
23 is 303-390-6106; my fax number is 303-390-6333; and  
24 my e-mail address is michel.singer nelson@wcom.com.

25 JUDGE MACE: Thank you. Is there anyone

0006

1 else who seeks to enter an appearance from the  
2 conference bridge? Very well, then. The first order  
3 of business, I believe, is that the Commissioners --  
4 the Chairwoman has some questions of AT&T.

5 CHAIRWOMAN SHOWALTER: Yeah, Mr. Kopta, I  
6 have a preliminary question, which gets to why we are  
7 here. And that is, are you alleging that there  
8 exists an emergency under the emergency statute and  
9 emergency WAC?

10 MR. KOPTA: That's a difficult question,  
11 although it is a direct and simple one. Our concern  
12 is that there is an ongoing situation that we are  
13 asking be stopped immediately. The statute and the  
14 Commission's rule are general, as one would expect  
15 them to be. One cannot define every single  
16 circumstance in which there is an emergency, but we  
17 try to view the statute as one that was similar to  
18 something that you would get a preliminary injunction  
19 for in Superior Court, and that's why we allege that  
20 this was an emergency under the rule, because we were  
21 asking for what amounted to a preliminary injunction,  
22 as well as a consideration of the complaint on the  
23 merits.

24 We understand, however, that the language  
25 of the statute and the rule says that an emergency

0007

1 comprises a danger to the public welfare and safety,  
2 and certainly we are not alleging that there's going  
3 to be any bodily injury or lack of telephone service  
4 at all that would be considered a danger.

5           So we included an allegation that this was  
6 an emergency under Section 510 in an effort to  
7 apprise the Commission that we wanted some relief  
8 immediately, as opposed to at the very end of the  
9 complaint process that, by default, would be the only  
10 other avenue that we would have to seek relief.

11           CHAIRWOMAN SHOWALTER: Well, I'm not sure I  
12 understand your answer. Either you're invoking the  
13 emergency statutes, in which case we proceed to  
14 determine -- well, the first thing that we'll do is  
15 ask you what facts you are alleging establish the  
16 threat to the immediate health and safety, et cetera,  
17 and then, if you are alleging facts that would appear  
18 to show that, or could, we'll have an evidentiary  
19 hearing on whether there is an emergency and if --  
20 then the next step is, if so, what do we do about it,  
21 which is a fairly high burden to meet.

22           On the other hand, if you just have a  
23 complaint and you want it heard quickly, that's a  
24 different issue and it's not one that we would have  
25 an evidentiary hearing about, or at least -- I

0008

1 suppose we could, but we would simply proceed to  
2 schedule a complaint in light of what is being  
3 alleged, obviously giving Qwest a chance to respond.  
4 We would not have an evidentiary hearing without a  
5 chance to respond, and we would look at our calendars  
6 or the ALJs' calendars, et cetera, and proceed you  
7 might say promptly.

8           But it makes a difference right here, now,  
9 whether you are alleging an emergency that invokes  
10 the emergency statutes, and so I need to know yes or  
11 no. And if it's yes, then the next question is going  
12 to be what is the emergency that you are alleging.  
13 Not the underlying facts, but what is the threat that  
14 we need to determine in order to determine how to end  
15 that threat.

16           MR. KOPTA: And I appreciate it and I will  
17 answer directly that, at this point, I don't think  
18 that we in good faith could say that this is  
19 something that would require a hearing at this point  
20 in time under Section 480-120-510. I just wanted to  
21 make the Commission aware of why we had alleged that  
22 in the complaint and why we feel that this is  
23 something that needs expedited consideration.

24           We would like to have certainly the request  
25 that we initially -- our first request for relief



0009

1 that any further implementation of the local service  
2 carrier freeze be halted until such time as we have  
3 an ultimate resolution of this case, which is in the  
4 nature of a preliminary injunction. I'm not sure  
5 that that would require a hearing, an evidentiary  
6 hearing, nor am I saying necessarily that it would  
7 need to be an emergency to be able to get that kind  
8 of relief.

9           But because the Commission's rules don't  
10 really contemplate at this time that kind of an  
11 action, we wanted to make sure that we alleged  
12 whatever we could under the Commission's procedures  
13 to allow for the Commission to take whatever action  
14 it felt procedurally it needed to do to be able to  
15 grant the relief that we were requesting.

16           CHAIRWOMAN SHOWALTER: Well, it seems to me  
17 that what you were saying is you used the emergency  
18 statutes, even though you know that it does not --  
19 your complaint does not establish facts that  
20 legitimately invoke the emergency statute.

21           I'm not trying to pass judgment at all on  
22 the nature of the complaint you bring and what kind  
23 of relief would be appropriate and what kind of  
24 process and what kind of expedited process may be  
25 appropriate under that relief, but your client, AT&T,

0010

1 has brought a previous case here that we sat on at  
2 which point we went through a long evidentiary  
3 hearing before finding that the facts alleged did not  
4 establish a violation under the general complaint  
5 statute, so I think this -- your client should be  
6 well aware that the burden is on you to allege and  
7 prove facts that comply with or fulfill whatever  
8 statute or rule you're operating under.

9           It seems to me it's inappropriate to invoke  
10 an emergency statute. It's simply crying wolf. We  
11 react very promptly to claims of an emergency, and  
12 emergencies are used for things like pipeline spills.  
13 We also had emergency hearings on the energy crisis  
14 when prices went up ten or a hundredfold. Now, we  
15 did not find an emergency there. It was a very, very  
16 dire situation. We said, No, there's not an  
17 emergency, but it's a very important issue, but there  
18 are at least facts that we felt required us to hold a  
19 hearing on whether there was an emergency.

20           So it is inappropriate, I think, to invoke  
21 an emergency statute simply in order to get us here  
22 and to make us aware of the complaint. We do -- it  
23 is appropriate, entirely appropriate to bring a  
24 complaint and to request expedited treatment and  
25 offer reasons why and request whatever other kinds of

0011

1 relief may be appropriate, and this Commission needs  
2 to act responsibly in light of the nature of the  
3 complaint. But it seems to me that this never was an  
4 emergency and that it was inappropriate to allege it.

5 MR. KOPTA: Well, and I apologize. It  
6 certainly was not my intention. Actually, I was not  
7 aware that the Commissioners would actually be here  
8 this morning. In my conversations with Mr. Wallis  
9 and with Ms. Johnston from Commission Staff, it was  
10 my understanding that this was going to be a  
11 prehearing conference to evaluate the scheduling  
12 issues, and I certainly -- it was not our intention  
13 to take up Commission time with -- Commissioners'  
14 time with this.

15 And as I say, the reason that we had  
16 included that -- and that's what I was trying to  
17 explain to the Commission through Mr. Wallis and also  
18 to Ms. Johnston -- was that we were very concerned  
19 that some immediate action needed to be taken, and  
20 yet there didn't seem to be a vehicle for being able  
21 to do that.

22 And so again, as I say, I apologize. It  
23 wasn't our intention to create a fire drill, but I  
24 know that in past proceedings or investigations into  
25 slamming complaints that there have been immediate

0012

1 requests by the Commission to have the one party  
2 that's alleged to be engaged in that to stop doing  
3 what they're doing while the allegations were  
4 reviewed, and that's what we were looking for and  
5 weren't sure exactly how to do that in a timely  
6 manner. And so as I say, it wasn't any attempt to  
7 try to cry wolf, to say, Oh, well, this is an  
8 emergency, quick, come in here. Oh, by the way, it's  
9 not an emergency, but now that you're here, let's  
10 talk about this. That certainly was not our intent.

11           And I'm, again, trying to explain what our  
12 reasoning was and to apologize for any  
13 misunderstanding and for having the Commissioners  
14 here and to take up their time when that really is  
15 not what our intent was.

16           CHAIRWOMAN SHOWALTER: Okay. Thank you.  
17 Your apology is accepted, and it seems to me that the  
18 hearing can proceed on what your intent is, which is  
19 to have a prehearing conference and talk about  
20 schedule and the need for other motions for relief,  
21 et cetera.

22           MR. KOPTA: That's correct. Thank you.

23           COMMISSIONER HEMSTAD: I would just add,  
24 the reason we're here this morning is in view of  
25 invoking the emergency process, we would be able to

0013

1 act here this morning, hence our presence here,  
2 rather than going through the typical and traditional  
3 prehearing process.

4 MR. KOPTA: And I -- I'm sorry.

5 JUDGE MACE: I guess a concern that I have  
6 is are you withdrawing your request technically for  
7 that emergency relief under 510, or can we -- well,  
8 are you withdrawing that request, then?

9 MR. KOPTA: Yes, we are.

10 JUDGE MACE: Thank you.

11 CHAIRWOMAN SHOWALTER: In that case, the  
12 Commissioners are going to leave the bench, and the  
13 prehearing conference can continue in the manner of a  
14 normal prehearing conference without us. Thank you.

15 MR. KOPTA: Thank you. Thank you very  
16 much.

17 JUDGE MACE: I'm going to move down a  
18 little closer to the center here. Let me just  
19 reorganize myself for a second here. The normal  
20 course in a prehearing conference, then, would be --  
21 we've already taken the appearances of counsel. I  
22 would ask if there are any petitions to intervene at  
23 this time?

24 MR. CROMWELL: Judge Mace, this is Robert  
25 Cromwell, with Public Counsel. I apologize for my

0014

1 tardiness. I did not make an appearance prior to --

2 JUDGE MACE: Thank you. Would you enter  
3 your appearance at this time?

4 MR. CROMWELL: Yes, I'd be delighted.  
5 Robert Cromwell, Assistant Attorney General,  
6 Washington State Attorney General's Office, 900  
7 Fourth Avenue, Suite 2000, Seattle, Washington,  
8 98164-1012. Telephone number, 206-464-6595;  
9 facsimile number, 206-389-2058; e-mail address,  
10 robertc1@atg.wa.gov.

11 JUDGE MACE: Thank you, Mr. Cromwell.  
12 Return to petitions to intervene.

13 MS. SINGER-NELSON: Judge.

14 JUDGE MACE: Yes.

15 MS. SINGER-NELSON: This is Michel  
16 Singer-Nelson, from WorldCom. I would like to move  
17 to intervene as a party.

18 JUDGE MACE: Can you give me some idea of  
19 your basis for intervention?

20 MS. SINGER-NELSON: Yes, Judge. WorldCom  
21 is a competitive local exchange carrier in Washington  
22 that plans soon to begin to serve residential  
23 customers, and WorldCom's very concerned with the  
24 situation described in AT&T's complaint and how that  
25 situation would affect WorldCom's entry into the

0015

1 local residential market.

2 JUDGE MACE: You're not currently serving  
3 residential customers; is that -- did I hear that  
4 correctly?

5 MS. SINGER-NELSON: Yes, but we're planning  
6 very soon, in the next -- in the near future to start  
7 serving residential customers.

8 JUDGE MACE: So then it's fair to say that  
9 you have had no experience, one way or the other,  
10 with Qwest's service with regard to local service  
11 freezes --

12 MS. SINGER-NELSON: That's true.

13 JUDGE MACE: -- in Washington?

14 MS. SINGER-NELSON: That's true, Judge.

15 JUDGE MACE: Thank you.

16 MS. SINGER-NELSON: But WorldCom would like  
17 to see policies and procedures put in place to ensure  
18 that Qwest is not instituting local PIC freezes  
19 without a customer's request and that the freeze is  
20 easily lifted when a customer chooses to switch to  
21 another local exchange carrier. WorldCom's very  
22 concerned and has no reason to believe that it would  
23 not be affected by the same type of situation  
24 described in AT&T's complaint once it does start  
25 serving customers in Washington, residential

0016

1 customers.

2 JUDGE MACE: Thank you. Is there any  
3 objection to the granting of this petition to  
4 intervene?

5 MS. ANDERL: Yes, Your Honor. Qwest  
6 objects. I believe that the interest stated by Ms.  
7 Singer-Nelson on behalf of her client is both general  
8 and speculative and would inappropriately -- well,  
9 potentially, at least, broaden the scope of the  
10 proceedings. WorldCom does not have any experience  
11 with the issues AT&T raises, does not have any  
12 particular knowledge of any of the facts that AT&T  
13 raises, and I therefore do not think that it is  
14 appropriate that WorldCom be permitted to intervene  
15 in a private complaint proceeding.

16 JUDGE MACE: Mr. Kopta.

17 MR. KOPTA: We would support WorldCom's  
18 petition to intervene. Part of what we have asked  
19 for is that there be appropriate procedures that the  
20 Commission reviews for when a local PIC freeze can be  
21 put into place and what procedures are in place for  
22 removing that PIC freeze. That will affect more than  
23 AT&T Broadband. It will affect any other carrier  
24 that wants to serve customers that have opted to take  
25 a local service provider freeze under the



0017

1 Commission's rules.

2           So it certainly will, in our view, be well  
3 within the scope of what we have asked for in terms  
4 of relief and it will affect other carriers, and so  
5 we would certainly think if they are interested in  
6 being a participant in ensuring that the proper  
7 processes are in place, that they would have a right  
8 to participate in this proceeding.

9           JUDGE MACE: Thank you. Ms. Nelson, in  
10 view of the objection to the petition to intervene  
11 and, frankly, my own serious reservations about it, I  
12 need to take it under advisement. And I will review  
13 the arguments and think about the matter and issue a  
14 ruling that will appear in the prehearing conference  
15 order with regard to your petition to intervene.

16           MS. SINGER-NELSON: Thank you, Judge. And  
17 I would like to say that although WorldCom is not  
18 today serving local residential customers in  
19 Washington, the very near future is the very near  
20 future. Because of confidentiality reasons, I can't  
21 reveal exactly when WorldCom plans to do that, but it  
22 does intend to do that very soon, and it will be  
23 affected by Qwest not having appropriate policies in  
24 place for --

25           JUDGE MACE: Ms. Nelson, I'm aware of your

0018

1 position on this.

2 MS. SINGER-NELSON: Okay.

3 JUDGE MACE: Thank you.

4 MS. SINGER-NELSON: Thank you, Judge.

5 JUDGE MACE: Let's turn next to whether or  
6 not the discovery rule will be invoked by the  
7 parties.

8 MR. KOPTA: Yes, we would like to have it  
9 invoked, please.

10 JUDGE MACE: Therefore, I rule that the  
11 Commission's discovery rule should be made available  
12 in this proceeding and that the discovery process, as  
13 outlined in WAC 480-09-480 will be available to you.  
14 If you have any discovery problems, I will be  
15 available to consider those on an expedited basis by  
16 telephone.

17 Then, next, with regard to a protective  
18 order?

19 MR. KOPTA: Yes, Your Honor, I believe we  
20 would like to have a protective order in place.

21 JUDGE MACE: Since AT&T has moved for a  
22 protective order, is there any party that objects to  
23 that?

24 MS. ANDERL: No.

25 JUDGE MACE: Then I will see to it that a

0019

1 protective order is issued with regard to this  
2 proceeding. Seems like the issues are pretty well  
3 defined. It seems, then, like the next thing to do  
4 would be to discuss scheduling, so I will give you an  
5 opportunity to do that off the record.

6           Is there anything else we need to discuss  
7 before we turn to scheduling? All right. Then,  
8 while we're off the record, I'll give you some  
9 indication about scheduling parameters you might want  
10 to think about, and we'll come back and review it and  
11 then put it on the record and then go ahead with the  
12 rest of the housekeeping matters we need to. We're  
13 off the record at this time.

14           (Recess taken.)

15           JUDGE MACE: Let's be back on the record.  
16 The parties have discussed scheduling, and the dates  
17 that they've proposed seem reasonable, although I do  
18 have to consult with the Commission's calendar with  
19 regard to the hearing dates proposed.

20           AT&T will file on April 30th, Qwest and  
21 Staff on May 23rd. There will be a rebuttal filing  
22 on June 12th. The hearing tentatively scheduled for  
23 June 27th and 28th, with a prehearing conference on  
24 June 20th. I understand that AT&T may bring  
25 approximately two to three witnesses, Qwest --

0020

1 MS. ANDERL: The same.

2 JUDGE MACE: The same. Public Counsel,  
3 none. Staff, possibly one. But that addresses the  
4 matter of scheduling. I'll hold in abeyance the  
5 question of a briefing schedule. Perhaps we'll have  
6 oral argument, and we'll address that later on.

7 With regard -- well, is there any other  
8 business that we need to address before I go ahead  
9 and talk about a few of the housekeeping matters?

10 MR. KOPTA: Not at this time, Your Honor.

11 MS. ANDERL: No, Your Honor. We have what  
12 I guess is a housekeeping matter, which is just in  
13 terms of making sure we receive testimony shortly  
14 after it's actually filed or served. Sometimes, if  
15 things are put in the U.S. mail, which is an  
16 acceptable method of service, we don't get it quickly  
17 enough, and so we'd like to talk about just making an  
18 agreement with the other parties to have things  
19 either sent electronically or at least delivered in  
20 such a way that they arrive the next day.

21 MR. KOPTA: That's certainly what our  
22 anticipation would be, and our standard practice is  
23 that when we file things with the Commission, we send  
24 electronic copies to other counsel. And since Ms.  
25 Anderl is within walking distance of my office, we

0021

1 should be able to also get hard copies, and since we  
2 have to messenger down to the Commission, it's within  
3 walking distance to Ms. Smith's or Mr. Trautman's  
4 office, so that's what we would anticipate doing.

5 JUDGE MACE: Very well. With regard to  
6 filings, we need to have an original, plus 12 copies  
7 for internal distribution at the Commission. Please  
8 remember that all filings must be made through the  
9 Commission's secretary, either by mail to the  
10 Secretary, at WUTC, P.O. Box 47250, 1300 South  
11 Evergreen Park Drive, S.W., Olympia, Washington,  
12 98504-7250, or by other means of delivery to the  
13 Commission's offices at the street address I just  
14 mentioned.

15 We require that filings of substance, as  
16 testimony, briefs, motions or answers, include an  
17 electronic copy on 3.5-inch IBM-formatted  
18 high-density disk in PDF Adobe Acrobat format  
19 reflecting the pagination of your original. Also  
20 send us the text in your choice of Word 97 or later  
21 or WordPerfect 6.0 or later. Service on all parties  
22 must be simultaneous with filing.

23 The Commission does not generally accept  
24 filings by facsimile, although I know that there are  
25 instances when permission is given to make such

0022

1 filings, and I believe that Judge Wallis allowed  
2 Qwest to do so with regard to the answer that Qwest  
3 filed. If you seek to make a filing by fax for some  
4 reason, I'd ask that you request my permission, and  
5 you need to indicate that that permission has been  
6 given to you on any fax filing that you make on the  
7 cover sheet of that fax filing.

8           The Commission will enter a prehearing  
9 conference order and a protective order. The  
10 prehearing order will include requirements for  
11 witness lists and exhibit lists to be submitted  
12 shortly before the evidentiary hearings. The order  
13 will also remind parties that the Commission  
14 encourages stipulations both as to facts and issues  
15 that can be resolved via the settlement process.  
16 Both of those are mentioned in the Commission's rules  
17 of practice and procedure, or other means of  
18 alternative dispute resolution.

19           Let me remind you that the Commission can  
20 make available to you resources to help you to  
21 mediate or resolve your dispute. If you do come to  
22 the point of settling the matter, please advise me  
23 immediately and we can make appropriate arrangements  
24 to address that.

25           Is there anything else that we need to

0023

1 address at this time? All right. Very well, then.

2 This meeting is adjourned.

3 MR. KOPTA: Thank you, Your Honor.

4 MS. ANDERL: Thank you, Your Honor.

5 MR. CROMWELL: Thank you, Your Honor.

6 (Proceedings adjourned at 10:41 a.m.)

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25