

May 9, 2002

REQUEST FOR INFORMATION

Re: Washington Utilities and Transportation Commission v. Olympic Pipe Line Company, Inc., Docket No. TO-011472

TO ALL PARTIES OF RECORD:

The Commission has directed me to review with parties the contentions of discovery failures giving rise to Tesoro's motion for sanctions. Please provide the following information.

Are counsel available in either the afternoon of Monday, May 20 at 1:30 p.m., for a session up to three hours in length to look at the individual items? If not, what are counsel's availability for the remainder of the week of May 20? Please respond with this information by close of business on May 10, 2002. Fax responses will be accepted.

We ask that the following information be grouped together, in the following order, for each asserted violation.

As to each of the items as to which a violation is alleged, Tesoro shall please provide the following (with a copy to other parties):

1. A copy of all requests for the information, showing the date sent to Olympic. If the description is opaque to persons not familiar with the litigation, please describe the information with reference to a common name or term (such as "green sheets").
2. A copy of all responses received from Olympic, any reply by Tesoro to the response, and a summary of any oral discussions relating to the item, including the date and medium (telephone, etc.), who participated in the discussion and who initiated it, in sequence, beginning with the first.
3. A citation to any Commission rule or order violated by Olympic, including the relevant language of the rule or order, and a statement as to why it was violated.

4. A statement of the consequences of any asserted violation -- its effect on Tesoro or on Tesoro's ability to prepare for the hearing.
5. A recommendation for sanctions as to the asserted violation.

As to each of the challenged items, Olympic shall please provide the following information (with a copy to other parties):

1. Describe Olympic's response(s) to the discovery requests, including any oral responses or conversations, including the date, the medium, the identities of discussants, the nature of the discussions, a description of any alternatives offered or clarifications requested or made.
2. If Olympic does not possess the requested information in the form requested, please state whether Olympic possesses the information at all, and the form or forms in which the information is kept. If the information is not possessed by Olympic, but is possessed by another, please identify the other and the location of the information.

Olympic and Tesoro will have the opportunity to respond to each others' answers during the oral session.

Please provide responses with the information listed above no later than the close of business on Thursday, May 16, 2002.

Sincerely,

C. ROBERT WALLIS
Administrative Law Judge