

EXHIBIT NO. ___(LFL-12)
DOCKET NO. UE-051828/UE-051966
WITNESS: LYNN F. LOGEN

**BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

**WESTERN VILLAGE, LLC, D/B/A
WESTERN VILLAGE ESTATES,**

Complainant,

v.

PUGET SOUND ENERGY, INC.

Respondent.

Docket No. UE-051828

**WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION,**

Complainant,

v.

PUGET SOUND ENERGY, INC.,

Respondent.

Docket No. UE-051966

**ELEVENTH EXHIBIT TO THE PREFILED DIRECT TESTIMONY OF
LYNN F. LOGAN
ON BEHALF OF PUGET SOUND ENERGY, INC.**

MARCH 8, 2006

COMMISSION COMPLAINTS
FEBRUARY 1995

Sample

DIVISION=WHATCOM

██████████ MOBILE PARK
BELLINGHAM

ACCOUNT NUMBER:

MAP NO:

COMPLAINT DATE: 11/03/94

CLOSE DATE: 02/22/95

CUSTOMER PROFILE:
CUT-IN DATE:
PREVIOUS COMPLAINT DATES:

COMPLAINT PROFILE: OTHER
DETAIL:
TOTAL ACCT. BAL:

CUSTOMER DISPUTED THE OWNERSHIP OF THE SERVICE LINES WITHIN THE MOBILE HOME PARK. COMPLAINT CLOSED.

CLOSED ACCT. BAL.:
RESOLUTION: COMPANY UPHELD
DETAIL: OTHER

Policy changed 10/21/77

01 ID #: 28026 CTS Data Entry - Screen 1 > 11/02/94 13:38 <

06 Name: ██████████ MOBILE PARK | IDENTIFICATION
07 Address: 01> ATTN: JOHN BLANKINSHIP | 04 Examiner: SLS * |
 Addrline2: 701 FIFTH AVE, 58TH FLOOR | 05 Source: M |
 City: SEATTLE
 County: 17 (KING) 13 Phone #: 01> 206-682-7090
 State: WA Zipcode: 98104 Desc:

15 Senior Citizen: U 21 Company #: E012
16 Family Size: 0 (Puget Sound Power & Light Company
 Poverty Level: .00 22 Contact: 01> LYNN LOGAN
18 Poverty: U 23 Grouping: 01> TPRT
19 Sex: U (TARIFF, PRACTICES)
20 Type: BC 24 Init. Call Date: 10/25/94

25 Keywords: 01> P&P 28 Closed: 01> 02/22/95
26 WAC Numb: Reopened:
27 Disposition: COUP 30 \$ Saved:

NOTE: Document above printed with first entries only in the multi-value fields.

COMPLAINT TEXT FILE:

ID = 28026

CREATED AT = 13:49:49 02 NOV 1994

=====

10/25 REC'D CORRESPONDENCE FROM ATTORNEY FOR [REDACTED] MOBILE PARK. PUGET HAS NOTIFIED [REDACTED] THEY WILL NO LONGER MAINTAIN THE "SECONDARY SYSTEMS" WITHIN THE PARK. CUSTOMER BELIEVES THAT IT'S PUGETS RESPONSIBILITY TO MAINTAIN & REPAIR SINCE PUGET INSTALLED THE SYSTEM AND OWN THE SYSTEM...& HAS BEEN MAINTAINING THE SYSTEM. WANT RULING FROM THE COMMISSION ON WHETHER PUGET CAN SHIFT THIS RESPONSIBILITY.

11/2 (150PM) FAXED TO LYNN LOGAN/PUGET. LEFT VM, TOO, PLAN TO DISCUSS AT MEETING ON FRIDAY AT 230PM.

11/3 (1145AM) TALKED TO LYNN/PUGET. THIS WAS A CHANGE IN COMPANY POLICY IN LATE 70'S. THE CHANGE OF POLICY WAS REFLECTED IN TARIFF, UNDERGROUND SECONDARYS, DUE TO HIGH MAINT. COSTS, DIG UPS, IF FAILURE IN CABLE, CHANCES ARE MOBILE HOME COULD BE ON TOP OF CABLE, VERY EXPENSIVE. MADE TARIFF CHANGE. USED TO SAY PUGET INSTALLS OWNS & MAINTAINS SECONDARY LINES, NOW NEW TARIFF SAYS MOBILE HOME OWNER MAINTAINS, ETC.

ITS THE CO'S FEELING OWNERSHIP CHANGED TO TENANT AT TIME OF TARIFF CHANGE. ALL OF THE CO. WAS ENFORCING TARIFF EXCEPT NORTHERN DIVISION. JULY 1, 1994 CO. SENT LETTER TO ALL MOBILE HOME PARK CUSTOMERS ADVISING THEM OF CHANGE AND RESPONSIBILITY FOR MAINTENANCE OF SECONDARY FACILITIES. LYNN SAID THAT EVIDENTLY NORTHERN DIVISION CHOSE TO IGNORE CHANGE IN TARIFF, OR DIDN'T PICK UP ON FACT THAT TARIFF HAD CHANGED. DON'T KNOW WHY, ERROR, OVERSIGHT. THUS, NORTHERN DIVISION CO. HAS BEEN MAINTAINING SECONDARY SYSTEMS ALL ALONG. BY LETTER NOTIFIED THEM, BASICALLY GIVING THOSE FAC'S TO THEM, ANY FUTURE ONES THEY INSTALL.

ENTIRE COMPANY POLICY CHANGED WHEN TARIFF CHANGED. ITS BEEN YEARS SINCE MAINTAINED LINES.

DON'T KNOW WHO INSTALLED CABLES AT [REDACTED]

NORTHERN DIVISION IS WHATCOM, SKAGIT & ISLAND COUNTY.

LYNN WILL PROVIDE COPIES OF ORIGINAL TARIFFS BY TOMORROWS MEETING.

11/4 (230PM) MEETING W/PUGET, ATTENDED BY LYNN LOGAN, PAT DUTTON AND I. ITEMS DISCUSSED:

1. CHANGE OF POLICY IN 1977 TO REFLECT HIGH MAINTENANCE COSTS (DIG UPS, CABLE FAILURES, ETC.) CHANCES ARE PAVEMENT OR MOBILE HOME IS ON TOP OF CABLE.
2. CO'S POSITION IS THAT OWNERSHIP OF FAC'S CHANGED AT THAT TIME (& WILLING TO SUPPORT THIS POSITION).
3. PRACTICE HAS BEEN TO NOT MAINTAIN SECONDARY SYSTEM SINCE 77, OTHER THAN IN THE NORTHERN REGION, FOR SOME REASON THEY CONTINUED TO MAINTAIN SECONDARY SYSTEMS.
4. CUSTOMER IDENTIFIED AN AMBIGUITY IN THE TARIFF, SECTION 3 AND 4 EACH STAND ON THEIR OWN. SECTION 3 SAYS CUSTOMER SHALL INSTALL OWN AND MAINTAIN SECTION 4 SAYS THE CO. SHALL OWN, OPERATE AND MAINTAIN FAS INSTALLED BY CO.

CUSTOMER IS THE END USER, NOT THE MOBILE HOME PARK. CO. SAYS MOBILE PARK OWNER.

5. WE SUGGESTED THAT THE COMPANY REVIEW ITS TARIFF AND CONSIDER FILING AN AMENDMENT WHICH MAY TAKE CARE OF THE CO'S CONCERN THAT ITS TOO COSTLY TO MAINTAIN MOBILE HOME PARKS, WHILE STILL ADDRESSING THE NEED TO MAINTAIN SERVICE TO ITS END USER CUSTOMER.

WE SUGGESTED LANGUAGE THAT WOULD ALLOW THE CO. TO CHARGE IF CUSTOMER PUT PAVEMENT OR MOBILE HOME OVER FAS, BUT CONSIDER FIXING THE SERVICE THAT REQUIRES NO MORE EFFORT OR EXPENSE THAN ANY OTHER CUSTOMER.

SS TO REVIEW W/CUSTOMER.

11/17 (255PM) LM FOR MR. BLANKINSHIP TO CALL BACK.

11/21 (950AM) TALKED W/MR. BLANKINSHIP. EXPLAINED ABOVE #1 - 5 ITEMS. HE WOULD LIKE TO TALK TO HIS CLIENT AND GET HIS FEELINGS OF WHAT IS PROPOSED. I ALSO EXPLAINED THE INFORMAL PROCESS IN THAT WE ARE TRYING TO REACH A RESOLUTION

THAT IS SATISFACTORY FOR THE PARTIES, YET IF THERE IS A LEGAL DIFFERENCE AND CANNOT BE RESOLVED THEN IT WOULD NEED TO CONTINUE ON TO A FORMAL COMPLAINT & BE CONSIDERED. HE WANTS TO GET BACK TO HIS CLIENT.

12-5-94 (rok) Reviewed. Check on status.

12/5 RECEIVED LETTER FROM [REDACTED] ATTORNEY. CONFIRMING OUR CONVERSATION. YET NOT QUITE CORRECT UNDERSTANDING OF THE TELECON. SEE LETTER IN FILE.

12/7 DISCUSSED ABOVE W/PAT. SEND LETTER CLARIFYING WHAT WAS SAID, ADVISE THAT NOTHING FURTHER TO BE DONE ON AN INFORMAL BASIS, & CLOSE. FIND OUT STATUS OF COMPANY.

12/7 (155PM) TALKED TO LYNN/PUGET. HE NEEDS TO CHECK TO FIND OUT WHATS BEEN CONSIDERED AND DONE BY THE COMPANY ON THIS ISSUE. FAX LETTER FROM CUSTOMER.

DRAFT LETTER

12-21-94 (rok) Reviewed ...

12/29 (420PM) LM W/ROXANNE TO HAVE LEN CALL ME ON TUESDAY.

1/4 (330PM) LYNN LOGAN/PUGET LM. GOT FAX ON LATEST LETTER. WAS WAITING FOR RESPONSES TO QUESTIONS THAT HE'D SENT OUT TO SOME ENGINEERING PEOPLE IN THE FIELD. NOW CAN RESPOND.

AS RECALL MET BEFORE XMAS & TALKED ABOUT THIS, & PROPOSED THAT PUGET CONTINUE TO MAINTAIN SERVICE LINES W/IN MOBILE HOME PARKS, CONTINUE MAINTAINING THOSE INSTALLED PRIOR TO THE CHANGE IN THE TARIFF. HE HAS DISCUSSED W/ATTORNEYS, ENGINEERS, MAINTENANCE, ETC. CO. POSITION IS IT HAS TURNED OVER OWNERSHIP, THAT WAS DONE FORMALLY BY CHANGING TARIFF, THAT'S THE ONLY METHOD HAVE OF CHANGING OWNERSHIP, HAVE NOTIFIED CUSTOMERS OF THIS CHANGE. IT WAS SOMEWHAT

LATE, CONSIDERING TARIFF CHANGE WAS DONE IN 1977, NOTIFIED CUSTOMERS IN 1994. FEEL CUSTOMERS OWN FAC'S. & ITS THEIR RESPONSIBILITY TO MAINTAIN THOSE SERVICES, THATS CO. POSITION.

IF OWNER OF MOBILE HOME PARK WANTS TO FILE A FORMAL COMPLAINT OVER THIS, THAT IS HIS PEROGATIVE TO DO THAT. WILL ADDRESS IF AND WHEN IT COMES UP. CALL TO DISCUSS 462-3872.

1/4 (340PM) SS LM FOR LYNN/PUGET. THANKED HIM FOR HIS RESPONSE, YET IT DID NOT ADDRESS ONE OF THE ISSUES WE'D ADDRESSED AT THE MEETING. WE'D SUGGESTED THAT THE COMPANY CONSIDER LANGUAGE IN THE TARIFF THAT WOULD ALLOW THE COMPANY TO CHARGE IF THE CUSTOMER HAS PUT PAVEMENT OR A BUILDING ON TOP OF COMPANY FACILITIES BUT FIX THE SERVICE FOR THOSE CUSTOMERS THAT REQUIRE NO MORE EFFORT/EXPENSE THAN ANY OTHER CUSTOMER. THIS WOULD TAKE CARE OF THE CO'S CONCERN THAT IT'S TOO COSTLY TO MAINTAIN MOBILE HOME PARKS (BECAUSE OF MOBILE OR PAVEMENT SITTING ON TOP OF CO. FAC'S., WHILE AT THE SAME TIME ADDRESSES THE CO'S NEED TO MAINTAIN SERVICE TO END-USER CUSTOMERS. PLEASE CALL TO DISCUSS.

1/5 (913AM) LYNN LEFT DETAILED MESSAGE ON VM. REGARDING ADDING LANGUAGE THAT WOULD ALLOW CO TO CHARGE CUSTOMER FOR ADDL COSTS FOR REPAIRING SERVICES, ETC. CO. NOT WILLING TO INCLUDE THAT LANGUAGE IN THE TARIFF, BECAUSE IT WOULD MEAN PUGET IS REASSUMING OWNERSHIP OF THOSE SERVICES, & WOULD HAVE A WHOLE LOT OF CONFUSION AS TO WHICH SERVICES ARE OWNED BECAUSE PUGET DOESN'T HAVE RECORDS GOING BACK TO THE 70'S W/OUT DOING A LOT OF DIGGING TO FIND OUT WHICH ONES ARE OWNED AND WHICH ONES AREN'T. SO IT WOULD BASICALLY BE [REDACTED] & ANYONE ELSE THAT HAPPENS TO HAVE OWNED THEIR TRAILER COURT LONG ENOUGH TO KNOW WHO INSTALLED IT AND HAVE PROOF OF IT.

PUGET DOES NOT FEEL THAT THEY SHOULD TAKE ON THAT COST ANYWAY. EVEN THOUGH AS I MENTIONED THAT SERVICE IS TO ULTIMATE CUSTOMER. LYNN SAYS ITS NO DIFFERENT THAN AN APARTMENT HOUSE WHERE THE OWNER OF THE APT HOUSE OWNS THE SERVICES, OR IN CONDOMINIUMS, WHERE HOMEOWNERS ASSN OWNS THE SERVICES. IN THIS CASE, THE TRAILER COURT, THE OWNER OF THE TRAILER COURT OWNS THE SERVICES. LYNN ADVISES THAT IN A TRAILER COURT WHERE THE LOTS ARE INDIVIDUALLY OWNED, CO. CONSIDERS THAT A SINGLE FAMILY RESIDENTIAL DEVELOPMENT. MANY AREAS SELL INDIVIDUAL LOTS, PEOPLE MOVE IN A DOUBLE WIDE, INEXPENSIVE WAY TO PUT UP A HOME. KNOWS OF ONE JUST OUT OF BOTHELL, LOTS FOR SALE, CLUBHOUSE OWNED BY HOMEOWNERS ASSN, NICE GROUNDS, LAKE, SWIMMING, TENNIS FAC'S, ETC. INDIVIDUALLY OWNED, AND PUGET PROVIDES SERVICE TO THAT INDIVIDUAL.

IN CASE OF MOBILE HOME PARK WHERE LEASING OR RENTING SPACE, TENANTS COME AND GO, OWNER IS PROVIDING ALL THE HOOKUPS, SEWER, WATER, ELECTRICITY, ALONG W/RENTING INDIVIDUAL SPACE. DON'T KNOW HOW WATER & SEWER BILLED, ASSUME PUT IN A SINGLE METER. PUGET IS PREVENTED FROM PUTTING IN SINGLE METER BY WAC RULES. GOING BACK TO PERPA WHICH SAID COULDN'T MASTER METER PLACES WHERE THEY CAN DECIDE HOW MUCH THEY USE. IF MASTER METER, NO INCENTIVE TO CONSERVE, REASONING BEHIND THAT. AGREE W/THAT PHILOSOPHY SHOULD BE BILLING THESE PEOPLE INDIVIDUALLY. BUT DON'T AGREE THAT SHOULD HANDLE MAINTENANCE SERVICES IN THE PARKS. CALL BACK TO DISCUSS, 462-3872.

SS SUMMARY OF ABOVE:
PUGET LOOKED AT ISSUE AS A WHOLE
CO. SUSTAINS ITS POSITION MOBILE HOME PARK IS OWNER AND RESPONSIBLE TO MAINTAIN/SERVICE
CO. DOESN'T WANT TO CHANGE POLICY FOR A SMALL PORTION OF OF THE COMPANY
CO. DOESN'T WANT TO MAINTAIN THEM, POLICY DECISION 1977, SWITCHED OWNERSHIP

1/11 SS DRAFTED LETTER

1/12 SS SUBMITTED DRAFT TO PAT

1/17 (1128AM) LM FOR LYNN LOGEN. ADVISED DRAFTING LETTER TO CO., AND WANT TO CLARIFY HIS COMMENT ABOUT TARIFF IS ITS ONLY METHOD OF TRANSFER OF OWNERSHIP AND, CHANGED ITS TARIFF "AS A RESULT" OF HIGH MAINTENANCE AND REPAIR COSTS.

1/17 (PM) SS TALKED TO LYNN.

PUGET WOULDN'T HAVE CHANGED TARIFF DUE TO SPECULATION OF REPAIR COSTS BEING TOO HIGH. HE FREEELS CO. PROBABLY MADE THE CHANGE "AS A RESULT" OF HIGH MAINTENANCE COSTS. NO INCENTIVE TO CHANGE IT OTHERWISE.

TARIFF CHANGE ONLY METHOD OF TRANSFERRING OWNERSHIP AS A BLANKET-TYPE METHOD. OR, COULD HAVE SENT INDIVIDUAL DEEDS TO EACH PARK OWNER, WOULD HAVE BEEN VERY EXPENSIVE WAY OF LEGALLY CHANGING OWNERSHIP.

1/17 DISCUSSED LETTER W/PAT. PAT CONSULTED W/JEFF GOLTZ, MARY TAYLOR REGARDING TRANSFER OF OWNERSHIP. RESEARCH FURTHER, LOOK AT ORIGINAL ADVISE LETTER. ALSO COMPARE TO INSIDE WIRING ORDER WHEN DEREGULATION OCCURED W/TELECO'S.

PAT TALKED W/JOYCE MORRIS/USW, SHE'S LOOKING INTO.

1/17 PAT LM FOR MR. BLANKINSHIP TO CALL AND DISCUSS.

1/18 MR. BLANKINSHIP RETURNED PATS CALL, LM TO CB.

1/19 CALLED MR. LM ON HIS VM. LM THAT FOLLOWING UP ON PATS CALL TO HIM, OUT OF TOWN FOR A FEW DAYS, CB TO DISCUSS.

1/20 (445PM). TALKED TO LYNN TO ADVISE THAT WE ARE LOOKING INTO WHAT HAPPENED BACK IN 77 WHEN THIS WAS CONSIDERED, CUSTOMER NOTIFICATION, ETC. TO THE BEST OF HIS KNOWLEDGE CUSTOMER NOTIFICATION WAS DONE BY THEIR NORMAL PROCEDURES OF NOTIFICATION (VS IDENTIFYING EACH & EVERY TRAILER PARK OWNER).

1/25 (1040AM) TALKED W/MR. BLANKINSHIP. I ADVISED HIM OF PUGETS POSITION, AND AND THAT WE ARE LOOKING INTO A COUPLE OF OTHER ITEMS BEFORE WE COME TO A RESOLUTION ON THE INFORMAL COMPLAINT. HE ASKED IF THERE WAS ANY RULE REGARDING THIS, AND I SAID NO, THAT IT WAS CHANGED THROUGH A TARIFF FILING. AND THAT IT WAS APPROVED BY THE COMISSION BACK IN 1977. HE WILL WAIT OUR CALL/DECISION.

1/25 (430PM) RECEIVED BOX OF ARCHIVED FILES...SS RESEARCHING & DISCUSS W/PAT NEXT WEEK.

2/1 LISA LLOYD TO RESEARCH IF CAN GET BACKUP MEMOS.

2/2 LISA, YES CAN GET BUT HAVE TO GO DOWN TO ARCHIVES AND THEY WILL COPY WHAT YOU NEED...DISCUSS W/PAT MONDAY.

2/13 PAT & I DISCUSSED, SS TO CALL MR. B. ADVISE RESULT OF INFORMAL COMPLAINT. DECIDED NOT TO GET ARCHIVED COPIES OF OPEN MEETING NOTES FROM MEETINGS BACK IN 1977.

2/22 (825AM) SS LM FOR MR. BLANKINSHIP TO CALL AND DISCUSS.

(840AM) SS TALKED W/MR. BLANKINSHIP. EXPLAINED THAT ON AN INFORMAL BASIS THE COMPANY'S POSITION IS UPHELD. THE TARIFF WAS APPROVED BACK IN OCTOBER OF 1977, THE INTENT TO SHIFT THE MAINTENANCE RESPONSIBILITY OF SECONDARY FAC'S. TO THE MOBILE HOME PARK OWNER.

I REEXPLAINED THAT THE STAFF HAD MET W/THE COMPANY TO CONSIDER AN AMMENDMENT WHICH WHOULD ALLOW THE CO. TO CHARGE IF CUSTOMER HAD PUT PAVEMENT OR A BUILDING ON TOP OF THE FACILITIES, CAUSING UNREASONABLE EXPENSE TO THE CO., YET AT THE SAME TIME INCLUDE LANGUAGE WHEREAS THE CO. WOULD REPAIR SECONDARY SERVICE FOR THOSE CUSTOMERS THAT REQUIRED NO MORE EXPENSE THAN ANY OTHER CUSTOMER. I REEXPLAINED THAT THE COMPANY AFTER REVIEWING & CONSIDERING OUR SUGGESTIONS, SAID NO, THE TARIFF IS CLEAR AND IT WILL NOT MAINTAIN THE SECONDARY FACILITIES AT MOBILE HOME PARKS, THE OWNER IS RESPONSIBLE FOR MAINTENANCE.

I ADDED THAT THE CO. WAS, IN PRACTICE, CONTINUING TO MAINTAIN THE SECONDARY SYSTEMS IN THE NORTHERN DIVISION, CONTRARY TO ITS TARIFF. WHEN THIS WAS IDENTIFIED, THE LETTER WENT OUT TO THE CUSTOMERS LAST SUMMER NOTIFYING THEM OF THE OWNER'S RESPONSIBILITY FOR MAINTENANCE OF THE SECONDARY FACILITIES. THIS OBVIOUSLY IS WHAT PROMPTED HIS CLIENTS COMPLAINT.

WE DISCUSSED THE NEXT STEP IN THE PROCESS IF HIS CLIENT WANTS TO PURSUE IS A FORMAL COMPLAINT. I WILL SEND COPY OF RULES RELATING TO PROCEDURE, AND REFERRED HIM TO PAT DUTTON, IF FURTHER QUESTIONS ABOUT THE PROCESS.

2/22 (950AM) SS LM FOR LYNN/PUGET TO CALL AND DISCUSS.

2/22 EMAILED PAT TO ADVISE MAY RECEIVE QUESTIONS ABOUT FORMAL COMPLAINT.
& VICKI TO SEND MR. COPY OF RULES RELATING TO PROCEDURE.

2/22 (330PM) LYNN LOGAN LM.

(340PM) SS TALKED W/LYNN. EXPLAINED I'D TALKED TO MR. BLANKINSHIP. ON AN INFORMAL BASIS UPHELD CO. DUE TO APPROVED TARIFF CHANGE BACK IN OCT 77 AND INTENT WAS TO SHIFT RESPONSIBILITY ONTO OWNER TO MAINTAIN. ADVISED THAT MR.'S CLIENT MAY PURSUE FORMAL COMPLAINT.

2/24/95 (VR) mailed WAC 480-09.

2/23 (345PM) MR. B. ASKED FOR COPIES OF TARIFF WHEN IT CHANGED, AND PRIOR TO CHANGE.

3/1/95 (VR) mailed copies of Puget's Tariff on service lines and a copy of an order (WSN Order No. 261)

RECEIVED

OCT 25 1994

CONSUMER AFFAIRS

MONTGOMERY, PURDUE, BLANKINSHIP & AUSTIN

ATTORNEYS AT LAW
5th FLOOR, COLUMBIA CENTER
701 FIFTH AVENUE
SEATTLE, WASHINGTON 98104
(206) 682-7090

FACSIMILE (206) 625-9534

STUART P. KASTNER
JOSEPH C. BROWN, JR.
DONALD R. MORRISON
TAMARA L. ROE
NEO Y. SATO
SCOTT D. FLETCHER

WILLIAM MONTGOMERY (1980)
ALAN F. AUSTIN (1983)
GALE D. BARBEE (1993)

CARL B. LUCKERATH (RETIRED)

ROBERT A. PURDUE, P.S.
JOHN D. BLANKINSHIP, P.S.
GEORGE W. AKERS, P.S.
JERRY W. SPOONEMORE
WILLIAM K. GOODWIN
M. WAYNE BLAIR
LYNN O. HURST
JEFFREY I. PEWE
ALAN L. MONTGOMERY
CHRISTOPHER L. HIRST
SCOTT B. EASTER
MICHAEL E. GOSSLER
CAMILLE TAYLOR RALSTON
JAMES H. WISHAAR
PEGGY C. HUGHES
DAVID R. HANSEN
MICHAEL W. BABCOCK

October 24, 1994

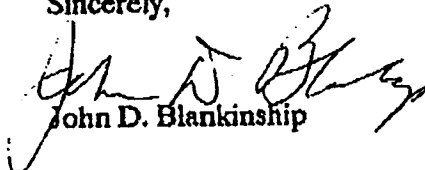
Washington Utilities & Transportation Commission
P. O. Box 47250
Olympia, WA 98504-7250

Re: [REDACTED] Mobile Park/Puget Power

Gentlemen:

In the third paragraph of our October 17 letter to you, we mentioned that Mr. Logen at Puget Power informed me that it has no documentation of transfer of ownership of the secondary line in the park "from the park owner to Puget Power." The statement should have been that he concedes that there is no documentation of transfer of that line from Puget Power to the park owner, and in fact there is no documentation of any such transfer either way.

Sincerely,


John D. Blankinship

JDB/tda/v12135

cc: Mr. [REDACTED]
Ms. Lynn F. Logen

Post-It* Fax Note	7671	Date	11/2	# of pages	12
To	LYNN LOGAN	From	Suzanne Stillwell		
Co./Dept	Puget Power	Co.	WUTC		
Phone #	206-462-3872	Phone #	206-668-8665		
Fax #	206-462-3414	Fax #			

STATE OF WASH.
UTIL. & TRANSP.
COMMISSION

94 OCT 25 8:46

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[Handwritten signature]

MONTGOMERY, PURDUE, BLANKINSHIP & AUSTIN

ATTORNEYS AT LAW
3RD FLOOR, COLUMBIA CENTER
701 FIFTH AVENUE
SEATTLE, WASHINGTON 98104
(206) 682-7090

FACSIMILE (206) 625-9534

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94 OCT 19

STATE OF WASH
UTIL. TRANS.
COMMISSION

STUART P. EASTNER
JOSEPH C. BROWN, JR.
DONALD R. MORRISON
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DAVID B. HANSEN
MICHAEL W. BABCOCK

October 17, 1994

Washington Utilities & Transportation Commission
P. O. Box 47250
Olympia, WA 98504-7250

Re: [Redacted] Mobile Park/Puget Power

Gentlemen:

We are the attorney for the owner of [Redacted] Mobile Park, [Redacted] Bellingham, WA 98226.

Our client's mobile home park is served by Puget Power, which many years ago installed lines to and individual meters at each mobile home park lot. Puget Power's customers are the tenants in the mobile home park, each of whom is billed individually for service provided to the tenant's meter. Until recently, the utility company provided all maintenance on the system providing service to its individual customers within the park.

Puget Power has now notified our client that it will no longer provide maintenance and repair on the "secondary systems" within the park. I enclose a copy of the letter from Puget Power to our client dated July 1, 1994, together with a copy of my letter to Mr. Birdsall dated September 9, 1994; the September 15 letter of Puget Power to me; and my response dated September 26. I also enclose a copy of the tariff relied upon by Puget Power in that correspondence. I checked by phone with Mr. Lynn F. Logen at Puget regarding evidence of proof of ownership of the system serving the individual customers in the park and was told that Puget Power had installed the system many years ago, and there is no documentation of transfer of ownership of the line from the park owner to Puget Power. Mr. Logen said the company simply relies on the tariff.

[Handwritten notes: 8/24, 10/27, HR]

It appears to me that, since Puget Power installed the system serving its individual customers within the park, it owns the system and has the legal duty to maintain it under paragraph 4 of the tariff. I would like a ruling from the Commission as to whether the utility can now shift maintenance of the system from

Washington Utilities & Transportation Commission
October 17, 1994
Page 2

itself to the owner of the mobile home park. I do not wish this letter to be considered as a formal complaint pursuant to RCW 80.04.110, but intend it as an informal process before filing a formal complaint as contemplated by subsection 3 of that statute.

Sincerely,



John D. Blankinship

JDB/tdo/v12093
Enclosures

cc: Mr. [REDACTED]
Ms. Lynn F. Logen

Received
Jul 11 1994

Exhibit No. ____ (LFL-12)
Page 11 of 19

July 1, 1994

██████████ Mobile Park
c/o ██████████
██████████
Ferndale, WA 98248

and Transportation

Dear Owner/Manager:

In order for Puget Power to be in compliance with its filed tariff as approved by the Washington State Utilities Commission this is to notify you that, from this date forward, Puget Power will no longer provide maintenance and repair on the secondary systems within your trailer park. If you experience electrical problems within your secondary system, you should call your licensed electrical contractor for appropriate repairs.

When we talk about secondary systems, we are referring to wiring from the transformer or hand held to the meter pedestals, and beyond.

Should you have further questions regarding this situation, please call me, Tony Birdsall, at 715-7214.

Sincerely,

A. W. Birdsall

A. W. Birdsall
Engineering Manager
Whatcom Division

AWB:ftk

cc: R. L. Shepherd
Lynn Logen
Russ Van Buren
Ray Trzynka
Wes Jonasson
Fred Arnold

The Energy Starts Here

Puget Sound Power & Light Company 1525 Bluff Street P.O. Box 1075 Bellingham, WA 98227 (206) 734-6000



Mr. John Kunz
P. O. Box 2195
Ferndale, WA 98248

July 14, 1994

Exhibit No. ____ (LFL-12)
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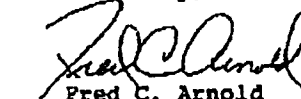
July 14, 1994

Mr. [REDACTED]
P. O. Box [REDACTED]
Ferndale, WA 98248

Dear Mr. [REDACTED]

Attached is the filed tariff you asked for and I highlighted in yellow the section that addresses your mobil home park.

Sincerely,


Fred C. Arnold
Superintendent
Whatcom Division

FCA:asb

Attachments

Exhibit No. ___ (LFL-12)
Page 13 of 19

<p>Third Revised Sheet No. 86 Canceling Second Revised Sheet No. 86</p> <p>WN U-60</p>	<p>RECEIVED JAN 18 1990</p> <p>WASH UT & TRANS COMM For Commission's Receipt Stamp</p>
<p>PUGET SOUND POWER & LIGHT COMPANY Electric Tariff G</p>	
<p style="text-align: center;">SCHEDULE 86 SERVICE LINES</p> <p>1. OVERHEAD SERVICE LINES - The Company will install permanent secondary voltage overhead service lines from its overhead distribution system on the following terms:</p> <ul style="list-style-type: none"> a. The length of the service line allowed for the basic charge shown below shall be 70 feet, measured from the Customer's property line nearest the Company's distribution system along the path of construction to the point of delivery. b. Charges for overhead service lines shall be as follows: <ul style="list-style-type: none"> (1) Single Phase: \$141.00 basic charge plus \$2.03/foot for all excess footage (2) Three Phase: 1/0 Wire - \$162.00 basic charge plus \$2.32/foot for all excess footage 4/0 Wire - \$269.00 basic charge plus \$3.84/foot for all excess footage c. The Customer shall reimburse the Company for the cost of relocating service lines, except for relocations for the convenience of the Company. d. Replacement of overhead service lines at the request of the Customer shall be subject to the charges in b.(1) or (2) above. e. The Company shall not be required to install secondary overhead service lines in an area served by an underground distribution system. <p>2. UNDERGROUND SERVICE LINES TO SINGLE-FAMILY RESIDENTIAL STRUCTURES - The Company will install secondary voltage underground service lines to single-family residential structures on the following terms:</p>	
<p>ISSUED <u>January 18, 1990</u> EFFECTIVE <u>January 30, 1990</u></p> <p>By Authority of Order of the Washington Utilities and Transportation Commission, Docket Nos. U-89-2688-1 and U-89-2955-1</p> <p>ISSUED BY PUGET SOUND POWER & LIGHT COMPANY</p>	

Exhibit No. (LFL-12)
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WN U-60

Third Revised Sheet No. 86-a
Canceling Second Revised
Sheet No. 86-a

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JAN 18 1990

PUGET SOUND POWER & LIGHT COMPANY
Electric Tariff G

WASH UT & TRANS COMM

For Commission's Receipt Stamp

**SCHEDULE BG
SERVICE LINES
(Continued)**

- a. The length of the service line allowed for the basic charge shown in c.(1) and (2) below shall be 70 feet measured from the Customer's property line nearest the Company's distribution system along the path of construction to the point of delivery.
- b. The Customer shall provide trenching, backfill, and conduit under driveways and similar obstructions to the Company's specifications, and in addition, the Customer shall provide restoration of any and all landscaping, driveway, or other similar property. However, at the Customer's request, the Company will, where feasible, provide trenching for newly constructed service lines at the rate of \$52.00, plus \$1.10 per foot for each service line trench. Under no circumstances will the Company be required to provide trenching for service lines converted from overhead to underground or for underground service lines reinstalled at the Customer's request.
- c. Charges for underground service lines (exclusive of trenching) shall be as follows:
 - (1) Construction of Underground Service Lines:
 - (a) Single-phase service line to be connected to an underground distribution system:
4/0 wire or smaller: \$123.00 basic charge plus \$1.75/foot for all excess footage
350 MCM wire: \$194.00 basic charge plus \$2.77/foot for all excess footage
 - (b) Single-phase service line to be connected to an overhead distribution system:
4/0 wire or smaller: \$402.00 basic charge plus \$1.75/foot for all excess footage
350 MCM wire: \$673.00 basic charge plus \$2.77/foot for all excess footage

ISSUED January 18, 1990 EFFECTIVE January 30, 1990
By Authority of Order of the Washington Utilities and Transportation
Commission, Docket Nos. U-89-2688-T and U-89-2955-T
ISSUED BY PUGET SOUND POWER & LIGHT COMPANY

Exhibit No. ___(LFL-12)
Page 15 of 19

WN U-60	Third Revised Sheet No. 86-b Canceling Second Revised Sheet No. 86-b	RECEIVED JAN 18 1990
PUGET SOUND POWER & LIGHT COMPANY Electric Tariff G		WASH UT & TRANS COMM For Commission's Receipt Stamp
<p style="text-align: center;">SCHEDULE 85 SERVICE LINES (Continued)</p> <p>(c) Three-phase service line to be connected to an under- ground distribution system: 4/0 wire or smaller: \$139.00 basic charge plus \$1.99/foot for all excess footage 350 MCM wire: \$255.00 basic charge plus \$3.64/foot for all excess footage</p> <p>(d) Three-phase service line to be connected to an over- head distribution system: 4/0 wire or smaller: \$494.00 basic charge plus \$1.99/foot for all excess footage 350 MCM wire: \$721.00 basic charge plus \$3.64/foot for all excess footage</p> <p>(2) Relocation or replacement of underground service lines at the request of the Customer shall be subject to the charges in (1) above.</p> <p>(3) Conductor provided in sizes other than those above shall be charged for at current costs.</p> <p>UNDERGROUND SERVICE LINES TO MULTI-FAMILY RESIDENTIAL STRUCTURES, MOBILE HOME PARKS AND NON-RESIDENTIAL FACILITIES - The Customer shall install, own, and maintain all secondary underground service facilities beyond the secondary termination at the transformer or handhole.</p> <p>4. OWNERSHIP OF FACILITIES - The Company shall own, operate, and maintain all facilities installed by the Company under this schedule.</p> <p>5. OPERATING RIGHTS - Adequate legal rights for the construction, operation, repair and maintenance of overhead or underground serv- ice facilities over or through all property, including property not owned by the Customer, shall be provided to the Company by the owner or owners thereof prior to the commencement of construction of said facilities.</p>		
ISSUED <u>January 18, 1990</u> EFFECTIVE <u>January 30, 1990</u> By Authority of Order of the Washington Utilities and Transportation Commission, Docket Nos. U-89-2688-7 and U-89-2955-7 ISSUED BY PUGET SOUND POWER & LIGHT COMPANY		

*not mobile home
park
It's end user*

Exhibit No. (LFL-12)
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Second Revised Sheet No. 86-c
Canceling First Revised
Sheet No. 86-c

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OCT 5, 1988

WASH. UT. &
TRANS. COMM.

WN U-60

PUGET SOUND POWER & LIGHT COMPANY
Electric Tariff G

For Commission's Receipt Stamp

**SCHEDULE
86
SERVICE LINES
(Continued)**

- 6. **SECONDARY SERVICE LINE FEASIBILITY** - The Company shall not be required to install any service line which, in its opinion, is economically unfeasible or exceeds secondary voltage feasibility according to Company standards. Installation of any line which exceeds secondary line feasibility according to Company standards will be subject to the provisions of Schedule 85. The Company shall not be required to install any secondary service line if the route of construction has not been cleared of all obstructions and brought to final grade.
- 7. **TEMPORARY SERVICE** - This schedule does not apply to temporary service. Such service is subject to the provisions of Schedule 80 of this tariff.
- 8. **GOVERNMENTAL AUTHORITY** - The manner and type of construction of any service line shall be subject to applicable governmental authority or law, and any increase in costs resulting therefrom and not reimbursed by an agency of the government or other person or entity shall be the responsibility of the Customer(s) or property owner(s) served by such service line.
- 9. **SCHEDULE 87** - The installation of service lines by the Company under the provisions of this schedule shall be subject to the provisions of Schedule 87, Income Tax Rider.
- 10. **GENERAL RULES AND PROVISIONS** - Service under this schedule is subject to the General Rules and Provisions contained in this tariff.

ISSUED October 5, 1988 EFFECTIVE November 4, 1988

ISSUED BY PUGET SOUND POWER & LIGHT COMPANY

MONTGOMERY, PURDUE, BLANKINSHIP & AUSTIN

ROBERT A. PURDUE, P.S.
JOHN D. BLANKINSHIP, P.S.
GEORGE W. AKERS, P.S.
JERRY W. SPOONEMORE
WILLIAM E. GOODWIN
M. WAYNE BLAIR
LYNN O. HURST
JEFFREY L. FEWE
ALAN L. MONTGOMERY
CHRISTOPHER L. HIRST
SCOTT B. EASTER
MICHAEL E. GOSSLER
CAMILLE TAYLOR RALSTON
JAMES H. WISHAAR
PEGGY C. HUGHES
DAVID B. HANSEN
MICHAEL W. BABCOCK

ATTORNEYS AT LAW
5th FLOOR COLUMBIA CENTER
701 FIFTH AVENUE
SEATTLE, WASHINGTON 98104
(206) 682-7090
FACSIMILE (206) 625-9534

STUART P. KASTNER
JOSEPH C. BROWN, JR.
DONALD R. MORRISON
TAMARA L. ROE
NED Y. SATO
SCOTT D. FLETCHER

WILLIAM MONTGOMERY (1989)
ALAN F. AUSTIN (1987)
GAIL D. BARBEE (1990)

CARL B. LUCKERATH (RETIRED)

September 9, 1994

Mr. A. W. Birdsall
Engineering Manager, Whatcom Division
Puget Power & Light Company
1329 State Street
P. O. Box 1078
Bellingham, WA 98227

Re: [REDACTED] Mobile Park

Dear Mr. Birdsall:

[REDACTED], owner of [REDACTED] Mobile Park ("Park"), has consulted me regarding your July 1, 1994 letter notifying him that, from that date, Puget Power would no longer provide maintenance and repair on the secondary systems within the Park. You enclosed with your letter a copy of a WUTC tariff, which became effective on January 30, 1990.

I note that the tariff provides that the customer shall install, own, and maintain all secondary underground service facilities beyond the secondary termination at the transformer or handhole. In this case, the system was installed by Puget Power long before the tariff became effective, and for many years Puget Power has maintained the system. We believe Puget Power owns the system and, as owner, has an obligation to continue maintenance of it. If you have some evidence - preferably documentary evidence - of ownership of the system by the customer, please furnish us that information.

Sincerely,

John D. Blankinship

JDB/tdo/v11813

cc: Mr. [REDACTED]

PUGET POWER

September 15, 1994

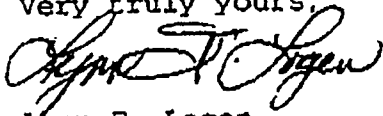
Mr. John D. Blankinship
Montgomery, Purdue, Blankinship & Austin
5th Floor, Columbia Center
701 Fifth Avenue
Seattle, WA 98104

RE: [REDACTED] Mobil Park

Dear Mr. Blankinship:

Mr. Birdsall of our Bellingham office referred your letter of September 9, 1994, on the above-referenced subject to my office for response.

Our current tariff regarding secondary service lines, Schedule 86 (copy enclosed), as it now stands does not require Puget Power to install, own, or maintain secondary services within mobile home parks (paragraph 3). As we previously notified your client, maintenance is therefore your client's responsibility. As the system is already in place, installation is not at issue and we do not have ownership of the secondary service lines.

Very truly yours,

Lynn F. Logen
Manager, Rates & Tariffs

LFL/ra
Encl.
cc: A. W. Birdsall

Exhibit No. ____ (LFL-12) Page 19 of 19
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MONTGOMERY, PURDUE, BLANKINSHIP & AUSTIN

ROBERT A. PURDUE, P.S.
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ATTORNEYS AT LAW
308 FLOOR, COLUMBIA CENTER
701 FIFTH AVENUE
SEATTLE, WASHINGTON 98104
(206) 462-7090
FACSIMILE (206) 625-9534

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ALAN F. AUSTIN (1987)
GALE D. BARBER (1993)

CARL B. LUCKERATH (RETIRED)

September 26, 1994

Ms. Lynn F. Logen
Manager, Rates & Tariffs
Puget Sound Power & Light Company
P. O. Box 97034
Bellevue, WA 98009-9734

Re: [REDACTED] Mobile Park

Dear Ms. Logen:

I have your September 15 letter regarding [REDACTED] Mobile Park. It did not respond to the question which I posed in my letter to Mr. Birdsall. I asked for whatever evidence you may have regarding ownership of the secondary line. I now repeat that request for any evidence Puget Power may have regarding ownership of the secondary line.

Sincerely,

John D. Blankinship

JDB/tdo/v11945

cc: Mr. [REDACTED] (w/enclosure)