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February 23, 2006

Carole J. Washburn, Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Dr. SW
PO Box 47250
Olympia, WA 98504-7250

Re: *In the Matter of the Petition of Douglas and Jessica Rupp, et al.*
Docket No. UT-050778

Dear Ms. Washburn:

Enclosed for filing in the above referenced docket, per request of Judge Wallis, is a copy of the e-mail and attachments regarding my request for a special protective order. If you have any questions regarding these documents, please contact me.

Sincerely,



Douglas B Rupp
Lead Petitioner

DBR:db
Enclosures
Cc: Parties

Douglas B Rupp

From: Douglas B Rupp [rupp@gnat.com]
Sent: Wednesday, February 22, 2006 1:47 PM
To: 'bwallis@wutc.wa.gov'
Cc: 'DLundsgaard@GrahamDunn.com'; 'sjohnston@wutc.wa.gov'; 'Douglas B Rupp'
Subject: [URGENT] Letter Requesting Protective Order in docket UT-050778

Attachments: UT-050778 Ltr to ALJ requesting Protective Order.doc; UT-050778 Ltr to ALJ requesting Protective Order.pdf



UT-050778 Ltr to ALJ requestin...
UT-050778 Ltr to ALJ requestin...

Judge Wallis,

An urgent matter has come up in Judge Caille's absence.

Respondent (Verizon) in UT-050778 has a due date for their responsive testimony of March 1st. I cannot break my promise to the other petitioners to not reveal some of their responses given in confidence, without a protective order.

Petitioner's have therefore requested a protective order. I have obtained the email consent of both Verizon's attorney Mr. Lundsgaard and Staff attorney Ms. Johnston as to the conditions of the order which are stated in the attached files. (See copies of consent emails below).

Therefore I'm very much hoping that you will issue the protective order in Judge Caille's absence. The due date for my responses to Verizon's data request is either today or tomorrow, depending on who is counting (we compromised on some data today and the rest to be sent tomorrow).

Sorry for the trouble.

--Douglas Rupp, Lead Petitioner

-----Original Message-----

From: Douglas B Rupp [mailto:rupp@gnat.com]
Sent: Tuesday, February 21, 2006 1:58 PM
To: 'Karen Caille'
Cc: 'DLundsgaard@GrahamDunn.com'; 'sjohnston@wutc.wa.gov'; 'records@wutc.wa.gov'
Subject: Letter Requesting Protective Order in docket UT-050778

Please find attached files, containing a request for a protective order.

--Douglas Rupp

(See attached file: UT-050778 Ltr to ALJ requesting Protective Order.doc) (See attached file: UT-050778 Ltr to ALJ requesting Protective Order.pdf)

-----Original Message-----

From: Sally Johnston [mailto:sjohnsto@wutc.wa.gov]
Sent: Wednesday, February 22, 2006 12:27 PM
To: Douglas B Rupp
Subject: RE: Letter Requesting Protective Order in docket UT-050778

Mr. Rupp,

I have no objection to the entry of a protective order in this case.

Sally Johnston
UTC Division Chief

-----Original Message-----

From: DLundsgaard@GrahamDunn.com [mailto:DLundsgaard@GrahamDunn.com]
Sent: Wednesday, February 22, 2006 1:14 PM
To: rupp@gnat.com
Subject: RE: Karen Caille/WUTC is out of the office.

I don't have an objection to the protective order as requested, with the caveat that Verizon would have the right to move to modify the protective order if it deemed appropriate.

February 21, 2006

ALJ Karen M. Caillé
1300 S. Evergreen Park Dr. SW
P.O. Box 47250
Olympia, WA 98504-7250

Re: *In the Matter of the Petition of Douglas and Jessica Rupp, et al. v. Verizon Northwest, Inc.*, Docket No. UT-050778

Dear Judge Caillé:

Petitioners hereby request a Special Protective Order (as described in WAC 480-07-420 paragraph 3) be entered in the above named docket.

Respondent has asked, in their data request, for confidential medical and financial data. Respondent has also asked for raw community survey audio recordings and transcriptions. In order to get frank and honest answers to the community survey questions, the petitioners were promised that this data would be held in confidence.

Petitioners request the order include the following restrictions, with respect to disclosure to petitioners.

- a) The petitioner's confidential data will be used only for purposes of this proceeding.
- b) That petitioner's confidential data will not be revealed to other petitioners, except the lead petitioner.
- c) In the future, redacted filings will be sent to petitioners except the lead petitioner or alternately that all filings (confidential and redacted) will be sent to lead petitioner for distribution.

Sincerely,

Douglas B Rupp, Lead Petitioner
PO Box 207
Index, WA 98256

cc: Parties of Record