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BEFORE THE WASHINGTON

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UTILITIES AND TRANSPORTATION COMMISSION

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WASHINGTON UTILITIES AND) Docket No. UT-132234
TRANSPORTATION COMMISSION,) Pages 1-10

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v.)

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Complainant,)

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CENTURYTEL OF INTER ISLAND, INC.)

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D/B/A CENTURLINK,)

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Respondent.)

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PREHEARING CONFERENCE, VOLUME I

15

Pages 1-10

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ADMINISTRATIVE LAW JUDGE MARGUERITE E. FRIEDLANDER

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2:01 P.M.

20

January 21, 2015

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Washington Utilities and Transportation Commission
1300 South Evergreen Park Drive Southwest
Olympia, Washington 98504-7250

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REPORTED BY: SHELBY KAY K. FUKUSHIMA, CCR #2028

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A P P E A R A N C E S

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OLYMPIA, WASHINGTON, JANUARY 21, 2015

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2:01 P.M.

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P R O C E E D I N G S

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JUDGE FRIEDLANDER: So we'll go on the record.

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Good afternoon. I'm Marguerite Friedlander,

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administrative law judge, presiding over this proceeding. We're

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here on January 21, 2015, for a prehearing conference in

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Docket UT-132234, a complaint against CenturyTel of Inter

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Island, Inc., doing business as CenturyLink, relating to a major

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service outage.

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We'll start today by taking appearances. We'll have

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full appearances on the record. Give your name, spell your last

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name, provide your mailing address, telephone number, and e-mail

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address beginning with Staff.

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MS. CAMERON-RULKOWSKI: Good afternoon, Your Honor.

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Appearing on behalf of Commission Staff, Jennifer

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Cameron-Rulkowski, Assistant Attorney General.

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My mailing address is 1400 South Evergreen Park Drive

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Southwest, P.O. Box 40128, Olympia, Washington 98504-0128; my

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e-mail is jcameron@utc.wa.gov; and my telephone number is

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360.664.1186.

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JUDGE FRIEDLANDER: Okay. And if you want to go

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ahead and spell your last name, too, just for the record for the

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1 court reporter's purposes.

2 MS. CAMERON-RULKOWSKI: Certainly. My last name is
3 spelled C-a-m-e-r-o-n, hyphen, R-u-l-k-o-w-s-k-i.

4 JUDGE FRIEDLANDER: Thank you.

5 And appearing today on behalf of CenturyLink?

6 MS. ANDERL: Thank you, Your Honor. My name is Lisa
7 Anderl. My job title is senior associate general counsel for
8 CenturyLink.

9 My mailing address is 1600 Seventh Avenue, Room 1506,
10 Seattle, Washington 98191; my telephone is 206.345.1574; and my
11 e-mail is lisa.anderl@centurylink.com. My last name is spelled
12 A-n-d-e-r-l.

13 JUDGE FRIEDLANDER: Thank you.

14 And appearing today on behalf of Public Counsel?

15 MS. GAFKEN: Good afternoon. My name is Lisa Gafken,
16 G-a, "f," as in Frank, k-e-n, Assistant Attorney General,
17 appearing on behalf of Public Counsel.

18 My mailing address is 800 Fifth Avenue, Suite 2000,
19 Seattle, Washington 98104; my telephone number is 206.464.6595;
20 and my e-mail address is lisa.gafken@atg.wa.gov.

21 JUDGE FRIEDLANDER: Thank you.

22 Is there anyone else today who wishes to put in an
23 appearance?

24 All right. Hearing nothing, we've had no
25 interventions, so that's fairly easy.

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1 This proceeding does qualify for invocation of the
2 discovery rules.

3 Do the parties wish to invoke the discovery rules?

4 MS. ANDERL: Yes, Your Honor.

5 JUDGE FRIEDLANDER: Okay. Thank you.

6 Do we need a protective order in this proceeding?

7 MS. ANDERL: Yes, Your Honor. There may be some
8 information that CenturyLink knows that it will be either asked
9 to or wants to provide that should be treated as confidential.

10 JUDGE FRIEDLANDER: Okay. And so just the standard
11 confidential standard protective order?

12 MS. ANDERL: Just the yellow paper.

13 JUDGE FRIEDLANDER: Okay. Gotcha. Gotcha. Okay.
14 Thank you.

15 Also I need to know if the parties will consent to
16 waiver of paper service so that the Commission can send any
17 documents via electric service.

18 MS. ANDERL: Yes, Your Honor. We do.

19 JUDGE FRIEDLANDER: Okay. And Staff and Public
20 Counsel?

21 MS. GAFKEN: Yes, that's fine.

22 JUDGE FRIEDLANDER: Okay. Thank you.

23 MS. CAMERON-RULKOWSKI: That's acceptable.

24 JUDGE FRIEDLANDER: Thank you.

25 Okay. So we do have a proposed procedural schedule.

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1 I'll go ahead and read through it. I have it right in front of
2 me, and let me know if I get anything amiss.

3 So we will have a settlement conference for parties
4 only, Wednesday, February 25, 2015, and Staff direct testimony
5 and exhibits, as well as Public Counsel direct testimony and
6 exhibits will be due Thursday, May 7, 2015. Also on that day
7 discovery will be seven-day business -- seven-business-day
8 turnaround time.

9 The Company responsive testimony and exhibits will be
10 due on Thursday, June 11, 2015. Staff and Public Counsel
11 rebuttal and cross-answering testimony and exhibits will be due
12 on Thursday, July 9, 2015. Cross-examination exhibits will be
13 filed on Tuesday, July 28, 2015. Submission of
14 cross-examination times to me, the presiding officer, will be
15 done on Thursday, July 30th. The evidentiary hearing will be
16 set for Wednesday, August 5, 2015.

17 And that will be a one-day hearing, I assume? That
18 will be sufficient?

19 MS. ANDERL: That's what we thought, Your Honor.

20 JUDGE FRIEDLANDER: Okay.

21 MS. CAMERON-RULKOWSKI: We believe so, Your Honor.

22 JUDGE FRIEDLANDER: Okay. Thank you.

23 And simultaneous posthearing briefs will be due on
24 Thursday, September 17, 2015.

25 Did I get everything?

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1 MS. GAFKEN: Yes.

2 JUDGE FRIEDLANDER: Okay. Perfect.

3 So is there anything else that we need to take up
4 procedurally?

5 MS. ANDERL: Your Honor, we were wondering -- or
6 maybe you'll put it in the prehearing conference order, but how
7 many paper copies do we need to provide to the Commission?

8 JUDGE FRIEDLANDER: Absolutely. An original and five
9 for unredacted, and an original and two for -- I'm sorry. For
10 unredacted it's an original and five. For redacted, it's an
11 original and two copies.

12 MS. ANDERL: Oh, okay. I thought it was an original
13 and one for redacted but...

14 JUDGE FRIEDLANDER: Yeah. I think we're doing now
15 original and two just in case. I have seen that in other
16 prehearing conference orders, and that's my understanding, so
17 we'll go ahead and stick with that, an original and two for the
18 redacted and an original and five copies for the unredacted.

19 MS. ANDERL: And, Your Honor, there was just one
20 thing that I wanted to note.

21 When Ms. Gafken and Ms. Cameron-Rulkowski and I were
22 talking, we did have a bit of discussion about the deadline for
23 discovery responses.

24 JUDGE FRIEDLANDER: Okay.

25 MS. ANDERL: And I agreed to this schedule, but I do

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1 want to make it clear that we do still need to have the
2 protection of the discovery rule that allows you to advise a
3 party before the deadline if you can't answer in time, and then
4 to answer as soon as possible after that.

5 JUDGE FRIEDLANDER: Right.

6 MS. ANDERL: Sometimes the shortened time frames in a
7 large company with turnaround around and review, sometimes it's
8 difficult to meet those even if the answers are reasonably
9 readily available, and it's almost impossible to meet those
10 deadlines if you have to dig for the answers.

11 JUDGE FRIEDLANDER: Right. Okay. Well, I imagine.

12 Did Public Counsel or Staff have anything they wanted
13 to add?

14 MS. GAFKEN: Yeah. We did discuss this, and Public
15 Counsel noted -- and I'll let Staff speak for themselves -- but,
16 you know, Public Counsel's always willing to talk with parties
17 about discovery response times, and we understand that sometimes
18 you run into some difficulty responding with them in the
19 allotted time.

20 JUDGE FRIEDLANDER: Okay. Great.

21 And, Staff, did you have anything to add?

22 MS. CAMERON-RULKOWSKI: Staff agrees with Public
23 Counsel in that respect.

24 JUDGE FRIEDLANDER: Okay. Thank you.

25 And I'm sure you guys will bring something to my

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1 attention if there's any discovery disputes or disagreement as
2 to dates, so is there anything else that we need to address
3 before we adjourn?

4 MS. GAFKEN: Not from Public Counsel, Your Honor.

5 JUDGE FRIEDLANDER: Okay.

6 MS. GAFKEN: Thank you.

7 MS. ANDERL: I don't think so.

8 JUDGE FRIEDLANDER: Okay. Great.

9 Well, thank you very much, and we are adjourned.

10 (Proceeding concluded at 2:08 p.m.)

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3 STATE OF WASHINGTON)

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4 COUNTY OF KING)

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6 I, SHELBY KAY K. FUKUSHIMA, a Certified Shorthand Reporter
7 and Notary Public in and for the State of Washington, do hereby
8 certify that the foregoing transcript is true and accurate to
9 the best of my knowledge, skill and ability.

10 IN WITNESS WHEREOF, I have hereunto set my hand and seal
11 this 29th day of January, 2015.

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SHELBY KAY K. FUKUSHIMA, CCR

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16 My commission expires:

June 29, 2017

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