

Douglas B Rupp

From: chuck.carrathers@verizon.com
Sent: Thursday, October 20, 2005 10:57 AM
To: JEndejan@GrahamDunn.com; jroth@wutc.wa.gov; david.s.valdez@verizon.com
Cc: bshirley@wutc.wa.gov; CSwanson@wutc.wa.gov; rupp@gnat.com
Subject: RE: Possible Verizon settlement of your petition

Mr. Rupp -- a clarification. Point #5 below is wrong -- under the settlement, you will not have to pay the "cost of trenching, conduit or other structures for placement of company-provided drop wire from the customer's property line to the premises."

Verizon will pay these.

JEndejan@GrahamDunn.com

10/19/2005 05:58 PM

rupp@gnat.com

To

cc

CSwanson@wutc.wa.gov,
bshirley@wutc.wa.gov, Chuck H.
Carrathers/EMPL/TX/Verizon@VZNotes
Subject
RE: Possible Verizon settlement of
your petition

Dear Mr. Rupp, Thank you for getting back to me. We anticipate filing the settlement agreement in Docket No. 050814 by the end of this week and would be happy to provide you with a copy as soon as it is filed. Let me answer your questions in the order you asked them:

- 1.) Yes, the correct amount should be \$325,000.
- 2.) These costs are intended to cover the engineering, construction and permitting costs and should not include legal costs.
- 3.) At this time we anticipate that the line would be underground but that could change based upon soil, rock or permitting conditions that we don't know about yet.
- 4.) We cannot give you a set date at this time. First, the settlement agreement would have to be approved. Next, the Company would have to re-draw its service area boundaries to include you all. Then you would have to go through the normal, tariffed service order process by applying for service and asking for a line extension. The provisions of WAC 480-120-071 describe how the line extension process would work.
- 5.) Verizon would make the line extension pursuant to WAC 480-120-071. Under sub (3) of that rule the customer is responsible for the cost of trenching, conduit or other structures for placement of company-provided drop wire from the customer's property line to the premises.

6.) We must treat all applicants for service the same. Some Skyko 2 residents might qualify for reduced fees under normal state or federal WTAP, Lifeline or Linkup programs. The fees all would be responsible for are contained in WAC 480-120-071(3), which is available at the WUTC web-site.

Please let me know if these responses answer all of your questions. We look forward to hearing from you as soon as possible. Your courtesy and cooperation are much appreciated.
Judy Endejan

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

From: Douglas B Rupp [mailto:rupp@gnat.com]
Sent: Wednesday, October 19, 2005 10:29 AM
To: Endejan, Judith A.
Cc: CSwanson@wutc.wa.gov; bshirley@wutc.wa.gov; chuck.carrathers@verizon.com
Subject: RE: Possible Verizon settlement of your petition No 050814

Ms Endejan,

I do have a couple of questions and since I'm a bit under the weather with a cold, I hope you are willing to answer via email so I don't have to leave home to go into town to call you.

- 1) First, I assume you mean \$325,000.00 not \$325.00.
- 2) I assume the \$325K would be dedicated to construction, engineering, and permitting costs of the line extension and not include any legal costs to Verizon for the petition, settlement, etc.
- 3) Will the line be overhead or underground (just curious)?
- 4) What would be the estimated completion date, e.g. when would we have dial tone?
- 5) Will you run the lines to the respective petitioners homes? Up the driveways? Or just to the end of the public right of way?
- 6) Will you waive the line extension and hookup fees for the Skyko 2 residents who are living on a fixed income and/or meet some TBD means test?

As for speaking for the other petitioners, I expect that they will go along with what I recommend as they have all along, but I don't have a written agreement with them. I'd like to go over the proposal with them once all the questions are answered.

FYI, I'll be unavailable from Nov 4-11.

--Douglas Rupp

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

From: JEndejan@GrahamDunn.com [mailto:JEndejan@GrahamDunn.com]
Sent: Wednesday, October 19, 2005 9:13 AM
To: rupp@gnat.com
Cc: CSwanson@wutc.wa.gov; bshirley@wutc.wa.gov; chuck.carrathers@verizon.com
Subject: Possible Verizon settlement of your petition

Dear Mr. Rupp, Verizon Northwest and Commission Staff have reached an agreement in an unrelated case (Docket No. UT-050814) whereby Verizon will agree to provide phone service to you and the other petitioners so long as Verizon is able to obtain the necessary government permits (which should be possible if the statements in your petition are correct) and so long as the cost does not exceed \$325,00, which is the Company's reasonable estimate of the cost to extend its network up to you. Verizon and the Commission Staff would like to file this agreement with the Commission this week because it needs the Commission's approval. Hearings on this settlement agreement would take place starting on either October 31 or November 1 and we expect a Commission ruling in December.

In light of this agreement we would like to put a hold on, or abate, the schedule in your case, because approval of the settlement agreement could very well resolve your petition. We would need your agreement to contact the Administrative Law Judge and request this abatement. If the settlement agreement does not get approved then your case could start up again without prejudice to you. We would just have to set a new schedule with the Administrative Law Judge. I have talked to Chris Swanson about contacting you to tell you this and have left you a voice message on your message number (425)740-0185 to see if you would like to talk about this. If you would like to talk about this with me, Commission Staff (Mr. Shirley) and Mr. Swanson could you let me know when and how to contact you. We need to act expeditiously to gain your understanding and acceptance of this approach and we need to know if you can speak on behalf of all the petitioners. Thank you so much, we look forward to hearing from you.

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

From: Douglas B Rupp [mailto:rupp@gnat.com]
Sent: Tuesday, October 04, 2005 3:49 PM
To: Endejan, Judith A.
Cc: 'Chris Swanson'
Subject: UT-050778 Data Request No 1 100405

Please find attached Petitioner's 1st data request for docket UT-050778

--Douglas Rupp, Lead Petitioner
PO Box 207
Index, WA 98256
rupp@gnat.com

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