

BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION

Complainant,

v.

OLYMPIC PIPE LINE COMPANY, INC.,

Respondent.

DOCKET NO. TO-011472

OLYMPIC'S SUPPLEMENT TO ITS
MOTION FOR A CONTINUANCE OF
THE HEARING UNTIL AUGUST 5TH

1. Olympic supplements its Motion for a Continuance of the Hearing to August 5th filed on June 13th, 2002. Olympic submits this Supplement because Olympic has been served with an overwhelming number of data requests since June 11, 2002, both here and at FERC. Olympic's personnel who could respond to these data requests are preparing for and testifying in hearings set to start on June 19, 2002.

2. Olympic filed its rebuttal testimony in this case on June 11, 2002. By that evening, Tesoro submitted, after the close of business, eleven data requests, many of which were in multiple parts. On June 12, Commission Staff submitted sixteen additional data requests. Tesoro has now requested two additional data requests of the Company at FERC and Tosco has submitted twenty-nine data requests to Olympic at FERC.

3. In total, Olympic is expected to respond to *fifty-eight* new data requests while the personnel responsible for responding to such requests will be in hearings scheduled to last for the next two-and-a-half weeks.

4. This is unworkable. As the attached declaration of Cindy Hammer states, "I do not believe it is reasonably possible to perform the necessary work needed of me regarding the WUTC hearing and also facilitate providing complete responses to the additional discovery Olympic has just received."

5. This is further good cause to grant a continuance. As stated in its Motion, there is no prejudice to the Intervenor by such a continuance because Olympic is waiving its statutory suspension period and its right to collect interim rates during the period of the continuance.¹

6. By August 5, 2002, Olympic will have a 2001 independent audit report. That audit covers Staff's test year, which is calendar year 2001. The auditors, in order to provide a 2001 audited financial statement, must, by necessity, regard the prior year's balances as fairly reflective of the financial condition of Olympic. Audited financial statements for 2001 provide assurance that the materials in the 2001 audited financial statements are a reasonable reflection of the financial condition of Olympic, which necessarily includes prior year periods.

PRAAYER FOR RELIEF

Olympic respectfully requests that the Commission issue an order continuing this proceeding until August 5, 2002.

DATED this ____ day of June, 2002.

¹ Tesoro's Answer said it would be prejudiced by a continuance because Olympic would continue to collect interim rates. Answer at 3. This is incorrect - Olympic clearly said it would waive its right to collect such rates during the period of the continuance. See Motion at 1, 6.

Respectfully submitted,

PERKINS COIE LLP

By Steven Marshall by Jason Kizer
Steven C. Marshall, WSBA #5271
William R. Maurer, WSBA #25451

ATTACHMENT

Declaration of Cynthia Hammer

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DECLARATION OF
CYNTHIA A. HAMMER

I, Cynthia A. Hammer, declare as follows:

1. I am over age 18 and competent to be a witness in this matter. I am making this declaration based on facts within my own personal knowledge.

2. I am an employee of BP Pipelines North America ("BP Pipelines") and currently hold the title of Senior Financial Analyst. I have been employed by a BP related entity for about 17 years. BP Pipelines became the operator of the Olympic Pipe Line Company ("Olympic") on July 1, 2000. Since approximately November 1, 2000, I have been assigned to work for Olympic and since that time all of my work time has been devoted to Olympic related matters. My current office is at the Olympic headquarters in Renton, Washington.

3. From November 30, 2000 to February 13, 2001 I served as acting corporate secretary to Olympic and on February 13, 2001 the Olympic Board of Directors elected me Olympic corporate secretary and I have served in that role through to the present.

4. I am one of the individuals at Olympic responsible for responding to data requests served regarding Olympic's tariff filings before this Commission and at the FERC. Today I received yet more discovery requests from Tesoro and Tosco regarding the FERC tariff filing with directions that responses are due in 10 days. Copies of the discovery are attached hereto as Exhibits 1 and 2. Late last week we received additional discovery from WUTC staff, a copy of which is attached hereto as Exhibit 3.

5. I also am a key witness in this proceeding and I am needed by Olympic to participate in the WUTC tariff hearing scheduled to begin this week. I do not believe it is reasonably possible to perform the necessary work needed of me regarding the WUTC hearing and also facilitate providing complete responses to the additional discovery Olympic has just received.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge.

EXECUTED this 18th day of June 2002 at Reston, Washington.


CYNTHIA A. HAMMER

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this date I caused to be served copies of Olympic's Supplement to Its Motion for a Continuance of the Hearing Until August 5th and this Certificate of Service via email, facsimile and U.S. Mail, to the following:

Mr. Donald T. Trotter/Lisa Watson Washington Utilities and Transportation Commission 1400 S. Evergreen Park Drive S.W. P. O. Box 40128 Olympia, WA 98504-0128 360-586-5522 (Fax) dtrotter@wutc.wa.gov	Mr. Edward A. Finklea/Chad Stokes Energy Advocates LLP 526 N.W. 18th Avenue Portland, OR 97209-2220 503-721-9121 (Fax) efinklea@energyadvocates.com
Robin O. Brena, Esq. Brena Bell & Clarkson, P.C. 310 K Street, Suite 601 Anchorage, AK 99501 907-258-2001 (Fax) rbrena@brenalaw.com	C. Robert Wallis Administrative Law Judge 1300 S. Evergreen Park Drive S.W. Olympia, WA 98504-7250 bwallis@wutc.wa.gov

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Dated this 18th day of June, 2002 in Bellevue, Washington.



Pam Iverson