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1 BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION
2 COMMISSION

3 In the Matter of the Petition of)
4 OLYMPIC PIPE LINE COMPANY,)
5 TESORO REFINING AND MARKETING) DOCKET NO. TO-031973
6 COMPANY, AND CONOCO PHILLIPS) Volume I
7 COMPANY,) Pages 1 - 8
8 For an Order Approving Terms)
9 of a Settlement Agreement)
10 Between Olympic, Tesoro, and)
11 Conoco Phillips, and Approving)
12 Rates Set Pursuant to Said)
13 Agreement)
14 -----)

10 In the Matter of the Petition of)
11 OLYMPIC PIPE LINE COMPANY,) DOCKET NO. TO-081785
12) Volume I
13 For an Order Approving Terms) Pages 1 - 8
14 of a Storage Lease Agreement)
15 with BP West Coast Products.)
16 LLC.)
17 -----)

15 A prehearing conference in the above matter
16 was held on November 10, 2008, at 10:00 a.m., at 1300
17 South Evergreen Park Drive Southwest, Olympia,
18 Washington, before Administrative Law Judges MARGUERITE
19 E. RUSSELL and ANN RENDAHL.

20 The parties were present as follows:

21 WASHINGTON UTILITIES AND TRANSPORTATION
22 COMMISSION, by DONALD T. TROTTER, Assistant Attorney
23 General, 1400 South Evergreen Park Drive Southwest,
24 Post Office Box 40128, Olympia, Washington 98504;
25 telephone, (360) 664-1189.

24 Kathryn T. Wilson, CCR
25 Court Reporter

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1 OLYMPIC PIPE LINE COMPANY, BP WEST COAST
2 PRODUCTS, LLC, by ARTHUR W. HARRIGAN and CHRISTOPHER T.
3 WION (via bridge), Attorneys at Law, Danielson,
4 Harrington, Leyh & Tollefson, 999 Third Avenue, Suite
5 4400, Seattle, Washington 98104; telephone, (206)
6 623-1700.

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8 TESORO REFINING AND MARKETING COMPANY, by
9 ROBIN O. BRENA, (via bridge), Attorney at Law, Brena,
10 Bell & Clarkson, 810 'N' Street, Suite 100, Anchorage,
11 Alaska 99501; telephone, (907) 258-2000.

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1 P R O C E E D I N G S

2 JUDGE RUSSELL: Good morning. I'm Marguerite
3 Russell. I'm here with Judge Ann Rendahl. We are the
4 administrative law judges presiding over this matter,
5 and we are here before the Washington Utilities and
6 Transportation Commission on Monday, November 10th,
7 2008, for a prehearing conference in consolidated
8 dockets of TO-031973, in re the matter of the petition
9 of Olympic Pipe Line Company, Tesoro Refining and
10 Marketing Company, and Conoco Phillips Company, for an
11 order approving the terms of Amendment No. 7 to the
12 2003 tariff settlement agreement and approving rates
13 set to pursuant agreement, as well as the consolidation
14 of Docket TO-081785, in re the matter of the petition
15 of Olympic Pipe Line Company for an order approving
16 terms of a storage lease agreement with BP West Coast
17 Products, LLC.

18 The purpose of this prehearing conference is
19 to take appearances of the parties, discuss the
20 schedule for the Commission's consideration of the
21 settlement agreements and the underlying initial
22 filings to answer any requests for intervention and to
23 take up any other procedural matters that the parties
24 may raise.

25 Why don't we go ahead and take appearances.

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1 Since we have not met before, we need the full
2 appearance on the record, which means your full name,
3 spelling of the last, the full address, as well as the
4 party you represent, the telephone number, fax number
5 and e-mail address. So why don't we go ahead and start
6 with Olympic Pipe Line Company.

7 MR. HARRIGAN: Good morning, Your Honor. My
8 name is Arthur Harrigan, H-a-r-r-i-g-a-n, representing
9 Olympic Pipe Line Company. I am with the firm of
10 Danielson, Harrigan, Leyh and Tollefson. The address
11 is 999 Third Avenue, Suite 4400, Seattle, Washington,
12 98104. Phone number is (206) 623-1700. Fax number is
13 (206) 623-8717, and my e-mail address is
14 arthurh@dhlt.com.

15 MR. WION: My name is Chris Wion, W-i-o-n,
16 also with the Danielson, Harrigan, Leyh and Tollefson
17 law firm, counsel for Olympic. The same address and
18 phone number. My e-mail address is chrisw@dhlt.com.
19 Thank you.

20 MR. JONES: This is Mitchell Jones,
21 J-o-n-e-s. I work for BP Pipeline North America, the
22 operator of Olympic Pipe Line Company. My address is
23 28100 Torch Parkway in Warrenville, Illinois, 60555.
24 My e-mail address is mitch.jones@bp.com, and my fax
25 number is (630) 836-3580. My phone number is (630)

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1 836-3446.

2 MR. TROTTER: Excuse me, Your Honor. Are we
3 taking the appearances of counsel or parties as well,
4 because Mr. Jones is an employee of Olympic Pipe Line.
5 Mr. Harrigan is appearing on his behalf.

6 JUDGE RUSSELL: We are actually taking the
7 appearances of the attorneys representing.

8 MR. JONES: Okay. I'm sorry.

9 JUDGE RUSSELL: Thank you. How about
10 appearing on behalf of Tesoro?

11 MR. BRENA: This is Robin O. Brena, B-r-e-n-a
12 with the law firm of Brena, Bell and Clarkson, and our
13 address is 810 'N' Street, Suite 100, Anchorage,
14 Alaska, 99501. The phone number is (907) 258-2000.
15 Our fax number is 2001, and the e-mail address is
16 rbrena@brenalaw.com, and I'm entering an appearance on
17 behalf of Tesoro Refining and Marketing Company.

18 JUDGE RUSSELL: How about someone
19 representing Conoco Phillips Company? Okay. I assume,
20 Mr. Harrigan, you are representing BP as well?

21 MR. HARRINGTON: Yes.

22 JUDGE RUSSELL: For staff?

23 MR. TROTTER: For Commission staff, my name
24 is Donald T. Trotter, assistant attorney general. My
25 address is 1400 South Evergreen Park Drive Southwest,

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1 Olympia, Washington, 98504-0128. My phone number is
2 (360) 664-1189. The fax is the same prefix, 753-5522,
3 and my e-mail is dtrotter@utc.wa.gov.

4 JUDGE RUSSELL: Thank you, and Mr. McGee,
5 why don't you we take your appearance as well.

6 MR. MCGEE: I'm appearing as representative
7 and not counsel, Your Honor.

8 JUDGE RUSSELL: Thank you. Is there anyone
9 else on the bridge line that would like to make an
10 appearance today? Hearing nothing, let's go on to the
11 potential petitions for intervention. There is no one
12 in the gallery. Is there anyone on the line who would
13 like to make an intervention? Hearing nothing, I think
14 right now I would like to go into the procedural
15 schedule, so why don't we go ahead and do that off the
16 record.

17 (Discussion off the record.)

18 JUDGE RUSSELL: We are back on the record.
19 While we were off the record, Judge Rendahl and I
20 discussed a procedural schedule for setting this matter
21 for hearing, these consolidated dockets and their
22 settlement agreements as well as initial filings. That
23 hearing will take place on November 13th starting
24 promptly at one p.m., and if the parties wish to have
25 any kind of exhibits or what have you, I don't

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1 anticipate, but should they wish to file any, we
2 require four copies along with the original, and they
3 need to be filed electronically as well.

4 We also discussed the possibility of the
5 parties, or I should say the ALJ, getting out an order
6 by December 5th, possibly earlier, but that is my
7 target date, December 5th for an initial order, and
8 then possibly having something in place for a final
9 order a week or so after that depending on what happens
10 with the parties' filing letters. If they wish to
11 waive the review, and with that... Did you have
12 something else, Mr. Trotter?

13 MR. TROTTER: Yes, Your Honor. Thank you.
14 In the narrative, Page 3, we identified pleadings on
15 file with the Commission that support the agreement or
16 give it context. Is it necessary to make separate
17 exhibits out of those, or can the Commission just refer
18 to those as part of the record in making its
19 determination?

20 JUDGE RENDAHL: The Commission can either
21 take notice or we can prepare a draft exhibit list that
22 would include the settlement documents and any
23 supporting documents and circulate that to the parties.

24 MR. TROTTER: My only concern is whether we
25 need to make additional copies of that material.

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1 JUDGE RENDAHL: No. They are already on file
2 with the Commission. There is no need to make extra
3 copies, so Judge Russell and I will look at all the
4 documents that are referenced and circulate prior to
5 Thursday a draft exhibit list for that hearing.

6 MR. TROTTER: And then, Your Honor, if you
7 could make one final call for intervention, both here
8 in the hearing room or on the bridge line, to assure
9 that there is no one out there now that has come on to
10 intervene.

11 JUDGE RUSSELL: Is there anyone at this time
12 who would like to request an intervention in these
13 proceedings? Hearing nothing, do the parties have
14 anything else that they wish to address at this time?

15 MR. TROTTER: Nothing, Your Honor. Thank
16 you.

17 MR. HARRIGAN: Nothing, Your Honor.

18 MR. BRENA: Nothing, Your Honor.

19 JUDGE RUSSELL: If there is nothing else,
20 then we are adjourned.

21 (Prehearing conference adjourned at 10:20 a.m.)

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