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**STATE OF WASHINGTON  
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

IN THE MATTER OF THE JOINT  
APPLICATION OF  
  
PUGET SOUND ENERGY, ALBERTA  
INVESTMENT MANAGEMENT  
CORPORATION, BRITISH COLUMBIA  
INVESTMENT MANAGEMENT  
CORPORATION, OMERS  
ADMINISTRATION CORPORATION,  
AND PGGM VERMOGENSBEHEER B.V.  
  
FOR AN ORDER AUTHORIZING  
PROPOSED SALES OF INDIRECT  
INTERESTS IN PUGET SOUND ENERGY

CASE NO. U-180680

**WASHINGTON AND NORTHERN  
IDAHO DISTRICT COUNCIL OF  
LABORERS' PETITION TO  
INTERVENE**

1. Pursuant to WAC 480-07-355, the Washington and Northern Idaho District Council of Laborers (“WNIDCL”) hereby petitions the Washington Utilities and Transportation Commission (“WUTC” or “Commission”) for leave to intervene in the above-captioned proceeding as an intervenor with full party status, as described in WAC 480-07-340. The business address of WNIDCL is:

Washington and Northern Idaho District Council of Laborers  
P.O. Box 12917  
Mill Creek, WA 98082-3556

1 2. Danielle Franco-Malone of Schwerin Campbell Barnard Iglitzin & Lavitt LLP will  
2 represent WNIDCL in this proceeding and has filed a separate Notice of Appearance  
3 as required in WAC 480-07-345(2). All documents relating to this proceeding  
4 should be served on WNIDCL's attorney at the following address:

5 Danielle Franco-Malone  
6 Schwerin Campbell Barnard Iglitzin & Lavitt LLP  
7 18 West Mercer Street, Ste. 400  
8 Seattle, WA 98119-3971  
9 Telephone: (206)-257-6011  
10 Facsimile: (206) 257-6047  
11 Email: franco@workerlaw.com

12 3. WNIDCL is a democratic labor organization that represents more than 10,750  
13 members in Washington and Northern Idaho. Petitioner is an affiliate of the Laborers  
14 International Union of North America ("LiUNA"), which represents 500,000  
15 members primarily employed in the construction industry, and is the 8th largest  
16 labor organization in the United States.

17 4. WNIDCL's members have a substantial interest in PSE's proposed transfer of  
18 43.99%, filed with the Commission on August 8, 2018. The proposed transaction  
19 would substantially and directly affect approximately 350 WNIDCL members who  
20 perform work for contractors working on the PSE system, including Baker Concrete,  
21 Infrasource Underground, Traffic Management Inc., CB&I Services, Michaels, Boss  
22 Construction, and Rhine Demo. Petitioner's members work on numerous PSE  
23 construction projects in Washington. Working for these PSE contractors, WNIDCL  
24 members perform work on PSE's distribution and mainline pipelines, including  
25 work on underground utilities, sitework, and grade checking. They also perform  
traffic control work ancillary to work on the pipelines. They are also involved in

1 capital construction, including projects like the construction of PSE's Tacoma  
2 Liquefied Natural Gas ("LNG") facility at the Port of Tacoma.

- 3 5. Petitioner and the signatory construction contractors named in the preceding  
4 paragraph are parties to collective bargaining agreements that govern the rates of  
5 pay, benefit packages, and employment conditions for certain construction workers  
6 employed on PSE projects.
- 7 6. As the bargaining representative of members employed by these PSE construction  
8 contractors, WNIDCL's intervention serves the public interest as well as the interests  
9 of its members. Petitioner and its members can provide relevant and necessary  
10 information related to the proceeding, including wage rates, training requirements,  
11 construction standards, local employment impacts, and workforce development  
12 investments. No other party can represent the interests of WNIDCL, which has a  
13 unique perspective on the importance of retaining a well-trained workforce to  
14 ensuring the safety and reliability of the system.
- 15 7. In Order 03 in Docket U-170970, the Commission found that WNIDCL's  
16 intervention in a case involving similar circumstances would serve the public interest  
17 and granted intervention. In that case, as is in this one, WNIDCL members  
18 performed work for contractors of the utility involved in the proposed transaction.  
19 The Commission agreed with WNIDCL that its participation was in the public  
20 interest because it could address the safety and reliability of service to customers  
21 where its members were involved in the provision of such service. The Commission  
22 further concluded that WNIDCL members offered a unique perspective of the  
23 employees who perform work on the system, and that this information would assist  
24 the Commission in determining whether the proposed transaction would provide a  
25

1 net benefit to customers of the company. The Commission further found that  
2 WNIDCL members who performed work on the system could offer this unique  
3 perspective irrespective of the “technical nature of the employment relationship”  
4 (whether they were directly employed by the utility or a contractor), as the nature of  
5 the work performed was the relevant consideration.

6 8. In granting WNIDCL’s petition for intervention in Docket U-170970, the  
7 Commission limited WNIDCL’s participation to “matters specifically addressing the  
8 safety and reliability of service to customers where its members are actually  
9 involved in the provision of such service.” Order 03 at 5, Docket U-170979.  
10 WNIDCL adhered to the conditions the Commission imposed on its intervention and  
11 supplied testimony relevant to the safety and reliability of the system, based on its  
12 perspective as the representative of employees performing work on the system. If a  
13 similar condition were imposed on WNIDCL’s intervention again in this proceeding,  
14 WNIDCL would again abide by such limitation while at the same time providing  
15 information that will be helpful to the Commission in assessing the potential impacts  
16 of the proposed transaction.

17 9. As described above, WNIDCL has a direct and substantial interest in this proceeding  
18 that will not be adequately represented by any other party, and may be affected by  
19 any Commission determination made in connection with this proceeding.  
20 WNIDCL’s participation will not unreasonably broaden the issues or burden the  
21 record in this proceeding. Thus, it is in the public interest to allow WNIDCL to  
22 intervene in this proceeding.

1 10. WNIDCL respectfully petitions the Commission for leave to intervene in this  
2 proceeding to represent its members who would be affected by the transaction  
3 proposed by PSE.

4 DATED this 22nd day of October, 2018.

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7 \_\_\_\_\_  
8 Danielle Franco-Malone, WSBA No. 40979  
9 Schwerin Campbell Barnard Iglitzin & Lavitt LLP  
10 18 West Mercer Street, Ste. 400  
11 Seattle, WA 98119-3971  
12 206-257-6011 (phone)  
13 206-257-6047 (fax)  
14 franco@workerlaw.com

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*Counsel for Washington and Northern  
Idaho District Council of Laborers*