

PUGET SOUND PILOTS' RESPONSE TO PMSA DATA REQUEST 472-542

DATE PREPARED: August 5, 2020 DOCKET: TP-190976 REQUESTER: PMSA	WITNESS: Ivan Carlson RESPONDER: Puget Sound Pilots
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DATA REQUEST NO. 482: Please describe how “funding never comes” for pilot compensation for a job (Exh. IC-4Tr 10:4) if every vessel is being charged for current pilotage services consistent with the existing tariff. Provide evidence and documentation of any pilotage service provided which did not result in revenue to PSP which was pooled to every pilot.

RESPONSE TO NO. 482:

Objection. This request mischaracterizes the testimony as if it were addressing the tariff rate actually charged rather than a principle for establishing a revenue requirement by which rates are established. This request is argumentative and unreasonably cumulative of numerous other requests (see, e.g., PMSA DR 416). This request appears designed to harass and serves no legitimate discovery purpose. If PMSA legitimately thought there was funding in the revenue requirement, why did it agree to fund pilots burning callback days in its tariff proposal in 2006?

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DATA REQUEST NO. 501: Admit that PSP utilizes the term “on duty” to justify payment to all PSP pilots, whether working “on-watch” and “in rotation” or not (Exh. JN-04).

RESPONSE TO NO. 501:

Objection. This request is argumentative, vague and ambiguous. This request and Capt. Moore’s testimony both mischaracterize distributions of net income on a distribution formula as “payments to pilots.”

Subject to and without waiving the foregoing objections, Capt. Carlson responds as follows:

The distribution formula set forth in PSP’s By-laws considers both days pilots are scheduled to work and days pilots have earned off in order to permit uniform distribution of pooled net income so long as they served each of the days they were scheduled to work or used a Callback Day to take a day off when otherwise scheduled for work. This does not mean pilots are available to work each day that is considered in the distribution formula as Capt. Moore argues.