

PUGET SOUND PILOTS' RESPONSE TO PMSA DATA REQUEST 416-438

DATE PREPARED: August 3, 2020 DOCKET: TP-190976 REQUESTER: PMSA	WITNESS: Jessica Norris RESPONDER: Puget Sound Pilots
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TESTIMONY OF JESSICA NORRIS

DATA REQUEST NO. 416: With respect to the comment “[i]t appears he assumes that when an off-duty pilot takes an assignment, that PSP got funding for that job when paid,” (Exh. JN-6T at 3:21-23) please identify both (a) any and all jobs in 2018 where PSP did not receive payment from the vessel for whom the job was completed, and (b) any and all PSP pilots in 2018 who did not receive payments for all days that they were identified as on duty pursuant to Exh. JN-04.

RESPONSE TO NO. 416:

Objection. This argumentative data request mischaracterizes Ms. Norris’s testimony. She did not testify that the vessels did not pay for services at tariff rates. This request is also vague and ambiguous as to whether it defines “on duty” as a day a pilot was scheduled to work, or whether it means a “duty day” as defined in PSP’s Bylaws.

Subject to and without waiving the foregoing objections. Ms. Norris responds as follows:

Response to subpart (a): There is some miniscule bad debt on the books, but my testimony was not referring to whether ships pay invoices. It related to whether there is more compensation earned by PSP when a pilot accepts a Callback than if the assignment were worked by an on-duty pilot or if the ship were delayed and then worked by an on-duty pilot.

Response to subpart (b): PSP has distributed net income in accordance with its Bylaws as far as I am aware.

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DATA REQUEST NO. 417: Admit that in your opinion as PSP Auditor your review of PSP's 2018 Financials (Exh. JN-04) concluded that PSP charged its customers in a manner consistent with the tariff provisions of WAC 363-116-300, or alternatively, please identify all instances in which PSP charged pilotage customers in a manner inconsistently with the tariff provisions of WAC 363-116-300 in your review of the PSP 2018 Financials.

RESPONSE TO NO. 417:

Objection. This compound question seeks alternative answers, which is inappropriate.

Without waiving that objection, admitted.

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DATA REQUEST NO. 418: If Data Request No. 417 was admitted, further admit that in your opinion reviewing PSP's 2018 Financials (Exh. JN-04) that PSP did not vary the amount that it charged its customers in a manner inconsistent with the lawful tariff provisions of WAC 363-116-300 on the basis of any of the following:

- a. the number of licensed pilots,
- b. the number of authorized pilot licenses,
- c. the number of pilots paid to be on duty by PSP,
- d. the number of pilots assigned to a watch,
- e. the number of pilots actually available to pilot while on watch,
- f. the number of times in which a pilot has performed a callback,
- g. the number of jobs performed by the pilot on the vessel,
- h. computation of "comp days,"
- i. the number of administrative tasks performed by the PSP Vice President,
- j. the number of administrative tasks performed by any PSP member,
- k. the number of vacation days taken by pilots,
- l. the rest hours of an individual pilot, or
- m. the number of pilots with inadequate rest.

RESPONSE TO NO. 418:

Admitted to the extent the tariff does not include charges that vary based upon any of the factors identified above.