

ISSUED: October 15, 2004

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1087

CENTRAL LINCOLN PEOPLE'S
UTILITY DISTRICT,

Complainant,

vs.

VERIZON NORTHWEST INC.,

Defendant.

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MEMORANDUM

DISPOSITION: EXHIBIT LIST ISSUED; SCHEDULE SET

The following exhibits were admitted into the record during the hearing
October 7 and 8, 2004:

Exhibit #	Description	Disposition
CLPUD 1	Affidavit of Denise Estep on behalf of CLPUD	Prefiled (P)
CLPUD 2	Peter Gintner Testimony (p. 2, from ln. 3 to bottom of the page, struck from the record)	P
CLPUD 3	General Agreement for Joint Use of Poles between CLPUD and General Telephone Co. of the NW, Inc.	P
CLPUD 4	Letter to Joint Use Department 10/12/01	P
CLPUD 5	Letter from Paul Davies to Jewel Lahnala 12/26/01	P
CLPUD 6	NJUNS Pole Attachment Tickets	P
CLPUD 8	Exhibit B: Fee Schedule	P
CLPUD 9	Business Office & Joint Pole Use Personnel Contacts for Verizon	P
CLPUD 11	Letter from Richard Stewart, Jr., to Gintner 4/21/03	P
CLPUD 12	Michael Wilson Testimony – Direct	P
CLPUD 13	Letter – From Michael Wilson to Fred Barrows 6/27/02 and Pole Occupancy License Agreement	P
CLPUD 14	Email from Mark Simonson to Mike Wilson 7/10/02	P
CLPUD 15	Email from Simonson to Wilson 9/12/02	P

Exhibit #	Description	Disposition
CLPUD 16	Letter from Wilson to Simonson 12/22/02 and Pole Occupancy License Agreement	P
CLPUD 17	Email from Simonson to Wilson 12/10/02	P
CLPUD 18	Email from Simonson to Wilson 12/06/02-12/09/02	P
CLPUD 19	Wilson Testimony – Responsive	P
CLPUD 20	Gintner Testimony	P
CLPUD 21	Wilson Testimony – Reply	P
CLPUD 50	CLPUD Second Set of Data Requests and Responses	Admitted at hearing (A)
Verizon 100	Direct Testimony of Veronica Mahanger (substantial corrections, submitted as testimony of Susan Schmautz)	P
Verizon 101	Mahanger Consulting Associates	P
Verizon 102	Route Sheet and General Agreement for Joint Use of Poles	P
Verizon 103	Letter – From Davies to Lahnala 12/26/01 (Letter of Notice)	P
Verizon 104	Pole Occupancy License Agreement and Exhibits A-E	P
Verizon 105	Letter – From Wilson to Fred Barrows 6/27/02	P
Verizon 106	General Agreement for Joint Use of Facilities between CLPUD and Verizon	P
Verizon 107	Email Correspondence between Wilson and Simonson 9/6/02-9/25/02	P
Verizon 108	Letter – From Wilson to Simonson 11/22/02	P
Verizon 109	General Agreement for Reciprocal Use of Poles between CLPUD and Verizon and Exhibits A-E	P
Verizon 110	Email from Simonson to Wilson 12/1/02-12/4/02	P
Verizon 111	Email correspondences from Simonson to Wilson 10/22/02-12/6/02	P
Verizon 112	Email correspondences from Simonson to Wilson 12/1/02-12/6/02	P
Verizon 113	Email from Simonson 12/4/02-12/9/02	P
Verizon 114	Email from Simonson 10/28/02-12/9/02	P
Verizon 115	Email from Wilson to Simonson 12/10/02-12/24/02	P
Verizon 117	Pole Occupancy Licensing Agreement and Exhibits	P
Verizon 118	Letter – From Richard Steward Jr. to Peter Gintner 4/21/03	P
Verizon 119	CLPUD Determination of Pole Contact Rate	P
Verizon 120	CLPUD Audit Report as of June 30, 2001	P

Exhibit #	Description	Disposition
Verizon 121	AM Pole Contact Rate	P
Verizon 122	CLPUD's Annual Statement for Public Utility Districts	P
Verizon 123	List of Pole Height and # of Poles	P
Verizon 124	CLPUD Pole Height and Usable Space (corrected chart)	P
Verizon 125	Responsive Testimony of Veronica Mahanger (substantial corrections, submitted as testimony of Susan Schmautz)	P
Verizon 126	Resume of Veronica Mahanger	P
Verizon 127	Reply Testimony of Steve Lindsay	P
Verizon 128	Letter to Verizon from CLPUD 8/21/02	A
Verizon 129	Letter to Verizon from CLPUD 10/8/02	A
Verizon 130	E mail w/attachment 11/25/02 – Audit # 2 by Dale Pike	A
Verizon 131	E mail from Estep to Pike, 11/26/02	A
Verizon 132	Reedsport Feeder Patrol Verizon	A
Verizon 133	CLPUD Amended Response to Verizon's Data Requests 3.14 to 3.42	A
Verizon 134	NESC Handbook Excerpt	A
OCTA 1	Letter to Wilson/Gintner from Valenstein 2/6/03	A
OCTA 2	Letter to Valenstein from Gintner 2/13/03	A
OCTA 3	Letter to Valenstein from Gintner 1/6/03	A
OCTA 4	Letter to Charter Com. from Davies 12/26/01	A
OCTA 5	Response of CLPUD to OCTA DR (No. 7)	A
OCTA 6	Response of CLPUD to OCTA DR (No. 8)	A
OCTA 8	Response of CLPUD to OCTA DR (No. 10)	A
OCTA 9	Permit/Notification Matrix for Attachment Contracts	A
OCTA 11	Photograph of pole	A

On further review, Verizon Exhibits 101 and 126 were struck because they reflect the background of a witness who was not subject to cross-examination in this hearing.

The following schedule was set for the docket:

Opening brief due November 12.

Response brief due December 3.

Exhibits and any last minute filings due December 8.

Concurrent briefs are to be filed by every party by each deadline. Those dates are considered "in hand" dates. Oral arguments will be held December 14, 2004. An official notice will be sent later.

Dated at Salem, Oregon, this 15th day of October, 2004.

Christina M. Smith
Administrative Law Judge