



1120 N.W. Couch Street, Tenth Floor
Portland, OR 97209-4128
PHONE: 503.727.2000
FAX: 503.727.2222
www.perkinscoie.com

Lawrence H. Reichman
PHONE: (503) 727-2019
FAX: (503) 346-2019
EMAIL: LReichman@perkinscoie.com

August 19, 2010

BY US MAIL & EMAIL

Shani Pines
Administrative Law Judge
Public Utility Commission of Oregon
550 Capitol St NE #215
PO Box 2148
Salem, OR 97308-2148
shani.pines@state.or.us

Re: UM 1437

Dear Judge Pines:

I am writing on behalf of TracFone Wireless, Inc. ("TracFone"). There are presently pending in this docket: (1) Citizens' Utility Board of Oregon's ("CUB") motion to compel additional discovery responses from TracFone (and CUB's supplementary motion to compel); and (2) a prehearing conference scheduled for August 24 based upon CUB's motion for revisions to the case schedule. I am writing to inform you that TracFone and CUB have begun (but not completed) negotiations with respect to these two matters.

First, CUB and TracFone have agreed to a one-week extension for TracFone to respond to CUB's motion to compel in order to provide additional time for us to attempt to resolve the issues raised by that motion. We filed a formal motion for that extension on August 18, 2010.

Second, prior to issuance of your Ruling yesterday, CUB and TracFone agreed to negotiate and propose (after consulting with all parties) revisions to the case schedule that will involve the following: (1) TracFone will file supplemental testimony discussing its

60904-0002/LEGAL18973509.1

ANCHORAGE · BEIJING · BELLEVUE · BOISE · CHICAGO · DENVER · LOS ANGELES · MENLO PARK
OLYMPIA · PHOENIX · PORTLAND · SAN FRANCISCO · SEATTLE · SHANGHAI · WASHINGTON, D.C.

Perkins Coie LLP and Affiliates

August 19, 2010

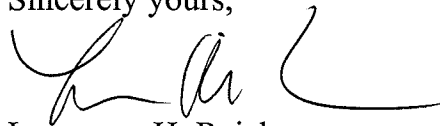
Page 2

expanded service offerings in more detail; (2) all parties (including TracFone) will file responsive testimony; (3) the hearing will be postponed; and (4) the post-hearing briefing schedule will be revised. I understand that Staff opposes a change to the hearing date and that the Commissioners have indicated that the case must be concluded by December 15, 2010, so we will attempt to agree to revisions to the case schedule that maintain the current hearing date and post-hearing briefing schedule. We have not yet reached agreement on proposed dates for these events and will include the other parties in our discussions before submitting any proposal to you for approval. We will attempt to reach such an agreement before the conference that is scheduled for August 24, 2010.

In view of these negotiations and the current due date of August 23, 2010 for all parties to file responsive testimony, we ask that you suspend that current filing date pending a more complete revision to the case schedule. I am authorized to inform you that all the other parties – CUB, Commission Staff, OEM, and OTA – agree with this latter request.

Thank you for your attention to this matter.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'L. Reichman', written over a horizontal line.

Lawrence H. Reichman

cc: Service list

CERTIFICATE OF SERVICE

I hereby certify that I have this 19th day of August, 2010, served the foregoing **LETTER TO ALJ SHANI PINES** upon all parties of record in this proceeding by causing a copy to be sent by electronic mail and U.S. mail to the following addresses (as indicated below):

Richard A. Finnegan
rickfinn@localaccess.com
Law Office of Richard A. Finnegan
2112 Black Lake Blvd. SW
Olympia, WA 98512

Michael T. Weirich
michael.weirich@doj.state.or.us
Assistant Attorney
Department of Justice
1162 Court Street NE
Salem, OR 97301-4096

Kay Marinos
kay.marinos@state.or.us
Jon Cray
jon.cray@state.or.us
Public Utility Commission of Oregon
PO Box 2148
Salem, OR 97308-2148

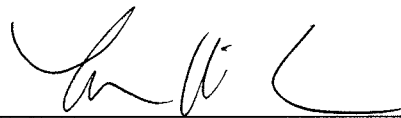
Mitchell F. Brecher
brecherm@gtlaw.com
Debra McGuire Mercer
mercerdm@gtlaw.com
Greenberg Traurig, LLP
2101 L Street NW, Suite 1000
Washington, DC 20037
(Electronic mail only)

Gordon Feighner
gordon@oregoncub.org
Robert Jenks
bob@oregoncub.org
G. Catriona McCracken
catriona@oregoncub.org
Raymond Myers
ray@oregoncub.org
Kevin Elliott Parks
kevin@oregoncub.org
Citizens' Utility Board of Oregon
610 SW Broadway, Suite 400
Portland, OR 97205
(Electronic mail only)

Steven A. Wolf
steven.wolf@doj.state.or.us
Assistant Attorney General
Oregon Department of Justice
1162 Court Street NE
Salem, OR 97301-4096

Brant Wolf
bwolf@ota-telecom.org
Oregon Telecommunications Association
777 13th Street SE, Suite 120
Salem, OR 97301-4038

By: _____



Lawrence H. Reichman, OSB No. 860836
PERKINS COIE LLP
Counsel for TracFone Wireless, Inc.