

October 29, 2012

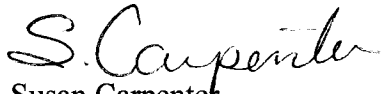
Filing Center
Oregon Public Utility Commission
PO Box 2148
Salem OR 97308-2148

Re: UM 1481 – TRACER Motion to Allow Arthur A. Butler to Appear *Pro Hac Vice*

Enclosed are the original and 2 copies of TRACER's Motion to Allow Arthur A. Butler to Appear *Pro Hac Vice*. This document was e-filed today with the Commission. Please let me know if you have any questions.

Sincerely,

ATER WYNNE LLP


Susan Carpenter
Assistant to Arthur A. Butler

Enclosures

cc: Service List (via method(s) on Certificate of Service

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**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON
UM 1481**

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In the Matter of
PUBLIC UTILITY COMMISSION OF
OREGON
Staff Investigation of the Oregon Universal
Service Fund

**MOTION TO ALLOW
ARTHUR A. BUTLER TO APPEAR
PRO HAC VICE**

The Telecommunications Ratepayers Association for Cost-based and Equitable Rates ("TRACER") respectfully moves to allow Arthur A. Butler to appear *Pro Hac Vice* on behalf of TRACER.

This motion is supported by a Certificate of Compliance for *Pro Hac Vice* Admission, a Certificate of Good Standing (Status Certificate) from the Washington State Bar Association and a Confirmation of Insurance, attached as Exhibits A, B, and C.

Respectfully submitted this 29th day of October, 2012.

ATER WYNNE LLP

By: 

Joel R. Paisner, OSB No. 100580
E-mail: jrp@aterwynne.com
Of Attorneys for TRACER

In re: Arthur A. Butler
Name of Out-of-State Attorney

Certificate of Compliance For Pro Hac Vice Admission

I, Arthur A. Butler (print name), am an attorney in the State of Washington and I intend to seek *pro hac vice* admission in accordance with ORS 9.241 and UTCR 3.170 in the following Oregon court action or proceeding:

Case Name: In the Matter of: Public Utility Commission of Oregon - Staff Investigation of the Oregon Universal Service Fund

Court: Public Utility Commission of Oregon Case No.: UM 1481

I certify that (check all that apply):

- I am an attorney in good standing in the State of Washington, as evidenced by the attached good standing certificate issued by the licensing authority in that state.
- I am not subject to any pending disciplinary proceedings in any jurisdiction; or
- I am subject to pending disciplinary proceedings in another jurisdiction, the nature and status of which are described in an attachment to this certificate.
- I intend to associate in the above-referenced action or proceeding with Joel R. Paisner, OSB No. 100580, an active member in good standing of the Oregon State Bar, who will participate meaningfully in the matter.
- I will comply with applicable statutes, laws, and procedural rules of the State of Oregon; be familiar with and comply with disciplinary rules of the Oregon State Bar; and submit to the jurisdiction of the Oregon courts and Oregon State Bar with respect to acts and omissions occurring during my *pro hac vice* admission.
- My private law practice activities in Oregon are covered by professional liability insurance substantially equivalent to the Oregon State Bar Professional Liability Fund plan, as evidenced by the attached certificate of insurance coverage.
- I agree, as a continuing obligation of *pro hac vice* admission, to notify the trial court promptly of any changes in my insurance coverage, or my admission or disciplinary status in any other jurisdiction.
- I will provide to the Oregon State Bar a copy of the order admitting me *pro hac vice* in the above-referenced matter when such an order is granted. In the event *pro hac vice* admission is revoked for any reason, I will promptly notify the Oregon State Bar.
- I submit \$250 to the Oregon State Bar as payment of the *pro hac vice* fee established by ORS 9.241 and the rules of the Oregon Supreme Court. I acknowledge that this fee is for a period of twelve months from the date of the Acknowledgment of Receipt issued below, and that an additional fee of \$250 will be required in order for me to continue my *pro hac vice* admission in the matter for every twelve-month period thereafter.

Dated this 29th day of October, 2012.

X 
(Applicant Signature)

Mailing Address: Arthur A. Butler
Ater Wynne LLP
601 Union Street, Suite 1501; Seattle, WA 98101-3981

Washington Bar No.: 04678
(Home Jurisdiction)

Phone: 206.623.4711
FAX: 206.467.8406
Email: aab@aterwynne.com

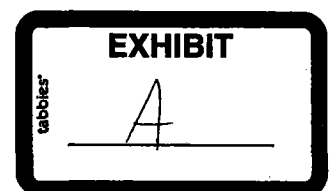
Acknowledgment of Receipt

I, Jeffrey D. Sapiro, Regulatory Services Counsel of the Oregon State Bar, acknowledge receipt from the above-named out-of-state attorney of the Certificate of Compliance for Pro Hac Vice Admission and attachments, and the \$250 fee for pro hac vice appearance in the above-referenced Oregon action or proceeding. The fee is for a period of twelve months from the date of this acknowledgment.

Dated this _____ day of _____, 20_____.

SEE MATERIALS ATTACHED:

Jeffrey D. Sapiro, Regulatory Services Counsel



CERTIFICATION OF CURRENT STATUS

October 16, 2012

TO WHOM IT MAY CONCERN:

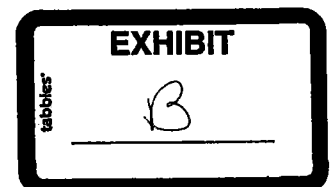
This is to certify that according to the records of the Washington State Bar Association, **Mr. Arthur Allan Butler**, WSBA ID# **4678** was admitted to the practice of law in this state by the Supreme Court of Washington on **October 25 1972**, and is, as of today's date, an **Active member** of the Washington State Bar Association, **Eligible** to practice law in this state.

This certificate reflects the member's status as of the date stated. Historical information about status, including periods on inactive status, administrative and disciplinary suspensions, disbarments, resignations, etc., are not reflected in this information, but are available through a Certification of Status History. Complete discipline information, including confidential and public information about grievances and disciplinary proceedings, is available with written authorization signed by the member, through a Discipline History Certificate.



Paula C. Littlewood
Executive Director

Washington State Bar Association
1325 Fourth Ave, Suite 600
Seattle, WA 98101-2539
206-443-WSBA



ALAS



ATTORNEYS' LIABILITY ASSURANCE SOCIETY, INC.,
A RISK RETENTION GROUP

October 19, 2012

Ater Wynne LLP
Lovejoy Building
1331 NW Lovejoy Street, Suite 900
Portland, OR 97209-3280

To Whom It May Concern:

CONFIRMATION OF INSURANCE

We hereby confirm that Ater Wynne LLP has Professional Liability Coverage under Policy ALA#1555 with an annual limit of \$10,000,000 per claim and \$20,000,000 in the aggregate with the right, under stated conditions, to purchase extended reporting rights upon termination of such Policy by ALAS.

The self-insured retention under such Policy is \$375,000 each claim up to an aggregate of \$750,000 and \$100,000 each claim thereafter.

The Policy effective date is from January 1, 2012 to January 1, 2013.

Such Policy is subject to the terms, conditions, limitations and exclusions stated therein.

**ATTORNEYS' LIABILITY ASSURANCE SOCIETY, INC.,
A RISK RETENTION GROUP**

By:

A handwritten signature in cursive script that reads "Nancy J. Montroy".

Date: October 19, 2012

Nancy J. Montroy
Vice President – Director of Underwriting

311 South Wacker Drive, Suite 5700
Chicago, IL 60606-6622

tel 312-697-6900 fax 312-697-6901 [Web site alas.com](http://www.site.alas.com)

EXHIBIT

C

tabbies

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2
3 **CERTIFICATE OF SERVICE**

4 I hereby certify that I have this 29th day of October, 2012, served the foregoing along with the
5 correct number of copies, of the foregoing **TRACER Motion to Allow Arthur A. Butler to**
6 **Appear Pro Hac Vice** in docket UM 1481 upon each party listed in the UM 1481 PUC Service
7 List by email and, where paper service is not waived, by U.S. mail, postage prepaid, and upon
8 the Commission by email and by sending 2 copies by U.S. mail, postage prepaid to the
9 Commission's Salem offices.

10 **On Behalf Of WSTC:**

11 Adam Haas _____ Hand Delivered
12 Converge Communications, Incorporated _____ U.S. Mail (first-class, postage prepaid)
13 10425 SW Hawthorne Lane _____ Overnight Mail (UPS)
14 Portland OR 97225 _____ Facsimile (503) 297-1081
15 *Confidentiality Status:* _____ Email (adamhaas@convergecomm.com)

16 **On Behalf Of:**

17 Mark P. Trincherro _____ Hand Delivered
18 Davis Wright Tremaine LLP _____ U.S. Mail (first-class, postage prepaid)
19 Suite 2300 _____ Overnight Mail (UPS)
20 1300 SW Fifth Avenue _____ Facsimile (503) 778-5299
21 Portland OR 97201-5630 _____ Email (marktrincherro@dwt.com)
22 *Confidentiality Status:*

23 **On Behalf Of Department of Justice:**

24 Michael T. Weirich _____ Hand Delivered
25 Oregon Department of Justice _____ U.S. Mail (first-class, postage prepaid)
26 General Counsel Regulated Utility & Business _____ Overnight Mail (UPS)
1162 Court Street NE _____ Facsimile (503) 378-5300
Salem OR 97301 _____ Email (michael.weirich@state.or.us)
Confidentiality Status:

27 **On Behalf Of:**

28 Richard A. Finnigan _____ Hand Delivered
29 Law Office of Richard A. Finnigan _____ U.S. Mail (first-class, postage prepaid)
30 2112 Black Lake Boulevard SW _____ Overnight Mail (UPS)
31 Olympia WA 98512 _____ Facsimile (360) 753-6862
32 *Confidentiality Status:* _____ Email (rickfinn@localaccess.com)

1
2 **On Behalf Of Embarq Communications Inc.:**

3 Barbara Young
4 CenturyTel
5 ORHDRA0305
6 902 Wasco Street
7 Hood River OR 97031-3105

8 *Confidentiality Status:*

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_____ Facsimile (541) 387-9753
_____ Email (barbara.c.young@centurylink.com)

9
10 **On Behalf Of Qwest:**

11 Alex M. Duarte
12 Qwest Corporation
13 11th Floor
14 310 SW Park Avenue
15 Portland OR 97205

16 *Confidentiality Status:*

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_____ Email (alex.duarte@qwest.com)

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18 **On Behalf Of CenturyLink, Inc.:**

19 William E. Hendricks III
20 CenturyTel
21 805 Broadway Street
22 Vancouver WA 98660-3277

23 *Confidentiality Status:*

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25 **On Behalf Of Converge Communications:**

26 Marsha Spellman
Converge Communications, Incorporated
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Portland OR 97225

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_____ Email (marsha@convergecomm.com)

On Behalf Of Integra Telecom of Oregon Inc.:

Doug Denney
Integra Telecom, Inc.
6160 Golden Hills Drive
Golden Valley MN 55416

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_____ Email (dkdennev@integratelecom.com)

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2 **On Behalf Of Qwest Corporation:**

3 Mark S. Reynolds
4 Qwest Corporation
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6 1600 7th Avenue
7 Seattle WA 98191

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9
10 **On Behalf Of Citizens' Utility Board of Oregon:**

11 Robert Jenks
12 Citizens' Utility Board of Oregon
13 Suite 400
14 610 SW Broadway
15 Portland OR 97205

16 *Confidentiality Status:*

_____ Hand Delivered
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 Email (bob@oregoncub.org)

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18 **On Behalf Of :**

19 Charles L. Best
20 Suite 538
21 1631 NE Broadway
22 Portland OR 97232-1425

23 *Confidentiality Status:*

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25 **On Behalf Of :**

26 Richard B. Severy Esq.
Verizon Business
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On Behalf Of Citizens' Utility Board Of Oregon:

Gordon Feighner
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On Behalf Of Citizens' Utility Board of Oregon:

G. Catriona McCracken
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On Behalf Of Public Utility Commission of Oregon:

Roger White
Oregon Public Utility Commission
PO Box 2148
Salem OR 97308-2148

- Hand Delivered
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- Overnight Mail (UPS)
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- Email (roger.white@state.or.us)

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Docketing
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Salem OR 97308-2148

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Confidentiality Status:

On Behalf Of Oregon Exchange Carrier Assn:

Craig Phillips
Oregon Exchange Carrier Association
800 C Street
Vancouver WA 98660

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Confidentiality Status:

1
2 **On Behalf Of AT&T Communications of the Pacific Northwest:**

3 Cynthia Manheim
4 AT&T Services, Inc.
5 PO Box 97061
6 Redmond WA 98052

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9 **On Behalf Of AT&T Communications of Pacific Northwest Inc.:**

10 David Collier
11 AT&T Communications of Pacific Northwest
12 Inc.
13 645 E Plumb Lane
14 PO Box 11010
15 Reno NV 89502

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18 **On Behalf Of AT&T Services, Inc.:**

19 Sharon L. Mullin
20 AT&T Services, Inc.
21 Suite 930
22 400 W 15th Street
23 Austin TX 78701

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26 **On Behalf Of Comcast Business Communications LLC:**

Doug Cooley
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On Behalf Of Frontier Communications of America:

Jack Phillips
Frontier Communications of America
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Burnsville MN 55306

Confidentiality Status:

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 Facsimile
 Email (jack.phillips@frontiercorp.com)

1 **On Behalf Of Frontier Communications Northwest**
2 **Inc.:**

3 Renee Willer
4 Frontier Communications Northwest Inc.
5 20575 NW Von Neumann Drive
6 Beaverton OR 97006-6982

7 *Confidentiality Status:*

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8 **On Behalf Of Frontier Communications of America:**

9 Ingo Henningsen
10 Frontier Communications of America
11 4064 Lisa Drive
12 Salt Lake City UT 84124-2118

13 *Confidentiality Status:*

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 Overnight Mail (UPS)
 Facsimile
 Email (ingo.henningsen@frontiercorp.com)

14 **On Behalf Of GVNW Consulting Inc.:**

15 Jeffry H. Smith
16 GVNW Consulting Inc.
17 Suite 200
18 8050 SW Warm Springs
19 Tualatin OR 97062

20 *Confidentiality Status:*

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 Facsimile
 Email (jsmith@gvnw.com)

21 **On Behalf Of GVNW Inc.:**

22 Carsten Koldsbaek
23 GVNW Consulting Inc.
24 Suite 200
25 8050 SW Warm Springs
26 Tualatin OR 97062

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 Email (ckoldsbaek@gvnw.com)

On Behalf Of Integra Telecom, Inc.:

Theodore N. Gilliam
Integra Telecom, Inc.
Suite 500
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Portland OR 97232

Confidentiality Status:

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 Facsimile (503) 453-8221
 Email (tgilliam@integratelecom.com)

1
2 **On Behalf Of Oregon Cable & Telecommunications**
3 **Association:**

4 Michael Dewey
5 Oregon Cable and Telecommunications
6 Association
7 1249 Commercial Street SE
8 Salem OR 97302

_____ Hand Delivered
 U.S. Mail (first-class, postage prepaid)
_____ Overnight Mail (UPS)
_____ Facsimile (503) 399-1029
 Email (mdewey@oregoncable.com)

9 *Confidentiality Status:*

10 **On Behalf Of Oregon Telecommunications Assn:**

11 Brant Wolf
12 Oregon Telecommunications Association
13 Suite 120
14 777 13th Street SE
15 Salem OR 97301-4038

_____ Hand Delivered
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_____ Facsimile (503) 581-7457
 Email (bwolf@ota-telecom.org)

16 *Confidentiality Status:*

17 **On Behalf Of Verizon:**

18 Milt H. Doumit
19 Verizon Corporate Services Corp.
20 410 11th Avenue SE, Suite 103
21 Olympia WA 98501

_____ Hand Delivered
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 Email (milt.h.doumit@verizon.com)

22 *Confidentiality Status:*

23 **On Behalf Of Verizon:**

24 Rudolph M. Reyes
25 Verizon Business
26 7th Floor, 201 Spear Street
San Francisco CA 94105

_____ Hand Delivered
_____ U.S. Mail (first-class, postage prepaid)
_____ Overnight Mail (UPS)
_____ Facsimile (415) 228-1094
 Email (rudv.reves@verizon.com)

_____ *Confidentiality Status:*

27 I declare under penalty of perjury under the laws of the State of Washington that the
28 foregoing is true and correct.

29 DATED this 29th day of October, 2012, at Seattle, Washington.

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