

JOHN R. KROGER  
Attorney General



MARY H. WILLIAMS  
Deputy Attorney General

DEPARTMENT OF JUSTICE  
GENERAL COUNSEL DIVISION

June 17, 2011

Attention: Filing Center  
Public Utility Commission of Oregon  
550 Capitol Street NE, #215  
PO Box 2148  
Salem, OR 97308-2148  
[puc.filingcenter@state.or.us](mailto:puc.filingcenter@state.or.us)

Re: *In the Matter of TRACFONE WIRELESS, INC Application for Designation as an Eligible Telecommunications Carrier.*  
PUC Docket No.: UM 1437  
DOJ File No.: 860105-GP0009-10

Enclosed are an original and five copies of Staff's Motion to Admit Exhibits along with Affidavits of Kay Marinos, Jon Cray and David Poston in the above-captioned matter for filing with the PUC for today.

Sincerely,

Paul A. Graham  
Assistant Attorney General  
Business Activities Section

PAG:mme/#2860610  
c: UM 1437 Service List

BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON  
UM 1437

In the Matter of  
TRACFONE WIRELESS, INC.  
Application for Designation as an Eligible  
Telecommunications Carrier.

STAFF MOTION TO ADMIT EXHIBITS

Staff of the Public Utility Commission of Oregon moves the Administrative Law Judge to admit the following exhibits into the record in the above-captioned case.

Staff Exhibit No.	Description
100	Reply Testimony of Kay Marinos
101	Witness Qualification Statement of Kay Marinos
102-140	Exhibits in Support of Kay Marinos Reply Testimony
200	Reply Testimony of Jon Cray
201	Witness Qualification Statement of Jon Cray
202-211	Exhibits in Support of Reply Testimony of Jon Cray
300	Testimony of Kay Marinos in Response to TracFone's Second Amended Application
301-310	Exhibits in Support of Kay Marinos Testimony in Response to TracFone's Second Amended Application
400	Testimony of Jon Cray in Response to TracFone's Second Amended Application
401-409	Exhibits in Support of Testimony in Response to TracFone's Second Amended Application

Attached to this motion are affidavits of Kay Marinos and Jon Cray attesting to the truthfulness of the testimony in Staff Exhibits 100, 200, 300, and 400 and the witness qualification statements at Staff Exhibits 101 and 201. The affidavit of Ms. Marinos also attests to the truthfulness of statement in the Joint Testimony labeled as Joint Exhibit 100. Also

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1 attached is the affidavit of David Poston attesting to the truthfulness of Joint Testimony labeled  
2 Joint 100.

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4 DATED this 17<sup>th</sup> day of June 2011.

5 Respectfully submitted,

6 JOHN R. KROGER  
7 Attorney General

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Paul A. Graham, #771901  
10 Assistant Attorney General  
11 Of Attorneys for Staff of the Public Utility  
12 Commission of Oregon  
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BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON

UM 1437

In the Matter of  
TRACFONE WIRELESS, INC.  
Application for Designation as an Eligible  
Telecommunications Carrier.

AFFIDAVIT OF KAY MARINOS

State of Oregon )  
County of Marion ) ss.

I, Kay Marinos, hereby depose and say:

1. I am employed as the Program Manager of the Competitive Issues Section of the  
Telecommunications Division of the Public Utility Commission of Oregon.

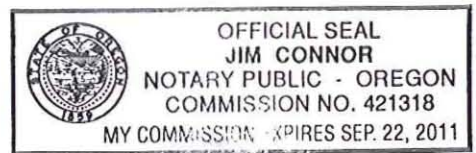
2. In my capacity as Program Manager, I prepared Staff Exhibit 100, Reply Testimony of  
Kay Marinos, and Staff Exhibit 300, Testimony of Kay Marinos in Response to TracFone's  
Second Amended Application, as well as a witness qualification statement labeled Staff Exhibit  
101. I also prepared joint testimony with Staff witness David Poston and representatives of other  
parties to support a Stipulation resolving the issues in this docket, labeled Joint Exhibit 100.

3. To the best of my knowledge, the testimony in Staff Exhibits 100 and 300, the statements  
in Staff Exhibit 101, and the testimony in Joint Exhibit 100, are true and accurate.

*Kay Marinos*  
KAY MARINOS

*Jim Connor*

Subscribed and sworn before me on June 15, 2011  
My Commission expires: 9-22-11





1 **BEFORE THE PUBLIC UTILITY COMMISSION**  
2 **OF OREGON**

3 **UM 1437**

4 In the Matter of  
5 TRACFONE WIRELESS, INC.  
6 Application for Designation as an Eligible  
Telecommunications Carrier.

AFFIDAVIT OF DAVID POSTON

7 State of Oregon )  
8 County of Marion ) ss.

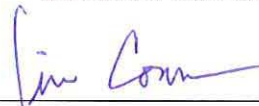
9 I, David Poston, hereby depose and say:

10 1. I am employed as the Administrator of the Central Services Division of the Public Utility  
11 Commission of Oregon.

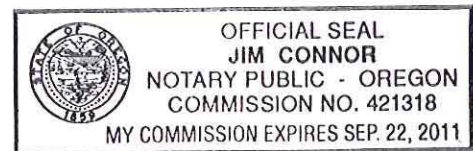
12 2. In my capacity as Administrator, I prepared joint testimony with Staff witness Kay  
13 Marinos and representatives of other parties to support a Stipulation resolving the issues in this  
14 docket, labeled Joint Exhibit 100. I also prepared a witness qualification statement labeled Joint  
15 Exhibit 102.

16 3. To the best of my knowledge, the testimony in Joint Exhibit 100 and the statements in  
17 Joint Exhibit 102 are true and accurate.

18   
19 DAVID POSTON

20   
21

22 Subscribed and sworn before me on June 15, 2011  
23 My Commission expires: 9-22-11




CERTIFICATE OF SERVICE

I hereby certify that on the 17<sup>th</sup> day of June 2011, I served the foregoing Staff's Motion to Admit Exhibits and Affidavits of Kay Marinos, Jon Cray, and David Poston upon the persons named on the service list, by mailing a full, true and correct copy thereof and to such persons waiving such service by mail who were served at their e-mail address as listed on the service list.

W Mitchell F. Brecher ( <b>Confidential</b> ) Greenberg Traurig, LLP <a href="mailto:brecher@gtlaw.com">brecher@gtlaw.com</a>	W John Cray ( <b>Confidential</b> ) OPUC <a href="mailto:jon.cray@state.or.us">jon.cray@state.or.us</a>	W Gordon Feighner ( <b>Confidential</b> ) CUB <a href="mailto:gordon@oregoncub.org">gordon@oregoncub.org</a>
W Robert Jenks ( <b>Confidential</b> ) CUB <a href="mailto:bob@oregoncub.org">bob@oregoncub.org</a>	W Kay Marinos ( <b>Confidential</b> ) OPUC <a href="mailto:kay.marinos@state.or.us">kay.marinos@state.or.us</a>	W G. Catriona McCracken ( <b>Confidential</b> ) CUB <a href="mailto:catriona@oregoncub.org">catriona@oregoncub.org</a>
W Debra McGuire Mercer ( <b>Confidential</b> ) Greenberg Traurig, LLP <a href="mailto:mercercdm@gtlaw.com">mercercdm@gtlaw.com</a>	W Lawrence Reichman ( <b>Confidential</b> ) Perkins Coie LLP <a href="mailto:reichman@perkinscoie.com">reichman@perkinscoie.com</a>	W Steven A. Wolf ( <b>Confidential</b> ) ODOJ <a href="mailto:steven.wolf@doj.state.or.us">steven.wolf@doj.state.or.us</a>

DATED: June 17, 2011


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 Paul A. Graham, #771901  
 Assistant Attorney General