

March 25, 2013

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

Re: UM-1648 – Affidavit of Arthur A. Butler Regarding Admission to Practice
Pro Hac Vice and Motion to Allow

Enclosed are the original and 2 copies of the documents referenced above. These documents were e-filed today with the Commission. Please let me know if you have any questions.

Very truly yours,

ATER WYNNE LLP



Susan Carpenter
Assistant to Arthur A. Butler

Enclosures
cc: Parties of Record

1638850/1/SMA/000800-0007

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**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON
UM 1648**

In the Matter of
PUBLIC UTILITY COMMISSION OF
OREGON,
Staff Investigation into Eligible
Communication Carriers' Requirements.

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

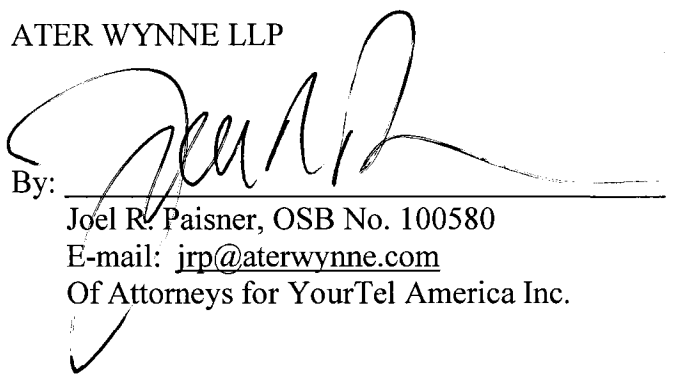
11 YourTel America Inc. ("YourTel") respectfully moves to allow Arthur A. Butler to
12 appear *Pro Hac Vice* on behalf of YourTel.

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

16 Respectfully submitted this 25th day of March, 2013.

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ATER WYNNE LLP

By: 

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

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

Certificate of Compliance For Pro Hac Vice Admission

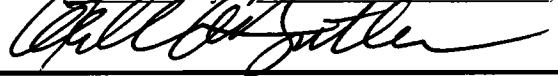
I, Arthur A. Butler (print name), am an attorney in the State of Washington and I intend to seek *pro hac vice* admission in accordance with ORS 9.241 and UTCR 3.170 in the following Oregon court action or proceeding:

Case Name: Public Utility Commission of Oregon, Staff Investigation into Eligible Communication Carriers' Requirements
Court: Public Utility Commission of Oregon Case No.: UM 1648

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 25th day of March, 2013.

X 
(Applicant Signature)

Washington Bar No.: 4678
(Home Jurisdiction)

Mailing Address: Ater Wynne LLP
601 Union Street, Suite 1501
Seattle, WA 98101-3981

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

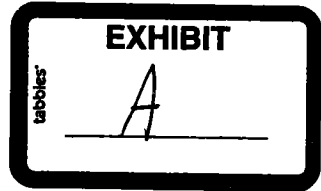
Acknowledgment of Receipt

As Regulatory Services Counsel of the Oregon State Bar, I 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:

Regulatory Services Counsel



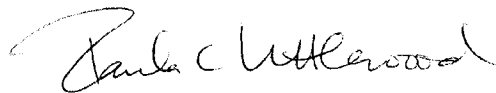
CERTIFICATION OF CURRENT STATUS

January 30, 2013

TO WHOM IT MAY CONCERN:

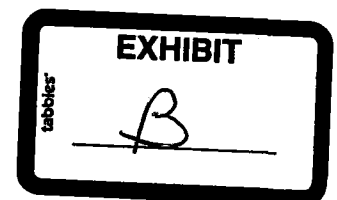
This is to certify that according to the records of the Washington State Bar Association, **Mr. Arthur Allan Butler**, WSBA ID# **4678** was admitted to the practice of law in this state by the Supreme Court of Washington on **October 25 1972**, and is, as of today's date, an **Active member** of the 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 5100
Chicago, IL 60606-6622

tel: 312-697-6900 fax: 312-697-6901 www.alas.com

EXHIBIT

C

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2 **CERTIFICATE OF SERVICE**

3 I hereby certify that I have this 25th day of March, 2013, served the foregoing along with the
4 correct number of copies, of the foregoing **MOTION TO ALLOW ARTHUR A. BUTLER**
5 **TO APPEAR PRO HAC VICE** in docket UM 1648 upon each party listed in the UM 1648
6 PUC Service List by email and, where paper service is not waived, by U.S. mail, postage
prepaid, and upon the Commission by email and by sending 2 copies by U.S. mail, postage
prepaid to the Commission's Salem offices.

7 **W** Charles L. Best 1631 NE Broadway #538
8 Attorney at Law Portland OR 97232-1425
charlesbestlaw@qq.com
9
10 **W AT&T** Ann Sagerson 208 S. Akard Street
General Attorney Dallas, TX 75202
Ann.sagerson@att.com
11
12 **W AT&T Services Inc.** David Collier 645 E Plumb LLNM RN C-142
Area Manager, Regulatory Reno, NV 89502
Relations David.collier@att.com
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14 **W AT&T Services, Inc.** Sharon L. Mullin 2003 Point Bluff
Director- External Affairs Austin, TX 78746-6236
smullin@att.com
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17 **W Budget Prepay, Inc.** Robin Enkey 1325 Barksdale Blvd.
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robine@budgetprepay.com
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19 **W CenturyLink** Ron L. Trullinger 310 SW Park Ave, 11th Floor
Manager – Oregon Portland, OR 97205
Regulatory Ron.trullinger@centurylink.com
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22 **W CenturyLink, Inc.** William E. Hendricks 902 Wasco St A0412
Attorney Hood River, OR 97031
Tre.hendricks@centurylink.com
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24 **W Citizens' Utility Board of Oregon** OPUC Dockets 610 SW Broadway, Ste 400
Portland OR 97205
dockets@oregoncub.org
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W		Robert Jenks	610 SW Broadway, Ste 400 Portland OR 97205 bob@oregoncub.org
W		G. Catriona McCracken	610 SW Broadway, Ste 400 Portland OR 97205 catriona@oregoncub.com
W	Cricket Communications Inc.	Julie Buechler	5887 Copley Dr San Diego, OR 92111 jubuechler@cricketcommunications.com
W	Davis Wright Tremaine LLP	Mark Trincherro	1300 SW Fifth Avenue Ste 2300 Portland OR 97201-5682 marktrincherro@dwt.com
W	Law Office of Richard A. Finnigan	Richard A. Finnigan	2112 Black Lake Blvd SW Olympia, WA 98512 rickfinn@localaccess.com
W	Lukas, Nace, Gutierrez & Sachs	Todd B. Lantor	8300 Greensboro Dr, #1200 McLean, VA 22102 tlantor@fcclaw.com
W		Brooks Harlow	8300 Greensboro Dr, #1200 McLean, VA 22102 Bharlow@fcclaw.com
W	Oregon Telecommunications Association	Brant Wolf	777 13 th St SE – STE 120 Salem OR 97301-4038 bwolf@ota-telecom.org
W	Public Utility Commission of Oregon	Kay Marinos	PO Box 2148 Salem OR 97308-2148 Kay.marinos@state.or.us
W	T-Mobile USA Inc.	Teri Ohta	12920 SE 38 th St Bellevue, WA 98006 Teri.ohta@t-mobile.com

1 W Nexus Communications, Steven Fenker 3629 Cleveland Avenue, Suite C
2 Inc. Columbus, OH 43223
3 Sfenker1@earthlink.net

4 W Alan J. Galloway 1300 SW Fifth Avenue Ste 2300
5 Davis Wright Tremaine Portland OR 97201-5682
6 LLP alangalloway@dwt.com

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


9 DATED this 25th day of March, 2013, at Seattle, Washington.

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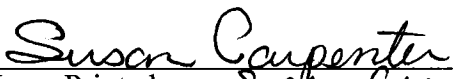
1 5. I agree to notify this Commission of any changes in my status as required by
2 UTCR 3.170(1)(f).
3

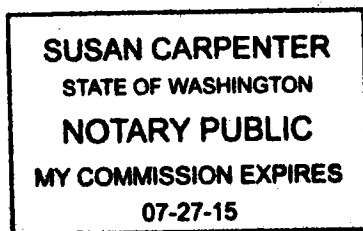
4 7. I have read the Motion to Allow filed on March 25, 2013, and the statements
5 contained in that Motion, and this certification are full, true and correct.

6 Signed on March, 25, 2013, at Seattle, Washington.

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9 _____
Arthur A. Butler: WSBA #4678

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11 SUBSCRIBED AND SWORN TO before me this 25th day of March, 2013.
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14 
15 Name Printed: Susan Carpenter
16 Notary Public in and for the State of Washington
17 Residing at: Auburn, WA
18 My Commission Expires: 7-27-15



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3 **CERTIFICATE OF SERVICE**

4 I hereby certify that I have this 25th day of March, 2013, served the foregoing along with the
5 correct number of copies, of the foregoing **AFFIDAVIT OF ARTHUR A. BUTLER**
6 **REGARDING ADMISSION TO PRACTICE PRO HAC VICE** in docket UM 1648 upon
7 each party listed in the UM 1648 PUC Service List by email and, where paper service is not
waived, by U.S. mail, postage prepaid, and upon the Commission by email and by sending 2
copies by U.S. mail, postage prepaid to the Commission's Salem offices.

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9 Attorney at Law Portland OR 97232-1425
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15 **W AT&T Services, Inc.** Sharon L. Mullin 2003 Point Bluff
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6	W	G. Catriona McCracken	610 SW Broadway, Ste 400 Portland OR 97205 catriona@oregoncub.com
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8			
9	W Cricket Communications Inc.	Julie Buechler	5887 Copley Dr San Diego, OR 92111 jubuechler@cricketcommunications.com
10			
11	W Davis Wright Tremaine LLP	Mark Trincherro	1300 SW Fifth Avenue Ste 2300 Portland OR 97201-5682 marktrincherro@dwt.com
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16	W Lukas, Nace, Gutierrez & Sachs	Todd B. Lantor	8300 Greensboro Dr, #1200 McLean, VA 22102 tlantor@fcclaw.com
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18	W	Brooks Harlow	8300 Greensboro Dr, #1200 McLean, VA 22102 Bharlow@fcclaw.com
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21	W Oregon Telecommunications Association	Brant Wolf	777 13 th St SE - STE 120 Salem OR 97301-4038 bwolf@ota-telecom.org
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23	W Public Utility Commission of Oregon	Kay Marinos	PO Box 2148 Salem OR 97308-2148 Kay.marinos@state.or.us
24			
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3 Teri.ohta@t-mobile.com

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6 Sfenker1@earthlink.net

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8 Davis Wright Tremaine LLP Portland OR 97201-5682
9 alangalloway@dwt.com

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

12 DATED this 25th day of March, 2013, at Seattle, Washington.

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