



Oregon

Theodore R. Kulongoski, Governor

Public Utility Commission

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September 15, 2006

TO: AR 506 PARTICIPANTS

RE: Docket AR510/amendments to pole attachment sanction rules.

In response to a request from the Board of the Oregon Joint Use Association (OJUA), the Oregon Public Utility Commission (OPUC) has agreed to open a new rulemaking docket regarding our sanction Rules. The OJUA Board has submitted proposed Administrative Rules that would amend the existing sanction Rules. Those Rules are found in Chapter 860, Division 028. (860-028-0120 through 860-028-0240)

The OJUA requested that amendments to the sanctioning rules be made a part of the current AR 506 docket. I was not willing to delay that docket, which would have required procedural changes, but I agreed to open a new docket to consider sanction amendments and to process that new docket concurrently with AR 506. That commitment was made based on the OJUA comment that they had a proposal ready for consideration and that it was widely supported by the industry. If we are to be successful in completing the dockets concurrently, there is much work needed to be done in a very short time.

As a starting place for the new docket (AR 510) we will be using the OJUA proposal. Although the OJUA Board's submittal appears to contain many sound innovations to the existing sanction rules, all parties need the opportunity to consider them in open forum. The OJUA Board has agreed to conduct an informal workshop to consider their submittal. The intent is to make all parties aware of the submittal, to remove any ambiguity, to attempt resolution of associated issues, and to develop a final proposal for consideration at the formal PUC October 5th AR 506 workshop. The OJUA-led workshop will occur at **9:00 AM on September 20, 2006, in the OPUC's Main Hearing Room.**

I recognize that this is very short notice, but encourage you to participate in this workshop. OPUC Staff member Jerry Murray is coordinating with the OJUA Board to organize the workshop. If you have any questions, he may be contacted at (503) 378-6626.

Lee Beyer
Chairman
Oregon Public Utility Commission