



Oregon

Theodore R. Kulongoski, Governor

Public Utility Commission

550 Capitol St NE, Suite 215

Mailing Address: PO Box 2148

Salem, OR 97308-2148

Consumer Services

1-800-522-2404

Local: (503) 378-6600

Administrative Services

(503) 373-7394

July 21, 2006

OREGON PUBLIC UTILITY COMMISSION
ATTENTION: FILING CENTER
PO BOX 2148
SALEM OR 97308-2148

RE: **Docket No. AR 506 Phase II** - In the Matter of a Rulemaking to Amend and Adopt Permanent Rules in OAR 860, Divisions 024 and 028, Regarding Pole Attachment Use and Safety.

Enclosed for electronic filing in the above-captioned docket is the Public Utility Commission Staff's Issue List for Phase II.

1st Diane Davis

Diane Davis
Regulatory Operations Division
Filing on Behalf of Public Utility Commission Staff
(503) 378-4372
Email: diane.davis@state.or.us

c: AR 506 Service List

STAFF ISSUES LIST FOR DIVISION 28

AR 506 PHASE II

July 21, 2006

1. What are the responsibilities of structure owners related to safety, engineering practices, inter-operator communications, coordination, etc.?
This issue was previously raised in Division 024 as proposed rule 0014. The parties agreed to move this rule to Division 028. The rule now appears as rule 860-028-0115. This is #1 of the Attachment A (Summary of Areas of Concern Addressed by the Draft Rules) included in the PUC Staff Report presented at the March 7, 2006, Public Meeting.
2. What vegetation management standards are appropriate for communication operators?
The AR 506 parties agreed to move proposed rule 860-024-0016(8) to Division 028. Rule language is now located in 860-028-0050(3). This is a remaining element from Attachment A, #5 of the Public Meeting Memo for the March 7, 2006, Public Meeting.
3. What standard processes and information are required for new or modified permits? (Proposed rule 860-028-0100)
4. Shall the definition for "Commission Safety Rules" be the same as for that phrase proposed in Division 024?
5. Should proposed rule 860-028-0100(1) be removed? There seems to be a conflict between proposed rule 028-0100(1) and (2) and existing rule 028-0120(1)(b) and (2), regarding a requirement for a government entity to obtain a permit, that must be resolved to avoid confusion. (A government entity is not required to have a "contract," but it is required to obtain a permit in the existing 0120 rule. The proposed 0100 rule seems to indicate that a government entity is not required to obtain a permit to attach to another operator's pole.) This is a safety issue.

PUBLIC UTILITY COMMISSION

CERTIFICATE OF SERVICE

AR 506

I, DIANE DAVIS, of the Regulatory Operations Division, Public Utility Commission of Oregon, hereby certify that on the 21st day of July, 2006, I served a copy of Staff's Issues List for Division 28, AR 506 Phase II upon all persons as indicated on the attached listing, by electronic mail and by depositing in the United States Mail at Salem, Oregon, with postage prepaid.

PUBLIC UTILITY COMMISSION

Diane Davis
Utility Program

Attached List

PHIL CHARLTON
ELECTRIC LIGHTWAVE

EEmail pcharlton@eli-consulting.com

MATT COONS

EEmail matt.coons@comspanusa.net

SEBASTIAN MC CROHAN
COMSPANUSA

EEmail sebastian.mccrohan@comspanusa.net

SCOTT THOMPSON
COLE RAYWID & BRAVERMAN LLP
1919 PENNSYLVANIA AVE NW STE 200
WASHINGTON DC 20006

EEmail sthompson@crblaw.com

CATHERINE A MURRAY
ESCHELON TELECOM OF OREGON INC
730 SECOND AVE S STE 900
MINNEAPOLIS MN 55402-2489

EEmail camurray@eschelon.com

RICHARD STEWART
VERIZON NORTHWEST INC
600 HIDDEN RIDGE
HQEO3J28
IRVING TX 75038

EEmail richard.stewart@verizon.com

FRANK MCGOVERN
QUALTY TELEPHONE INC
PO BOX 141048
DALLAS TX 75214

EEmail fmcgovern@qtelephone.com

THOMAS DIXON
VERIZON CORPORATE SERVICES
707 17TH STREET
DENVER CO 80202

EEmail thomas.f.dixon@verizon.com

JEANNETTE C BOWMAN
IDAHO POWER COMPANY
PO BOX 70
BOISE ID 83707

EEmail jbowman@idahopower.com

BRENT VAN PATTEN
IDAHO POWER COMPANY
PO BOX 70
BOISE ID 83707

EEmail bvanpatten@idahopower.com

RANDALL MILLER
PACIFIC POWER & LIGHT
1407 W N TEMPLE STE 220
SALT LAKE CITY UT 84116

EEmail randy.miller@pacificcorp.com

STEPHEN R CIESLEWICZ
CN UTILITY CONSULTING
PO BOX 746
NOVATO CA 94948-0746

EEmail steve@cutility.com

DAVID LUCHINI
CENTURYTEL OF OREGON INC
PO BOX 327
AURORA OR 97002

EEmail dave.luchini@centurytel.com

JOHN SULLIVAN
OREGON JOINT USE ASSOCIATION
2213 SW 153RD DR
BEAVERTON OR 97006

EEmail john.sullivan@pgn.com

JOHN SULLIVAN
PORTLAND GENERAL ELECTRIC
2213 SW 153RD DR
BEAVERTON OR 97006

EEmail john.sullivan@pgn.com

RENEE WILLER
VERIZON NORTHWEST INC
20575 NW VON NEUMANN DR MC OR030156
HILLSBORO OR 97006

EEmail renee.willer@verizon.com

SCOTT WHEELER
COMCAST PHONE OF OREGON LLC
9605 SW NIMBUS AVE
PORTLAND OR 97008

EEmail scott_wheeler2@cable.comcast.com

WILLIAM C WOODS
OREGON JOINT USE ASSOCIATION
9605 SW NIMBUS AVE
BEAVERTON OR 97008

EEmail william_woods@cable.comcast.com

KEENE C BASSO
CLATSKANIE PUD
PO BOX 216
CLATSKANIE OR 97016

EEmail kbasso@clatskaniepud.com

NANCY JUDY
EMBARQ COMMUNICATIONS INC
902 WASCO ST A0412
HOOD RIVER OR 97031

EEmail nancy.judy@embarq.com

TOM MCGOWAN
UNITED TELEPHONE COMPANY OF THE NORTHWEST
902 WASCO ST
HOOD RIVER OR 97031

EEmail tom.a.mcgowan@sprint.com

BARBARA YOUNG
SPRINT COMMUNICATIONS CO LP
902 WASCO ST - ORHDRA0412
HOOD RIVER OR 97031-3105

EEmail barbara.c.young@embarq.com

BILL KIGGINS
CLEAR CREEK MUTUAL TELEPHONE CO
18238 S FISCHERS MILL RD
OREGON CITY OR 970445-9696

EEmail bkiggins@clearcreek.coop

SCOTT ROSENBALM
MCMINNVILLE CITY OF WATER & LIGHT
PO BOX 638
MCMINNVILLE OR 97128-0638

EEmail sgr@mc-power.com

SARAH K WALLACE
DAVIS WRIGHT TREMAINE
1300 SW FIFTH AVENUE
SUITE 2300
PORTLAND OR 97201

EEmail sarahwallace@dwt.com

JIM DEASON
ATTORNEY AT LAW
521 SW CLAY ST STE 107
PORTLAND OR 97201-5407

EEmail jimdeason@comcast.net

JENNIFER BUSCH
PORTLAND GENERAL ELECTRIC
121 SW SALMON ST
PORTLAND OR 97204

EEmail jennifer.busch@pgn.com

RANDALL DAHLGREN
PORTLAND GENERAL ELECTRIC
121 SW SALMON ST 1WTC 0702
PORTLAND OR 97204

EEmail randy.dahlgren@pgn.com

ALEX M DUARTE
QWEST CORPORATION
421 SW OAK ST STE 810
PORTLAND OR 97204

EEmail alex.duarte@qwest.com

RICHARD GRAY
PORTLAND CITY OF - OFFICE OF TRANSPORTATION
1120 SW 5TH AVE RM 800
PORTLAND OR 97204

EEmail richard.gray@pdxtrans.org

BARBARA HALLE
PORTLAND GENERAL ELECTRIC
121 SW SALMON ST 1 WTC-13
PORTLAND OR 97204

EEmail barbara.halle@pgn.com

DOUG KUNS
PORTLAND GENERAL ELECTRIC
121 SW SALMON ST
PORTLAND OR 97204

EEmail doug.kuns@pgn.com

KEVIN O'CONNOR
TIME WARNER TELECOM
520 SW 6TH AVE
PORTLAND OR 97204

EEmail kevin.oconnor@twtelecom.com

INARA K SCOTT
PORTLAND GENERAL ELECTRIC
121 SW SALMON ST
PORTLAND OR 97204

EEmail inara.scott@pgn.com

JEFF KENT
QWEST
8021 SW CAPITOL HILL RD
ROOM 180
PORTLAND OR 97219

EEmail jeffrey.kent@qwest.com

HEIDI CASWELL
PACIFICORP
825 NE MULTNOMAH ST
PORTLAND OR 97232

EEmail heide.caswell@pacificorp.com

CECE L COLEMAN
PACIFIC POWER & LIGHT
825 NE MULTNOMAH STE 800
PORTLAND OR 97232

EEmail cece.coleman@pacificcorp.com

PETE CRAVEN
PACIFICORP
825 NE MULTNOMAH - STE 300
PORTLAND OR 97232

EEmail pete.craven@pacificcorp.com

BILL CUNNINGHAM
PACIFICCORP
825 NE MULTNOMAH STE 1500
PORTLAND OR 97232

EEmail bill.cunningham@pacificcorp.com

WILLIAM EAQUINTO
PACIFIC POWER & LIGHT
825 NE MULTNOMAH - STE 1700
PORTLAND OR 97232

EEmail bill.eaquinto@pacificcorp.com

COREY FITZGERALD
PACIFIC POWER & LIGHT
825 NE MULTNOMAH STE 800
PORTLAND OR 97232

EEmail corey.fitz-gerald@pacificcorp.com

ANDREA L KELLY
PACIFICORP DBA PACIFIC POWER & LIGHT
825 NE MULTNOMAH ST STE 2000
PORTLAND OR 97232

EEmail andrea.kelly@pacificcorp.com

SUSAN K ACKERMAN
ATTORNEY
PO BOX 10207
PORTLAND OR 97296-0207

EEmail susan.k.ackerman@comcast.net

DOUG COOLEY
CENTURYTEL OF OREGON INC
707 13TH ST STE 280
SALEM OR 97301

EEmail doug.cooley@centurytel.com

DON GODARD
OREGON PUD ASSOCIATION
727 CENTER ST NE - STE 305
SALEM OR 97301

EEmail dgodard@opuda.org

GENOA INGRAM
OREGON JOINT USE ASSOCIATION
1286 COURT ST NE
SALEM OR 97301

EEmail genoa@westernadvocates.com

SANDRA FLICKER
OREGON RURAL ELECTRIC COOPERATIVE ASSN
707 13TH ST SE STE 200
SALEM OR 97301-4005

EEmail sflicker@oreca.org

BRANT WOLF
OREGON TELECOMMUNICATIONS ASSN
707 13TH ST SE STE 280
SALEM OR 97301-4036

EEmail bwolf@ota-telecom.org

MICHAEL T WEIRICH
DEPARTMENT OF JUSTICE
REGULATED UTILITY & BUSINESS SECTION
1162 COURT ST NE
SALEM OR 97301-4096

EEmail michael.weirich@doj.state.or.us

MICHAEL DEWEY
OREGON CABLE AND TELECOMMUNICATIONS
ASSOCIATION
1249 COMMERCIAL ST SE
SALEM OR 97302

EEmail mdewey@oregoncable.com

ROGER KUHLMAN
633 7TH ST NW
SALEM OR 97304

EEmail kuhlman@salemelectric.com

DAVID P VAN BOSSUYT
PORTLAND GENERAL ELECTRIC
4245 KALE ST NE
SALEM OR 97305

EEmail dave.vanbossuyt@pgn.com

ANDREA FOGUE
LEAGUE OF OREGON CITIES
PO BOX 928
1201 COURT ST NE STE 200
SALEM OR 97308

EEmail afogue@orcities.org

TOM O'CONNOR
OREGON MUNICIPAL ELECTRIC UTILITIES ASSOC
PO BOX 928
SALEM OR 97308-0928

EEmail toconnor@teleport.com

JERRY MURRAY
PUBLIC UTILITY COMMISSION
PO BOX 2148
SALEM OR 97308-2148

EEmail jerry.murray@state.or.us

GARY PUTNAM
PUBLIC UTILITY COMMISSION
PO BOX 2148
SALEM OR 97308-2148

EEmail gary.putnam@state.or.us

BOB SIPLER
PUBLIC UTILITY COMMISSION
PO BOX 2148
SALEM OR 97308-2148

EEmail bob.sipler@state.or.us

JOHN WALLACE
PUBLIC UTILITY COMMISSION
PO BOX 2148
SALEM OR 97308-2148

EEmail john.wallace@state.or.us

THE HONORABLE ROBERT ACKERMAN
OREGON HOUSE OF REPRESENTATIVES
900 COURT ST NE RM H-389
SALEM OR 97310

JIM MARQUIS
PACIFICORP
830 OLD SALEM RD
ALBANY OR 97321

EEmail james.l.marquis@pacificorp.com

JIM HOUGH
MONMOUTH CITY OF
151 W MAIN ST
MONMOUTH OR 97361

EEmail jhough@ci.monmouth.or.us

J WHITE
MONMOUTH CITY OF
151 W MAIN ST
MONMOUTH OR 97361

EEmail jwhite@ci.monmouth.or.us

DAVE WILDMAN
MONMOUTH CITY OF
401 N HOGAN RD
MONMOUTH OR 97361

EEmail dwildman@ci.monmouth.or.us

DENISE ESTEP
CENTRAL LINCOLN PUD
PO BOX 1126
NEWPORT OR 97365

EEmail destep@cencoast.com

MICHAEL L WILSON
CENTRAL LINCOLN PUD
2129 N COAST HWY
NEWPORT OR 97365-0090

EEmail mwilson@cencoast.com

GENERAL MANAGER
PIONEER TELEPHONE COOPERATIVE
1304 MAIN ST PO BOX 631
PHILOMATH OR 97370

STUART SLOAN
CONSUMER POWER INC
PO BOX 1180
PHILOMATH OR 97370

EEmail stuarts@cpi.coop

CRAIG ANDRUS
EMERALD PUD
33733 SEAVEY LOOP RD
EUGENE OR 97405-9614

EEmail craig.andrus@epud.org

MARK OBERLE
EUGENE WATER & ELECTRIC BOARD (EWEB)
PO BOX 10148
EUGENE OR 97440

EEmail mark.oberle@eweb.eugene.or.us

ANDREW MCBRIDE
COOS CURRY ELECTRIC COOPERATIVE
PO BOX 1265
PORT ORFORD OR 97465

EEmail amcbride@cooscurryelectric.com

LINDA L SPURGEON
COOS CURRY ELECTRIC COOPERATIVE
PO BOX 1268
PORT ORFORD OR 97465

EEmail spurgeon@cooscurryelectric.com

MARTY PATROVSKY
WANTEL INC
1016 SE OAK AVE
ROSEBURG OR 97470

EEmail marty.patrovsky@comspanusa.net

CHRISTY MONSON
HAROLD LEAHY & KIERAN
223 A ST STE D
SPRINGFIELD OR 97477-4500

EEmail ckm@haroldleahy.com

RICHARD W RYAN
HUNTER COMMUNICATIONS INC
801 ENTERPRISE DR STE 101
CENTRAL POINT OR 97502

EEmail rryan@coreds.net

RONALD W JONES
IBEW LOCAL 659
4480 ROGUE VALLEY HWY #3
CENTRAL POINT OR 97502-1695

EEmail ronjones@ibew659.org

SCOTT JOHNSON
ASHLAND CITY OF
90 NORTH MOUNTAIN AVE
ASHLAND OR 97520

EEmail johnsons@ashland.or.us

PRIORITYONE TELECOMMUNICATIONS INC
PO BOX 758
LA GRANDE OR 97850-6462

EEmail kmutch@p1tel.com

EUGENE A FRY
MILLENNIUM DIGITAL MEDIA
3633 136TH PL SE #107
BELLEVUE WA 98006

EEmail gfry@mdm.net

BROOKS HARLOW
MILLER NASH LLP
601 UNION ST STE 4400
SEATTLE WA 98101-2352

EEmail brooks.harlow@millernash.com

BRIAN THOMAS
TIME WARNER TELECOM OF OREGON LLC
223 TAYLOR AVE N
SEATTLE WA 98109-5017

EEmail brian.thomas@twtelecom.com

STEVEN LINDSAY
VERIZON
C/O SUSAN BURKE
1800 41ST ST
EVERETT WA 98201

EEmail steve.lindsay@verizon.com

CHARLES L BEST
ELECTRIC LIGHTWAVE LLC
PO BOX 8905
VANCOUVER WA 98668-8905

EEmail charles_best@eli.net

GARY LEE
CHARTER COMMUNICATIONS CORP
521 NE 136TH AV
VANCOUVER WA 98684

EEmail glee@chartercom.com

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