

# *FRANK G. PATRICK & ASSOCIATES*

*CORPORATE LAWYERS P.C.*

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*Attorneys At Law*

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February 12, 2010

Public Utility Commission of Oregon

Attn: Filing Center

550 Capitol St. NE, Ste. 215

PO Box 2148

Salem, OR 97308-2148

To: Hon. Allan Arlow

Public Utility Commission of Oregon

**RE:    NORTHWEST PUBLIC COMMUNICATIONS COUNCIL V. QWEST CORP.  
      Docket DR 26/UC600  
      Stipulated Motion to File Third Amended Complaint**

Dear Judge Arlow,

Please find enclosed a Stipulated Motion to Enlarge Time to File the Third Amended Complaint to allow opposing counsel to resolve language issues. Qwest should be given the same additional time.

Sincerely,

/s/

Frank G. Patrick  
Attorney at Law

Cc: Lawrence Reichman (email; US Mail) [reicl@perkinscoie.com](mailto:reicl@perkinscoie.com)

Jason W. Jones (email; US Mail) [Jason.w.jones@state.or.us](mailto:Jason.w.jones@state.or.us)

Alex M. Duarte (email; US Mail) [alex.duarte@qwest.com](mailto:alex.duarte@qwest.com)

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BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON

TO: Oregon Public Utility Commission

THE NORTHWEST PUBLIC COMMUNICATIONS COUNCIL, on behalf of the NPCC MEMBERS: Central Telephone, Inc; Communication Management Services, LLC; Davel Communications a/k/a Phonetel Technologies, Inc., Interwest Tel, LLC; Interwest Telecom Services Corporation; NSC Communications Public Services Corporation; National Payphone Services, LLC; Pacific Northwest Payphones; Partners in Communication; T & C Management, LLC; Corban Technologies, Inc.; and Valley Pay Phones, Inc  
v.  
QWEST CORPORATION,  
Defendant..

DOCKET NO. DR 26/UC 600  
STIPULATED MOTION FOR ENLARGEMENT OF TIME TO FILE THIRD AMENDED COMPLAINT

AND TO: All Parties

Frank G. Patrick hereby moves the Commission for an Order enlarging the time to file the Third Amended Complaint, by one day until Wednesday February 17, 2010 to allow counsel to resolve language issues in the final draft. Qwest is to be allowed the same time to file its Answer to which counsel stipulates. Lawrence Reichman, counsel for Qwest Corp. has stipulated to this motion, as indicated below.

DATED: February 12, 2010

/S/  
FRANK G. PATRICK, OSB 76022  
Attorney for Plaintiff

1 CERTIFICATE OF SERVICE

2 I, the undersigned below, hereby certify that I served the foregoing STIPULATED  
3 MOTION FOR ENLARGEMENT OF TIME TO FILE THIRD AMENDED COMPLAINT AND  
SUPPORTING DECLARATION For The Northwest Public Communications Council on:

4 Lawrence Reichman  
5 Perkins Coie  
6 1120 N.W. Couch Street, 10<sup>th</sup> Floor  
7 Portland, Oregon 97209-4128  
8 [reicl@perkinscoie.com](mailto:reicl@perkinscoie.com)

9 Jason W. Jones  
10 Department of Justice  
11 1162 Court Street NE  
12 Salem, Oregon 97301  
13 [Jason.w.jones@state.or.us](mailto:Jason.w.jones@state.or.us)

14 Alex M. Duarte  
15 Qwest Corporation  
16 421 SW Oak St., Suite 810  
17 Portland, Oregon 97204  
18 [alex.duarte@qwest.com](mailto:alex.duarte@qwest.com)

19 by the following indicated method or methods:

20   X   by mailing & emailing (if indicated above) a full, true, and correct copy thereof in a  
21 sealed, first-class postage-prepaid envelope, addressed to the attorney as shown above, the last-  
22 known office address of the attorney, and deposited with the United States Postal Service at  
23 Portland, Oregon, and by electronic mail on the date set forth below;

24 \_\_\_\_\_ by sending full, true and correct copies thereof via overnight courier in sealed,  
25 prepaid envelopes, addressed to the attorneys as shown above, the last-known office addresses of  
26 the attorneys, on the date set forth below;

\_\_\_\_\_ by handing/delivering true and correct copies thereof to the attorney or one of the  
clerks at the above address, on the date set forth below;

21 And Certify that I did electronically file same with the PUC Filing Center, with a hard copy to  
22 PUC, Filing Center, 550 Capitol Street NE, Ste 215, PO Box 2148, Salem, OR 97308-2148.

23 Dated February 12, 2010

24   /s/    
FRANK G. PATRICK, OSB 76022  
25 Attorney for Complainants Individually and  
26 for The Northwest Public Communications Council

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2  
3 BEFORE THE PUBLIC UTILITY COMMISSION  
4 OF OREGON

5 THE NORTHWEST PUBLIC  
6 COMMUNICATIONS COUNCIL, on behalf of  
7 the NPCC MEMBERS: Central Telephone, Inc;  
8 Communication Management Services, LLC;  
9 Davel Communications a/k/a Phonetel  
10 Technologies, Inc., Interwest Tel, LLC;  
11 Interwest Telecom Services Corporation;  
12 NSC Communications Public Services  
13 Corporation; National Payphone Services,  
14 LLC; Pacific Northwest Payphones; Partners  
15 in Communication; T & C Management,  
16 LLC; Corban Technologies, Inc.; and Valley  
17 Pay Phones, Inc

v.

18 QWEST CORPORATION,

19 Defendant.

DOCKET NO. DR 26/UC 600

DECLARATION IN SUPPORT OF  
STIPULATED MOTION FOR ENLARGEMENT  
OF TIME TO FILE THIRD AMENDED  
COMPLAINT

20 The undersigned, Frank G. Patrick does submit this Declaration in Support of the  
21 Motion to Enlarge Time to file the Third Amended Complaint.

22 1. I am counsel for the Complainants.

23 2. I have communicated regarding this motion with Lawrence Reichman, who has agreed  
24 that a short extension to resolve issues in the Amended Complaint is appropriate.

25 3. I have left a message and sent an email indicating I would be filing the motion to  
26 allow a filing on Wednesday given the holiday on Monday.

“I hereby declare that the above statement is true to the best of my knowledge and  
belief, and that I understand it is made for use as evidence in court and is subject to  
penalty for perjury.”

DATED this February 12, 2010

/s/

FRANK G. PATRICK, OSB 76022  
Attorney for Complainant