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August 18, 2023

Nolan Moser
Chief Administrative Law Judge
Public Utility Commission of Oregon
201 High Street SE, Suite 100
Salem, OR 97301-3398

Re: Northwest Public Communications Council v. Qwest Corporation; Docket
Number Nos. UT-125 and FR 26

Dear Judge Moser:

In accordance with our telephone conversation earlier this week, I am herewith filing a notice that I am the successor in interest to the claims of NSC Communications Public Services Corporation ("NSC"), an interested party in these proceedings, for refunds being sought in the above captioned proceedings. I am also successor in interest to NSC's other damage claims against Qwest Corporation and its affiliates in other related proceedings in other fora. I became successor in interest to the NSC claims pursuant to a settlement stipulation entered into with the owners of the NSC claims that was approved by the Delaware Bankruptcy court which permitted the lifting of the bankruptcy automatic stay to allow me to complete the foreclosure of my judgment against NSC and its parent company Intera Group, Inc. Pursuant to the foreclosure proceeding, I purchased the NSC claims at a public sale by a New York City Marshal in accordance with New York law where NSC and its parent company were headquartered.

I also wanted to bring to your and the Commission's attention that I was formerly working with Mr. Frank Patrick in the representation of NPCC in these proceedings. In that connection, I executed the protective order regarding confidentiality. You will find the signature page for that protective order containing my signature at the docket entry entered on July 12, 2018. I, of course, continue to be bound by that order and would expect that I would receive filings in these proceedings that contain confidential information that is protected by that order. If it is necessary for me to re-execute the order, please let me know and I will do so. If there is any other action I need to take to ensure that I receive notice and copies of such filings, please let me know so that

I can do what is necessary.

I am not familiar with the normal procedure by which the Commission conducts proceedings such as those at issue. Among the things I would want from Qwest are the underlying billing records for NSC that Qwest used to determine and calculate the refunds it initially paid to NSC pursuant to the settlement of the Revenue Requirement Phase of the rate proceeding in which Qwest's final NST compliant rates were established. The refunds initially paid were based on rates adopted in PUC Order No 01-810 which were later reversed on appeal and remanded. The correct rates were ultimately adopted in PUC Order 07-497. Those records would include billing records for any phones acquired by NSC during the period May 1, 1996 to August 28, 2003 (the "Refund Period.") whose phone numbers were changed after their acquisition by NSC.

I am aware that Mr. Patrick plans to make a motion regarding matters to be addressed in these proceedings and that Mr. Reichman plans to respond to that motion when it is filed. Please be advised that to the extent Mr. Patrick's application does not include a request for the underlying billing records by which refunds were calculated and paid to payphone ratepayers during the Damage Period, I am requesting that I be given the opportunity to submit a separate motion for such records with respect to NSC prior to the determination of any of the pending motions.

Thank you for your consideration of these matters.

Very truly yours,

/s Richard D. Gaines
Richard D. Gaines

BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON
UT 125

In the Matter of §
QWEST CORPORATION fka §
US WEST COMMUNICATIONS, INC. §

BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON
DR26

THE NORTHWEST PUBLIC §
COMMUNICATIONS COUNCIL, §
Complainant, §
vs. §
QWEST CORPORATION, §
Defendant. §

NOTICE OF APPEARANCE OF RICHARD D. GAINES AS
SUCCESSOR IN INTEREST TO CLAIMS OF NSC
COMMUNICATIONS PUBLIC SERVICES CORPORATION

Notice is hereby given that Richard D. Gaines is the successor in interest to the claims of NSC Communications Public Services Corporation (including those that devolved to its parent, Intera Group, Inc. and other successors in interest) against defendant Qwest Corporation and its affiliates arising from rate overcharges and other unlawful acts, including refunds as sought in these proceedings and damages as sought by NSC Communications Public Services Corporation (“NSC-Intera”) in other related proceedings, including the case filed in the Circuit Court for the State of Oregon For Multnomah County Case No.13 1115 906. Any and all pleadings, notices, or other documents to be served on NSC-Intera shall be served as follows: Richard D. Gaines, Esq., Law Offices of Richard D. Gaines, PO Box 943, 102 Sugarberry Lane, Greentown, PA 18426-0943, email rdenisgaines@earthlink.net: Tel. 570-857-0180; Fax 570-857-0181.

Dated this 18th day of August, 2023

/s Richard D. Gaines
Richard D. Gaines. Pro se
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