

**BEFORE THE PUBLIC UTILITY COMMISSION**

**OF OREGON**

NC 158

PUBLIC UTILITY COMMISSION OF )  
 OREGON, )  
 )  
 Complainant, )  
 )  
 v. )  
 )  
 WILLIAM HOLOBOFF, )  
 )  
 Defendant. )

ORDER

**DISPOSITION: STIPULATION ADOPTED**

On July 14, 2005, the Public Utility Commission of Oregon filed a complaint against Defendant. The complaint charged Defendant with one violation of law and requested a penalty of \$1,000. On July 22, 2005, a copy of the complaint was served.

On July 25, 2005, the parties to this proceeding entered into a stipulation, which is attached as Appendix A.

Under the terms of the stipulation, Defendant admits committing the alleged violation and agrees that the Commission may enter an order assessing civil monetary penalties.

The parties further agree that the penalties should be suspended, unless Defendant fails to comply with any provision of the stipulation or violates any rule adopted by the Oregon Utility Notification Center (OUNC) under ORS 757.552 for a period of one year following the date of the Commission’s final order in this proceeding.

The stipulation is adopted. From the foregoing, it is concluded that no hearing is required. Under the terms of the stipulation, the allegations of the complaint are true, and Defendant has violated Oregon Administrative Rule(s) as alleged. Pursuant to the provisions of ORS 757.993, penalties should be assessed against Defendant under the terms and conditions of the stipulation.


**ORDER**

IT IS ORDERED that:

1. The stipulation, attached as Appendix A, is adopted.
2. Civil monetary penalties shall be assessed against Defendant in the amount of \$1,000 for one violation of law.
3. Payment of the penalties (\$1,000) shall be suspended, unless a showing is made that Defendant has violated, within one year of the date of this order, any rules administered by the Oregon Utility Notification Center.
4. Complainant may reopen this proceeding in the event that Defendant has not complied with all OUNC rules for that one year period.

Made, entered, and effective OCT 28 2005.



  
\_\_\_\_\_  
**Lee Sparling**  
Director  
Utility Program

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to ORS 756.580.

BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON

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P.U.C.

NC 158

PUBLIC UTILITY COMMISSION OF OREGON,

Complainant,

v.

WILLIAM HOLOBOFF,

Defendant.

STIPULATION FOR ENTRY OF FINAL  
ORDER

The Public Utility Commission of Oregon, appearing by and through Paul A. Graham, Assistant Attorney General, and the defendant, William Holoboff, hereby stipulate as follows:

1.

A Complaint in this case is pending before the Commission charging the defendant with one violation of law.

2.

Both parties to this proceeding are willing to forego further processing of that Complaint and further are willing to resolve this matter on the basis of this stipulation.

3.

The defendant admits that the violation was committed as alleged in the Complaint and is willing for the Commission to enter an order finding that the violation was committed as alleged in the Complaint.

4.

The parties further agree that the Commission may enter an order assessing civil monetary penalties against the defendant in the amount of \$1,000 under the following terms and conditions:

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APPENDIX A  
PAGE 2 OF 2


1 A. \$1,000 shall be permanently suspended and no further penalties shall be imposed for the  
2 violation alleged in the Complaint unless defendant fails to comply with all of the rules  
3 adopted by the Oregon Utility Notification Center (OUNC) under ORS 757.552 for a one  
4 year period following date of the Commission's entry of a final order.

5 B. In the event that complainant contends that the defendant has not complied with all  
6 OUNC rules for that one year period, complainant may reopen this proceeding and  
7 petition for imposition of all or a portion of the suspended penalties. In such case  
8 defendant shall be entitled to a hearing and to be notified of the basis upon which  
9 complainant contends that compliance has not occurred.

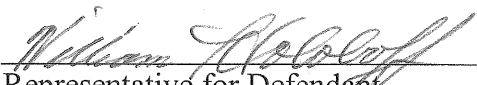
10 5.

11 This stipulation is conditioned upon final approval of its terms by the Commission. If the  
12 stipulation is not accepted in its entirety, it shall be deemed withdrawn.

13 DATED this 14<sup>th</sup> day of July, 2005.

14   
15 \_\_\_\_\_  
16 Paul A. Graham, OSB #77190  
17 Assistant Attorney General  
18 Of Attorneys for PUC Staff

19 DATED this 25<sup>th</sup> day of July, 2005.

20   
21 \_\_\_\_\_  
22 Representative for Defendant