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Attorneys for PacifiCorp, dba Utah Power

Submitted May 27, 2004

#### BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

| COMCAST CABLE COMMUNICATIONS, )                        |  |
|--|--|
| INC., a Pennsylvania Corporation,                      | Docket No. 03-035-28                     |
| Claimant,  | Docket No. 05-035-26                     |
| vs. )  | NOTICE OF 30(b)(6) DEPOSITION            |
| PACIFICORP, dba UTAH POWER, an Oregon ) Corporation, ) | OF COMCAST CABLE<br>COMMUNICATIONS, INC. |
| Respondent. )  |  |
|  |  |

# NOTICE OF 30(b)(6) DEPOSITION

TO EACH PARTY AND TO EACH ATTORNEY OF RECORD IN THIS ACTION:

PLEASE TAKE NOTICE, pursuant to Utah Administrative Code sec. R746-100-8.B and Rule 30(b)(6) of the Utah Rules of Civil Procedure, Defendant PacifiCorp will take the deposition of Comcast Cable Communications, Inc. on or before June 10, 2004, at the offices of Jones Waldo Holbrook & McDonough located at 170 South Main, #1500, Salt Lake City, Utah 84101, commencing at 9:30 a.m. and continuing from day to day thereafter, before a person authorized to administer oaths.

Comcast Cable Corporation is directed, pursuant to Rule 30 (b)(6), to designate one or more officers, directors, or managing agents, to testify on its behalf as to the matters of examination listed herein.

### RELEVANT TIME PERIOD

The relevant time period, unless otherwise indicated shall be from January 1, 1994 until the present.

# AREAS FOR EXAMINATION

Pursuant to Rule 30(b)(6), the following subject matters are specified for examination:

- The application and permitting process followed by Comcast for Comcast's pole attachments to PacifiCorp's poles in Utah for the relevant time period.
- 2. Instructions given to Comcast employees, and their knowledge of the process identified in Item No. 1.
- 3. The regular or routine communications or working relationship between PacifiCorp and Comcast relating to the permitting and making of Comcast pole attachments to PacifiCorp's poles during the relevant time period.

- The internal processes and procedures of Comcast for documenting the process, approval and communications related to Items Nos. 1 and 3.
- The record-keeping, organization, and management practices of Comcast for its
  pole attachment permits to PacifiCorp's poles in Utah during the relevant time period.
- 6. Comcast procedures for obtaining permission to use the easements and rights-ofway underlying its attachments to PacifiCorp's facilities during the relevant time period.
- 7. The safety standards and processes followed by Comcast in making pole attachments to PacifiCorp's poles in Utah during the relevant time period.
  - 8. The scope and pace of Comcast's build-out of its facilities on PacifiCorp's poles.
- 9. The construction standards used by Comcast, its employees, agents and/or representatives, including but not limited to contractors and subcontractors, when attaching or overlashing equipment to PacifiCorp's support structures in Utah. In particular: (a) instructions given to each person attaching and overlashing equipment to PacifiCorp's support structures on behalf of Comcast; and (b) processes and procedures for crews attaching and overlashing equipment to PacifiCorp's support structures.
- All efforts of Comcast and MasTec to refute or confirm the findings of PacifiCorp's 2003 Audit.
- 11. The results of the work MasTec has been performing on behalf of Comcast with respect to PacifiCorp's 2003 Audit.
- 12. The accuracy and completeness of the documents produced by Comcast in response to PacifiCorp's document request to produce all documents establishing the authorization obtained by Comcast for attachments to PacifiCorp's poles in areas at issue in this litigation.

PLEASE TAKE FURTHER NOTICE that the deposition will be recorded by sound,

video and/or stenographic means. The deposition will be used for purposes of discovery and/or

for use as evidence at trial.

DATED: this 27 day of May, 2004.

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# **PACIFICORP**

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# CERTIFICATE OF SERVICE

I hereby certify that on the 27 day of May, 2004, a true and correct copy of the enclosed was mailed, via electronic mail and first class mail to:

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And a true and correct copy was served via electronic mail and hand-delivery to:

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