

1 Docket No. 04-053-03 Request for Reconsideration—Exhibit 1--page 1

2 INTRODUCTION OF EXHIBIT 1:

3 This exhibit is meant to show that I tried to become an active participant in
4 this matter prior to the November 22nd hearing. My efforts were not limited
5 to just the letter requesting to intervene and oral testimony given at the
6 November 3rd hearing.

7 This exhibit is offered as support for reasons for reconsideration one
8 through eight on pages 2 and 3 of that request.

9 October 19, 2004

10 I wrote a Petition to Intervene request letter to the Public Service
11 Commission for Docket No. 04-053-03.

12 Later in October

13 I called Jean Kline (resident of Vernal, Utah) to discuss UBTA-UBET's
14 past EAS and current merger applications with the PSC. She told me that
15 UBTA-UBET refused to let her and others look at most of the records they
16 needed to make an informed decision on the merger plans.

17 November 3rd

18 I spoke on the record at the hearing in Vernal. I mentioned that I had filed a
19 timely petition to intervene and that today's comments were to be added to
20 those listed on my intervention request. I added a couple of new issues.

21

22 Docket No. 04-053-03 Request for Reconsideration—Exhibit 1--page 2

23 November 3rd continued

24 Written testimony of Jean Kline and a petition opposing the merger with
25 more than sixty signatures was presented by Paul H. Proctor, Attorney for
26 the Committee on behalf of Jean Kline.

27 Mr. Proctor spoke with me after the hearing. He said that this is the first
28 time that anyone had heard there were any petitions to intervene in this
29 case. He suggested that I call Julie Orchard at the PSC to see if they had
30 received my request, and what I needed to do to protect my standing. He
31 said that I would receive a lot of records as an intervener. And, that I could
32 have access to protected records if I signed the Commission's
33 confidentiality agreement.

34 November 4 or 5

35 I called Ms. Julie Orchard at the PSC about the status of my petition to
36 intervene. She said that they thought it was only a written comment. She
37 said that I needed to send her an email requesting that the Commission
38 respond to my October 19th intervention request.

39 November 5

40 I sent an email to Ms. Julie Orchard at the PSC requesting approval as an
41 intervener and stated why my earlier request was a valid request. I, also,
42 requested a list of items available for my discovery and the form I needed to

43 Docket No. 04-053-03 Request for Reconsideration—Exhibit 1--page 3

44 sign to have access to confidential records. (See exhibit 2)

45 November 9

46 Page 3 of the Uintah Basin Standard (Roosevelt, Utah paper) says that

47 UBTA-UBET, the Division, and the Committee would meet on the 12th to

48 discuss the merger. (See exhibit 3—only able to provide electronic copy in

49 PDF format)

50 November 12

51 The Commission approved my petition to intervene.

52 November 17

53 I received an email from the Commission that the proposed stipulation of

54 the parties did not address all of the concerns expressed by the public at the

55 November 3rd hearing.

56 November 24

57 I received an email from Mr. Paul H. Proctor stating that the case had been

58 settled and that I probably should have received some special notifications.

59 (See exhibit 4) I was unable to look at his attachment.

60 November 26

61 I received and email from the Commission with the Report and Order. I did

62 not receive a copy of the Stipulation referred to in this order.

63

64 Docket No. 04-053-03 Request for Reconsideration—Exhibit 1--page 4

65 December 3

66 I sent letter to Ms. Julie Orchard at PSC stating that I still needed all the
67 information requested in my November 5th email to her. I, also, requested
68 information needed for discovery of records held at the PSC. I requested a
69 copy of the Stipulations referred to in the Commission Order.

70 December 6

71 I received a fax from Ms. Allison Flanders at PSC of page 11 of the
72 Protective Order. (It was sent Friday evening.) I sent an email to Ms. Julie
73 Orchard requesting the rest of the pages of the Protective Order. Ms.
74 Flanders sent me an email with the requested pages. (See exhibit 5)
75 I called Mr. Paul H. Proctor at the Committee who told me that the PSC has
76 some of the records posted on its website.

77 I received my monthly telephone bill in the mail from UBET with a flyer
78 explaining that the merger had been approved and how UBET customers
79 could choose Class A & B membership in UBTA.

80 December 13

81 I sent the signed Appendix A to Protective Order and, a request of
82 discovery of all records to the Commission, the Division, the Committee,
83 the applicant's general manager, and the applicant's attorney.

84

85 Docket No. 04-053-03 Request for Reconsideration—Exhibit 1--page 5

86 December 13 continued

87 I received an email from Ms. Lindsay Mathie at PSC in response to the
88 above items stating that PDF electronic format is not accepted by the PSC
89 and that I needed to send out new filings. (See exhibit 6) A copy of the
90 PSC rule was attached but it was written with a program that I can not read
91 with my computer.

92 I sent Ms. Mathie an email requesting a copy of the PSC rule in a format I
93 could read.

94 I received two phone messages from Ms. Glenna Stewart at UBTA-UBET
95 and one from Mr. Clark Allred, general council for applicant.

96 December 14

97 I returned Mr. Allred's call. He would try to set up a meeting at the
98 applicant's Roosevelt office on December 17th so they could explain their
99 positions. I verbally gave him a partial list of records that I wanted to
100 examine at that meeting. He said he did not think there would be a problem
101 with the information request.

102 December 15

103 I called Mr. Allred and left a voice message to turn down the meeting he
104 was trying to set up for the 17th. If I was able to take the day off, then I
105 needed the time to prepare for my Request for Reconsideration for the PSC.

106 Docket No. 04-053-03 Request for Reconsideration—Exhibit 1--page 6

107 Compliance with all of the restrictive data format requirements was going

108 to prevent me from meeting the thirty day deadline for filing the request.

109 December 17

110 I used a public library computer to open and print the PSC July 16, 2004,

111 memo I got on December 13th from Ms. Lindsay Mathie.

112 Ms. Oliwia Smith of the Committee sent me an email indicating that I could

113 have access to the records they have in their files.

114 December 21, 2004

115 Mr. Clark Allred called me. I asked him if UBTA-UBET was going to

116 cooperate in providing me access to the records that I will be requesting

117 He said that he did not have a problem with releasing records. But, the

118 applicant indicated to him that only records that have already been provided

119 to the PSC would be open for discovery. Only consolidated financial

120 statements would be available since the PSC did not ask to see statements

121 of the separate operations. The new bylaws that Mr. Allred was preparing

122 would be available for inspection.

123

124

125

126

127 Docket No. 04-053-03 Request for Reconsideration—Exhibit 1--page 7

128

129

130

131 Dated this 27th day of December, 2004

132

133

134 By _____

135 Brent Hansen

136 Intervener (representing self)

137 254 North 100 East (physical)

138 P O Box 263 (mail)

139 Vernal, Utah 84078

140 Email: brenthansencpa@yahoo.com