DECISION MEMORANDUM

TO:COMMISSIONER NELSON

COMMISSIONER SMITH

COMMISSIONER HANSEN

MYRNA WALTERS

STEPHANIE MILLER

DAVID SCHUNKE

DON HOWELL

EILEEN BENNER

BILL EASTLAKE

JIM LONG

BIRDELLE BROWN

BEVERLY BARKER

GARY RICHARDSON

TONYA CLARK

WORKING FILE

FROM:JOE CUSICK

DATE:JULY 5, 1996

SUBJECT:UNRESOLVED EAS PETITIONS

In 1993 the Commission established Case No. GNR-T-93-13 as a general examination of  the issue of EAS. The purpose of this case was to establish a more definitive criteria upon which future EAS petitions would be examined.  In Order No. 26311, the Commission adopted community-of-interest standards to be used in the evaluation of all EAS petitions.

Although Order No. 26311 established certain community-of-interest standards it did not rule on any of the specific cases, therefore, any case which was put on hold during this proceeding has yet to be decided.  In addition, during the time of this case, most of the petitions which were received were made part of Case No. GNR-T-93-13 and not assigned specific numbers.  These petitions also remain unresolved.

The Commission, as well as the Staff, has received calls and letters which show that there is still a great deal of public interest in these cases.  Staff believes that the time has come to begin to examine these petitions on an individual basis.

Attachment A is a list of the outstanding EAS petitions the Staff has identified.  Some of these petitions have case numbers already assigned to them and others do not.  Some of the petitions will be addressed, in whole or in part, in Case No. USW-S-96-4, the EAS stipulation between the Staff and U S WEST.

Staff recommends that those petitions that have not been assigned a case number be assigned one.  Staff further recommends that those petitions not being addressed in Case No. USW-S-96-4 be queued up for examination.  For purposes of simplicity, Staff recommends these petitions be examined on a first-in first-out basis, starting with the petition of Homedale/Wilder customers to call the Nampa/Caldwell area.

While it would be impractical, because of the Commission’s current workload, to attempt to schedule all of the petitions at this time, I believe a commitment needs to be made to address these petitions as expeditiously as possible.

COMMISSION DECISION

Does the Commission wish to assign case numbers to those cases which have not yet been assigned numbers?

Does the Commission wish to begin examination of these petitions on an individual basis?

If so, in what order should these petitions be examined?

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Joe Cusick

dec-memo/petitions/jwc

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| --- | --- | --- | --- |
| FROM | TO | DATE FILED | CASE # |
| Homedale - Citz Wilder - Citz | Nampa        USWCaldwell     USW | March ‘93 | GNR-T-93-7 |
| Parma - Citz | Caldwell - USWNuAcres - FarmersNyssa - Malheur | March ‘93 | GNR-T-93-11 |
| Arbon - Rockland | Pocatello - USW | Feb ‘95 |  |
| Arbon - RocklandRockland - “ | Amer.  Falls - USW | Jan.  ‘94 |  |
| Amer Falls - USW | Pocatello - USW | Aug ‘94 | USW-S-96-4 |
| Swan Falls / IrwinUSW & Silver Star | Id Falls - USWRirie - USWDriggs - Teton | Mar ‘94 |  |
| Aberdeen - Citz | Blackfoot - USW | Nov ‘94 |  |
| Riggins - CitzNew Mead. - Citz | New Mead. - CitzWhite Bird - CitzGrngvlle - USWCouncil - CambrdgMcCall - CitzKooskia - USWElk City - GTE | Feb ‘94 |  |
| Weiser - USW | Payette - USW | Nov ‘95 |  |
| Albion - AlbionMalta -       “Elba -         “Almo -       “Raft Rvr -   “Burley - USWDeclo - USW | Same | Feb ‘95 |  |
| Magic Valley | Magic Valley |  | USW-S-96-4GNR-T-95-5 |
| Garden Valley - Citz(Horseshoe B.  to Boise expected soon) | Boise - USWHorseshoe B. - CitzId City - USWLowman - Cambridge | Mar 96 | GNR-T-96-2 |
| Boise - USWCaldwell - USWNampa - USW | Same |  | USW-S-96-4GNR-T- 95-2 |