



FILED
12-11-15
04:59 PM

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

In the matter of Application of Kerman Telephone Co. (U 1012 C), d/b/a Sebastian, to Review Intrastate Rates and Charges and Rate of Return For Telephone Service Furnished Within the State of California, and to Modify Selected Rates

A.11-12-011
(Filed December 28, 2011)

**NOTICE OF EX PARTE COMMUNICATIONS
OF
KERMAN TELEPHONE CO. (U 1012 C)**

Mark P. Schreiber
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Attorneys for Kerman Telephone Co.

December 10, 2015

NOTICE OF EX PARTE COMMUNICATIONS

Pursuant to Rule 8.3 of the California Public Utilities Commission's Rules of Practice and Procedure, Kerman Telephone Co. (U 1012 C) ("Kerman") hereby provides notice of the following *ex parte* communications.

First, on December 7, 2015, starting at approximately 4:20 p.m., Patrick M. Rosvall, attorney for Kerman, had a brief phone conversation with Dr. Bill Johnston, advisor to Commissioner Sandoval. The conversation included a discussion of the Office of Ratepayer Advocates' ("ORA") motion to "strike" Kerman from the cost of capital proceeding. Specifically, Mr. Rosvall pointed out that it would be improper and inconsistent with the vision outlined in the rate case plan adopted in R.11-11-007 to exclude Kerman from the proceeding. Mr. Rosvall also explained that there is a simple solution to the intersection between the Kerman rate case and the cost of capital proceeding, which is to retain Kerman's current cost of capital at 10% for the purpose of concluding its pending rate, permit Kerman to participate in the cost of capital proceeding, and then substitute the new cost of capital derived from the holistic proceeding for the 10% figure through a later compliance filing in the rate case docket. Mr. Rosvall noted that this would allow for an orderly process for addressing cost of capital and preserving the Commission's intent to treat Kerman like the other companies, while also resolving the Kerman rate case without any further delays. The conversation lasted approximately 10 minutes. No documents were exchanged in connection with the conversation.

Second, on December 8, 2015, at 9:40 a.m., Mr. Rosvall sent a short email to Dr. Johnston attaching the links to the ORA motion to "strike" and the response from the Independent Small LECs. A full and complete copy of that communication is attached as Attachment A hereto, and a service copy of that same communication is attached as Attachment B, demonstrating compliance with the requirements of Rule 8.3(c)(3).

This Notice has been served on the service list for Commission proceeding A.11-12-011, as stated in the Certificate of Service attached hereto. Please direct any questions regarding this notice to Patrick M. Rosvall at 415-765-0369 or at prosvall@cwclaw.com.

Dated this December 10, 2015, at San Francisco, California.

Mark P. Schreiber
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By: _____ /s/
Patrick M. Rosvall

Attorneys for Kerman Telephone Co.

ATTACHMENT A

Patrick Rosvall

To: Patrick Rosvall
Subject: RE: Cost of Capital -- Motion to Exclude Kerman and Response

From: Patrick Rosvall
Sent: Tuesday, December 08, 2015 9:40 AM
To: wej@cpuc.ca.gov
Subject: Cost of Capital -- Motion to Exclude Kerman and Response

Bill:

Here is the ORA motion we discussed: <http://docs.cpuc.ca.gov/PublishedDocs/Efile/G000/M155/K876/155876310.PDF> And here is the response from the Independent Small LEC group: <http://docs.cpuc.ca.gov/PublishedDocs/Efile/G000/M156/K011/156011374.PDF>

Best,

Patrick

Patrick M. Rosvall, Esq.
Cooper, White & Cooper LLP
(direct) 415-765-0369

ATTACHMENT B

Patrick Rosvall

To: Patrick Rosvall
Subject: RE: A.15-09-005 (Cost of Capital) -- Email to Bill Johnston (Compliance with Rule 8.3(c) (3))

From: Patrick Rosvall

Sent: Tuesday, December 08, 2015 4:16 PM

To: ttf@cpuc.ca.gov; Small LECs (2014- present); chris.ungson@cpuc.ca.gov; richard.rauschmeier@cpuc.ca.gov; cc3@cpuc.ca.gov; dot@cpuc.ca.gov; fvr@cpuc.ca.gov; mca@cpuc.ca.gov; mwc@cpuc.ca.gov; pjh@cpuc.ca.gov; rcm@cpuc.ca.gov; rwh@cpuc.ca.gov; snr@cpuc.ca.gov; sjy@cpuc.ca.gov; kef@cpuc.ca.gov

Subject: A.15-09-005 (Cost of Capital) -- Email to Bill Johnston (Compliance with Rule 8.3(c)(3))

All:

In compliance with Rule 8.3(c)(3) of the Commission's Rules of Practice and Procedure, the Independent Small LECs hereby provide notice of the following ex parte communication in the above-captioned proceeding. A formal ex parte notice will follow, in compliance with Rule 8.4.

Patrick M. Rosvall, Esq.
Cooper, White & Cooper LLP
(direct) 415-765-0369

From: Patrick Rosvall

Sent: Tuesday, December 08, 2015 9:39 AM

To: wej@cpuc.ca.gov

Subject: Cost of Capital -- Motion to Exclude Kerman and Response

Bill:

Here is the ORA motion we discussed: <http://docs.cpuc.ca.gov/PublishedDocs/Efile/G000/M155/K876/155876310.PDF> And here is the response from the Independent Small LEC group: <http://docs.cpuc.ca.gov/PublishedDocs/Efile/G000/M156/K011/156011374.PDF>

Best,

Patrick

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