



**FILED**  
12-11-15  
04:59 PM

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

Application of  
Calaveras Telephone Company (U 1004 C)  
Cal-Ore Telephone Co. (U 1006 C)  
Ducor Telephone Company (U 1007 C)  
Foresthill Telephone Company (U 1009 C)  
Kerman Telephone Co. (U 1012 C)  
Pinnacles Telephone Co. (U 1013 C)  
The Ponderosa Telephone Co. (U 1014 C)  
Sierra Telephone Company, Inc. (U 1016 C)  
The Siskiyou Telephone Company U 1017 C)  
Volcano Telephone Company (U 1019 C)  
for a Determination of Applicants' Cost of  
Capital for Ratemaking Purposes

A. 15-09-005  
(Filed September 1, 2015)

**NOTICE OF EX PARTE COMMUNICATIONS OF  
CALAVERAS TELEPHONE COMPANY (U 1004 C)  
CAL-ORE TELEPHONE CO. (U 1006 C)  
DUCOR TELEPHONE COMPANY (U 1007 C)  
FORESTHILL TELEPHONE COMPANY (U 1009 C)  
KERMAN TELEPHONE CO. (U 1012 C)  
PINNACLES TELEPHONE CO. (U 1013 C)  
THE PONDEROSA TELEPHONE CO. (U 1014 C)  
SIERRA TELEPHONE COMPANY, INC. (U 1016 C)  
THE SISKIYOU TELEPHONE COMPANY U 1017 C)  
VOLCANO TELEPHONE COMPANY (U 1019 C)  
("INDEPENDENT SMALL LECS")**

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Attorneys for the Independent Small LECs

December 10, 2015

## NOTICE OF EX PARTE COMMUNICATIONS

Pursuant to Rule 8.4 of the California Public Utilities Commission's Rules of Practice and Procedure ("Rules"), Calaveras Telephone Company (U 1004 C), Cal-Ore Telephone Co. (U 1006 C), Ducor Telephone Company (U 1007 C), Foresthill Telephone Company (U 1009 C), Kerman Telephone Co. (U 1012 C), Pinnacles Telephone Co. (U 1013 C), The Ponderosa Telephone Co. (U 1014 C), Sierra Telephone Company, Inc. (U 1016 C), The Siskiyou Telephone Company (U 1017 C), Volcano Telephone Company (U 1019 C) (the "Independent Small LECs") hereby provide notice of the following *ex parte* communications.

First, on December 7, 2015, starting at approximately 4:20 p.m., Patrick M. Rosvall, attorney for the Independent Small LECs, 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 Telephone Co. ("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.



# **ATTACHMENT A**

## Patrick Rosvall

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

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**From:** Patrick Rosvall  
**Sent:** Tuesday, December 08, 2015 9:40 AM  
**To:** [wej@cpuc.ca.gov](mailto: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

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

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**From:** Patrick Rosvall  
**Sent:** Tuesday, December 08, 2015 4:16 PM  
**To:** [tff@cpuc.ca.gov](mailto:tff@cpuc.ca.gov); Small LECs (2014- present); [chris.ungson@cpuc.ca.gov](mailto:chris.ungson@cpuc.ca.gov); [richard.rauschmeier@cpuc.ca.gov](mailto:richard.rauschmeier@cpuc.ca.gov); [cc3@cpuc.ca.gov](mailto:cc3@cpuc.ca.gov); [dot@cpuc.ca.gov](mailto:dot@cpuc.ca.gov); [fvr@cpuc.ca.gov](mailto:fvr@cpuc.ca.gov); [mca@cpuc.ca.gov](mailto:mca@cpuc.ca.gov); [mwc@cpuc.ca.gov](mailto:mwc@cpuc.ca.gov); [phh@cpuc.ca.gov](mailto:phh@cpuc.ca.gov); [rcm@cpuc.ca.gov](mailto:rcm@cpuc.ca.gov); [rwh@cpuc.ca.gov](mailto:rwh@cpuc.ca.gov); [snr@cpuc.ca.gov](mailto:snr@cpuc.ca.gov); [sjy@cpuc.ca.gov](mailto:sjy@cpuc.ca.gov); [kef@cpuc.ca.gov](mailto: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

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**From:** Patrick Rosvall  
**Sent:** Tuesday, December 08, 2015 9:39 AM  
**To:** [wej@cpuc.ca.gov](mailto: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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