

Carlson, Joni (UTC)

From: Larry Kezner [larry@seattleferryservice.com]
Sent: Friday, February 29, 2008 1:57 PM
To: Torem, Adam (UTC)
Cc: daniel.dolson@gmail.com; dwiley@williamskastner.com; Ingram, Penny (UTC); Thompson, Jonathan (ATG); Rendahl, Ann (UTC); Walker, Kippi (UTC); Kaech, Margret (UTC); UTC DL Records Center
Subject: Re: UTC Docket TS-080087 -- Scheduling Brief Adjudicative Proceeding

Dear Mr. Torem,
Any of these mornings or afternoons will be OK.
Thank you,
Larry Kezner
Seattle Ferry Service LLC

On 2/28/08, **Torem, Adam (UTC)** <atorem@utc.wa.gov> wrote:

TO: Daniel Dolson, Dutchman Marine LLC

Larry Kezner, Seattle Ferry Service LLC

Dave Wiley, Attorney for Seattle Ferry Service LLC

Penny Ingram, Commission Staff

Jonathan Thompson, Assistant Attorney General for Commission Staff

I am the administrative law judge assigned to preside over your request for a hearing regarding the Commission's intent to cancel your certificates. As noted in ¶21 of the *Notice of Intent to Cancel Certificates* served on January 16, 2008, your hearing will be conducted as a Brief Adjudicative Proceeding (BAP) under RCW 34.05.482 and the specific Commission procedures set out in WAC 480-07-610 (copy attached). The BAP will consider both certificate holders in a single proceeding.

The purpose of this e-mail is to determine any conflicts you may have with regard to the dates the Commission has available to conduct this BAP:

- ⊗ Monday afternoon, March 24, 2008
- ⊗ Tuesday morning, March 25, 2008
- ⊗ Thursday morning, March 27, 2008

- ⊗ Monday afternoon, March 31, 2008
- ⊗ Tuesday morning, April 1, 2008
- ⊗ Wednesday morning, April 2, 2008
- ⊗ Thursday morning, April 3, 2008

Please respond (*using REPLY ALL*) with any conflicts you have with any of these dates no later than next Monday, March 3rd, at 1:30 p.m. The Commission will select a date for the BAP and serve a *Notice of Brief Adjudication* that same afternoon.

Please be advised that Section III of the *Notice*, ¶ 11-19, informed you of the facts that will be considered during the BAP. In accordance with WAC 480-07-610(5), Commission Staff and each ferry service corporation will have the opportunity to make oral statements at the hearing. However, additional evidence, either documentary or testimonial, will not necessarily be accepted at this proceeding. The forthcoming *Notice of Brief Adjudicative Proceeding* will establish a deadline for requesting permission to present additional evidence and the requirements for doing so.

I look forward to hearing back from you with any scheduling concerns in the next few days. Thank you,

Adam E. Torem, Administrative Law Judge

WA Utilities & Transportation Commission

(360) 664-1138