

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Application of)	DOCKET TC-121144
)	
BICYCLING AND HIKING TOURS, LLC,)	NOTICE OF BRIEF ADJUDICATIVE PROCEEDING
)	
For a Certificate to Operate as a Passenger Transportation Company)	SETTING TIME FOR ORAL STATEMENTS
)	(Set for February 12, 2013, at 10:00 a.m.)
.....)	

- 1 On July 2, 2012, Bicycling and Hiking Tours, LLC (Bicycling and Hiking Tours or Company) filed with the Washington Utilities and Transportation Commission (Commission) an application requesting authority to operate as a passenger transportation company in the state of Washington under RCW 81.68.

- 2 By notices dated July 6, August 23, and October 15, 2012, the Commission notified the Company of deficiencies in its application and the requirements needed in order to process its application. In addition to the notices, on August 7, 2012, the Commission’s regulatory staff (Staff) held a conference call with the Company regarding the rule requirements for an application and went over each deficiency.

- 3 On November 26, 2012, the Commission entered Order 01 – Order Dismissing Application in this matter. Order 01 dismissed the application filed by Bicycling and Hiking Tours for a passenger transportation certificate authority for failure to meet the application requirements in RCW 81.68 and WAC 480-30.

- 4 On December 6, 2012, Bicycling and Hiking Tours filed with the Commission a Request for Review of Application Dismissal. Bicycling and Hiking Tours states it did receive a call from Staff, but it was never a conference call. The Company further states it did respond to Staff on November 9, 2012, with the information it believed Staff had requested and believes it should be able to resubmit a more detailed application pursuant to the Commission’s needs.

5 Pursuant to RCW 34.05.482 and WAC 480-07-610, the Commission determines that a brief adjudicative proceeding is appropriate for determining whether Bicycling and Hiking Tours' application for permanent authority should be denied for failure to meet the application requirements.

6 **THE COMMISSION GIVES NOTICE That it will hold a brief adjudicative proceeding in this matter at 10:00 a.m., on Tuesday, February 12, 2013, in Room 108, First Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

7 The record in this case will consist of any documents regarding the matter that are considered by or prepared for the presiding officer for the brief adjudicative proceeding and a transcript of any oral statements given at the hearing, which statements will be given under oath.

8 Written notice of any other stage in the proceeding or other formal proceedings that the Commission may deem appropriate will be given during the course of this case. The Commission will provide at its offices in Olympia, Washington, copies of documents in the current record for use by the parties or others who may want to review them.

9 Parties wishing to submit any other documents for consideration at the brief adjudicative proceeding must file with the Commission a list enumerating and describing any such documents **no later than 5:00 p.m. on Tuesday, February 5, 2013**, and bring an original and **three (3)** copies to the hearing. Filing shall be in accordance with WAC 480-07-140 and – 145.

10 **THE COMMISSION GIVES NOTICE that any party who fails to attend or participate in the brief adjudicative proceeding set by this Notice, or any other stage of this proceeding, may be held in default under RCW 34.05.440 and WAC 480-07-450.**

11 The names and mailing addresses of all known parties and their known representatives are as follows:

Complainant: Washington Utilities and
Transportation Commission
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250

Representative: Michael A. Fassio
Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664-1192
mfassio@utc.wa.gov

Respondent: Steve Terry
Bicycling & Hiking Tours, LLC
3810 East Galer St.
Seattle, WA 98112
(206) 325-5569
sporttour@aol.com

12 Administrative Law Judge Stephany A. Watson, from the Commission's
Administrative Law Division, will preside during this proceeding.

13 The Commission will give parties notice of any other procedural phase of the
proceeding in writing or on the record, as appropriate during this proceeding.

DATED at Olympia, Washington, and effective January 17, 2013.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER
Executive Director and Secretary

Inquiries may be addressed to:

Executive Director and Secretary
Washington State Utilities and
Transportation Commission
Richard Hemstad Building
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

NOTICE

Hearing facilities are accessible to persons with disabilities. Smoking is prohibited. If limited English-speaking, hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

If you need an interpreter, or have other special needs, please fill out this form and return it to Washington State Utilities and Transportation Commission, Attention: David W. Danner, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket: _____

Case Name: _____

Hearing Date: _____ Hearing Location: _____

Primary
Language: _____

Hearing Impaired (Yes) _____ (No) _____

Do you need a certified sign language interpreter:

Visual _____ Tactile _____

Other type of assistance needed: _____

English-speaking person who can be contacted if there are questions:

Name: _____

Address: _____

Phone No.: (____) _____