

**BEFORE THE WASHINGTON STATE  
UTILITIES AND TRANSPORTATION COMMISSION**

In re Application No. B-079285 of	)	DOCKET NO. TS-041007
	)	
KITSAP FERRY COMPANY, LLC	)	
d/b/a KITSAP FERRY CO.	)	
	)	NOTICE OF PUBLIC HEARING
For a Certificate of Public	)	<b>(Set for August 5, 2004, at 6:00 p.m.)</b>
Convenience and Necessity to	)	
Provide Commercial Ferry Service	)	NOTICE OF HEARING
	)	<b>(Set for August 6, 2004, at 9:30 a.m.)</b>
.....	)	

1 On June 3, 2004, Kitsap Ferry Company, LLC d/b/a Kitsap Ferry Co. (Kitsap Ferry or Applicant) filed an application (No. B-079285) for a certificate of public convenience and necessity to provide passenger-only ferry service between Bremerton and Seattle. Notice of the Application was published in the Commission's weekly docket of June 14, 2004.

2 The Commission has jurisdiction over this matter under Title 81 RCW, which authorizes it to regulate persons seeking to furnish commercial ferry service under chapter 81.84 RCW and 480-51 WAC. The issues in this proceeding include whether granting the authority requested in the Application is consistent with the public interest.

3 The commission received no protests within the 30 days required by WAC 480-51-040 and/or WAC 480-51-050. RCW 81.84.020 requires that the Commission grant/deny the issuance of a certificate only after hearing.

4 The statutes involved include those within chapter 81.04 RCW, chapter 81.84 RCW, chapter 34.05 RCW, and chapter 47.60 RCW, including but not limited to RCW 34.05.431, RCW 34.05.434, RCW 34.05.437, RCW 34.05.440, RCW 34.05.443, RCW 47.60.120, RCW 81.84.010, and RCW 81.84.020. Rules involved include

those within chapter 480-07 WAC chapter 480-51 WAC, including but not limited to WAC 480-51-060, and WAC 480-51-070.

5 THE COMMISSION GIVES NOTICE That in accordance with WAC 480-07-440(1)(a), the Commission has determined that good cause exists for this matter to be heard on shortened notice.

6 **NOTICE OF HEARING FOR PUBLIC TESTIMONY.** The Commission will convene a hearing to consider the comments of the public concerning the application of Kitsap Ferry Co. for a commercial ferry certificate between Bremerton and Seattle, Washington. **A hearing to consider public comment on the applicant's proposed service will be held on Thursday, August 5, 2004, from 6:00 p.m. to 8:00 p.m., in the Performing Arts Center/Auditorium of the Bremerton High School, located at 1500 13<sup>th</sup> Street, Bremerton, Washington. Please note that the Commission will begin taking comments at 6:00 p.m. from all present, ending no later than 8:00 p.m.**

7 **NOTICE OF HEARING.** The Commission convenes a hearing in this matter to consider the application of Kitsap Ferry Co. for a commercial ferry certificate between Bremerton and Seattle, Washington. **A hearing to address the need for the applicant's proposed service will be held on Friday, August 6, 2004, beginning at 9:30 a.m., in the Chambers Room of the Kitsap County Courthouse, located at 614 Division Street, Port Orchard, Washington.**

8 **THE COMMISSION GIVES NOTICE that any party who fails to attend or participate in the hearing set by this Notice, or any other stage of this proceeding, may be held in default in accordance with RCW 34.05.440. The parties are further advised that the sanction provisions of WAC 480-07-450 are specifically invoked.**

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

Applicant: Kitsap Ferry Company, LLC  
d/b/a Kitsap Ferry Co.  
197 Parfitt Way S.W., Suite 100  
Bainbridge Island, WA 98110  
(206) 780-1440

Representative: James H. Bauer  
Bauer Moynihan & Johnson LLP  
2101 Fourth Avenue, 24<sup>th</sup> Floor  
Seattle, WA 98121  
(206) 443-3400

Commission: Washington Utilities and  
Transportation Commission  
1300 S. Evergreen Park Drive S.W.  
P.O. Box 47250  
Olympia, WA 98504-7250  
(360) 664-1160

Representative: Lisa Watson  
Assistant Attorney General  
1400 S. Evergreen Park Drive S.W.  
P.O. Box 40128  
Olympia, WA 98504-0128  
(360) 664-1186

10 The Commissioners of the WUTC and Administrative Law Judge Dennis J. Moss, from the Utilities and Transportation Commission's Administrative Law Division, will preside during this proceeding.

- 11 Notice of any other procedural phase will be given in writing or on the record, as the Commission may deem appropriate during the course of this proceeding.

DATED at Olympia, Washington, and effective this 26th day of July, 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN  
Executive Secretary

Inquiries may be address to:

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

**NOTICE**

PLEASE NOTE: The hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and if limited English-speaking or 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.

The information needed to provide an appropriate interpreter or other assistance should be stated below and returned to Washington Utilities and Transportation Commission, Attention: Carole J. Washburn, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket No.: \_\_\_\_\_

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.: (\_\_\_\_) \_\_\_\_\_