

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

In the Matter of)	DOCKET TS-060061
)	
Application No. B-79418 of)	
)	NOTICE OF PREHEARING
SEAN MCNAMARA)	CONFERENCE
d/b/a PACIFIC SEA TAXI)	
)	(Set for Friday, March 31, 2006
For a Certificate of Public)	at 9:30 a.m.)
Convenience and Necessity to Operate)	
Vessels in Furnishing Passenger Ferry)	
Service)	
)	
.....)	

1 On January 10, 2006, Sean McNamara, d/b/a Pacific Sea Taxi, filed with the commission an application (No. B-079418) for a certificate of public convenience and necessity to operate vessels in furnishing passenger-only ferry service between Bellingham and Orcas Island, with flag stops at: Eliza Island, Sinclair Island, Cypress Island, Lopez Island, and Blakely Island. Notice of the Application was published in the commission’s weekly docket of February 13, 2006.

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 chapter 480-51 WAC. The issues in this proceeding include whether granting the authority requested in the Application is consistent with the public interest.

3 Another proceeding, Application No. B-79421 by PACIFIC CRUISES NORTHWEST, INC., d/b/a VICTORIA SAN JUAN CRUISES, is pending before the commission in Docket TS-060133. The two proceedings are interrelated at least to the extent of having common parties and representation. The commission finds there is good cause to conduct a joint prehearing conference in this proceeding and in Docket TS-060133. The commission will give individual notice of the joint conference in Docket TS-060133.

4 **THE COMMISSION GIVES NOTICE That it has determined, in accordance with WAC 480-07-440(1)(a), that good cause exists for this matter to be heard on shortened notice. A prehearing conference in this matter will be held at 9:30 a.m., on March 31, 2006, in the commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

5 Parties are strongly encouraged to attend the prehearing conference in person, but may participate, if necessary, via the commission's teleconference bridge (360-664-3846). If you appear via teleconference bridge, you must call in five minutes before the time that the conference is scheduled to begin.

6 The purpose of the prehearing conference is to consider any petitions to intervene, to establish dates for such process as is appropriate to resolve the parties' dispute, to consider formulating the issues in the proceeding and to determine other matters to aid in the disposition of this matter, as specified in WAC 480-07-430. The time and place for any evidentiary hearings will be set at the prehearing conference or by later written notice.

7 Petitions to intervene must be made in writing at least three business days prior to the date of the prehearing conference, pursuant to WAC 480-07-355(a). In addition, notices of appearance must be filed with the commission, as required by WAC 480-07-345(2), no later than the day prior to the conference. If any party or witness needs an interpreter or other assistance, please fill out the form attached to this notice and return it to the commission.

8 **THE COMMISSION GIVES NOTICE that any party who fails to attend or participate in the prehearing conference 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: Sean McNamara
d/b/a Pacific Sea Taxi
2501 Franklin St.
Bellingham, WA 98225
(360) 393-7123

Protestant: Pacific Cruises Northwest, Inc.
Victoria/San Juan Cruises
355 Harris Avenue, Ste. 104
Bellingham, WA 98225
(360) 738-7685

Protestant: Island Mariner, Inc.
#5 Harbor Esplanade
Bellingham, WA 98225

Representative: David W. Wiley
Williams, Kastner & Gibbs, PLLC
PO Box 21926
Seattle, WA 98111
(206) 628-6611

Commission Staff: Michael Fassio
Assistant Attorney General
1400 S. Evergreen Park Drive SW
PO Box 40128
Olympia, WA 98504-0128
(360) 664-1192

10 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 March 21, 2006.

WASHINGTON STATE 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.: (____) _____