

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Penalty Assessment)	DOCKET TE-131923
Against)	
)	NOTICE OF BRIEF ADJUDICATIVE
2C CAPTAINS, INC.)	PROCEEDING
d/b/a LET’S TOUR SEATTLE)	
)	SETTING TIME FOR ORAL
In the Amount of \$7,900)	STATEMENTS
)	(Set for December 11, 2013, at
)	1:30 p.m.)
.....)	

- 1 On October 15, 2013, the Washington Utilities and Transportation Commission (Commission) issued Penalty Assessment TE-131923 against 2C Captains, Inc. d/b/a Let’s Tour Seattle (Let’s Tour Seattle or Company) in the amount of \$7,900, finding 79 violations of WAC 480-30-221, Vehicle and driver safety requirements, which requires passenger transportation companies to comply with Title 49, Code of Federal Regulations (CFR), including Part 391 – Qualifications of drivers and Part 396 – Inspection, repair, and maintenance.
- 2 On October 30, 2013, Let’s Tour Seattle filed with the Commission a request for hearing to present evidence and argument supporting mitigation of the assessed penalty.
- 3 On November 12, 2013, Commission Staff (Staff) filed a response stating that it opposes mitigating the \$7,900 penalty assessment and that it will testify about its recommendation at hearing.
- 4 In accordance with RCW 34.05.482 and WAC 480-07-610, the Commission determines that a brief adjudicative proceeding is appropriate for determining whether to mitigate the penalty the Commission assessed for the violations of WAC 480-30-221.

5 **THE COMMISSION GIVES NOTICE that it will hold a brief adjudicative proceeding in this matter at 1:30 p.m., on Wednesday, December 11, 2013, in Room 206, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

6 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.

7 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 Thursday, December 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.

8 **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.**

9 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: Charles E. Russell, Owner
2C Captains d/b/a Let's Tour Seattle
1416 SW Webster Street
Seattle, WA 98106

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

11 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 November 21, 2013.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING
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: Steven V. King, 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.: (____) _____