

SERVICE DATE

OCT 13 2000

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of the Temporary Permit Authority of	)	DOCKET NO. TV-001209
)	
JOSEPH DEAN SMITH, d/b/a	)	Permit No. TCC-1187
JOE THE MOVER	)	Application No. P078906
)	
	)	NOTICE OF BRIEF ADJUDICATION
	)	(November 1, 2000)
)	
	)	NOTICE OF OPPORTUNITY TO
	)	SUBMIT WRITTEN STATEMENTS
	)	AND DOCUMENTARY EVIDENCE
.....	)	(October 18 and 25, 2000)

1 This is a notice of a brief adjudicative proceeding to address the motion of Joseph Dean Smith, d/b/a Joe the Mover (Smith), filed on August 2, 2000, to modify Smith's temporary permit as a household goods carrier.

2 On May 4, 2000, Smith filed an application with the Commission for authority to transport household goods. On July 18, 2000, the Commission issued a temporary permit to Smith, granting him the authority to operate as a motor carrier in the transportation of household goods in the state of Washington. On August 14, 2000, Smith filed with the Commission an Amended Motion for Modification of his temporary permit. Commission Staff responded to Smith's motion on September 5, 2000.

3 The issues in this proceeding are set out in the motion by Smith and the response by Commission Staff. The statutes and rules involved include chapter 34.05 RCW, chapter RCW 81.80, WAC 480-09-500, and chapter 480-15 WAC.

4 Pursuant to WAC 480-09-500(1) and RCW 34.05.482, the Commission determines that this matter is appropriate for a brief adjudication to be conducted in accordance with the provisions of WAC 480-09-500 and RCW 34.05.485, 488, 491, and 494. The Commission designates Tre Hendricks as presiding officer for this proceeding. His telephone number is (360) 664-1348.

NOTICE SETTING SCHEDULE FOR SUBMISSION OF WRITTEN STATEMENT AND DOCUMENTARY EVIDENCE; SCHEDULE FOR RESPONSE:

5 WAC 480-09-500(2) provides that each party to a brief adjudicative proceeding shall submit a written explanation of its view of the matter along with its application and that the parties may file written submissions as provided in the Commission's notice that it will conduct the brief adjudicative proceeding. The parties have submitted such statements. In addition Mr. Smith may supplement the explanation he provided in the Motion for Modification of his temporary permit with a written statement and documentary evidence, and Commission Staff may respond, according to the following schedule:

Joe the Mover's Written Statement and Evidentiary Documents	October 18, 2000
Commission Staff's Response	October 25, 2000

NOTICE OF OPPORTUNITY TO MAKE ORAL COMMENTS:

The Commission sets the time and place for oral comments and opportunity to object to evidentiary submissions on **Wednesday, November 1, 2000 at 1:30 p.m.**, in Room #108 at the Commission's headquarters, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington, unless changed by the Secretary or the presiding officer.

6 Notice of any other procedural phase will be given in writing as the Commission may deem appropriate during the course of the proceeding.

7 The Commission will provide at its offices in Olympia, Washington, current records of the hearing for the use of those who may wish to review them.

8 The names and known mailing addresses of the parties and their known representatives are as follows:

Commission Staff:	Shannon E. Smith Assistant Attorney General 1400 S. Evergreen Park Dr. S.W. Olympia, WA 98504
Respondent:	Joe Dean Smith d/b/a Joe the Mover 21716 84 th Avenue South Suite #A Kent, WA 98032

Representative: Stephen D. Cramer, P.L.L.C.
Attorney at Law
202 South 348th Street
P.O. Box 3767
Federal Way, WA 98063-3767

DATED at Olympia, Washington and effective this 13th day of October 2000.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION



CAROLE J. WASHBURN
Executive Secretary