

[Service Date March 8, 2006]

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

WASHINGTON UTILITIES AND	)	DOCKET UW-060167
TRANSPORTATION COMMISSION,	)	
	)	
Complainant,	)	
	)	
v.	)	NOTICE OF PREHEARING
	)	CONFERENCE
BURTON WATER COMPANY, INC.,	)	(Set for April 27, 2006, 3:00 p.m.)
	)	
Respondent.	)	
.....	)	

- 1 On January 24, 2006, Burton Water Company, Inc. (Burton Water) filed with the commission a revision to its currently effective Tariff WN U-2, designated as Second Revised Sheet No. 22 canceling First Revised Sheet No. 22, increasing charges and rates for service provided by Burton Water. The operation of such tariff revisions has been suspended by order of the commission pending hearing or hearings concerning such changes and the justness and reasonableness thereof.
  
- 2 The commission will hear this matter pursuant to Part IV of chapter 34.05 RCW pertaining to adjudicative proceedings, including but not limited to RCW 34.05.413, RCW 34.05.422, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. Statutes involved, in addition to those previously cited, include those within chapters 80.01 RCW, 80.04 RCW and 80.28 RCW, including but not limited to RCW 80.01.040, RCW 80.04.130, RCW 80.28.010, RCW 80.28.020, RCW 80.28.030, RCW 80.28.040, RCW 80.28.060 and RCW 80.28.100. Rules involved include those within chapters 480-07 WAC, and chapter 480-110 WAC.
  
- 3 The ultimate issues include 1) whether the tariff revision to increase the amount collected is just and reasonable; 2) whether existing rates are fair, just reasonable, and sufficient and 3) whether the purity, volume, and pressure of water supplied is sufficient, pure, or adequate. In accordance with the provisions of RCW 80.04.130 the burden of proof to show that the increase is just and reasonable will be upon the respondent.

4 **PLEASE NOTE:** The commission understands that the parties are working together to reach agreement on issues that separate them, and it supports your efforts. We set the prehearing conference schedule to allow you nearly two months to discuss and resolve differences. If you are unable to reach agreement, the conference will determine a hearing schedule to resolve the issues promptly and within the statutory suspension period.

5 **THE COMMISSION GIVES NOTICE That a prehearing conference in this matter will be held at 3:00 p.m., on April 27, 2006, in Room 108, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

6 The purpose of the prehearing conference is to take interventions, establish dates for distribution of evidence and workpapers and other scheduling matters, consider formulating the issues in the proceeding and to determine other matters to aid in its disposition, as specified in WAC 480-07-430.

7 Petitions to intervene should be made in writing at least three business days prior to the date scheduled for the prehearing conference, as required in WAC 480-07-355(a). The commission will consider petitions to intervene made orally during the conference, but strongly prefers written petitions to intervene. In addition, party representatives must file notices of appearance 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. The time and place for any evidentiary hearings will be set at the prehearing conference, on the record of a later conference or hearing session, or by later written notice.

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:

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

Representative: Sally G. Johnson  
Senior Assistant Attorney General  
1400 S. Evergreen Park Drive S.W.  
P.O. Box 40128  
Olympia, WA 98504-0128  
(360) 664-1193

Respondent: Burton Water Company, Inc.  
James K. Garrison, President  
11507 105 Place S.W.  
Vashon, WA 98070  
(206) 567-4688

10 Administrative Law Judge C. Robert Wallis, 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 8, 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.:(\_\_\_\_) \_\_\_\_\_