

[Service Date May 11, 2004]

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

In re Application No. B-079240 of)	DOCKET NO. TS-031996
)	
PACIFIC CRUISES NORTHWEST,)	
INC., d/b/a VICTORIA SAN JUAN)	
CRUISES)	
)	NOTICE OF PREHEARING
For a Certificate of Public)	CONFERENCE
Convenience and Necessity to)	(Set for June 15, 2004, 1:30 p.m.)
Provide Commercial Ferry Service)	
)	
.....)	

- 1 On December 2, 2003, Pacific Cruises Northwest, Inc., d/b/a Victoria San Juan Cruises, filed an application (No. B-079240) for a certificate of public convenience and necessity to provide commercial passenger-only ferry service between Bellingham and Friday Harbor, Washington. Notice of the Application was published in the Commission's weekly docket of March 1, 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, and whether the Commission should grant a waiver of the 10-mile restriction.

- 3 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.

4 **THE COMMISSION GIVES NOTICE That a prehearing conference in this matter will be held at 1:30 p.m., on Tuesday, June 15, 2004, Room 108, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

5 The purpose of the prehearing conference is to discuss preliminary matters, the hearing process, and to consider formulating the issues in the proceeding and to determine other matters to aid in its disposition, as specified in WAC 480-07-430.

6 **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.**

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

Applicant: Pacific Cruises Northwest, Inc.
d/b/a Victoria San Juan Cruises
355 Harris Avenue, Suite 104
Bellingham, WA 98225
(360) 738-8099

Representative: David W. Wiley
Williams Kastner and Gibbs
601 Union Street, Suite 4100
Seattle, WA 98101-2380
(206) 233-2895

Protestant: San Juan Island Shuttle Express, Inc.
d/b/a San Juan Island Shuttle Express
510 East Myrtle Street
Bellingham, WA 98104
(360) 671-5829

Representative: Polly L. McNeill
Summit Law Group, LLC
315 Fifth Avenue South, Suite 1000
Seattle, WA 98104
(206) 676-7000

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: Jonathan Thompson
Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
(360-) 664-1225

8 Administrative Law Judge Karen M. Caillé, from the Utilities and Transportation Commission's Administrative Law Division, will preside during this proceeding.

- 9 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 11th day of May, 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.: (____) _____