

BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of the)	DOCKET NO. TV-051472
)	
PENALTY ASSESSMENT AGAINST)	ORDER NO. 01
JORDAN RIVER MOVING &)	
STORAGE, INC.)	PREHEARING CONFERENCE
)	ORDER
)	
)	NOTICE OF HEARING
)	
)	(March 15, 2006 at 9:30 a.m.)
.....)	

1 **NATURE OF PROCEEDING.** Docket No. TV-051471 involves penalty assessment of \$22,800 against Jordan River Moving & Storage, Inc. (Jordan River) for violations of Commission rules and household goods tariff.

2 **CONFERENCE.** The Washington Utilities and Transportation Commission (Commission) convened a prehearing conference in this docket at Olympia, Washington on December 14, 2005, before Administrative Law Judge Theodora M. Mace.

3 **APPEARANCES.** Mark D. Kimball, attorney, Bellevue, WA, represents Jordan River. Jennifer Cameron-Rulkowski, Assistant Attorney General, Olympia, WA, represents the Commission’s regulatory staff (“Commission Staff” or “Staff”).¹

¹ In formal proceedings, such as this case, the Commission’s regulatory staff functions as an independent party with the same rights, privileges, and responsibilities as any other party to the proceeding. There is an “*ex parte* wall” separating the Commissioners, the presiding Administrative Law Judge, and the Commissioners’ policy and accounting advisors from all parties, including Staff. RCW 34.05.455.

Contact information provided at the conference for the parties' representatives is attached as Appendix A to this order.

4 **PETITIONS FOR INTERVENTION.** No party appeared at the conference seeking to intervene.

5 **PROTECTIVE ORDER.** A protective order will be entered in this docket.

6 **DISCOVERY.** The parties asked that the discovery rules be invoked in this docket, pursuant to WAC 480-07-400. The matter is one that qualifies for discovery, and the rules are invoked.

7 **PROCEDURAL SCHEDULE.** The Commission adopts the procedural schedule set forth on Appendix B to this order.

8 **DOCUMENT PREPARATION AND FILING REQUIREMENTS.** Parties must file with the Commission an original plus seven (7) copies of all pleadings, motions, briefs, and other prefiled materials. Paper copies of these materials are required to conform to the format and publication guidelines set forth in WAC 480-07-395 and 480-07-460, and must be three-hole punched with *oversized* holes to allow easy handling. The Commission may require a party to refile any document that fails to conform to these standards.

9 All filings must be mailed to the Commission Executive Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 S. Evergreen Park Drive, S.W. Olympia, Washington 98504-7250, or delivered by hand to the Commission Executive Secretary at the Commission's Records Center at the Washington Utilities and Transportation Commission, 1300 S. Evergreen Park Drive, S.W., Olympia, Washington, 98504. Both the post office box and street address are required to expedite deliveries by the U.S. Postal Service.

- 10 An electronic copy of all filings must be provided by e-mail delivery to records@wutc.wa.gov. Alternatively, parties may furnish an electronic copy by delivering with each filing a 3.5-inch IBM-formatted high-density diskette including the filed document(s). The Commission prefers that parties furnish electronic copies in .pdf (Adobe Acrobat) format, supplemented by a separate file in MS Word 6.0 (or later), or WordPerfect 5.1 (or later) format. Parties are required to organize and identify electronic files as specified in WAC 480-07-140(5).
- 11 **ELECTRONIC FILING.** Parties may only file documents electronically with the Commission in this proceeding with the permission of the administrative law judge. Under WAC 480-07-145(6), electronic filing of documents provides a one-day extension of the paper-filing requirement. If, at any time during this proceeding, parties are authorized to file documents with the Commission electronically under WAC 480-07-145(6), Parties must submit the document to records@wutc.wa.gov, and file an original, plus seven (7) copies, of the document with the Commission by the following business day.
- 12 **ALTERNATE DISPUTE RESOLUTION.** The Commission supports the informal settlement of matters before it. Parties are encouraged to consider means of resolving disputes informally. The Commission does have limited ability to provide dispute resolution services; if you wish to explore those services, please call the Director, Administrative Law Division, at 360-664-1142.

- 13 **NOTICE TO PARTIES: Any objection to the provisions of this Order must be filed within ten (10) days after the service date of this Order, pursuant to WAC 480-07-430 and WAC 480-07-810. Absent such objection, this Order will control further proceedings in this matter, subject to Commission review.**

Dated at Olympia, Washington, and effective this 15th day of December, 2005.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

THEODORA M. MACE
Administrative Law Judge

APPENDIX A

**PARTIES' REPRESENTATIVES
DOCKET NO. TV-051472**

PARTY	REPRESENTATIVE	PHONE	FACSIMILE	E-MAIL
Jordan River Moving & Storage	Mark D. Kimball Mark Douglas Kimball, P.S. Skyline Tower 10900 NE Fourth, Suite 2300 Bellevue, WA 98004	425-455-9610	425-455-1170	mark@mdklaw.com
Commission Staff	Jennifer Cameron-Rulkowski Assistant Attorney General 1400 S. Evergreen Park Drive S.W. P.O. Box 40128 Olympia, WA 98504-0128	360-664-1186	360-586-5522	jcameron@wutc.wa.gov

APPENDIX B
PROCEDURAL SCHEDULE
DOCKET NO. TV-051472

EVENT	DATE	INTERVAL
Commission issues Penalty Assessment	October 20, 2005	
Submission of settlement proposals	January 10, 2006	
Settlement discussions	January 20, 2006	
Filing witness names and exhibit lists	March 10, 2006	
Hearing and oral argument (parties reserve request to file briefs)	March 15, 2006	145 days from issuance of assessment