

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

WASHINGTON EXCHANGE	)	DOCKET NO. UT-041239
CARRIER ASSOCIATION,	)	
	)	
Petitioner,	)	
	)	
v.	)	NOTICE OF PREHEARING
	)	CONFERENCE
WEBTEL WIRELESS, INC.,	)	<b>(Set for Friday, August 13, 2004,</b>
	)	<b>at 9:00 a.m.)</b>
Respondent.	)	
	)	
.....	)	

1     On July 12, 2004, Washington Exchange Carrier Association (WECA) filed with the Commission a Petition for Order Requiring WebTel Wireless, Inc. to Register as a Telecommunications Company or, in the Alternative, For an Order Requiring them to Cease and Desist Doing Business For Failure to Comply with Washington Laws. The Petition alleges that WebTel Wireless, Inc., is providing long distance service within the State of Washington (*i.e.*, intrastate interexchange service), but has failed to register with the Commission as it is legally required to do. A more detailed account of the dispute is reflected in the Petition, which is available for inspection at the Commission's office located at Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington, and on the Commission's web site at [www.wutc.wa.gov/041239](http://www.wutc.wa.gov/041239). It is appropriate that the matters raised in the pleadings be brought for hearing before the Commission.

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. The Commission has jurisdiction over this matter pursuant to Title 80 RCW, having legal authority to regulate the rates, services, and practices of telecommunications companies providing service within the state of Washington. Statutes involved include those within chapters 80.01 RCW, 80.04 RCW, 80.36 RCW, 480-07 WAC, and 480-120 WAC, including but not limited to RCW 80.01.040, RCW 80.04.020.

3 The ultimate issues involved are generally state above and more specifically  
contained in the Petition.

4 THE COMMISSION GIVES NOTICE That in accordance with WAC 480-07-  
440(1)(a), the Commission has determined that good cause exists for this matter  
to be heard on shortened notice.

5 **THE COMMISSION GIVES NOTICE That a prehearing conference in this  
matter will be held at 9:00 a.m. on Friday, August 13, 2004, 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 appearances and  
interventions, establish dates for the 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:

Petitioner: Washington Exchange Carrier Association  
800 "C" Street  
Vancouver, WA 98660

Representative: Richard A. Finnigan  
Attorney at Law  
2405 Evergreen Park Drive S.W.  
Suite B-1  
Olympia, WA 98502  
(360) 956-7001

Respondent: WebTel Wireless, Inc  
d/b/a WebTel  
25500 Hawthorne Blvd., Suite 1060  
Torrance, CA 90505

Public Counsel: Simon ffitich  
Office of the Attorney General  
900 Fourth Avenue, Suite 2000  
Seattle, WA 98164-1012  
(206) 646-7744

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

10 Administrative Law Judge Dennis J. Moss, from the Utilities and Transportation Commission's Administrative Law Division, will preside during this proceeding.

11 The Public Counsel section of the Office of the Attorney General has been designated by the Attorney General to represent the public. The address of the Commission, shown below, may be used for inquiries of Public Counsel, or

Public Counsel may be contacted directly by writing or calling the address or telephone number listed below.

- 12 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 5th day of August, 2004.

**WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

**CAROLE J. WASHBURN**  
Executive Secretary

Inquiries may be address to:

Executive 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

- or - Public Counsel Section  
Office of the Attorney General  
900 Fourth Avenue, Suite 2000  
Seattle, WA 98164-1012  
(206) 464-7744

**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.: (\_\_\_\_) \_\_\_\_\_