

BEFORE THE WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION, Complainant, v. ROCHE HARBOR WATER SYSTEM, Respondent. DOCKET NO. UW-042132 NOTICE OF PREHEARING CONFERENCE (Set for May 2, 2005, 1:30 p.m.)

1 On December 6, 2004, Roche Harbor Water System filed with the Commission a revision to its currently effective Tariff WN U-1, establishing an Improvement Charge to new customers ranging from \$3,000 to \$50,100 depending on meter size. 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 are 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 **THE COMMISSION GIVES NOTICE That a prehearing conference in this matter will be held at 1:30 p.m., on Monday, May 2, 2005, in Room 108, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

5 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.

6 Petitions to intervene must be made in writing at least five business days prior to the date of the prehearing conference, pursuant to WAC 480-07-355(a). In addition, notices of appearance must be filed 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 the evidentiary hearings will be set at the prehearing conference or by later written notice.

7 **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.**

8 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: Lisa Watson  
Assistant Attorney General  
1400 S. Evergreen Park Drive S.W.  
P.O. Box 40128  
Olympia, WA 98504-0128  
(360) 664-1186

Respondent: Roche Harbor Water System  
8484 Roche Harbor Road  
Friday Harbor, WA 98250  
(360) 378-3500

Representative: Richard A. Finnigan  
Attorney at Law  
2405 Evergreen Park Drive S.W.  
Suite B-1  
Olympia, WA 98502  
(360) 753-6862

9 Administrative Law Judge Theodora M. Mace, from the Utilities and  
Transportation Commission's Administrative Law Division, will preside during  
this proceeding.

10 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 8th day of April, 2005.

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