

BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of Determining the Proper  
Carrier Classification of, and Complaint  
for Penalties Against:

LUGG, INC.

DOCKET TV-200029

MOTION TO INVOKE DISCOVERY  
RULES

1 Pursuant to WAC 480-07-375, the Public Counsel Unit of the Washington State Office of  
the Attorney General (“Public Counsel”) hereby moves the Washington Utilities and  
Transportation Commission (“Commission”) to invoke the discovery process rules at WAC 480-  
07-400 through -425 in this proceeding.

2 On May 13, 2020, the Commission issued its Order Instituting Special Proceeding;  
Complaint Seeking to Impose Penalties and Notice of Prehearing Conference (“Order 01”).  
Given that Order 01 set the date for Prehearing Conference for August 5, 2020, Public Counsel  
reached out to Jordan Brown at Lugg, Inc. (“the Company” or “Lugg”) through email at  
[jordan@lugg.com](mailto:jordan@lugg.com) on June 11, 2020, to seek to informally exchange information pursuant to  
WAC 480-07-400(1)(b) prior to the Prehearing Conference date. Public Counsel received no  
response from the Company. Public Counsel again attempted to contact the Company through  
email on July 7, 2020, and again received no response.

3 Public Counsel is seeking to gather information that would supplement the record in this  
proceeding regarding Lugg’s operations in Washington State. Therefore, Public Counsel  
respectfully requests that the Commission invoke the discovery process rules at WAC 480-07-  
400 through -425 in this proceeding so that Public Counsel may commence discovery through

data requests (DRs) as early as possible. Public Counsel also requests that the Commission set the period for DR responses at seven (7) days.

4 Public Counsel conferred through email and phone with the UTC Staff regarding this request for the Commission to invoke the formal discovery rules, but was unable to obtain a response from the Company. The UTC Staff did not object to the request in this motion.

Dated this 9th day of July, 2020.

ROBERT W. FERGUSON  
Attorney General

/s/ *Ann Paisner*  
ANN N.H. PAISNER, WSBA No. 50202  
Assistant Attorney General  
Public Counsel Unit  
800 Fifth Ave., Suite 2000  
Seattle, WA 98104  
Ann.Paisner@ATG.WA.GOV  
(206) 521-3211