



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION
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February 2, 2017

NOTICE OF OPPORTUNITY TO RESPOND TO MOTION TO STRIKE

(Due by 3:00 p.m., Thursday, February 9, 2017)

RE: *In re Application of MEI Northwest LLC for a Certificate of Public Convenience and Necessity to Operate Vessels in Furnishing Passenger Ferry Service,*
Docket TS-160479

TO ALL PARTIES:

On December 23, 2016, the Washington Utilities and Transportation Commission (Commission) denied Arrow Launch Service, Inc.'s (Arrow Launch's) Motion to Strike testimony and an exhibit of Randy S. Esch, Exhibit Nos. RSE-7T and RSE-8, respectively, which had been filed on behalf of MEI Northwest LLC (MEI). The Commission allowed Arrow Launch the opportunity to file additional testimony "limited to replying to Mr. [Marc] Aikin's shipper statement in Exhibit No. RSE-8 and the portions of Exhibit No. RSE-7T where Mr. Esch discusses Mr. Aikin's statement."¹

On January 26, 2017, Arrow Launch filed the surrebuttal testimony of Jack Harmon. MEI filed a Motion to Strike (Motion) portions of Mr. Harmon's surrebuttal testimony, Exhibit No. JLH-10T. Specifically, MEI requests that the Commission strike lines 5-14 of page 5, lines 1-10 of page 6, and lines 1-25 of page 7.² MEI contends that the portions exceed "the scope of rebuttal testimony authorized by Judge Friedlander [at the December 23, 2016, hearing]."³

NOTICE IS HEREBY GIVEN That parties who wish to respond to MEI's Motion must do so by 3:00 p.m., Thursday, February 9, 2017.

MARGUERITE FRIEDLANDER
Administrative Law Judge

cc: All Parties

¹ Friedlander, TR 35:17-21.

² Motion, ¶ 3.

³ *Id.*, ¶ 4.