

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

In re Application of	)	DOCKET TV-080054
	)	
	)	NOTICE OF BRIEF
V&K DELIVERY SERVICES, LLC,	)	ADJUDICATION
(THG-63200)	)	
	)	SETTING TIME FOR ORAL
	)	STATEMENTS
	)	<b>(Set for December 4, 2008,</b>
	)	<b>at 9:30 a.m.)</b>
.....	)	

- 1 On March 25, 2008, the Washington Utilities and Transportation Commission (Commission) granted temporary operating authority to V&K Delivery Services, LLC (V&K Delivery) under Permit No. THG-63200 for a period of at least six months while evaluating whether the applicant had met the criteria for obtaining permanent authority.
  
- 2 On August 26, 2008, the Commission issued a Notice of Intent to Cancel Temporary Operating Authority and to Deny Application for Permanent Authority in this matter. The Notice explained that state law requires the Commission to consider whether an applicant for a household goods carrier permit is fit to perform the proposed services, and that Commission rules allow the Commission to cancel a temporary permit and deny an application for permanent authority if the applicant has been convicted of a crime.<sup>1</sup> The Notice states that the application, and the Commission’s research, indicates that in 2003, Mr. Vladimir Kirichenko, the principal owner of V&K Delivery, was convicted of attempted residential burglary. The Notice provided V&K Delivery the opportunity to request a hearing or otherwise contest cancellation in writing by September 22, 2008.
  
- 3 On September 19, 2008, Jeffrey A. Herbster, counsel for V&K Delivery, filed a Request For Hearing with the Commission in this matter.

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<sup>1</sup> See RCW 81.80.070(1)(a)(ii); WAC 480-15-320; WAC 480-15-330.

4 Pursuant to RCW 34.05.482 and WAC 480-07-610, the Commission determines that a brief adjudicative proceeding is appropriate for resolving the issues in this matter.

5 **NOTICE IS HEREBY GIVEN That a brief adjudicative proceeding will be held on Thursday, December 4, 2008, at 9:30 a.m., in Room 108, First Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.** If you are unable to attend the brief adjudicative proceeding in person you may attend via the Commission’s teleconference bridge line, **360-664-3846**. Please appear on the teleconference bridge five minutes before the conference is scheduled to begin.

6 The record in this case will consist of any documents regarding the matter that are considered by or prepared for the presiding officer for the brief adjudicative proceeding.

7 Written notice of any other stage in the proceeding or other formal proceedings that the Commission may deem appropriate will be given during the course of this case. The Commission will provide at its offices in Olympia, Washington, copies of documents in the current record for use by the parties or others who may want to review them.

8 Parties must file an original and three (3) copies of their Statements of Position with the Commission by the end of business on Monday, **November 24, 2008**. The statement of position should include the party’s arguments in support of its position, as well as an appendix including any exhibits the party wishes to be considered at the brief adjudicative proceeding. Filing shall be in accordance with WAC 480-07-140 and – 145.

9 THE COMMISSION GIVES NOTICE That any party who fails to attend or participate in the brief adjudicative proceeding set by this Notice, or any other stage of this proceeding, may be held in default under RCW 34.05.440.

10 The names and mailing addresses of all parties and their known representatives are shown as follows:

Applicant: V&K Delivery Services, LLC.  
Vladimir A. Kirichenko  
18714 7<sup>th</sup> Avenue Court E.  
Spanaway, WA 98387

Representative: Jeffrey A. Herbster  
Winston & Cashatt  
Bank of America Financial Center  
601 W. Riverside, Suite 1900  
Spokane, WA 99201-0695  
(509) 838-6131  
[jah@winstoncashatt.com](mailto:jah@winstoncashatt.com)

Commission: Washington Utilities and  
Transportation Commission  
1300 S. Evergreen Park Drive S.W.  
P.O. Box 47250  
Olympia, WA 98504-7250

Representative: Michael A. Fassio  
Assistant Attorney General  
1400 S. Evergreen Park Drive S.W.  
P.O. Box 40128  
Olympia, WA 98504-0128  
(360) 664-1192  
[mfassio@utc.wa.gov](mailto:mfassio@utc.wa.gov)

11 Administrative Law Judge Marguerite E. Russell from the Utilities and  
Transportation Commission's Administrative Law Division, 1300 S. Evergreen Park  
Drive S.W., Olympia, Washington 98504-7250, is designated to preside at the  
hearing, Judge Russell's telephone number is (360) 664-1285.

DATED at Olympia, Washington and effective November 6, 2008.

ANN E. RENDAHL  
Administrative Law Judge

**NOTICE**

Hearing facilities are accessible to persons with disabilities. Smoking is prohibited. If limited English-speaking, 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.

If you need an interpreter, or have other special needs, please fill out this form and return it to Washington State Utilities and Transportation Commission, Attention: David W. Danner, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket : \_\_\_\_\_

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