

[Service Date November 1, 2004]

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

In re Application No. D-079295 of)	DOCKET NO. TC-041353
)	
DIAMOND-WEST)	
TRANSPORTATION CO, INC.)	
)	
For Extension of Authority under)	NOTICE OF PREHEARING
Certificate No. C-01054, For a)	CONFERENCE
Certificate of Public Convenience and)	(Set for December 8, 2004, 9:30 a.m.)
Necessity to Operate Motor Vehicles)	
in Furnishing Passenger and Express)	
Service as an Auto Transportation)	
Company.)	
.....)	

- 1 On July 23, 2004, Diamond-West Transportation Co., Inc. filed an application (No. D-079295) for an extension of Certificate No. C-01035 for a Certificate of Public Convenience and Necessity to Operate Motor Vehicles in Furnishing Passenger and Express Service as an Auto Transportation Company (Application). Notice of the Application was published in the Commission's weekly Docket of August 30, 2004.

- 2 The Application requests the authority be revised to include passenger service between Seattle and Ellensburg with service to Bellevue, Redmond, Issaquah, North Bend, Snoqualmie Pass, Easton, Cle Elum, intermediate points, and points within one mile of I-90, via I-90, SR-10, SR-906, I-405, and SR-520.

- 3 The issues in this proceeding include whether the issuance of an extension of authority to Diamond West Transportation Co., Inc., for the service it proposes, is necessary and is otherwise consistent with the public interest, and whether other carriers are authorized to serve in the territory requested. The Commission has jurisdiction over this matter under Title 81 RCW, have legal authority to regulate

persons seeking to furnish auto transportation services under chapters 81.68 RCW and 480-30 WAC.

4 The statutes involved include those within chapter 81.04 RCW, chapter 81.28 RCW and chapter 81.68 RCW, including but not limited to RCW 81.68.030 and RCW 81.68.040. Rules involved include those within chapters 480-30 WAC and 480-07 WAC.

5 The Commission sets a prehearing conference to discuss preliminary matters, the hearing process, and to formulate the issues.

6 **THE COMMISSION GIVES NOTICE That a prehearing conference in this matter will be held at 9:30 a.m., on December 8, 2004, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.** If you are unable to attend the prehearing conference 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.

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 Please see the form attached to this notice which should be filled out and returned if any party or witness needs an interpreter or other assistance. The names and mailing addresses of all parties and their known representatives are as follows:

Applicant: Diamond-West Transportation Co., Inc.
18225 SE 416th Street
P.O. Box 1313
Enumclaw, WA 98022
(360) 802-1115

Protestant: Shuttle Express
800 SW 16th Street
Renton, WA 98055

Representatives: Brooks E. Harlow
David L. Rice
Miller Nash LLP
4400 Two Union Square
601 Union Street
Seattle, WA 98101
(206) 622-8484

Protestant: CWA, Inc.
1416 Whitehorn Street
Ferndale, WA 98248

Representatives: Brooks E. Harlow
David L. Rice
Miller Nash LLP
4400 Two Union Square
601 Union Street
Seattle, WA 98101
(206) 622-8484

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

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 1st day of November, 2004.

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.: (____) _____