

[Service Date September 26, 2002]

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION

WASHINGTON UTILITIES AND)	
TRANSPORTATION COMMISSION)	DOCKET NOS. UG-020230 &
)	UG-020232
Complainant,)	
)	
v.)	NOTICE OF PREHEARING
)	CONFERENCE
BASIN FROZEN FOODS, INC.,)	(October 24, 2002)
)	
Respondent.)	
.....)	

- 1 On August 28, 2002, the Washington Utilities and Transportation Commission, on its own motion, filed a complaint against Basin Frozen Foods, Inc. The complaint alleges that Basin Frozen Foods, Inc. has failed to comply with and violated federal and state pipeline safety regulations. A more detailed account of the violations are reflected in the complaint which is available for inspection at the Commission's offices located at Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.
- 2 Hearing in this matter is being held pursuant to Part IV of chapter 34.05 RCW pertaining to adjudicative proceedings, including but not limited to RCW 34.05.413, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. The Commission has jurisdiction over this matter pursuant to Title 80 RCW, having legal authority to regulate the rates, services, and practices of gas companies. The statutes and rules involved, in addition to those previously cited, include those within chapter 80.04 RCW, chapter 80.28 RCW, chapter 480-09 WAC, and chapter 480-93 WAC which adopts and incorporates the federal pipeline safety regulations found in Title 49 C.F.R. § 192. The ultimate issues include whether the Commission should issue penalties for violation of federal and state pipeline safety regulations.
- 3 **NOTICE IS GIVEN That a prehearing conference in this matter will be held at 9:30 a.m., on October 24, 2002, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**
- 4 The purpose of the prehearing conference is to consider formulating the issues in the proceeding and to determine other matters to aid in its disposition, as specified in WAC 480-09-460. Petitions to intervene should be made in writing prior to the hearing date or made orally at the hearing. The time and place for the evidentiary hearing will be set at the prehearing conference or by later written notice. Appearances will be taken.

5 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

6 NOTICE IS FURTHER GIVEN THAT ANY PARTY WHO FAILS TO ATTEND OR
PARTICIPATE IN THE HEARING 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 480-09-700(4) ARE SPECIFICALLY INVOKED.

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

Complainant: Washington Utilities and
Transportation Commission
Chandler Plaza Building
1300 S. Evergreen Park Drive S.W.
Olympia, WA 98504-7250
(360) 664-1160

Representative: Donald T. Trotter
Senior Counsel
1400 S. Evergreen Park Drive S.W.
P. O. Box 40128
Olympia, WA 98504-0128
(360) 664-1188

Respondent: Basin Frozen Foods, Inc.
1203 Basin Avenue
Warden, WA 98857

Representative: Kevin Weber
Basin Frozen Foods, Inc.
1203 Basin Avenue
Warden, WA 98857
(509) 349-2210

Public Counsel: Simon ffitich
Office of Attorney General
900 Fourth Avenue, Suite 2000
Seattle, WA 98164-1012
(206) 646-7744

- 8 Marjorie R. Schaer has been designated as the Administrative Law Judge from the Utilities and Transportation Commission's Administrative Law Division, 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-7250, and will preside at the prehearing conference.
- 9 The Public Counsel section of the Office of the Attorney General has been designated by the Attorney General to represent the public. The address of the Commission, shown below, may be used for inquires of Public Counsel, or Public Counsel may be contacted directly by writing or calling the address or telephone number listed below.
- 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.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN
Executive Secretary

September , 2002

Inquires may be addressed to:

Executive 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

or Public Counsel Section
Office of Attorney General
900 Fourth Avenue, Suite 2000
Seattle, WA 98164-1012
(206) 464-7744

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.: (____) _____