

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

WASHINGTON UTILITIES AND)	
TRANSPORTATION COMMISSION,)	DOCKET NO. UW-041384
)	
Complainant,)	
)	ORDER NO. 02
v.)	
)	
RAINIER VIEW WATER COMPANY,)	PREHEARING CONFERENCE
INC.,)	ORDER
)	
Respondent.)	
.....)	

1 **PROCEEDINGS:** On July 30, 2004, Rainier View Water Company, Inc. (Rainier View or the Company) filed with the Commission a revision to its currently effective Tariff WN U-2, instituting a water conservation tier for all water usage over 3,000 cubic feet per month from May through September. The Commission, by prior order, suspended the operation of such tariff revisions pending hearing or hearings concerning such changes. The Commission conducted a prehearing conference on November 29, 2004, before Administrative Law Judge Dennis J. Moss.

2 **PARTY REPRESENTATIVES:** Richard A. Finnigan, attorney, Olympia, Washington, represents Rainier View. Lisa Watson, Assistant Attorney General, Olympia, Washington, represents the Commission’s regulatory staff (Commission Staff or Staff).¹

¹ In formal proceedings, such as this case, the Commission’s regulatory staff functions as an independent party with the same rights, privileges, and responsibilities as any other party to the proceeding. There is an “*ex parte* wall” separating the Commissioners, the presiding ALJ, and the Commissioners’ policy and accounting advisors from all parties, including Staff. *RCW 34.05.455*.

3 **PETITIONS TO INTERVENE:** No one petitioned to intervene.

4 **PROCEDURAL SCHEDULE:** The Commission establishes the procedural schedule that is attached to this Order as Appendix 1, which is incorporated into the body of this Order by this reference. All dates are for service by electronic means. The original and required copies must be delivered to the Commission by the following business day for official filing. The Commission may revise the procedural schedule by subsequent notice or order.

5 **FILING; COPIES OF MATERIALS:** Parties must file with the Commission an original plus 14 copies of all pleadings, motions, briefs, and other prefiled materials to meet the Commission's requirements for official filing and internal distribution. Paper copies of these materials are required to conform to the format and publication guidelines set forth in WAC 480-07-395 and 480-07-460, and must be three-hole punched with *oversized* holes to allow easy handling. The Commission may require a party to refile any document that fails to conform to these standards.

6 All filings must be mailed to the Commission Executive Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 S. Evergreen Park Drive, S.W. Olympia, Washington 98504-7250, or delivered by hand to the Commission Executive Secretary at the Commission's records center at the street address indicated above. Both the post office box and street address are required to expedite deliveries by U.S. Postal Service.

7 An electronic copy of all filings must be provided by e-mail delivery to <records@wutc.wa.gov>, or by delivering with each filing a 3.5-inch IBM-formatted high-density diskette including the filed document(s). The Commission prefers that parties furnish electronic copies in .pdf (Adobe Acrobat) format, supplemented by a separate file in MS Word 6.0 (or later), or

WordPerfect 5.1 (or later) format. Parties are required to organize and identify electronic files as specified in WAC 480-07-140(5).

- 8 **NOTICE TO PARTIES: Any objection to the provisions of this Order must be filed within ten (10) days after the date of mailing of this statement, pursuant to WAC 480-07-430 and WAC 480-07-810. Absent such objection, this prehearing conference order will control further proceedings in this matter, subject to Commission review.**

DATED at Olympia, Washington, and effective this 30th day of November, 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DENNIS J. MOSS
Administrative Law Judge

APPENDIX 1

PROCEDURAL SCHEDULE
DOCKET NO. UW-041384

EVENT	DATE
Tariff Filed	July 30, 2004
Suspension Order	August 25, 2004
Prehearing Conference	November 29, 2004
Rainier View's Prefiled Direct Testimony	February 8, 2005
Staff's Prefiled Testimony	March 10, 2005
Evidentiary Hearing	TBD
Suspension Date	June 30, 2005

APPENDIX 2

PARTIES' REPRESENTATIVES				
DOCKET NO. UW-041384				
PARTY	REPRESENTATIVE	PHONE	FACSIMILE	E-MAIL
Rainier View Water Company, Inc.	Richard Finnigan Attorney at Law 2405 Evergreen Park Dr. SW Ste. B-3 Olympia, Washington 98502	360- 956-7001	360-753-6862	rickfinn@ywave.com
Commission Regulatory Staff	Lisa Watson Assistant Attorney General 1400 S. Evergreen Park Dr. S.W. P.O. Box 40128 Olympia, WA 98504-0128	360-664-1186	360-586-5522	lwatson@wutc.wa.gov