

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

WASHINGTON UTILITIES AND)	DOCKET UW-101818
TRANSPORTATION COMMISSION)	
)	
Complainant,)	
)	NOTICE OF PREHEARING
v.)	CONFERENCE
)	(Set for May 11, 2011, at 1:30 p.m.)
MARIA K. LINDBERG,)	
)	
Respondent.)	
)	
.....)	

1 On April 8, 2011, Commission Staff filed a complaint against Maria K. Lindberg, owner of Cristalina LLC (Respondent or Cristalina). On April 18, 2011, counsel for the Respondent filed an answer to the complaint and a motion to dismiss. The complaint alleges 180 violations of rules and laws enforced by the Washington Utilities and Transportation Commission (Commission). The allegations arise from a compliance investigation of company and Commission documents pertaining to Cristalina, including the company’s tariff, recent billing records, the Commission’s 2009 rate complaint against Cristalina in Docket UW-090839, and all Commission-referred consumer complaints against Cristalina. The complaint is available for inspection at the Commission’s office located at Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington, and on the Commission’s web site at www.utc.wa.gov/101818.

2 **STATUTORY AUTHORITY:** The Commission has jurisdiction over this matter under RCW Title 80, and has legal authority to regulate the rates, services, and practices of water companies providing service with the state of Washington. The statutes that apply to this matter include RCW 80.01, RCW 80.04, and RCW 80.28 relating to rates, including but not limited to RCW 80.01.040, RCW 80.04.020, RCW 80.04.110, RCW 80.04.380, and RCW 80.04.405. The rules that apply to this matter include those within WAC 480-07 and WAC 480-110.

3 The Commission will hear this matter under the Administrative Procedure Act (APA), particularly Part IV of RCW 34.05 relating to adjudications. The provisions of the APA that relate to this proceeding include, but are not limited to RCW 34.05.413, RCW 34.05.422, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452.

4 According to WAC 480-07-440(1), the Commission will provide twenty days' notice of the time and place established for a prehearing conference. The Commission informally contacted the parties regarding their availability for a prehearing conference. In response, the parties requested that this matter be scheduled for either May 2 or 11, 2011, which is less than 20 days' notice. Accordingly, the Commission gives notice that the Commission has determined that good cause exists for this matter to be heard on shortened notice.

5 **THE COMMISSION GIVES NOTICE That it will hold a prehearing conference in this matter at 1:30 p.m., on May 11, 2011, in Room 108 of the Commission's headquarters, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

6 The purpose of the prehearing conference is to consider requests for intervention, resolve scheduling matters including establishing dates for distributing evidence and workpapers, to identify the issues in the proceeding and determine other matters to assist the Commission in resolving the matter, as listed in WAC 480-07-430.

7 **INTERVENTION:** Persons who wish to intervene should file a petition to intervene in writing at least three business days before the date of the prehearing conference. *See* WAC 480-07-355(a). The Commission will consider oral petitions to intervene during the conference, but strongly prefers written petitions to intervene. Party representatives must file a notice of appearance with the Commission no later than the business day before the conference. *See* WAC 480-07-345(2). Any party or witness in need of an interpreter or other assistance should fill out the form attached to this notice and return it to the Commission. The Commission will set the time and place for any evidentiary hearings at the prehearing conference, on the record of a later conference or hearing session, or by later written notice.

8 **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 under RCW 34.05.440 and WAC 480-07-450.

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

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

Representative: Jennifer Cameron-Rulkowski
Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664-1186
jcameron@utc.wa.gov

Respondent: Maria Lindberg
Cristalina LLC
P.O. Box 2626
Bellingham, WA 98227

Representative: Richard A. Finnigan
Attorney at Law
2112 Black Lake Blvd. S.W.
Olympia, WA 98512
(360) 956-7001
rickfinn@localaccess.com

10 Administrative Law Judge Patricia Clark, from the Commission's Administrative Law Division, will preside during this proceeding.

- 11 The Commission will give parties notice of any other procedural phase of the proceeding in writing or on the record, as appropriate during this proceeding.

DATED at Olympia, Washington, and effective April 29, 2011.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER
Executive Director and Secretary

Inquiries may be addressed to:

Executive Director and Secretary
Washington State Utilities and
Transportation Commission
Richard Hemstad Building
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

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.: (____) _____