



**STATE OF WASHINGTON**  
**UTILITIES AND TRANSPORTATION COMMISSION**  
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July 28, 2015

**NOTICE OF ORAL ARGUMENT**  
**(Set for 2:30 p.m., Tuesday, September 1, 2015)**

**NOTICE ESTABLISHING DEADLINE FOR**  
**COMMISSION ACTION ON PETITION**  
**(By Tuesday, September 29, 2015)**

RE: *In the Matter of the Petition of James and Clifford Courtney for a Declaratory Order on the Applicability of Wash. Rev. Code § 81.84.010(1) and Wash. Admin. Code § 480-51-025(2), Docket TS-151359*

**TO ALL INTERESTED PERSONS:**

On July 1, 2015, James and Clifford Courtney (collectively, Petitioners) jointly filed with the Washington Utilities and Transportation Commission (Commission) a Petition for a Declaratory Order (Petition) as to the applicability of the certificate of public convenience and necessity requirement set forth in RCW 81.84.010(1) and WAC 480-51-025(2) to boat transportation service on Lake Chelan for customers or patrons of specific businesses or groups of businesses.

On July 2, 2015, the Commission issued a notice to all interested person setting a deadline of July 17, 2015, to submit a statement of fact and law on the issues raised in the Petition. The Commission received responsive comments or a statement of law and fact from Commission Staff, Arrow Launch Service, Inc., and Lake Chelan Recreation, Inc.

RCW 34.05.240(5) and WAC 480-07-930(5) require the Commission to take one of the following actions within 30 days after receiving the Petition: (1) enter a declaratory order; (2) set the matter for specified proceedings to be held no more than 90 days after receiving the Petition; (3) set a specified time no more than 90 days after receiving the Petition to enter a declaratory order; or (4) decline to enter a declaratory order. The Commission may extend either of the 90 day time limits for good cause.

The Commission has reviewed the Petition and responsive comments and statement of law and fact, which raise potentially complex legal and factual issues. The Commission has determined that providing an opportunity for the Petitioners and responding parties to present oral argument would enhance the Commission's ability to analyze and render a determination

on the Petition. The Commission, therefore, will conduct oral argument on September 1, 2015, and will render its determination by September 29, 2015.

**THE COMMISSION GIVES NOTICE That it will conduct oral argument on the Petition at 2:30 p.m., on Tuesday, September 1, 2015, in the Commission's Hearing Room, Second Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S. W., Olympia, Washington.**

**THE COMMISSION GIVES FURTHER NOTICE That the Commission will render a determination on the Petition by Tuesday, September 29, 2015.**

STEVEN V. KING  
Executive Director and Secretary