

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION, Complainant, v. HARRISON-RAY WATER COMPANY, Respondent.	DOCKET UW-180885 <i>(Consolidated)</i> ORDER 02
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION, Complainant, v. HARRISON WATER COMPANY/KIONA, LLC, Respondent.	DOCKET UW-190311 <i>(Consolidated)</i> ORDER 02 PREHEARING CONFERENCE ORDER; NOTICE OF HEARING (Set for July 25, 2019, at 1:30 p.m.)

1 **NATURE OF PROCEEDING.** On May 1, 2019, the Washington Utilities and Transportation Commission (Commission) entered a complaint alleging that Harrison-Ray Water Company, Inc. (Harrison-Ray) committed 915 violations of state laws and Commission rules and that Harrison Water Company/Kiona, LLC (Harrison/Kiona)¹ committed 571 violations of state laws and Commission rules. Staff requests that the

¹ Collectively, the “Harrison Companies.”

Commission impose monetary penalties on Harrison-Ray and Harrison/Kiona under RCW 80.04.380 of up to \$1,000 for each violation.

2 **CONFERENCE.** The Commission convened a prehearing conference in this docket at Olympia, Washington on June 12, 2019, before Administrative Law Judge Nelli Doroshkin.

3 **APPEARANCES.** Jennifer Cameron-Rulkowski, Assistant Attorney General, Olympia, Washington, represents Commission staff (Staff).² Nina Suetake, Assistant Attorney General, Seattle, Washington, represents the Public Counsel Unit of the Attorney General’s Office (Public Counsel). Contact information for these representatives is attached as Appendix A to this Order. No representative appeared at the prehearing conference for the Harrison Companies; contact information for William “Tom” Harrison, the owner of the Harrison Companies, is included in Appendix A of this Order.

4 **PETITIONS FOR INTERVENTION.** No petitions to intervene were filed with the Commission prior to the date of the prehearing conference.

5 **DISCOVERY.** Staff and Public Counsel stated at the prehearing conference that they did not anticipate conducting any discovery in this proceeding.

6 **PROCEDURAL SCHEDULE.** The Commission adopts the procedural schedule attached to this Order as Appendix B, incorporating the proposed settlement conference and evidentiary hearing dates that Staff and Public Counsel proposed at the prehearing conference. Staff stated at the prehearing conference that Mr. Harrison had agreed to the proposed procedural schedule.

7 **DOCUMENT FILING AND SERVICE REQUIREMENTS.** Parties must file and serve all pleadings, motions, briefs, and other prefiled materials in compliance with all of the following requirements:

² In formal proceedings such as this, the Commission’s regulatory staff participates like any other party, while the Commissioners make the decision. To assure fairness, the Commissioners, the presiding administrative law judge, and the Commissioners’ policy and accounting advisors do not discuss the merits of this proceeding with the regulatory staff, or any other party, without giving notice and opportunity for all parties to participate. *See* RCW 34.05.455.

- (a) Parties must submit electronic copies of all documents by 5 p.m. on the filing deadline established in the procedural schedule (or other deadline as applicable), unless the Commission orders otherwise.
- (b) Parties must comply with WAC 480-07-140(6) in formatting, organizing, and identifying electronic files.
- (c) Documents filed with the Commission must conform to the formatting and other requirements of WAC 480-07-395 and WAC 480-07-460.
- (d) The Commission accepts only electronic versions of documents for formal filing. The Commission requires electronic copies to be in searchable Portable Document Format, or to otherwise comply with WAC 480-07-140(6)(a). Parties must submit documents electronically through the Commission's web portal (www.utc.wa.gov/e-filing). If a party is unable to use the web portal to submit documents for filing, the Commission will accept a submission via email to records@utc.wa.gov, provided that the email: (1) explains the reason the documents are not being submitted via the web portal, and (2) complies with the requirements in WAC 480-07-140(5)(b).
- (e) Parties must electronically serve the other parties and provide courtesy electronic copies of filings to the presiding administrative law judge (neli.doroshkin@utc.wa.gov) by 5 p.m. on the filing deadline unless the Commission orders otherwise. If parties are unable to email copies, they may furnish electronic copies by delivering them on a flash drive.

8 **WITNESS LIST AND EXHIBITS.** Each party must file a list of all witnesses that the party intends to offer, as well as any exhibits sponsored by those witnesses. The parties must file and serve their witness list and exhibits by **5 p.m. on July 16, 2019.**

9 **NOTICE OF HEARING.** The Commission will hold an evidentiary hearing in this matter on **July 25, 2019**, at **1:30 p.m.**, in the Commission's hearing room at 621 Woodland Square Loop SE, Lacey, Washington.

10 **ALTERNATE DISPUTE RESOLUTION.** The Commission supports the informal settlement of matters before it. Parties are encouraged to consider means of resolving disputes informally. The Commission has limited ability to provide dispute resolution

services. If you wish to explore those services, please contact Rayne Pearson, Director, Administrative Law Division (rayne.pearson@utc.wa.gov or 360-664-1136).

- 11 **NOTICE TO PARTIES: A party who objects to any portion of this Order must file a written objection within ten (10) calendar days after the service date of this Order, pursuant to WAC 480-07-430 and WAC 480-07-810. The service date appears on the first page of the order in the upper right-hand corner. Absent such objection, this Order will control further proceedings in this matter, subject to Commission review.**

Dated at Olympia, Washington, and effective June 13, 2019.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

NELLI DOROSHKIN
Administrative Law Judge

APPENDIX A
PARTIES' REPRESENTATIVES
DOCKETS UW-180885, UW-190311 (Consolidated)

PARTY	REPRESENTATIVE	PHONE	E-MAIL
Commission Staff	Jennifer Cameron-Rulkowski Assistant Attorney General Office of the Attorney General Utilities and Transportation Division 1400 S. Evergreen Park Drive S.W. P.O. Box 40128 Olympia, WA 98504	(360) 664-1186	jennifer.cameron-rulkowski@utc.wa.gov
	Krista Gross		krista.gross@utc.wa.gov
	Betsy DeMarco		betsy.demarco@utc.wa.gov
Harrison Companies	Tom Harrison P.O. Box 2818 Pasco, WA 99302	(509) 545-1908	tomco11@frontier.com
Public Counsel	Nina Suetake Assistant Attorney General Washington Attorney General's Office Public Counsel Unit 800 Fifth Avenue, Suite 2000 Seattle, WA 98104-3188	(206) 389-2055	nina.suetake@atg.wa.gov
	Chanda Mak		chanda.mak@atg.wa.gov

APPENDIX B
PROCEDURAL SCHEDULE
DOCKETS UW-180885, UW-190311 (*Consolidated*)

EVENT	DATE
Telephone Settlement Conference	Thursday, June 27, 2019
File Hearing Exhibits and Exhibit Lists	Tuesday, July 16, 2019
Evidentiary Hearing	Thursday, July 25, 2019, at 1:30 p.m.