

**Docket No. UW-180885 and UW-190311 (Consolidated)
- Vol. I**

WUTC v. Harrison-Ray Water Company

June 12, 2019



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BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

))
In the Matter of Determining the)
Proper Carrier Classification of,)
and Complaint for Penalties) DOCKETS UW-180885 and
against:) UW-190311 (Consolidated)
))
))
HARRISON-RAY WATER COMPANY)
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PREHEARING CONFERENCE - VOLUME I
NELLI DOROSHKIN, ADMINISTRATIVE LAW JUDGE

June 12, 2019
Pages 1 through 8
9:00 a.m.
Held at:
Washington Utilities and Transportation Commission
1300 South Evergreen Park Drive SW, Room 206
Olympia, Washington

REPORTED BY: PAMELA J. NELSON, RPR, CCR License No. 2948

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A P P E A R A N C E S

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2
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17 ALSO PRESENT: MS. SUSIE PAUL
STAFF WITNESS
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1 PROCEEDINGS
2 Wednesday, 9:00 a.m.
3 --ooOoo--
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5 JUDGE DOROSHKIN: Good morning. This is a
6 prehearing conference in Dockets UW-180885 and UW-190311.
7 My name is Nelli Doroshkin. I'm the administrative law
8 judge in this proceeding.
9 Mr. Harrison, the owner of -- the respondent in this
10 proceeding, is not here, so we will take a 15-minute recess
11 until 9:15. It's currently 9:01, approximately. And during
12 that time, we'll try to get in touch with Mr. Harrison.
13 (Recess taken from 9:01 a.m. to
14 9:16 a.m.)
15 JUDGE DOROSHKIN: Good morning, again. This is a
16 prehearing conference, once again, and same dockets as
17 mentioned earlier. This is on Commission's complaints
18 against Harrison-Ray Water Company and Harrison Water
19 Company/Kiona, LLC, respectively.
20 In this prehearing conference, I will refer to Harrison
21 Water Company as "Harrison-Ray," and Harrison Water
22 Company/Kiona as "Kiona." For the purpose -- or after this
23 prehearing conference, I will prepare an order outlining the
24 procedure going forward in this case. I think everyone here
25 is familiar with the purpose of prehearing conferences.

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1 So we'll take appearances beginning with Commission
2 Staff.
3 MS. CAMERON-RULKOWSKI: Jennifer
4 Cameron-Rulkowski, Assistant Attorney General, appearing on
5 behalf of Commission Staff.
6 MS. SUETAKE: Nina Suetake, Assistant Attorney
7 General, appearing on behalf of public counsel.
8 JUDGE DOROSHKIN: Okay. And I will note that
9 Mr. Harrison is not present in the hearing room, but we will
10 proceed in his absence.
11 Is there anyone else -- is there anyone on the bridge
12 line? (No response.) Okay, then.
13 I do not see any other parties in the hearing room, so
14 we will not be addressing the petitions to intervene.
15 I will ask, would either Staff or public counsel like
16 to have discovery available under the Commission's discovery
17 rules?
18 MS. SUETAKE: It's possible that we might, but
19 hopefully not, we won't have to get there.
20 MS. CAMERON-RULKOWSKI: None at this time,
21 Your Honor.
22 JUDGE DOROSHKIN: Okay. So then we will not be
23 addressing discovery in the prehearing conference order, and
24 no protective order will be necessary in that case, either.
25 Then regarding electronic filing and electronic

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1 service, filing will be in accordance with Commission rules.
 2 Procedural rules require electronic filing and service, and
 3 the Commission will serve the parties electronically. The
 4 parties will serve each other electronically.
 5 If a party has not designated a lead representative for
 6 service, please do so via email to me by the end of today.
 7 And my email is NelliDoroshkin -- dot Doroshkin@utc.wa.gov.
 8 If anyone would like to add names and email addresses of
 9 other representatives or support staff who should receive
 10 electronic copies of all documents filed in this proceeding,
 11 please email that to me as well.
 12 And then regarding the procedural schedule, before we
 13 went on the record Staff counsel let me know that parties
 14 had agreed on a procedural schedule, and I've been provided
 15 with a copy of the proposed procedural schedule.
 16 Does public counsel agree with this proposed procedural
 17 schedule?
 18 MS. SUETAKE: Yes, Your Honor.
 19 JUDGE DOROSHKIN: Okay.
 20 And I understand Mr. Harrison is in agreement with
 21 these dates as well.
 22 MS. CAMERON-RULKOWSKI: Your Honor, that is my
 23 understanding.
 24 JUDGE DOROSHKIN: Okay. So then I will
 25 incorporate this procedural schedule into the prehearing

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1 conference order. It reads as follows: An informal
 2 settlement conference Wednesday, June 12th, after this
 3 prehearing conference; telephone settlement conference on
 4 Thursday, June 27th; and then a hearing exhibits and exhibit
 5 lists will be filed Tuesday, July 16th; and the hearing will
 6 be held on Thursday, July 25th, at 1:30, presumably p.m.
 7 MS. CAMERON-RULKOWSKI: And Your Honor, may I
 8 comment?
 9 JUDGE DOROSHKIN: Yes.
 10 MS. CAMERON-RULKOWSKI: We do have an informal
 11 settlement conference on this list, and we recognize that
 12 this would not be part of the -- would likely not be part of
 13 the order because it's via -- this happened today.
 14 JUDGE DOROSHKIN: Okay. And Mr. Harrison
 15 presumably will not be available immediately after this
 16 prehearing conference because he has another hearing before
 17 me right after.
 18 MS. CAMERON-RULKOWSKI: Your Honor, we actually
 19 have it scheduled for this afternoon, but it could start
 20 earlier depending on when all of the parties are available.
 21 Your Honor, I just heard that he's on his way. I'm
 22 going to pass the microphone to Ms. Paul.
 23 MS. PAUL: I wish I could say how far away he is.
 24 I don't know. Apparently, he was on 12, just getting ready
 25 to get on I-5, but he didn't leave a timeframe, apparently.

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1 So we can try to reach him again and see, timewise, how far
 2 out he is. Apparently, he was stuck in traffic.
 3 JUDGE DOROSHKIN: Understood. I will continue in
 4 his absence anyway.
 5 Is there anything else that we need to address in this
 6 prehearing conference?
 7 MS. CAMERON-RULKOWSKI: Not from Staff,
 8 Your Honor.
 9 MS. SUETAKE: Not from public counsel,
 10 Your Honor.
 11 JUDGE DOROSHKIN: Okay. Then I will issue an
 12 order shortly containing the procedural schedule.
 13 And we are adjourned. Thank you.
 14 MS. CAMERON-RULKOWSKI: Thank you.
 15 (Adjourned at 9:22 a.m.)
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1 CERTIFICATE
 2
 3
 4 I, PAMELA J. NELSON, the undersigned Washington Court
 5 Reporter pursuant to RCW 5.28.010 authorized to administer oaths
 6 and affirmations in and for the State of Washington, do hereby
 7 certify that the foregoing proceedings were reported by me and
 8 thereafter transcribed by me by means of computer-aided
 9 transcription;
 10 I further certify that the said transcript of proceedings,
 11 pages 1 to 8, as above transcribed, is a full, true and correct
 12 transcript of the aforementioned matter and prepared pursuant to
 13 Washington Administrative Code 308-14-135, the transcript
 14 preparation format guideline;
 15 I further advise you that as a matter of firm
 16 policy, the stenographic notes of this transcript will be
 17 destroyed three years from the date appearing on this Certificate
 18 unless notice is received otherwise from any party or counsel
 19 hereto on or before said date;
 20 DATED and SIGNED this 20th day of June 2019.
 21
 22
 23 _____
 24 PAMELA J. NELSON
 25 Certified Court Reporter
 License No. 2948 in and for the
 State of Washington, residing
 at Lacey, WA

<p style="text-align: center;">A</p> <p>a.m 1:16 3:2,13,14 7:15 absence 4:10 7:4 add 5:8 address 7:5 addresses 5:8 addressing 4:14,23 adjourned 7:13,15 administer 8:5 administrative 1:11 2:3 3:7 8:13 advise 8:15 affirmations 8:6 aforementioned 8:12 afternoon 6:19 agree 5:16 agreed 5:14 agreement 5:20 anyway 7:4 apparently 6:24,25 7:2 appearances 4:1 appearing 4:4,7 8:17 approximately 3:11 Assistant 2:8,12 4:4,6 Attorney 2:8,12 4:4 4:6 authorized 8:5 available 4:16 6:15 6:20 AVENUE 2:13</p> <hr/> <p style="text-align: center;">B</p> <p>beginning 4:1 behalf 4:5,7 BOX 2:9 bridge 4:11 BUSINESS 2:12</p> <hr/> <p style="text-align: center;">C</p> <p>C 2:1 3:1 8:1,1 Cameron-Rulko...</p>	<p>2:8 4:3,4,20 5:22 6:7,10,18 7:7,14 Carrier 1:4 case 3:24 4:24 CCR 1:21 Certificate 8:17 Certified 8:23 certify 8:7,10 Classification 1:4 Code 8:13 comment 6:8 Commission 1:2,17 2:4,8 4:1,5 5:1,3 Commission's 3:17 4:16 Company 1:7 3:18 3:21 Company/Kiona 3:19,22 Complaint 1:5 complaints 3:17 computer-aided 8:8 conference 1:10 3:6 3:16,20,23 4:23 6:1,2,3,3,11,16 7:6 conferences 3:25 Consolidated 1:5 containing 7:12 continue 7:3 copies 5:10 copy 5:15 correct 8:11 counsel 2:13 4:7,15 5:13,16 7:9 8:18 Court 8:4,23 currently 3:11 CUSTOMERS 2:12</p> <hr/> <p style="text-align: center;">D</p> <p>D 3:1 date 8:17,19 DATED 8:20 dates 5:21</p>	<p>day 8:20 depending 6:20 designated 5:5 destroyed 8:17 Determining 1:4 discovery 4:16,16 4:23 dockets 1:5 3:6,16 documents 5:10 Doroshkin 1:11 2:3 3:5,7,15 4:8,22 5:19,24 6:9,14 7:3 7:11 Doroshkin@utc... 5:7 dot 5:7 Drive 1:18 2:4</p> <hr/> <p style="text-align: center;">E</p> <p>E 2:1,1 3:1,1 8:1,1 earlier 3:17 6:20 either 4:15,24 electronic 4:25,25 5:2,10 electronically 5:3,4 email 2:6,15 5:6,7,8 5:11 Evergreen 1:18 2:4 exhibit 6:4 exhibits 6:4</p> <hr/> <p style="text-align: center;">F</p> <p>F 8:1 familiar 3:25 far 6:23 7:1 filed 5:10 6:5 filing 4:25 5:1,2 firm 8:15 follows 6:1 foregoing 8:7 format 8:14 forward 3:24 full 8:11 further 8:10,15</p> <hr/> <p style="text-align: center;">G</p>	<p>G 3:1 General 2:8,12 4:4 4:7 getting 6:24 going 3:24 6:22 Good 3:5,15 guideline 8:14</p> <hr/> <p style="text-align: center;">H</p> <p>happened 6:13 Harrison 3:9,12,18 3:20,21 4:9 5:20 6:14 Harrison-Ray 1:7 3:18,21 heard 6:21 hearing 4:9,13 6:4 6:5,16 held 1:17 6:6 hereto 8:19 Honor 4:21 5:18,22 6:7,18,21 7:8,10 hopefully 4:19</p> <hr/> <p style="text-align: center;">I</p> <p>I-5 6:25 immediately 6:15 incorporate 5:25 informal 6:1,10 intervene 4:14 issue 7:11</p> <hr/> <p style="text-align: center;">J</p> <p>J 1:21 8:4,23 Jennifer 2:8 4:3 judge 1:11 2:3 3:5 3:8,15 4:8,22 5:19 5:24 6:9,14 7:3,11 July 6:5,6 June 1:14 6:2,4 8:20</p> <hr/> <p style="text-align: center;">K</p> <p>Kiona 3:22 know 5:13 6:24</p>	<p style="text-align: center;">L</p> <p>Lacey 8:25 law 1:11 2:3 3:7 lead 5:5 leave 6:25 License 1:21 8:24 line 4:12 list 6:11 lists 6:5 LLC 3:19</p> <hr/> <p style="text-align: center;">M</p> <p>MAILSTOP 2:14 MARIE 2:12 matter 1:4 8:12,15 means 8:8 mentioned 3:17 microphone 6:22 morning 3:5,15</p> <hr/> <p style="text-align: center;">N</p> <p>N 2:1 3:1 name 3:7 names 5:8 necessary 4:24 need 7:5 Nelli 1:11 2:3 3:7 nelli.doroshkin@... 2:6 NelliDoroshkin 5:7 NELSON 1:21 8:4 8:23 Nina 2:12 4:6 ninas@atg.wa.gov 2:15 note 4:8 notes 8:16 notice 8:18</p> <hr/> <p style="text-align: center;">O</p> <p>O 3:1 oaths 8:5 Okay 4:8,12,22 5:19,24 6:14 7:11 Olympia 1:18 2:5,9 once 3:16</p>
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