

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

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)

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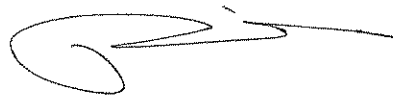
UNOPPOSED MOTION OF JAMES AND CLIFFORD COURTNEY FOR CONTINUANCE OF ORAL ARGUMENT DATE

1. **Relief Requested.** James and Clifford Courtney respectfully request that the Commission continue the currently-scheduled oral argument date of September 1, 2015, until October 21, 2015.
2. **Statement of Facts.** On June 30, 2015, James and Clifford Courtney (hereafter, “the Courtneys”) jointly submitted a petition for a declaratory order to the Washington Utilities and Transportation Commission. The Commission subsequently received responsive comments or a statement of law and fact from Commission staff, Arrow Launch Service, Inc., and Lake Chelan Recreation, Inc. On July 28, 2015, the Commission served notice that oral argument on the petition would be held on September 1, 2015, at 2:30 p.m.
3. **Statement of Issues.** Is a continuance of the currently scheduled oral argument date warranted?
4. **Legal Argument and Authority.** The Courtneys request this continuance pursuant to WAC 480-07-380, which authorizes parties to move the Commission, for good cause, for a continuance, as well as RCW 34.05.240(6) and WAC 480-07-930(6), which authorize

the Commission to extend, for good cause, the time in which an oral argument, if scheduled, must occur.

5. The requested continuance is warranted because of competing deadlines and travel requirements in other matters the Courtneys' counsel is handling, as well as logistical difficulties in the Courtneys' own ability to attend a hearing on the date currently scheduled.
6. Additionally, the entities that filed documents responsive to the Courtneys' petition for a declaratory order do not oppose this motion. Michael Bindas, counsel for the Courtneys, conferred with Assistant Attorney General Julian Beattie (counsel for WUTC staff), David Wiley (counsel for Arrow Launch Service, Inc.), and Jack Raines (president of Lake Chelan Recreation, Inc.), none of whom oppose the requested continuance.
7. The Courtneys anticipate that if the Commission grants this motion, it will also reserve entry of a declaratory order until after the rescheduled oral argument is heard. Under RCW 34.05.240(6) and WAC 480-07-930(6), the Commission may extend the time by which it is required to issue a declaratory order.

Respectfully submitted on August 10, 2015, by:



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