

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of Determining the Proper  
Carrier Classification of, and Complaint  
for Penalties against:

NICK ALEXANDER KONOPIK D/B/A  
NICHOLAS KONOPIK AND KRAKEN  
TOURS, LLC

DOCKET TE-190822

SUBPOENA

AND

SUBPOENA DUCES TECUM FOR  
PRODUCTION OF DOCUMENTS

The State of Washington to Nick Alexander Konopik, d/b/a Nicholas Konopik and Kraken  
Tours, LLC:

**You are commanded to appear before the Washington Utilities and Transportation  
Commission at the special proceeding referenced in the attached Order and Notice of  
Hearing at 9 a.m. on December 10, 2019, in the Commission's Richard Hemstad  
Hearing Room, 621 Woodland Square Loop SE, Lacey, Washington, and to remain  
there until discharged by the Commission, to give testimony and evidence under oath as to  
the operations of Nick Alexander Konopik, d/b/a Nicholas Konopik and Kraken Tours,  
LLC. Nick Alexander Konopik shall appear at the time and place set forth above unless the  
Executive Director and Secretary of the Commission, by notice of hearing, specifies a  
different time and place. This is ordered pursuant to the subpoena powers granted in RCW  
34.05.446, RCW 80.01.060(1) and RCW 81.04.510.**

**You are further commanded to bring with you the following documents:**

If you seek to avoid further enforcement action by ceasing unpermitted  
operations and leaving the industry, you must bring sufficient documentation  
or records to demonstrate closure of your charter party and excursion service  
carrier business. In the case of those whose entire business involves charter  
party and excursion services, those papers might include documentation from  
(1) the Secretary of State's office for dissolution of your business; (2) the  
Department of Revenue for cancellation of your business license; (3) your  
Internet service provider (or equivalent) showing cancellation of a website or  
email account; (4) your telephone provider showing cancellation of your  
corporate telephone number; (5) proof of cancellation of your company  
advertising; and (6) sales receipts for any company equipment sold in the  
process of shutting down and closing. For those companies who will continue  
with a business but only close that portion involving charter party and  
excursion services, similar documentation (*e.g.*, changed website or  
advertising) will prove most helpful to the presiding officer. Should you  
choose to apply for a charter party and excursion service carrier certificate in

**DOCKET TE-190822**  
**SUBPOENA & SUBPOENA DUCES TECUM**  
**PAGE 2**

advance of the hearing, and the Commission deems you eligible to receive a temporary permit, you may present that information at the hearing.

In lieu of producing these documents at the proceeding, you may mail a copy of the subpoenaed documents to Michael Dotson, Compliance Investigator, Transportation Safety, Washington Utilities and Transportation Commission, P.O. Box 47250, Olympia, Washington 98504-7250, together with your certification that the items produced are true and correct copies of the subpoenaed documents. If you choose to produce the subpoenaed documents by mailing them rather than producing them at the proceeding, you must still appear at the proceeding and the subpoenaed documents must be received at the Commission before the proceeding or you will not have complied with this subpoena.

DATED at Lacey, Washington, and effective October 24, 2019.

*/s/ Gregory J. Kopta*  
\_\_\_\_\_  
GREGORY J. KOPTA  
Administrative Law Judge