BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

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

CASCADE ADVENTURES, INC.; CASCADE ADVENTURES BAKER BUS LLC **DOCKET TE-190086**

DECLARATION OF JASON HOXIT

I, Jason Hoxit, under penalty of perjury under the laws of the state of Washington, declares as follows:

- 1. I am over 18 years of age, a citizen of the United States, a resident of the state of Washington, and competent to be a witness.
- 2. I am employed by the Washington Utilities and Transportation Commission (Commission) as a Compliance Investigator in the Transportation Safety Division. As a Compliance Investigator, my responsibilities include conducting investigations into the operations of regulated and unregulated transportation companies. As part of those duties, I investigate charter party and excursion service carriers that may be operating without the required Commission-issued certificate.
- 3. On March 12, 2019, the Commission entered Order 02, Stipulated Initial Order Classifying Respondent as Charter Party or Excursion Service Carrier; Ordering Respondent to Cease and Desist; Imposing and Suspending Penalties on Condition of Future Compliance (Order 02). Order 02 assessed a penalty of \$10,000 against Cascade Adventures, Inc.; Cascade Adventures Baker Bus LLC, (Cascade Adventures or Company) for two violations of Revised Code of Washington (RCW) 81.70.260(1) for operating as a charter party or excursion service carrier in the state of Washington after the cancellation of its certificate.
- 4. In Order 02, the Commission suspended an \$8,500 portion of the penalty for a period of two years on the conditions that: (1) Cascade Adventures refrained permanently from further operations as a charter party or excursion service carrier in the state of Washington without first obtaining the required certificate from the Commission, and (2) Cascade Adventures paid the remaining \$1,500 penalty in accordance with the payment schedule in Appendix A.
- 5. On March 22, 2019, the Commission received the transcript from the March 12 special proceeding.² In the transcript, Cascade Adventures acknowledged that: (1) the Company reviewed and understood Order 02 in its entirety, (2) the Company was penalized \$10,000 for advertising and offering to conduct operations, and (3) if the Commission found Cascade

¹ See Attachment A for a copy of Order 02 in Docket TE-190086, dated March 12, 2019.

² See Attachment B for a copy of the March 12 transcript, pages 20-21.

Adventures advertising or offering to provide charter party or excursion carrier services during the two year suspension period, the Company would have to pay the entire \$10,000 penalty.

- 6. On March 5, 2019, Cascade Adventures filed with the Commission an application for charter and excursion authority, which was assigned to Docket TE-190165.³ In the application, Cascade Adventures provided a phone number of (360) 599-3115; listed its website as www.bakerbus.org; provided an email address of hoboexpeditions@hotmail.com; listed its physical address as 9961 Paystreak Ave., Glacier, WA 98244; provided a mailing address of P.O. Box 5147, Glacier, WA 98244; provided UBI: 603-088-202, and listed Paul Engel, Sarah Brownell, and Lindsay Taylor as its members. The application identified that Cascade Adventures operated two vehicles: a 14-passenger Chevrolet bus with license plate C21703J, and a 14-passenger Blue Bird bus with license plate BAS9561.⁵
- 7. On March 29, 2019, the Commission granted Cascade Adventures a certificate to provide charter and excursion service in the state of Washington. On August 12, 2019, the Company paid the \$1,500 portion of the penalty that was not suspended in full.
- 8. On March 25, 2020, Cascade Adventures filed with the Commission its request to cancel certificate CH-063835.⁷ On March 25, 2020, the Commission issued a voluntary cancellation letter in Docket TE-200267 notifying Cascade Adventures that its authority to provide charter party and excursion carrier service in the state of Washington is canceled and the Company "must cease all operations associated with this certificate."
- 9. On February 11, 2021, I initiated a follow-up investigation of Cascade Adventures to check for compliance with Order 02 in Docket TE-190086. On February 11, 2021, I visited Cascade Adventures' Facebook page and observed a post from November 27, 2020, where the Company stated, "[t]he bus will being [sic] running its normal route tomorrow, 11/28/20." The November 27 Facebook post included a picture of the Company's Chevrolet bus, directed riders to visit www.bakerbus.org for new membership information, and provided the phone number of (360) 599-3115.
- 10. On February 11, 2021, I visited Cascade Adventures' website, www.bakerbus.org. Under the Company's calendar, the website showed five reservations booked for transportation to Mount Baker Ski Area (Mount Baker) on February 11, 2021. Under the "Membership" page, the Company's website stated:

³ See Attachment C for a copy of the Company's application to provide charter and excursion carrier services, dated March 5, 2019.

⁴ See Attachment D for a picture of the Company's Chevrolet bus with license plate C21703J, posted to the Company's Facebook page on August 4, 2018.

⁵ See Attachment E for a picture of the Company's Blue Bird bus with license plate BAS9561, posted to the Company's Facebook page on April 25, 2018.

⁶ Certificate CH-063835.

⁷ See Attachment F for a copy of the Release of Authority for Cancellation Form submitted by Cascade Adventures, dated March 25, 2020.

⁸ See Attachment G for a copy of the voluntary cancellation letter, dated March 25, 2020.

⁹ See Attachment H for a copy of the Company's Facebook post on November 27, 2020, captured on February 11, 2021.

¹⁰ See Attachment I for a copy of the Company's reservation page for February 11, 2021.

Your Membership: The total cost to become a member of the Baker Bus Ski and Snowboard club is \$580.00 per year. You are not required to pay this sum at once, but can instead pay in \$20.00 installments each time you ride the bus. This means you would need to ride the bus 29 times to meet this total. Once the \$580.00 is reached, you become a member of the club and receive your official annual membership for the bus for the remainder of the year. If you do not reach the \$580.00 within one year, you will not gain membership status.¹¹

- 11. On February 12, 2021, I searched Commission records, which showed that Cascade Adventures does not have the required authority to provide charter party or excursion carrier service in the state of Washington.¹²
- 12. On February 12, 2021, I visited the Company's website, www.bakerbus.org. On the homepage, the Company referred to its 2020-2021 operations, stated "[t]he Baker Bus will be running this season ...," directed riders to its membership page for pricing, provided instructions on how to register and reserve transportation using the website's calendaring system, and listed its time schedule and pickup locations. Under the "Bus Schedule" page, the Company's website provided a list of bus stop locations and pickup times, and stated, "[t]he Baker Bus runs from Kendall daily, and from Bellingham Weekends and holidays only." Under the "Reservation Instructions" page, the Company stated that "[i]f fewer than 9 seats have been reserved, the Baker Bus will not be running." Under the "About the Club" page, Cascade Adventures listed (360) 599-3115 as its phone number, provided an email address of hotmail.com, and listed Paul Engel, Lindsay Taylor, and Sarah Brownell, among others, as the Board of Directors. Beautiful Engel.
- 13. On February 12, 2021, I reserved a seat for transportation from Bellingham to Mount Baker through the Company's reservation system for February 13, 2021.¹⁷
- 14. On February 12, 2021, I called (360) 599-3115 and spoke with Cascade Adventures about reserving transportation from Bellingham to Mount Baker on February 13, which location I should wait at for the bus to pick me up, and how to find out if the bus is operating on February 13.¹⁸ During the phone conversation, Cascade Adventures stated that "there's a really good chance the bus is running tomorrow."

¹¹ See Attachment J for a copy of the Company's "Membership" page, captured on February 11, 2021.

¹² See Attachment K for a copy of Commission records documenting the Company's inactive status, captured on February 12, 2021.

¹³ See Attachment L for a copy of the Company's homepage, captured on February 12, 2021.

¹⁴ See Attachment M for a copy of the Company's "Bus Schedule" page, captured on February 12, 2021.

¹⁵ See Attachment N for a copy of the Company's "Reservation Instructions" page, captured on February 12, 2021.

¹⁶ See Attachment O for a copy of the Company's "About the Club" page, captured on February 12, 2021.

¹⁷ See Attachment P for a copy of the Company's reservation page for February 13, 2021, captured at approximately 9:50 a.m. on February 12, 2021.

¹⁸ See Attachment Q for a copy of the phone conversation notes with Cascade Adventures, dated February 12, 2021.

- 15. On February 13, 2021, I visited the Company's website to view the number of reservations made for that day. The website's calendar showed ten reservations for transportation to Mount Baker on February 13, 2021.¹⁹
- 16. On February 14, 2021, I visited Cascade Adventures' website to view the number of reservations booked for that day. The website's calendar reflected six reservations for transportation to Mount Baker on February 14, 2021.²⁰
- 17. On February 15, 2021, I searched Washington Department of Licensing's DRIVES application for vehicle information. The records showed the 14-passenger Chevrolet bus with license plate C21703J and the 14-passenger Blue Bird bus with license plate BAS9561 are both registered to Cascade Adventures Baker Bus LLC.²¹ The same records listed a residential address of 9961 Paystreak Ave., Glacier, WA 98244 and a mailing address of P.O. Box 5147, Glacier, WA 98244 for both motor vehicles.
- 18. Based on paragraphs 9 through 17 above, Commission staff (Staff) finds that Cascade Adventures failed to comply with the conditions of Order 02 in Docket TE-190086, specifically, the condition to refrain permanently from further operations as a charter party or excursion service carrier in the state of Washington without first obtaining the required certificate from the Commission. Staff recommends the Commission impose the \$8,500 suspended penalty against Cascade Adventures.

DATED this 3rd day of March 2021, at Lacey, Washington.

/s/ Jason Hoxit	
JASON HOXIT	

¹⁹ See Attachment R for a copy of the Company's reservation page for February 13, 2021, captured at approximately 8:50 p.m. on February 13, 2021.

²⁰ See Attachment S for a copy of the Company's reservation page for February 14, 2021, captured at approximately 9:07 p.m. on February 14, 2021.

²¹ See Attachment T for vehicle information on the motor vehicles registered to Cascade Adventures Baker Bus LLC, captured on February 15, 2021.

Attachment A

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of Determining the Proper Carrier Classification of, and Complaint for Penalties Against DOCKET TE-190086

ORDER 02

CASCADE ADVENTURES INC.; CASCADE ADVENTURES BAKER BUS LLC STIPULATED INITIAL ORDER
CLASSIFYING RESPONDENT AS
CHARTER PARTY OR EXCURSION
SERVICE CARRIER; ORDERING
RESPONDENT TO CEASE AND
DESIST; IMPOSING AND SUSPENDING
PENALTIES ON CONDITION OF
FUTURE COMPLIANCE

BACKGROUND

Synopsis. This is an Administrative Law Judge's Initial Order that is not effective unless approved or allowed to become effective as described in the notice at the end of this Order. This Initial Order is based upon a stipulation presented by the parties. If this Initial Order becomes final, Cascade Adventures Inc.; Cascade Adventures Baker Bus LLC (Cascade Adventures or Company) will be assessed a financial penalty in the amount of \$10,000 for two violations of RCW 81.70.260(1). A \$8,500 portion of the penalty will be suspended for a period of two years from the date of this order, then waived, subject to the condition that Cascade Adventures refrains from further operation as charter party or excursion service carrier without first obtaining the required certificate from the Washington Utilities and Transportation Commission (Commission). In addition, if this Initial Order becomes final, Cascade Adventures will be classified as a charter party or excursion service carrier and required to permanently cease and desist from operating as a charter party or excursion service carrier without first obtaining a certificate from the Commission.

- Nature of Proceeding. The Commission initiated this special proceeding to determine if Cascade Adventures has engaged, and is engaging, in unlawful operations following the cancellation of its charter party or excursion carrier certificate.
- Procedural History. On February 13, 2019, the Commission entered Order 01, Order Instituting Special Proceeding; Complaint Seeking to Impose Penalties; and Notice of Mandatory Appearance at Hearing, pursuant to RCW 81.04.510, initiating this docket on

its own motion. The Complaint alleges that Cascade Adventures violated RCW 81.70.260 by:

- (1) offering on at least one occasion to provide charter party or excursion service in the state of Washington;
- (2) advertising charter party or excursion services within the state of Washington on at least one occasion;

after the cancellation of their certificate required for such operations. On the same date, the Commission issued a *Subpoena and Subpoena Duces Tecum For Production of Documents* (Subpoenas) to the Company commanding Paul Engel, owner of Cascade Adventures, to appear before the Commission at a special proceeding scheduled to convene at 9:00 a.m. on March 12, 2019, in the Commission's offices at 1300 S. Evergreen Park Drive S.W., Olympia, Washington, and to bring the documents specified in the *Subpoenas*.

- 3 **Hearing.** On March 12, 2019, the hearing convened as scheduled in Olympia, Washington, before Administrative Law Judge Laura Chartoff.
- 4 **Appearances.** Jason Hoxit, Compliance Investigator, Olympia, Washington, represents the Commission's regulatory staff (Commission Staff). Paul Engel, Glacier, WA, represents the Company, *pro se*.

DISCUSSION

5 Applicable Law. RCW 81.70.020(1) defines "charter party carrier" as:

every person engaged in the transportation over any public highways in this state of a group of persons, who, pursuant to a common purpose and under a single contract, acquire the use of a motor vehicle to travel together as a group to a specified destination or for a particular itinerary, either agreed

¹ In adjudications the Commission's regulatory staff participates like any other party, while an administrative law judge or the Commissioners make the decision. To assure fairness, the Commissioners and the presiding administrative law judge do not discuss the merits of the proceeding with regulatory staff or any other party without giving notice and opportunity for all parties to participate. See RCW 34.05.455.

DOCKET TE-190086 ORDER 02

upon in advance or modified by the chartered group after leaving the place of origin.

6 RCW 81.70.020(5) defines "excursion service carrier" as:

every person engaged in the transportation of persons for compensation over any public highway in this state from points of origin within the incorporated limits of any city or town or area, to any other location within the state of Washington and returning to that origin.

7 RCW 81.70.260(1) defines "conduct any operations" as:

Advertising or soliciting, offering, or entering into an agreement to provide such service.

- RCW 81.70.260(1) prohibits charter party or excursion service carriers from conducting any operations after the cancellation or revocation of a certificate from the Commission. Upon proof of unauthorized operations, RCW 81.04.510 authorizes the Commission to order the unpermitted company to cease and desist its activities. Additionally, RCW 81.04.110 authorizes the Commission to file a complaint on its own motion setting forth any act or omission by a company that violates any law, order, or rule of the Commission.
- 9 RCW 81.70.260(2) subjects persons who conducts operations as a charter party or excursion service carrier of passengers in violation of RCW 81.70.260(1) a penalty of up to \$5,000 for each violation.
- 10 **Stipulation Presented by Parties.** At hearing, Paul Engel agreed that he has conducted operations in the state of Washington after the cancellation or revocation of the required certificate. The Company offered to provide charter party or excursion service carrier service on at least one occasion in the state of Washington and also advertised to operate as a charter party or excursion service carrier service in the state of Washington on at least one occasion.
- On March 8, 2011, Cascade Adventures was notified that its certificate (CH-63835) was suspended and canceled for failing to file and maintain proof of liability and property

damage insurance. The notice informed Cascade Adventures that it must cease all operations associated with the certificate.

- Paul Engel has agreed to permanently shut down and cease operations as a charter party or excursion service carrier, as defined by RCW 81.70.020, without first obtaining a certificate from the Commission.
- Under RCW 81.70.260(2), Commission Staff is authorized to seek a penalty of up to \$10,000 against the Company. Based upon the above-noted stipulation, Staff now seeks to have \$8,500 of the penalty suspended for two years, then waived, on the condition that the Company honors its pledge of future compliance by permanently staying out of the industry without first obtaining a certificate from the Commission.
- The parties agree that the Company's expressed willingness to cease its unlawful operations is a positive factor, mitigating in favor of a lowered penalty amount to be paid now. The parties also agree that the Company's compliance history is a negative factor, making a penalty appropriate as a tool to ensure Cascade Adventures does not re-enter the charter party or excursion service carrier business without first obtaining the required certificate.

FINDINGS AND CONCLUSIONS

- 15 (1) The Commission is an agency of the state of Washington vested by statute with authority to regulate persons conducting operations as a charter party or excursion service carrier for compensation over public roads in Washington.
- 16 (2) The Commission has jurisdiction over the subject matter of this proceeding and over Cascade Adventures.
- On at least one occasion, Cascade Adventures offered to conduct operations after the cancellation or revocation of a certificate from the Commission, in violation of RCW 81.70.260(1).
- 18 (4) On at least one occasion, Cascade Adventures advertised to conduct operations after the cancellation or revocation of a certificate from the Commission, in violation of RCW 81.70.260(1).

ORDER

THE COMMISSION ORDERS:

- 19 (1) Cascade Adventures is classified as a charter party or excursion service carrier within the state of Washington.
- 20 (2) Cascade Adventures is ordered to immediately cease and desist operations as a charter party or excursion service carrier within the state of Washington without first obtaining a certificate from the Commission.
- 21 (3) Cascade Adventures is assessed a penalty of \$10,000. \$8,500 of the penalty is suspended for a period of two years from the date of this Order, and waived thereafter, provided Cascade Adventures refrains permanently from further operations as a charter party or excursion service carrier in the state of Washington without first obtaining the required certificate from the Commission. The remainder of the penalty, \$1,500, is due and payable subject to the payment schedule in Appendix A.
- 22 (4) The Commission retains jurisdiction over the subject matter and the parties to this proceeding to effectuate the terms of this Order.

DATED at Olympia, Washington, and effective March 12, 2019.

Laura Chartoff

Administrative Law Judge

Agreed for Entry:

Jason Hoxit

Utilities and Transportation

Commission

Paul Engel

Cascade Adventures

Appendix A

Due Date	Amount
4/12/2019	\$300
5/13/2019	\$300
6/12/2019	\$300
7/12/2019	\$300
8/12/2019	\$300

If a payment is missed, the entire amount of the penalty, including the suspended portion of \$8,500, will become due and payable the day after the missed penalty was due.

NOTICE TO THE PARTIES

This is an initial order. The action proposed in this initial order is not yet effective. If you disagree with this initial order and want the Commission to consider your comments, you must take specific action within the time limits outlined below. If you agree with this initial order, and you would like the Order to become final before the time limits expire, you may send a letter to the Commission, waiving your right to petition for administrative review.

WAC 480-07-825(2) provides that any party to this proceeding has twenty (20) days after the entry of this initial order to file a *Petition for Administrative Review*. Section (3) of the rule identifies what you must include in any petition as well as other requirements for a petition. WAC 480-07-825(4) states that any party may file an *Answer* to a Petition for review within (10) days after service of the petition.

WAC 480-07-830 provides that before the Commission enters a final order any party may file a petition to reopen a contested proceeding to permit receipt of evidence essential to a decision, but unavailable and not reasonably discoverable at the time of hearing, or for other good and sufficient cause. The Commission will not accept answers to a petition to reopen unless the Commission requests answers by written notice.

RCW 80.01.060(3), as amended in the 2006 legislative session, provides that an initial order will become final without further Commission action if no party seeks administrative review of the initial order and if the Commission fails to exercise administrative review on its own motion.

Any Petition or Response must be electronically filed through the Commission's web portal as required by WAC 480-07-140(5). Any Petition or Response filed must also be electronically served on each party of record as required by WAC 480-07-140(1)(b).

Attachment B

Docket No. TE-190086 - Vol. I - 3/12/2019

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Page 20
     So do you have any questions?
 1
 2
                MR. SANDHU: No, I don't.
                 JUDGE CHARTOFF: Okay. So I will sign this,
 3
 4
     and I'll hand this to Staff, and when you get a copy,
 5
     you'll be free to go.
                 MR. SANDHU: Okay. Thank you.
 6
 7
                 JUDGE CHARTOFF: Thank you.
 8
                 Okay. You can come forward, Cascade
    Adventures. So have you had a chance to read the whole
 9
     order?
10
11
               MR. ENGEL: Yes.
                JUDGE CHARTOFF: And do you understand it?
12
13
                MR. ENGEL: Yes.
14
                 JUDGE CHARTOFF: Okay. I see you both have
     signed it, and looks like there's two violations; one
15
16
     for offering to conduct operations and one for
17
     advertising. And there's a penalty imposed of $10,000,
     $8,500 of the penalty has been suspended for a period of
18
19
     two years from today's date. And that means that if
     Staff finds an advertisement or you offer charter party
20
     or excursion services during this time, you'll have to
21
    pay the entire $10,000 penalty; do you understand?
22
23
                MR. ENGEL: Until I get my permit, correct?
                 JUDGE CHARTOFF: Correct.
24
25
                MR. ENGEL: Yeah.
```

BUELL REALTIME REPORTING, LLC
SEATTLE 206.287.9066 OLYMPIA 360.534.9066 SPOKANE 509.624.3261 NATIONAL 800.846.6989

Page 21 JUDGE CHARTOFF: Correct. And -- okay. And 1 2 there is a payment schedule. Your first payment is due April 12th, \$300, and then \$300 monthly until the 1,500 3 is paid. 4 5 Okay. And did you hear what I said about the late payments? 6 7 MR. ENGEL: Yeah. JUDGE CHARTOFF: Make sure to contact Staff 8 if you think you're going to have trouble making a 9 payment, because otherwise, you would have to pay the 10 full amount. Okay. 11 Okay. So do you understand legally what you 12 13 can and can't do? MR. ENGEL: Yes. 14 JUDGE CHARTOFF: Do you have any questions? 15 16 No? Okay. I'll sign the order, and when you get a copy, you'll be free to go. 17 Okay. Thank you. We are adjourned. 18 (Adjourned at 10:55 a.m.) 19 20 21 22 23 24 25

BUELL REALTIME REPORTING, LLC
SEATTLE 206.287.9066 OLYMPIA 360.534.9066 SPOKANE 509.624.3261 NATIONAL 800.846.6989

Attachment C



(For Official Use Only)

111 0268 232 01

111 0268 232 02

111 0268 232 03

111 0268

1300 S. Evergreen Park Dr. SW
P.O. Box 47250
Olympia, WA 98504-7250
Phone: 360-664-1222
Fax: 360-586-1811
TTY: 360-586-8203 or
1-800-416-5289
e-mail: Transportation@utc.wa.gov

APPLICATION FOR CHARTER AND EXCURSION CARRIER SERVICES CERTIFICATE

Docket TE-

Safety Inspection:

Insurance:
SOS:

Company ID:

Date riled:

Reg Fees:

Re	ceipt ID: 11 1050 #805 Payment ID: 4949 CH- 63835	
	1/19	
Pa	ssenger Charter and Excursion Carrier Services WAC 480-30	Fee Required
	New Authority	\$200.00
	Transfer an existing certificate to a new owner or business structure.	
	 If transfer, complete Attachment A. 	\$200.00
	Reinstate a previously cancelled certificate; WAC-480-30-121.	\$ 200.00
Plu	us,	
	Regulatory Fee - In accordance with <u>RCW 81.70.350</u> "Regulatory Fees", the Commis Charter and Excursion companies to file reports of the number of vehicles operated by and pay the sum of \$25 for each vehicle operated. There is a minimum fee of \$25.	
	Total number of vehicles to be operatedx \$25 per vehicle	=\$ 50
	Total due (\$200, plus, \$25 per vehicle)	=\$ 250
	Name Change - WAC <u>480-30-146</u> Application to change a company's corporate name, change a trade name, add a new change the surname of an individual owner or partner.	\$ 35.00 trade name or
	Company Name: CASCAPTE ADVENTURES BAKER BUS	14C

Page 3 of 8

06-2017

SECTION 1 - APPLICANT INFORMATION

Legal Name: The legal name must match your regis	of the part of Revenue
Trade Name(s) (if any):	
Trade name(s) mu Mailing Address:	st be registered under your <u>UBI number</u> Physical Address:
Street P.O. BOX 5147	Street 9911 Paystreak Ave.
city Glacier	City Glaucr
State/Zip WA/98244	State/Zip WA/99244
Phone Number: 360.599.3115	Fax Number:
UBI#: 602088 202	E-Mail: Nobolexpeditions Chotmail Com
Website: WWW.bakerbus.org	
Type of business structure	
☐ Individual ☐ Partnership	☐ Corporation ☑ Other (LP, LLP, LLC)
If a Partnership, Corporation, or Other, list the r distribution for major stockholders:	name, title, and percentage of partner's share or stock
Name Title PAN EMET PR SARHH BROWNELL V Taylor, Lindsay	Stock Distributions or Percentage of Shares SO to 10 2
List other certificates or permits held with the	he commission:
USDOT # 1968 272 www.fmcsa.dot.gov/online-registration or communication of the second	If you don't have a USDOT #, go online at contact the Washington State Patrol at
Business Operations	
Describe the type of tours/excursions you pleased and snow blander of the Baker Ski Ayea.	lan on providing: We transport
06-2017	Page 5 of 8

SECTION 2 - EQUIPMENT

(Attach additional sheets if necessary)

License Number	Year And Make Of Vehicle	Vehicle ID Number	Seating Capacity
C21703J	2002 Chery	1GBJG31F421223101	14
BAS9561	1991 Bluebird	1BAADCSA1PFUS3011	14

SECTION 3 – SAFETY AND OPERATIONS

In each of the categories shown below, list the person and position responsible for understanding and complying with the <u>Federal Motor Carrier Safety Regulations (FMCSR)</u> and Washington State laws and rules. Please refer to the WAC rules, fact sheets and publication "Your Guide to Achieving a Satisfactory Safety Rating" for assistance with requirements.

SAFETY RESPONSIBILITIES

- COMMERCIAL DRIVER'S LICENSE (CDL) STANDARDS REQUIREMENTS AND PENALTIES (Title 49, Code of Federal Regulations Part 383). If you operate commercial motor vehicles, your drivers must have a valid CDL.
- DRIVER QUALIFICATION REQUIREMENTS (Title 49, Code of Federal Regulations Part 391).
 Each of your drivers must meet minimum qualification requirements. You must maintain driver qualification files for each driver.
- DRIVERS HOURS OF SERVICE (Title 49, Code of Federal Regulations Part 395). Each of your
 drivers must maintain hours of service logs. You must maintain true and accurate hours of
 service records for each driver.
- CONTROLLED SUBSTANCE AND ALCOHOL USE AND TESTING (Title 49, Code of Federal Regulations Part 382 and Part 40). If you operate commercial motor vehicles, your drivers must be in a Controlled Substance and Alcohol Use and Testing program. You must have a alcohol and controlled substances testing program.
- INSPECTION, REPAIR AND MAINTENANCE (Title 49, Code of Federal Regulations Part 396).
 You must systematically inspect, repair and maintain all motor vehicles.
- SAFETY REGULATIONS, GENERAL (Title 49, Code of Federal Regulations Part 390). You must follow safety regulations.
- DRIVING COMMERCIAL MOTOR VEHICLES (Title 49, Code of Federal Regulations Part 392).
 You must follow regulations for driving commercial motor vehicles.
- PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION (Title 49, Code of Federal Regulations Part 393). You must maintain parts and accessories in safe condition.

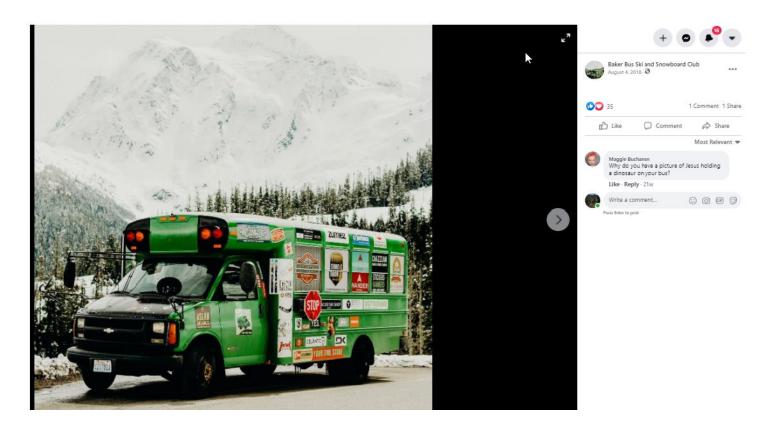
Name: PAUL ENGEL	Position: Owner/Operator
------------------	--------------------------

Page 6 of 8

OPERATIONAL RESPONSIBILITIES
List the person and position responsible for understanding and complying with the requirements of each category shown below.
ANNUAL REPORTS AND REGULATORY FEES. You must file an annual safety report and pay regulatory fees by May 1 of each year.
Name: Par Enger Position: Part
STATE OF WASHINGTON GENERAL LAWS, RULES AND REGULATIONS. You must comply with the regulations of local, state, and federal agencies such as, <u>but not limited to</u> : <u>Department of Labor and Industries</u> , <u>Department of Licensing</u> , <u>Secretary of State</u> , Department of Revenue, <u>Internal Revenue Service</u> and Employment Security.
Name: Par Eyro Position:
SECTION 4 – DECLARATION OF APPLICANT I understand that filing this application does not in itself constitute authority to operate as a passenger charter and excursion carrier. As the applicant for a passenger charter and excursion certificate. Lunderstand
As the applicant for a passenger charter and excursion certificate, I understand the responsibilities of a charter and excursion carrier, and I am in compliance with all local, state, and federal regulations governing business in the State of Washington.
I certify under penalty of perjury under the laws of the State of Washington that the information contained in this application is true and correct.
I certifiy that I am the applicant or I am authorized to execute and file this document on behalf of the applicant.
Printed name of applicant <u>Paul Engel</u>
Signature of applicant
Date 3/5/19 County, State What com, WA

06-2017

Attachment D



Attachment E



Attachment F



RELEASE OF AUTHORITY FOR CANCELLATION TO: Washington Utilities and Transportation Commission **Licensing Services** P.O. Box 47250 Olympia, WA 98504-7250 (360) 664-1222 transportation@utc.wa.gov CH063835 The undersigned, holder of CC Permit/certificate number: HG THG Does hereby declare that the authority is no longer being used and is hereby surrendered to the Commission for cancellation. Paul Engel 3/25/2020 Name of Permit Holder Date Cascade Adventures Baker Bus Company Name on Permit 9961 Paystreak Address Glacier, WA., 98244 City, State, Zip (360) 599-3115 Phone number hoboexpeditions@hotmail.com Email address

Attachment G



STATE OF WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

621 Woodland Square Loop S.E. • Lacey, Washington 98503
P.O. Box 47250 • Olympia, Washington 98504-7250
(360) 664-1160 • TTY (360) 586-8203

March 25, 2020

Cascade Adventures Baker Bus LLC PO Box 5147 Glacier, WA 98244

Re: TE-200267- Voluntary Cancellation of CH063835

Dear Cascade Adventures Baker Bus LLC:

On March 25, 2020, Cascade Adventures Baker Bus LLC requested that the Washington Utilities and Transportation Commission (Commission) cancel its certificate because Cascade Adventures Baker Bus LLC is no longer operating.

Based on your request, the Commission **cancels** CH063835. Cascade Adventures Baker Bus LLC must **cease** all operations associated with this certificate.

Please note: You must submit an annual report for that portion of the year in which your company operated. If you have questions about annual reports, please contact annualreports@utc.wa.gov or 360-664-1157. For all other questions, please contact Licensing staff at 360-664-1222 or transportation@utc.wa.gov.

Sincerely,

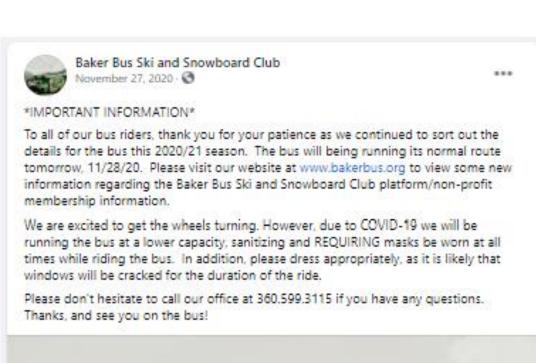
Suzanne Stillwell

Licensing Services Manager

Respect. Professionalism. Integrity. Accountability.

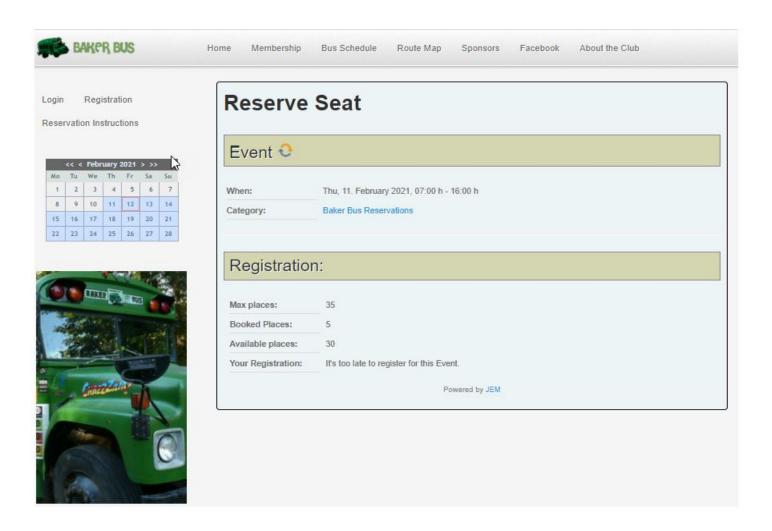
NOTICE: This action is delegated to the Secretary, or the Secretary's delegate, for decision. In addition to serving you this letter, the Commission will post on its website for at least 14 days a list of all matters delegated to the Secretary for decision. You may seek Commission review of this decision. Email your request to Mark L. Johnson, Secretary, at records@utc.wa.gov. You may also mail your request to 621 Woodland Square Loop SE, Lacey, WA 98503 or PO Box 47250, Olympia, WA 98504-7250. You must file a request for Commission review no later than 14 days after the date of this letter.

Attachment H





Attachment I



Attachment J



Home

Membership

Bus Schedule

Route Map

Sponsors

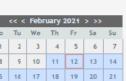
Facebook

About the Club

Login Registration

Reservation Instructions

<< < February 2021 > >>									
Мо	Tu	We	Th	Fr	Sa	Su			
1	2	3	4	5	6	7			
8	9	10	11	12	13	14			
15	16	17	18	19	20	21			
22	23	24	25	26	27	28			



Your Membership: The total cost to become a member of the Baker Bus Ski and Snowboard club is \$580.00 per year. You are not required to pay this sum at once, but can instead pay in \$20.00 installments each time you ride the bus. This means you would need to ride the bus 29 times to meet this total. Once the \$580.00 is reached, you become a member of the club and receive your official annual membership for the bus for the remainder of the year. If you do not reach the \$580.00 within one year, you will not gain membership status.

Membership perks/benefits: As a member of the Baker Bus Ski and Snowboard Club you gain unlimited access to riding and utilizing the bus for that calendar year. In addition, we will be rewarding our members with a "membership gift package" at the end of each Winter season containing goods donated by local businesses. Your membership helps to reduce to the amount of traffic traveling the Mt. Baker Scenic Byway and promote outdoor recreation.

*At this point, we can only accept CASH or CHECK as a form of payment for your membership.



Attachment K



Attachment L



Home

Membership

Bus Schedule Route

Route Map

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Reservation Instructions

<< < February 2021 > >>									
Mo	Tu	We	Th	Fr	Sa	Su			
-1	2	3	4	5	6	7			
8	9	10	11	12	13	14			
15	16	17	18	19	20	21			
22	23	24	25	26	27	28			



Baker Bus Club 2020/2021 Operation

The Baker Bus will be running this season, but we will be operating under a slightly different Platform. See Membership Page for Details.

Please check the Mt Baker Ski Area website to see if they are open. The Bus only runs when the Ski Area is open and operating.

The Baker Bus will not run if there are not at least 5 reservations Monday thru Friday and 10 reservations Weekends and Holidays. Use the calendar on the left to reserve or unreserve a seat.

Please see our MEMBERSHIP page regarding cost and membership information.



Reservation Instructions

Use our registration system to sign up with the Baker Bus, then reserve a seat using the calendar on the left. If you are already registered just login, and reserve a seat for your desired date. Please note that the Baker Bus only runs from Bellingham on weekends and holidays. Check Mt Baker's operation calendar for holiday dates. During non-holiday weekdays the Bus begins service in Kendall.

*During non-holiday weekdays Bellingham riders can connect to the Baker Bus via the WTA 72x route. Please check their schedule for pickup times in Bellingham. The Baker Bus will wait for the 72x to arrive in Kendall at 7:40am.

**Please be visible at the stops when the bus arrives, the bus may not stop if there are no visible passengers.

Schedule and Pickup Locations

For scheduling updates check our facebook page

Pickup Locations

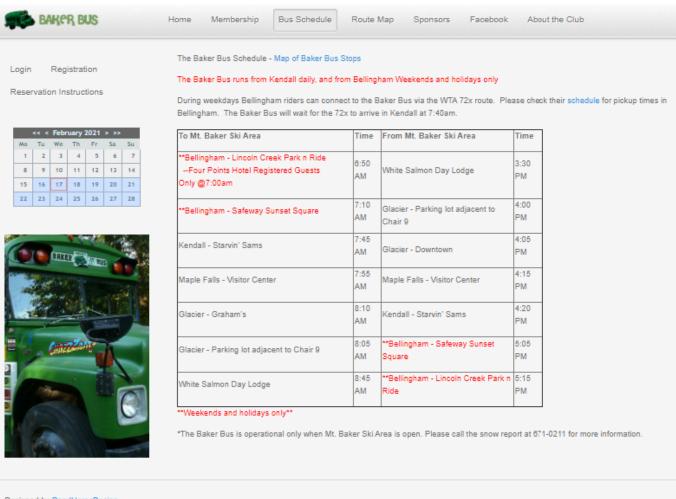
Lincoln Creek Park n Ride in Bellingham - 6:50am
Four Points Hotel Registered Guests Only - 7:00am
New Safeway at Sunset Square in Bellingham - 7:10am
Starvin' Sams in Kendall - 7:45am
Visitor Center in Maple Falls - 7:50am
Graham's in Glacier - 8:00am

For more detail check the schedule page

The Baker Bus is an affordable, community supported transportation service dedicated to the protection of the Nooksack River Watershed. We currently provide winter service to Mt Baker Ski Area throughout Whatcom County. With vehicles prepared to handle any weather, safety is our foremost priority.

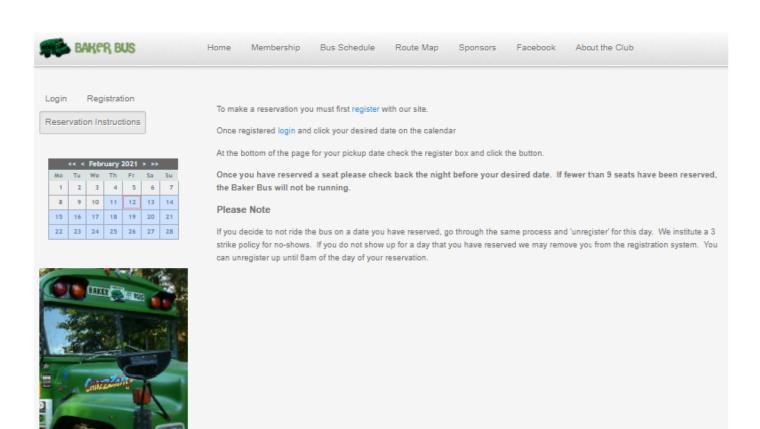
Designed by DeadHorseDesign

Attachment M



Designed by DeadHorseDesign

Attachment N



Attachment O



MISSION:

Membership

Bus Schedule

Facebook

About the Club

The mission of the Baker Bus Ski and Snowboard Club non-profit organization is to provide community-minded transportation to the Mt. Baker Ski Area while also helping reduce the amount of traffic traveling on the Mt. Baker Scenic Byway and protecting the Nooksack River watershed. Our tax identification number is (**add in later).

Route Map Sponsors

BELIEF:

We believe that responsible outdoor recreation is an essential part of developing the mindset of appreciating and protecting our environment, culture and economy.



22 23 24 25 26 27 28

BOARD OF DIRECTORS

The Baker Bus Ski and Snowboard Club Board of Directors meet bi-yearly. Board meetings are open to the public. Email hotmail.com for more information on this schedule and while board meetings are virtual.

Paul Engel - President

TBD - Vice President

Lindsay Taylor - Secretary

Sarah Brownell - Treasurer

Alex Hartley - Director

Derek Stanbro - Director

Drew Schwere - Director

Knut Christensen - Director

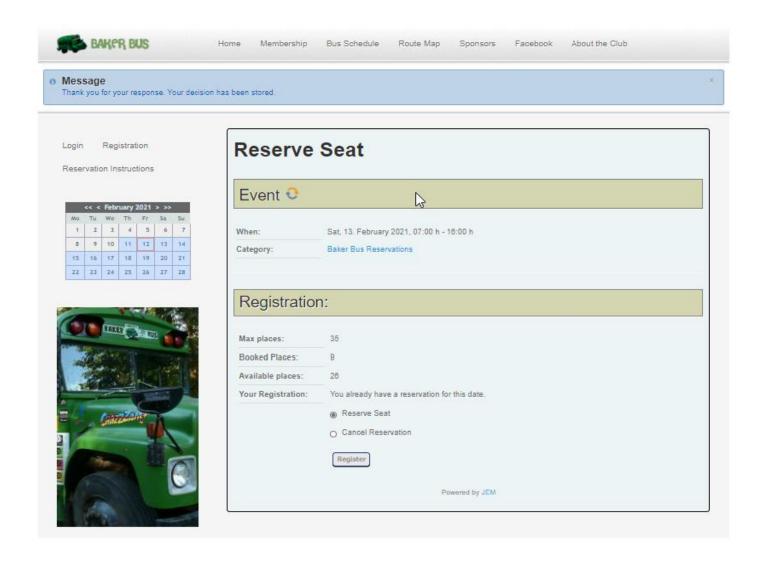
VOLUNTEER OPPORTUNITIES

We are always seeking individuals that are deeply committed to safety and outdoor recreation to volunteer as a Baker Bus Driver. Through volunteering (5 day minimum) you can earn a Baker Bus Ski and Snowboard Club membership as well as a daily lift ticket for the days that you drive the bus. Please send us an email at hotmail.com or call us at 360.599.3115 if you are interested in volunteering your time to our cause

If you are interested in making a donation to the Mt. Baker Ski and Snowboard Club please call our office at 360.599.3115 or email us at hotmail.com

Designed by DeadHorseDesign

Attachment P



Attachment Q

Activity Date: 2021-02-12

Time: 10:11 AM

Title: Called and spoke with Cascade Adventures

Status: Complete

Contact: Cascade Adventures - Paul Engel

Contact Phone: (360) 599-3115

Description: 2/12/2021 at 10:11 AM: Called (360) 599-3115 and the call went to the voicemail box for "Wild and Scenic Tours;" however, mid-voicemail message a male picked up the phone, presumably Paul Engel. I asked if I was speaking with Baker Bus and he confirmed that I was.

I stated that I reserved a seat through the company's website for a trip to Mt. Baker tomorrow, February 13. I asked how I would know if the Baker Bus is running tomorrow and cited the company's website that states the Baker Bus will not run if there aren't 10 reservations for weekends and holidays.

Paul stated that as of last night (February 11) there were 8 people registered for February 13. I stated that I registered a few minutes ago and the passenger count was currently at 9. Paul stated that "there's a really good chance the bus is running tomorrow" and explained that usually a lot of people sign up last minute for the next day's trip.

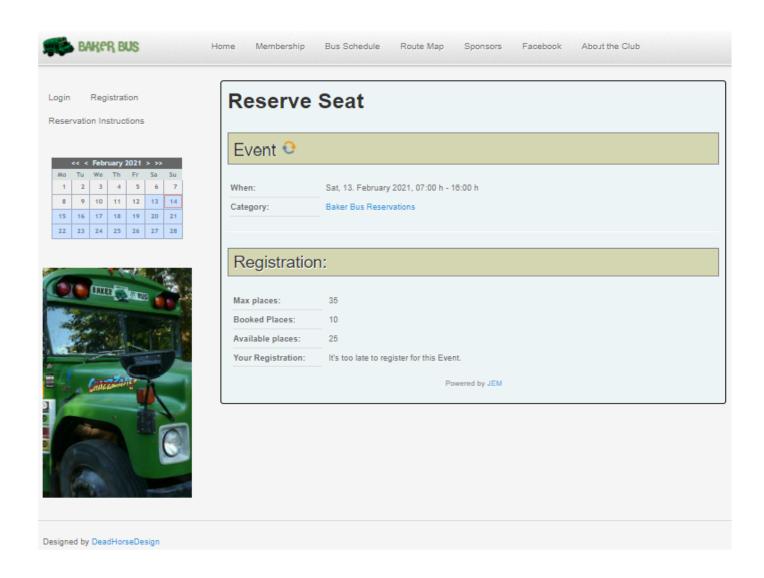
I asked Paul how I would know if Baker Bus was not running on the day of the trip should the count not reach 10 passengers and Paul stated that he sends out an email early in the morning on the day of the trip to the email addresses registered through the Baker Bus website.

I then asked which location on the company's bus schedule is best to arrive at for Baker Bus to pick me up. Paul stated that it depends on where I'm coming from and I explained that I'm visiting a friend in Bellingham, so either Bellingham location works for me. Paul then stated that most people who go to Western Washington University meet at the Lincoln Creek Park n Ride.

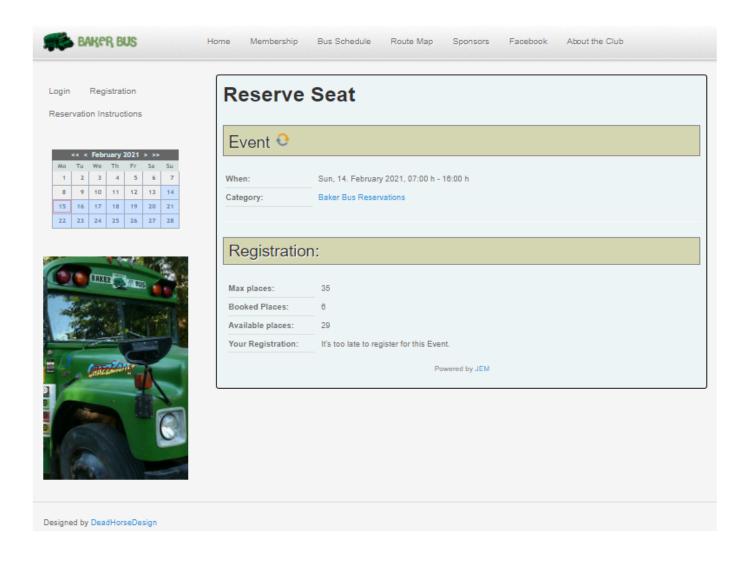
I stated I would be at the Lincoln Creek Park n Ride tomorrow to ride up to Mt. Baker and stated that I would see him tomorrow. The phone conversation was mutually terminated. After the phone call, I unregistered my reservation for February 13.

Document Count: Document List:

Attachment R



Attachment S



Attachment T

Home

Welcome, Jason Hoxit

Request

Vehicle Information								
VIN		Scale Weight				GVWR		
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Model year		Color 1				Gross Weight		
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Model		Use Type				Fleet #		
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BAKER BUS LLC		PO BOX 514 98244-5147		WA		9961 PAYSTREA WA 98244 Loc		
		30244-3147				3737	ation code	-
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On-Road Transfer 01-May-20			RG358432				R18	V567233
On-Road Renewal 05-Jul-201			RG449122		ra iruck	C21703J	R19	G081819
Gross Weig Renewal 01-May-20 Gross Weig Renewal 02-May-20			RG449450 RG269323					
On-Road Renewal 10-Jul-201			RG268995		rd Truck	C21703J	R20	U298239
On-Road Renewal 17-Sep-20							R21	D480739
Gross Weig Renewal 01-May-20								
8 Rows								
Title Information								
Last Transaction		Last Tran Da	te			County		
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Previous Transaction	Previous Trai	n Date			Status			
Vehicle Renewal Notice		11-Mar-2020				Replaced		~
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1709989913		09-May-201	7					
Brands								

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Rebuilt	Washington	The vehicle was previously branded sal ¹ State	01-May-20 01-May-20
Former Exempt	Washington	Vehicle formerly registered to an exem¡State	01-May-20

³ Rows

Request

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Current Oc	dometer			Previ	ious Odo	ometer						
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Brands												
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Other	W	ashington	FC	ORME	R EXEM	PT		S	tate		20-Jan-201	
2 Rows												