

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

<p>SARAH HAND,  Complainant,  v.  RAINIER WATER VIEW COMPANY, INC.,  Respondent.</p>	<p>DOCKET UW-170924  ORDER 01  PREHEARING CONFERENCE ORDER;</p>
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- 1 **NATURE OF PROCEEDING.** On November 8, 2016, Sarah Hand contacted the Washington Utilities and Transportation Commission (Commission) to raise issues about the quality of the water she is receiving from Rainier View Water Company, Inc. (Rainier View or Company). On August 31, 2017, the Commission converted Ms. Hand’s complaint in to a formal complaint (Complaint), and initiated this adjudicative proceeding.
  
- 2 **CONFERENCE.** The Commission convened a prehearing conference in this docket at Olympia, Washington on December 18, 2017, before Administrative Law Judge Gregory J. Kopta.
  
- 3 **APPEARANCES.** Nigel Malden, attorney, Tacoma, Washington represents Ms. Hand. Richard Finnigan, attorney, Olympia, Washington, represents Rainier View. Jeff Roberson, Assistant Attorney General, and Sally Brown, Senior Assistant Attorney General, Olympia, Washington, represent the Commission’s regulatory staff (Commission Staff or Staff).<sup>1</sup> Contact information provided at the conference for the parties’ representatives is attached as Appendix A to this order.
  
- 4 **PETITIONS FOR INTERVENTION.** No party appeared at the conference seeking to intervene.

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<sup>1</sup> 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.

- 5 **DISCOVERY.** The parties may conduct discovery pursuant to the Commission’s discovery rules, WAC 480-07-400 – 425. The Commission urges the parties to work cooperatively together to avoid having to bring discovery matters forward for formal resolution.
- 6 **PROCEDURAL SCHEDULE.** The parties agreed that by January 8, 2018, Ms. Hand will file a revised complaint identifying the issues on which she is seeking a Commission determination, and the Company will file its response by January 29, 2018. The parties must file a jointly proposed schedule for the remainder of the proceeding, or each party must file its own proposed procedural schedule, by January 8, 2018. These dates are reflected in the partial schedule attached to this Order as Appendix B.
- 7 **DOCUMENT FILING REQUIREMENTS.** Parties must file all pleadings, motions, briefs, and other prefiled materials in compliance with all of the following requirements:
- (a) Parties must submit electronic copies in searchable Adobe Acrobat (.pdf) of all documents by 5:00 p.m. on the filing deadline established in the procedural schedule (or other deadline as applicable) unless the Commission orders otherwise. If any of the documents contain information that is designated as confidential or highly confidential, the party must also file an electronic copy (in Adobe Acrobat (.pdf) of the redacted version of each such document. Parties must follow WAC 480-07-140(5) in organizing and identifying electronic files. Parties may submit documents electronically through the Commission’s Web Portal ([www.utc.wa.gov/e-filing](http://www.utc.wa.gov/e-filing)) or by email to [records@utc.wa.gov](mailto:records@utc.wa.gov).
  - (b) Parties must file the one paper copy (with original signatures, if applicable) of the documents with the Commission by 5 p.m. on the first business day following the filing deadline as provided in WAC 480-07-145(6). The documents must conform to the format and publication guidelines in WAC 480-07-395 and WAC 480-07-460. All hard copy filings must be mailed or delivered to the Executive Director and Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-7250.
  - (c) Parties must electronically serve the other parties and provide courtesy electronic copies of filings to the presiding administrative law judge ([gregory.kopta@utc.wa.gov](mailto:gregory.kopta@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 **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 Gregory J. Kopta, Director, Administrative Law Division ([gregory.kopta@utc.wa.gov](mailto:gregory.kopta@utc.wa.gov) or 360-664-1355).

- 9 **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 December 20, 2017.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

GREGORY J. KOPTA  
Administrative Law Judge

<b>APPENDIX A</b>			
<b>PARTIES' REPRESENTATIVES</b>			
<b>DOCKET UW-170924</b>			
<b>PARTY</b>	<b>REPRESENTATIVE</b>	<b>PHONE</b>	<b>E-MAIL</b>
Complainant	Nigel S. Malden Nigel Malden Law, PLLC 711 Court A, Suite 200 Tacoma, WA 98402	(253) 627-0393	<a href="mailto:nm@nigelmaldenlaw.com">nm@nigelmaldenlaw.com</a>
Respondent	Richard A. Finnigan 2112 Black Lake Blvd., SW Olympia, WA 98512	(360) 956-7001	<a href="mailto:rickfinn@localaccess.com">rickfinn@localaccess.com</a>
Commission Staff	Jeff Roberson Sally Brown Office of the Attorney General Utilities and Transportation Division 1400 S. Evergreen Park Drive SW P.O. box 40128 Olympia, WA 98504-0128	(360) 664-1188 (360) 664-1193	<a href="mailto:jroberso@utc.wa.gov">jroberso@utc.wa.gov</a> <a href="mailto:sbrown@utc.wa.gov">sbrown@utc.wa.gov</a>

**APPENDIX B**  
**PRELIMINARY PROCEDURAL SCHEDULE**  
**DOCKET UW-170924**

<b>EVENT</b>	<b>DATE</b>
Revised Complaint; Joint or Individual Proposed Procedural Schedule	January 8, 2018
Company Response	January 29, 2018