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June 13, 1990

Mr. Paul Curl
Acting Secretary
Washington Utilities
and Transportation Commission
1300 S. Evergreen Park Drive S.W.
Chandler Plaza Building
Olympia, Washington 98504

Via Facsimile

Subject: Evergreen Trails v. Shuttle Express, Docket
No. TC-90047

Dear Secretary Curl:

The undersigned represents Evergreen Trails, complainant in the above proceeding. On June 13, 1990, I received a copy of Mr. Wolf's June 12, 1990, request for a continuance and relocation of hearing.

The request is opposed for the following reasons:

1. The adverse financial impacts of the complained of activities are ongoing and severe. Prompt resolution of the issues presented herein, therefore, is of critical importance to complainant;
2. Mr. Wolf has not discussed the basis for the requested continuance with this office. It is noted that Mr. Wolf does not contend that the conflicts referred to are irreconcilable. Mr. Wolf does not represent, for example, that Mr. Sherrell could not reschedule his June 27, 1990, trip to British Columbia or that Mr. Wolf could not reschedule his deposition which is set for June 27, 1990; and
3. The request that the hearing be continued until August is an unreasonable delay with no justification offered.

MILLER, NASH, WIENER,
HAGER & CARLSEN
Mr. Paul Curl

-2-

June 14, 1990

It is my practice to make every effort to accommodate legitimate and irreconcilable conflicts of other counsel. The information submitted to date by Mr. Wolf does not establish that such irreconcilable conflicts exist. Accordingly, the requested continuance is opposed.

Very truly yours,

Clyde H. MacIver
Clyde H. MacIver

cc: Mr. Bruce Wolf
Ms. Alice Haenle
Mr. Dan Grausz