

[Service Date May 5, 2009]

May 5, 2009

**NOTICE SUSPENDING REMAINDER OF PROCEDURAL SCHEDULE
(Status Conference Scheduled for May 6, 2009, Canceled and
Settlement and Supporting Documents due by June 29, 2009)**

RE: *Washington Utilities and Transportation Commission v. City of Enumclaw*
Docket PG-080097

TO ALL PARTIES OF RECORD:

On May 4, 2009, the Washington Utilities and Transportation Commission (Commission) received notice from the City of Enumclaw (City), on behalf of all parties, that the parties have reached a full settlement, in principle, of all issues in this matter. The City asserted that the parties would need additional time to reduce the details of their agreement to writing, finalize, and obtain approval of the agreement and signatures, prior to filing the settlement. The City further asserted that the Settlement, along with any supporting documentation, should be filed on or before the last week in June.

The parties requested that the procedural schedule in this matter be suspended pending filing the settlement and supporting documentation and that the status conference be canceled.¹

The request to suspend the procedural schedule is reasonable and should be granted. However, the parties do not specify a date certain to file the settlement and supporting documentation. Given the seriousness of the alleged violations in this case and the potential for risk to the public, the Commission finds that a date certain should be established for filing the parties' proposed resolution of the issues in this case. Accordingly, the Commission establishes **June 29, 2009**, as the deadline for filing the settlement and supporting documentation in accordance with WAC 480-07-740. This deadline affords the parties approximately eight weeks to memorialize their

¹ The notice requested that the Status Conference scheduled for May 6, 2008, be canceled. This is apparently a typographical error and the parties must have intended to request cancellation of the Status Conference scheduled for May 6, 2009.

agreement in writing. Therefore, given the seriousness of the alleged violations and the length of time afforded the parties to reduce their agreement to writing, this deadline will not be modified absent good cause.

The Commission concludes that the notice provided by the parties reasonably describes the status of this case. Moreover, the Commission is mindful that cancellation of the status conference would conserve the time and resources of both the parties and the Commission. Accordingly, the status conference scheduled to convene on May 6, 2009, is cancelled.

NOTICE IS HEREBY GIVEN That:

- (1) The request to suspend the remainder of the procedural schedule is granted.**
- (2) The status conference scheduled to convene on May 6, 2009, is canceled.**
- (3) The deadline for filing a settlement and supporting documentation in accordance with WAC 480-07-740 is June 29, 2009.**

Sincerely,

PATRICIA CLARK
Administrative Law Judge