

SERVICE DATE
JUN - 6 1990

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

EVERGREEN TRAILS, INC., a)	
Washington corporation, d/b/a)	
Grayline of Seattle,)	DOCKET NO. TC-900407
)	
Complainant,)	
)	NOTICE OF HEARING
vs.)	(June 27, 1990)
)	
SAN JUAN AIRLINES, INC., a)	
Washington corporation,)	
d/b/a Shuttle Express,)	
)	
Respondent.)	
.....))	

On April 25, 1990, Evergreen Trails, Inc., d/b/a Grayline of Seattle, holder of Certificate No. C-819, filed a complaint against San Juan Airlines, Inc., d/b/a Shuttle Express, alleging inter alia that San Juan Airlines, Inc., d/b/a Shuttle Express has not and is not abiding by the "on-call" restriction in its certificate, thereby causing substantial and irreparable harm to Evergreen Trails, Inc., d/b/a Grayline of Seattle. By Denial filed May 16, 1990, San Juan Airlines, Inc., d/b/a Shuttle Express denies all allegations of the complaint. A more detailed account of the dispute is reflected in the foregoing pleadings which are available for inspection at the Commission's office, Chandler Plaza Building, 1300 S. Evergreen Park Drive SW, Olympia, Washington. The issues having been joined, it is appropriate that the matter be brought on for hearing before the Commission.

The hearing hereinafter set is being held pursuant to Part IV of chapter 34.05 RCW pertaining to adjudicative proceedings, including but not limited to RCW 34.05.422, RCW 34.05.413, and RCW 34.05.419. The Commission has jurisdiction over this matter pursuant to Title 81 RCW under which it regulates the rates, services, and practices of auto transportation companies providing service within the State of Washington. Statutes and rules cited by the parties include RCW 34.05.413, 81.04.110, 81.04.210, and 81.68.030; and WAC 480-09-400(2) and 480-09-820(1). In addition to the foregoing, statutes and rules involved include those within chapter 81.68 RCW and chapter 480-30 WAC relating to the charges and practices of auto transportation companies, and chapter 480-09 WAC.

NOTICE IS HEREBY GIVEN That a public hearing herein will convene at the hour of 10:30 a.m., Wednesday, June 27, 1990, in

the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 S. Evergreen Park Drive SW, Olympia, Washington, for the receipt of the evidence of all interested parties, and the cross-examination thereof.

NOTICE IS HEREBY GIVEN THAT ANY PARTY WHO FAILS TO ATTEND OR PARTICIPATE IN THE HEARING SET HEREIN, OR OTHER STAGE OF THIS PROCEEDING, MAY BE HELD IN DEFAULT IN ACCORDANCE WITH THE TERMS OF RCW 34.05.440.

The names and mailing addresses of all parties are as follows:

Evergreen Trails, Inc.,
d/b/a Grayline of Seattle
720 South Forest
Seattle, WA 98134

Representative:
Clyde H. MacIver
Brooks E. Harlow
Attorneys at Law
4400 Two Union Square
601 Union Street
Seattle, WA 98101

San Juan Airlines, Inc.,
d/b/a Shuttle Express
805 Lenora
Seattle, WA 98121

Representative:
Bruce A. Wolf
Attorney at Law
5120 Columbia Center
701 Fifth Avenue
Seattle, WA 98104-1005

An Administrative Law Judge from the Utilities and Transportation Subdivision of the Office of Administrative Hearings, Suite 200, 1212 Jefferson Street SE, Mail Stop PG-21, Olympia, Washington 98504, (206) 753-6403, will be designated to preside at the hearing.

The Commission will appear in this proceeding through the Office of the Attorney General, 1400 S. Evergreen Park Drive SW, Mail Stop FY-11, Olympia, Washington 98504, (206) 753-6405.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION


PAUL CURL
Secretary

June 6, 1990