

**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

NOTICE OF VIRTUAL PREHEARING  
CONFERENCE  
**(Set for May 7, 2021,  
at 9:30 a.m.)**

- 1 On February 15, 2019, the Washington Utilities and Transportation Commission (Commission) entered Order 01, Instituting Special Proceeding; Complaint Seeking to Impose Penalties; Notice of Hearing (Order 01), alleging that Cascade Adventures Inc.; Cascade Adventures Baker Bus LLC, (Cascade Adventures or Company) had engaged and was engaging in unlawful operations following the cancellation of its charter and excursion carrier certificate in violation of RCW 81.70.260.
- 2 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 imposed a \$10,000 penalty against Cascade Adventures for violations of RCW 81.70.260(1) for advertising and operating as a charter party or excursion service carrier without the required Commission certificate. The Commission suspended an \$8,500 portion of the penalty subject to the conditions that: a) Cascade Adventures refrain 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 b) the Company pay the unsuspended portion of the penalty according to an agreed payment schedule.
- 3 On August 12, 2019, the Company completed payment of the unsuspended portion of the penalty.
- 4 On March 3, 2021, Commission Staff (Staff) filed with the Commission a Motion to Impose Suspended Penalty (Motion) requesting the Commission impose the \$8,500 suspended penalty. In the Motion, Staff stated that its follow-up investigation of Cascade Adventures Staff produced evidence that the Company continued to operate as a charter

party and excursion service carrier in the state of Washington without having obtained the required certificate from the Commission.

- 5 On March 10, 2021, Cascade Adventures filed a response to the Motion stating that it was not operating as a charter party and excursion service provider but had converted to a non-profit organization that provides transportation for members of the organization and was unaware of the Commission requirement that non-profit transportation companies must also register with the Commission.
- 6 On March 19, 2021, Staff filed a letter in this docket stating that it maintains its position that the Company continues to operate as a charter party excursion carrier without authority from the Commission. On March 23, 2021, Staff contacted the presiding officer to inform the Commission that the Company and Staff continue to disagree regarding Cascade Adventures' operations, and requested that the Commission set the matter for prehearing conference.
- 7 **PROCEDURES:** The Commission will hear this matter under the Administrative Procedure Act (APA), particularly Part IV of RCW 34.05 relating to adjudications. The provisions of the APA that relate to this proceeding include, but are not limited to RCW 34.05.413, RCW 34.05.422, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. The Commission will also follow its procedural rules in WAC 480-07 in this proceeding.
- 8 **THE COMMISSION GIVES NOTICE That it will hold a virtual prehearing conference in this matter at 9:30 a.m. on May 7, 2021. To participate by phone, call (253) 372-2181 and enter the conference ID: 947 407 470#. To participate online, use the following link: [Click here to join the meeting.](#)**
- 9 **PURPOSE:** The purpose of the prehearing conference is to consider requests for intervention, to resolve scheduling matters including establishing dates for distributing evidence, to identify the issues in the proceeding, and to determine other matters to assist the Commission in resolving the matter, as listed in WAC 480-07-430. The Commission will set the time and place for the evidentiary hearings at the prehearing conference or by later written notice.
- 10 **INTERVENTION:** Persons seeking to intervene in the proceeding must file written petitions to intervene at least three business days before the date of the prehearing conference. See WAC 480-07-355(a).

11 **NOTICE OF APPEARANCE; INTERPRETER:** Party representatives must file notices of appearance with the Commission, as required by WAC 480-07-345(2), no later than the day before the conference. If any party needs an interpreter or other assistance, they should fill out the form attached to this notice and return it to the Commission.

12 **THE COMMISSION GIVES NOTICE that any party who fails to attend or participate in the prehearing conference set by this Notice, or any other stage of this proceeding, may be held in default under RCW 34.05.440 and WAC 480-07-450.**

13 The names and mailing addresses of all known parties and their known representatives are as follows:

Commission: Washington Utilities and Transportation  
Commission  
P.O. Box 47250  
Olympia, WA 98504

Representative: Harry Fukano  
Assistant Attorneys General  
Office of the Attorney General  
Utilities and Transportation Division  
P.O. Box 40128  
Olympia, WA 98504-0128  
(360) 664-1225  
[harry.fukano@utc.wa.gov](mailto:harry.fukano@utc.wa.gov)

Company: Paul Engel  
Cascade Adventures Inc.; Cascade Adventures  
Baker Bus LLC  
9961 Paystreak Ave.  
Glacier, WA 98244  
hoboexpeditions@hotmail.com

Representative: Unknown

14 Administrative Law Judge Rayne Pearson from the Commission's Administrative Law Division will preside during this proceeding.<sup>1</sup>

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<sup>1</sup> Judge Pearson can be reached by email at [rayne.pearson@utc.wa.gov](mailto:rayne.pearson@utc.wa.gov) or by phone at (360) 664-1136.

15 The Commission will give parties notice of any other procedural phase of the proceeding in writing or on the record, as appropriate during this proceeding.

DATED at Olympia, Washington, and effective March 24, 2021.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARK L. JOHNSON  
Executive Director and Secretary

**NOTICE**

Hearing facilities are accessible to persons with disabilities. Smoking is prohibited. If limited English-speaking, hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

If you need an interpreter, or have other special needs, please fill out and return this form to:

Washington Utilities and Transportation Commission  
Attention: Mark L. Johnson  
P.O. Box 47250  
Olympia, WA 98504-7250

(PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket: \_\_\_\_\_

Case Name: \_\_\_\_\_

Hearing Date: \_\_\_\_\_ Hearing Location: \_\_\_\_\_

Primary Language: \_\_\_\_\_

Hearing Impaired: (Yes) \_\_\_\_\_ (No) \_\_\_\_\_

Do you need a certified sign language interpreter:

Visual \_\_\_\_\_ Tactile \_\_\_\_\_

Other type of assistance needed: \_\_\_\_\_

English-speaking person who can be contacted if there are questions:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone (\_\_\_\_\_) \_\_\_\_\_