

BEFORE THE WASHINGTON STATE  
UTILITIES AND TRANSPORTATION COMMISSION

In re Application No. B-079360 of	)	DOCKET NO. TS-050294
	)	
MOSQUITO FLEET, LLC d/b/a	)	
MOSQUITO FLEET	)	
	)	NOTICE OF PREHEARING
For Authority to Transfer all Rights	)	CONFERENCE
Under Certificate No. BC-125,	)	<b>(Set for June 8, 2005, 9:30 a.m.)</b>
Standing in the Name of Pacific Boat	)	
Enterprises, LLC, d/b/a Mosquito	)	
Fleet, to Mosquito Fleet, LLC, d/b/a	)	
Mosquito Fleet	)	
.....		

- 1 On February 23, 2005, Mosquito Fleet, LLC d/b/a Mosquito Fleet filed an application (No. B-079360) for authority to transfer all rights under Certificate No. BC-125, standing in the name of Pacific Boat Enterprises, LLC, d/b/a Mosquito Fleet, to Mosquito Fleet, LLC, d/b/a Mosquito Fleet (Application). The authority to be transferred is passenger, freight and excursion service between Everett and Friday Harbor, with flag stops at Rosario and Roche Harbor. The Application was given number B-079360 and notice of the Application was published in the Commission’s weekly Docket of March 14, 2005.
  
- 2 The statutes involved include those within chapter 81.04 RCW, chapter 81.28 RCW and chapter 81.84 RCW, including but not limited to RCW 81.84.030. Rules involved include those within chapters 480-51 WAC and 480-07 WAC.
  
- 3 The issues in the proceeding include whether the proposed transaction between Pacific Boat Enterprises, LLC, d/b/a Mosquito Fleet, and Mosquito Fleet, LLC, d/b/a Mosquito Fleet, complies with the above referenced statute and rules and is otherwise in the public interest. The Commission has jurisdiction over this

matter under Title 81 RCW, having legal authority to regulate persons seeking to furnish commercial ferry services under chapters 81.84 RCW and 480-51 WAC.

4 The Commission sets a prehearing conference to discuss preliminary matters, the hearing process, and to formulate the issues.

5 **THE COMMISSION GIVES NOTICE That a prehearing in this matter will be held at 9:30 a.m., on Wednesday, June 8, 2005, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.** Parties may attend the prehearing conference via the Commission's teleconference bridge (360-664-3846). If you appear via teleconference, you must appear five minutes before the time that the conference is scheduled to begin.

6 **THE COMMISSION GIVES NOTICE that any party who fails to attend or participate in the prehearing set by this Notice, or any other stage of this proceeding, may be held in default in accordance with RCW 34.05.440. The parties are further advised that the sanction provisions of WAC 480-07-450 are specifically invoked.**

7 Please see the form attached to this notice which should be filled out and returned if any party or witness needs an interpreter or other assistance. The names and mailing addresses of all parties and their known representatives are as follows:

Applicant: Mosquito Fleet, LLC  
d/b/a Mosquito Fleet  
2701 Alaskan Way, Pier 69  
Seattle, WA 98101-3143  
(206) 443-2560

Pacific Boat Enterprises LLC  
d/b/a Mosquito Fleet  
1724 West Marine View Drive, Suite 140  
Everett, WA 98201  
(425) 252-6800

Representative: David W. Wiley  
Williams, Kastner & Gibbs PLLC  
601 Union Street, Suite 4100  
Seattle, WA 98101-2380  
(206) 233-2895

Protestant: Inlandboatmen's Union of the Pacific  
Puget Sound Region  
1711 W. Nickerson St., Suite D  
Seattle, WA 98119  
(206) 284-6001

Representative: Judith Krebs  
Schwerin Campbell Barnard LLP  
18 West Mercer Street, Suite 400  
Seattle, WA 98119-3971  
(206) 285-2828

Protestant: International Organization of Masters,  
Mates & Pilots  
Pacific Maritime Region, United Inland Group  
2333 Third Avenue  
Seattle, WA 98121  
(206) 441-1070

Representative: Steven N. Ross  
Wolfstone Panchot & Bloch PS, Inc.  
801 2nd Avenue, Suite 1500  
Seattle, WA 98104-1577  
(206) 682-3840

Commission: Washington Utilities and  
Transportation Commission  
1300 S. Evergreen Park Drive S.W.  
P.O. Box 47250  
Olympia, WA 98504-7250  
(360) 664-1160

Representative: Chris Swanson  
Assistant Attorney General  
1400 S. Evergreen Park Drive S.W.  
P.O. Box 40128  
Olympia, WA 98504-0128  
(360) 664-1220

8 Administrative Law Judge Karen M. Caillé, from the Utilities and Transportation  
Commission's Administrative Law Division, will preside during this proceeding.

9 Notice of any other procedural phase will be given in writing or on the record, as  
the Commission may deem appropriate during the course of this proceeding.

DATED at Olympia, Washington, and effective this 18th day of May, 2005.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN  
Executive Secretary

Inquiries may be address to:

Secretary  
Washington Utilities and  
Transportation Commission  
Chandler Plaza Building  
1300 S. Evergreen Park Drive S.W.  
P.O. Box 47250  
Olympia, WA 98504-7250  
(360) 664-1160

**NOTICE**

PLEASE NOTE: The hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and if limited English-speaking or 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.

The information needed to provide an appropriate interpreter or other assistance should be stated below and returned to Washington Utilities and Transportation Commission, Attention: Carole J. Washburn, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket No.: \_\_\_\_\_

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 No.: (\_\_\_\_) \_\_\_\_\_