

[Service Date March 18, 2003]

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In re Application No. D-079130 of)	
)	DOCKET NO. TC-030122
EVERGREEN TRAILS, INC. D/B/A)	
EVERGREEN TRAILWAYS AND)	ORDER NO. 01
GRAY LINE OF SEATTLE,)	
)	NOTICE OF HEARING
for an Extension of Certificate No.)	(March 25, 2003, at 1:30 p.m.)
C-819 for a Certificate of Public)	
Convenience and Necessity to)	
Operate Motor Vehicles in)	
Furnishing Passenger and Express)	
Service as an Auto Transportation)	
Company.)	
.....)	

1 On January 22, 2003, Evergreen Trails, Inc. filed an application (number D-079130) for an extension of Certificate No. C-819 for a Certificate of Public Convenience and Necessity to Operate Motor Vehicles in Furnishing Passenger and Express Service as an Auto Transportation Company (Application). Notice of the Application was published in the Commission's weekly Docket of February 3, 2003.

2 The Application requests the authority be revised to include the following underlined language:

1. Service hereunder is expressly limited to the transportation of airline passengers and flight crews between Seattle-Tacoma Airport on the one hand, and hotels and air and water and ground transportation offices and facilities in Seattle on the other hand, at rates substantially higher than the fares of regular common carriers.

The Commission received no protests within the 20 days required by WAC 480-30-032(1). RCW 81.68.040 requires that the Commission grant authority in a territory already served only after hearing.

3 The hearing set by this notice will be held pursuant to Chapter 34.05 RCW, including but not limited to RCW 34.05.422, RCW 34.05.440, RCW 34.05.449, and

RCW 34.05.452. The Commission has jurisdiction over this matter under Title 81 RCW, having legal authority to regulate persons seeking to furnish auto transportation services under chapter 81.68 RCW. Statutes involved include RCW 81.68.030, RCW 81.68.040, and RCW 81.68.070. Rules involved include those within chapter 480-30 WAC, particularly WAC 480-30-020 and WAC 480-30-030. Also involved are rules within chapter 480-09 WAC relating to practice and procedure.

4 The ultimate issues involved are whether granting the Application would be consistent with the foregoing statutes and otherwise consistent with the public interest. The Applicant has the burden of showing that it has met the requirements of the applicable statutes and Commission rules.

5 The Commission designates Lawrence J. Berg as the presiding officer.

6 **THE COMMISSION GIVES NOTICE That a hearing in this matter will be held on Tuesday, March 25, 2003, beginning at 1:30 p.m. in Room 206, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington**

7 Counsel and witnesses may attend the hearing 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.

8 **NOTICE IS ALSO GIVEN THAT ANY PARTY WHO FAILS TO ATTEND OR PARTICIPATE IN THE HEARING SET BY THIS NOTICE, OR ANY OTHER STAGE OF THIS PROCEEDING, MAY BE HELD IN DEFAULT IN ACCORDANCE WITH THE TERMS OF RCW 34.05.440. THE PARTIES ARE FURTHER ADVISED THAT THE SANCTION PROVISIONS OF WAC 480-09-700(4) ARE SPECIFICALLY INVOKED.**

9 Please see the form attached to this notice that 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: Evergreen Trails, Inc.
d/b/a Evergreen Trailways and
Grayline of Seattle
4500 W. Marginal Way S.W.
Seattle, WA 98106

Representative: Brooks Harlow
Miller, Nash, Wiener, Hager & Carlsen
4400 Two Union Square
601 Union Street
Seattle, WA 98101-2352
(206) 622-8484

Commission Staff: Shannon Smith
Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664-1192

10 The complete file is available for inspection during office hours at the Commission's Records Center in Olympia, Washington. 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 March, 2003.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN
Secretary

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.: (____) _____