

June 18, 2004

**NOTICE OF OPPORTUNITY TO FILE ANSWERS TO  
PETITION FOR INTERLOCUTORY REVIEW OF ORDER NO. 02  
(Due by Friday, June 25, 2004)**

RE: *In the Matter of the Application of Aqua Express LLC for a Certificate of Public Convenience and Necessity to Operate Commercial Ferry Service;*  
Docket No. TS-040650.

On June 15, 2004, Commission Staff filed with the Commission a Petition for Interlocutory Review of Order No. 2, requesting that the Commission reverse its conclusions in paragraphs 34 and 39, and amend paragraph 42 of the Order. In that Order, the Commission concluded that the reference to "public agencies" in RCW 81.84.020(4) can reasonably be read to include the state ferry system, and found that the Inlandboatmen's Union of the Pacific may address the impact of the proposed service on the state ferry system. Staff contests this finding and conclusion.

Pursuant to WAC 480-07-810(3), answers to petitions for interlocutory review must be filed within ten days after the petition is filed. **In order to resolve this matter expeditiously, any party who seeks to file an answer to Staff's petition must do so in writing by Noon on Friday, June 25, 2004.** Parties may submit answers to the Commission electronically or via facsimile pursuant to WAC 480-07-145(6) by sending the answer to [records@wutc.wa.gov](mailto:records@wutc.wa.gov), and ensuring that a paper copy is filed with the Commission by Monday, June 28, 2004.

Sincerely,

ANN E. RENDAHL  
Administrative Law Judge