

BREMERTON-KITSAP AIRPORTER, INC.

P O. Box 1255, Port Orchard, Washington 98366
(360) 876-1737 • fax (360) 876-5521
www.kitsapairporter.com

September 14, 2004

Washington Utilities &
Transportation Commission
PO Box 47250
Olympia, WA 98504-7250

Re. TC-041340

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04 SEP 15 AM 8:46
STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION

PROTEST OF BREMERTON-KITSAP AIRPORTER, INC.

We hereby protest Application D79294, TC-041340, Pennco Transportation Inc. d/b/a Pennco Transportation for an extension of passenger service authority.

Pennco Certificate C-1054 specifically authorizes service "BETWEEN: Clallam and Jefferson Counties and Port Townsend, Port Ludlow, and Silverdale, for passengers whose point of origin or point of destination is in Clallam or Jefferson County."

Moreover, Pennco Transportation regularly returns to Port Angeles via I-5, SR16 and SR3 after pick-ups in Seattle and Sea-Tac International Airport. M.V.C. Order 2241 specifically states (page 13) that "Pennco will neither pick up passengers in Kitsap County on its way to destinations in King or Pierce Counties, nor drop off passengers in Kitsap County on its way to Jefferson and Clallam Counties on return trips from King and Pierce Counties."

Portions of the above referenced application seek authority to serve areas presently served by Bremerton-Kitsap Airporter, Inc. in its Certificate C-903 and therefore seek to overturn its closed-door operations in Kitsap County. Applicant's intention to expand its door-to-door service in Kitsap County and ultimately "taking them to meet up with the main vehicle originating from Port Angeles and Sequim" is essentially a taxi function currently provided by the many taxi companies serving Kitsap County. Local government authorities properly regulate taxi services. Moreover, such meeting places are within yards of currently established Bremerton-Kitsap Airporter, Inc. pick-up locations.

Additionally, applicant proposes to "perform on demand service at Seatac Airport." This authority would permit applicant to "cherry pick" other carrier's passengers destined for locations in Kitsap and Pierce Counties and the locations served by Heckman Motors, Inc., d/b/a Olympic Bus Lines. Such authority is not in the public interest.

Protestant has invested significant funds to serve customers in its authorized service area and a grant of overlapping authority would be detrimental to that investment and contrary to the public interest. The service sought in this application therefore is not required by the public convenience and necessity.


Applicant cannot establish its fitness to conduct operations as applied for nor its compliance with the laws and regulations of the State of Washington and the Washington Utilities and Transportation Commission.

Protestant will appear at any hearing held in this matter and will present two or three witnesses whose testimony is anticipated to take two to three hours.

An amendment to this application excluding those areas served by protestant would satisfy Protestant's interests herein, and if such amendment were offered and accepted this protest would be withdrawn.

Wherefore, Protestant prays this application be dismissed.

Dated this 14 day of September 2004.



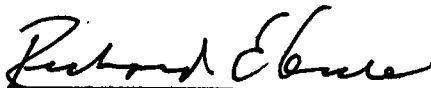
Richard E. Asche
President
Bremerton-Kitsap Airporter, Inc.
P.O. Box 1255
Port Orchard, WA 98366
(360) 876-1737

CERTIFICATE OF SERVICE

I hereby certify that on this day a true copy of the foregoing PROTEST OF BREMERTON-KITSAP AIRPORTER, INC. was served by first class mail, postage prepaid, on:

Pennco Transportation, Inc.
P.O. Box 356
Carlsborg, WA 98324

Dated this 14 day of September 2004 at Port Orchard, Kitsap County, Washington.


Richard E. Ashe