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**WASHINGTON STATE  
UTILITIES AND TRANSPORTATION  
COMMISSION**

**NORTHWEST SMOKING & CURING,  
INC., d/b/a SeaTac Direct,**  
  
**Applicant.**

**Docket No. TC-143864**

**OPPOSITION AND REQUEST FOR  
CONDITION BY WHATCOM  
TRANSPORTATION AUTHORITY**

COMES NOW Whatcom Transportation Authority ("WTA"), pursuant to WAC 480-07-370 and 480-30-116, and respectfully requests that any approval of the above-referenced application from Applicant Northwest Smoking & Curing, Inc., d/b/a SeaTac Direct ("SeaTac Direct") be subject to a condition to prevent any conflict with WTA's service rights. SeaTac Direct is requesting an extension of Certificate C-65454 ("Certificate"), which currently allows it to provide closed door service between the Best Western Plus Lakeway Inn ("Lakeway Inn") in Bellingham, Washington to SeaTac International Airport ("SeaTac Airport"). SeaTac Direct requests an extension which would allow it to provide reservation service between pickup/drop off destinations within Bellingham, Washington and the Lakeway Inn.

WTA does not generally object to SeaTac Direct's requested extension, if such expanded service is specifically restricted to those using the closed door service

1 between the Lakeway Inn and SeaTac Airport. WTA is a Public Transportation Benefit  
2 Area ("PTBA") authorized to provide local transit services under RCW Chapter 36.57A.  
3 Under this authority, RCW 36.57A.100 provides that "no person or private corporation  
4 shall operate a local public passenger transportation service, including passenger-only  
5 ferry service, within the public transportation benefit area...." (Emphasis added). The  
6 expanded service proposed under the application is within the city of Bellingham, which  
7 is part of WTA's PTBA boundaries. Therefore, SeaTac Direct's proposal to provide  
8 door-to-door service between points in Bellingham, Washington and the Lakeway Inn  
9 (which is also in Bellingham) could be a local public passenger transportation service  
10 and technically in violation of RCW 36.57A.100.

11 It appears from SeaTac Direct's application, however, that the expanded  
12 services are intended to be exclusively linked with its current authority to provide door-  
13 to-door service between the Lakeway Inn and SeaTac Airport. SeaTac Direct explains  
14 the proposed expanded services in its application:  
15

16 "By reservation, door-to-door, passenger pick-up and deliver to  
17 scheduled by reservation SeaTac Direct non-stop service Best Western  
18 Lakeway Plus Bellingham to SeaTac Airport & drop off from Best  
19 Western Plus Lakeway Bellingham after disembarking by reservation  
20 SeaTac Direct non-stop SeaTac to Best Western Plus Lakeway  
21 Bellingham within Bellingham city limits."

22 WTA has no objection to the proposed expanded service, if such services are  
23 specifically linked with the door-to-door service between the Lakeway Inn and SeaTac  
24 Airport. Accordingly, WTA respectfully requests, pursuant to WAC 480-30-116(a)(vii),  
25 that the following condition be included as part of any approval of the application:

1 All services provided for passengers between points in Bellingham,  
2 Washington and the Best Western Plus Lakeway Inn shall be in  
3 connection with the providing of closed door service between the Best  
4 Western Plus Lakeway Inn and SeaTac International Airport. Thus, all  
5 passengers provided with expanded pick-up service within Bellingham,  
6 Washington shall immediately continue on or immediately be  
7 disembarking from SeaTac Direct's closed door service between Best  
8 Western Plus Lakeway Inn in Bellingham and SeaTac International  
9 Airport.

10 DATED this 12<sup>th</sup> day of December, 2014.



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12 Mark J. Lee, WSBA #19339  
13 of Brownlie Evans Wolf & Lee, LLP  
14 Attorneys for Whatcom Transportation  
15 Authority