



August 16, 2011

Mr. David Danner:

RE: Docket TC-111457, Proposed Revision to Tariff No. 5; Passenger Seating

On August 12, 2011, you rejected a revision to our Tariff No. 5 regarding Passenger Seating. Your stated reason for the rejection was “In reviewing the revised tariff page, the proposed passenger seating rule **represents an increase** in rates to customers to whom the rule would apply. Therefore, WAC 480-30-311 applies and requires SeaTac to provide at least thirty calendar days' notice to the Commission. “ What you failed to state was how simply restating the obvious, that one passenger fare entitles the passenger to one seat, in any way represents an increase in rates. No increase in rates, passenger fares or any other possible revenue source was requested. Quite simply your logic escapes us and therefore your rejection is neither understood nor as written, supported by any factual reference in your letter of rejection.

When you, as Executive Secretary, exercise your authority under Order No. 1 to the detriment of a regulated company, it is incumbent upon you to fully explain your actions and reasoning so that the regulated party may properly address the situation. In this instance no such explanation was offered only an unsupported allegation of a rate increase. Language regarding a somewhat similar situation was recently withdrawn by this company because of your staff's unarticulated issues with it last week. However, it was cleared by the AAG and the only section of your agency that had any issues was Consumer Protection. At no time during an almost four week review was any objection raised regarding rates. We are then naturally suspect of the sudden and immediate appearance of this argument by you regarding rates as the new justification for rejection.

We therefore require that you provide us with the basis upon which you justify your rejection along with any and all supporting documentation or statutes in the same timeframe that you were able to make this judgment, namely 1 business day. We look forward to your immediate response.

Sincerely,

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