



Pacific Cruises Northwest, Inc. – 355 Harris Avenue, Suite 104 – Bellingham, WA 98225  
360.738.8099 – 800.443.4552 – Fax 360.738.7685

August 29, 2012

David Danner, Executive Director and Secretary  
Washington Utilities and Transportation Commission  
Attention: Records Center  
P.O. Box 47250  
1300 S. Evergreen Park Dr. SW  
Olympia, WA 98504-7250

Re: Protest of Docket No. TS-121253, application for Extension of Commercial Ferry Service  
of Bellingham Water Taxi / Sean McNamara.

Dear Mr. Danner:

Pacific Cruises Northwest, Inc. currently has an application before the Commission to offer Commercial Ferry Service between Bellingham and Friday Harbor under Docket No. TS-121395-CT. Pursuant to WAC 480-51-040(2), I understand that both applications will be considered jointly.

However, I wish to register my protest of the extension application for Certificate of Public Convenience and Necessity of Bellingham Water Taxi / Sean McNamara in the above referenced docket for service between Bellingham and Friday Harbor.

Name and Address of Protestant:

Pacific Cruises Northwest, Inc.  
d/b/a San Juan Cruises  
355 Harris Avenue, Suite 104  
Bellingham, WA 98225

Phone: 360.738.8099

Email: [drew@whales.com](mailto:drew@whales.com)

Protestant believes that it is fit, willing and properly capitalized and equipped to offer consistent and reliable service to the public. Moreover, Protestant believes that this applicant cannot establish that he is fit, willing, and able to offer the commercial ferry service and specifically cannot establish that he has the financial resources to operate for at least 12 months, as required by RCW 81.84.060(2).

In 2006, applicant applied for and was granted similar authority under Certificate BC-130 after reaching a settlement agreement with Protestants. In 2008, in Docket TS-080464, Certificate BC-130 was cancelled for failure to meet statutory requirements to initiate service.

If this matter is set for hearing, I plan to attend and may present 1 to 2 witnesses requiring approximately 1 hour of hearing time. I know of no restrictive amendment at present which would satisfy our current interest in and opposition to this application.

Protestant respectfully requests that the Commission deny Bellingham Water Taxi / Sean McNamara's application for this Certificate of Public Convenience and Necessity on the grounds that Protestant has an application pending for overlapping authority and that there is no additional need for service that would require granting applicant authority to engage in a commercial ferry operation between Bellingham and Friday Harbor.

Yours truly,

A handwritten signature in blue ink, appearing to read "Drew M. Schmidt", with a long horizontal flourish extending to the right.

Captain Drew M. Schmidt  
President

## CERTIFICATE OF SERVICE

I certify that I have this day served the foregoing Protest upon all parties of record in this proceeding by mailing a copy thereof addressed with first-class postage prepaid to Applicant at the address indicated below:

Sean McNamara  
d/b/a Bellingham Water Taxi  
1028 17<sup>th</sup> Street  
Bellingham, WA 98225

DATED this 29<sup>th</sup> day of August, 2012.



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Drew M. Schmidt