

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In re Application of)	
)	DOCKET TC-090730
MILLER SCHMER, INC.)	
d/b/a SEATTLE EXPRESS)	
)	ORDER GRANTING APPLICATION
for a certificate to operate as a temporary)	
auto transportation company under the)	
provisions of RCW 81.68.)	
.....)	

1 On May 13, 2009, Miller Schmer, Inc., d/b/a Seattle Express, filed an application under the provisions of RCW 81.68.046, for temporary authority to operate as an auto transportation company.

2 The Commission, having considered the application and being fully advised in the premises, finds that the applicant is fit, willing, and able to provide the necessary service; that in view of the existing circumstances, the issuance of an auto transportation company certificate is consistent with the public interest; and that it would be in the public interest to grant the application.

ORDER

3 **THE COMMISSION ORDERS** That temporary application TC-090730 is hereby granted, that upon complying with the laws and rules relating to auto transportation companies, a certificate be issued to Miller Schmer, Inc., d/b/a Seattle Express, authorizing the carrier to operate as a temporary auto transportation company providing service as described as on Appendix A.

4 The temporary authority granted by this order under the provisions of RCW 81.68.046 is subject to protest for 20 days from the date published by the Commission on the application docket.

5 The Commission further orders that the tariff filed in connection with this application will become effective at 12:01 a.m. on the day following the service date of this order.

6 The Commission has delegated authority to the Secretary to enter this Order under RCW 80.01.030 and WAC 480-07-905(8).

Dated at Olympia, Washington and effective June 1, 2009.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER
Executive Director and Secretary

NOTICE: This is an order delegated to the Secretary for decision. In addition to serving you a copy of the decision, the Commission will post on its Internet Web site for at least 14 days a listing of all matters delegated to the Secretary for decision. You may seek Commission review of this decision. You must file a request for Commission review of this order no later than fourteen (14) days after the date the decision is posted on the Commission's Web site.

The Commission will schedule your request for review by issuing a notice of hearing to be held before an administrative law judge. The Commission, at its discretion, may consider your request for review in an adjudicative proceeding under RCW 34.05 Part IV, or in a brief adjudicative proceeding under RCW 34.05.482 through .494. Following hearing, the administrative law judge will enter an initial order. If you wish to seek review of the initial order, you may file a petition for administrative review under RCW 34.05.464, or if the matter is heard in a brief adjudicative proceeding, under RCW 34.05.491.

The Commission will grant a late-filed request for review only on a showing of good cause, including a satisfactory explanation of why the person did not timely file the request. A form for late-filed requests is available on the Commission's Web site.

This notice and review process is pursuant to the provisions of RCW 80.01.030 and WAC 480-07-904(2) and (3), and WAC 480-07-905, as amended effective September 22, 2008.

APPENDIX A

MILER SCHMER, INC.
d/b/a SEATTLE EXPRESS
11618 59TH DRIVE SE
SNOHOMISH, WA 98296

Cert. No.
TAC-63603

Changing from Terminal 30 to Terminal 91.

NOTE: This carrier currently holds the following authority:

PASSENGER SERVICE

BETWEEN: Hotels in the City of Renton and the Pike Place Market in downtown Seattle.

BETWEEN: Hotels in the City of Sea-Tac, South Center Mall, Pike Place Market and Cruise Terminals #66 and #30.

BETWEEN: Hotels in the City of Tukwila, South Center Mall, Pike Place Market, and Cruise Terminals #66 and #30.

This temporary certificate will expire automatically, by operation of law and without further Commission action 180 days following its effective date. The expiration date is December 1, 2009.

If the applicant files a permanent application within 30 days of this order granting the temporary certificate, then the temporary certificate will continue until (1) the Commission grants, denies, or dismisses the permanent certificate application, or (2) the temporary certificate is otherwise canceled, which happens first.

If the Commission denies, dismisses, or grants less than all of the permanent application this temporary certificate will terminate on the last day for seeking judicial review of the Commission decision or, in the event of judicial review, on any later date that the reviewing court may order.