



Pacific Cruises Northwest, Inc. - 355 Harris Avenue, Suite 104 - Bellingham, WA 98225
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December 14, 2011

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

RECEIVED
OPERATIONS MANAGEMENT
2011 DEC 15 AM 10:33
STATE OF WASH
UTIL. AND TRANSP
COMMISSION

Re: Protest of Docket No. TS-111927-CT, application for Commercial Ferry Service of
Bellingham Water Taxi / Sean McNamara.

Dear Mr. Danner:

On behalf of Pacific Cruises Northwest, Inc., holder of Certificate BC-10 and Island Commuter
Service, LLC, holder of Certificate BC-95, I would like to protest the application for Certificate of
Public Convenience and Necessity of Bellingham Water Taxi / Sean McNamara.

Name and Address of Protestants:

Pacific Cruises Northwest, Inc.
d/b/a Victoria San Juan Cruises
355 Harris Avenue, Suite 104
Bellingham, WA 98225
Phone: 360.738.8099
Email: drew@whales.com

Island Commuter Service, LLC
d/b/a Island Commuter Service
355 Harris Avenue, Suite 104
Bellingham, WA 98225
Phone: 360.738.8099
Email: drew@whales.com

Protestant Island Commuter Service operates seasonal commercial ferry service between Bellingham and all the Islands requested in this application. Protestant Pacific Cruises Northwest, Inc. is the lessor of certain portions of Certificate BC-95 whose property rights would be impacted by the issuance of an overlapping certificate.

Protestants believe that they have neither failed nor refused to furnish reasonable and adequate service and that therefore this application should be denied. Moreover, Protestants believe that this applicant cannot establish that he is fit, willing, and able to be issued a certificate for 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.

Protestants request that the Commission deny Bellingham Water Taxi / Sean McNamara's application for a Certificate of Public Convenience and Necessity on the grounds that Protestants hold overlapping certificates for that authority and that there is no need for service that would require granting applicant another certificate of authority to engage in a commercial ferry operation between Bellingham and Orcas Island with intervening flag stop points.

Yours truly,



Captain Drew Schmidt
President, Pacific Cruises Northwest, Inc.
Managing Member, Island Commuter Service, LLC