

TC-090731-A



1300 S. Evergreen Park Dr. SW
P.O. Box 47250
Olympia, WA 98504-7250
Phone: 360-664-1222
Fax: 360-586-1181
TTY: 360-586-8203
or
1-800-416-5289
E-mail: Transportation@wutc.wa.gov

Type of Passenger Transportation Authority Requested (check one box)	Fee Required
Auto Transportation Authority <input type="checkbox"/> New Certificate (auto transportation company certificates include statewide charter and excursion carrier service) – Complete sections 1-8 and Attachment E. Submit a proposed tariff and time schedule.	\$ 200
X Extension of Existing Auto Transportation Certificate No. C- 1052 Complete sections 1-8. Submit a proposed tariff and time schedule.	\$ 150
Transfer or Lease Auto Transportation Authority – Complete sections 1-8 and Attachment B. <input type="checkbox"/> All of Certificate No. C- _____ <input type="checkbox"/> Portion of Certificate No. C- _____	\$ 200
Temporary Auto Transportation Authority (New temporary authority or temporary authority to operate pending a commission decision on a parallel filed permanent application) – Complete sections 1-8 and Attachment A.	\$ 150
<input type="checkbox"/> Mortgage of Certificate – Complete section 1 and Attachment D.	\$ 35
<input type="checkbox"/> Name Change (Change company's corporate name, change a trade name, add a new trade name, or change the surname of an individual owner or partner) – Complete section 1 and Attachment C.	\$ 35
<input type="checkbox"/> Reinstatement of Cancelled Certificate – Complete sections 1 and 8	\$200

TYPE OF PAYMENT:

Cash Check Money Order AMEX MasterCard Visa

Credit Card Information (if applicable):	Expiration Date Month/Year

Amount: \$ _____ Company Name: _____
Cardholder's signature: _____ Date: _____

FOR OFFICIAL USE ONLY			
Date Filed: 5/13/09	Docket #: 02	Motcar: 142489	Cert. Issued:
LS Staff Assigned: [Signature]	Insurance: [Signature]	Application:	Related App:
DOL/SOS [Signature]	Tariff/Time Schedule:	Map:	
Text approved for docket:	Safety Inspection:	Reception #: waived	111 0268:
111-0268-232-02:	111-0268-232-01:	111-0268-230-02: fee	111-0268-230-01:

SECTION 1 – APPLICATION INFORMATION

Name of Applicant: Miller Schmer Inc.		
Trade Name(s) (if applicable): Seattle Express		
Unified Business Identification Number (UBI):602368293 <i>OP</i> (If you do not know your UBI number or need to request one contact the Department of Licensing at (360)664-1400)		
Phone Number: (206) 793-8430	Fax Number: (360) 668-1037	E-mail: schmerfamily@hotmail.com
<u>Physical Address</u>		<u>Mailing address (if different from Business Address)</u>
Street: __11618 59 th Drive SE		Street: _____
City: __Snohomish_____		City: _____
State/Zip: __WA 98296		State/Zip: _____

SECTION 2 – COMPANY INFORMATION

Type of business structure:		
<input type="checkbox"/> Individual	<input type="checkbox"/> Partnership	<input checked="" type="checkbox"/> Corporation
<input type="checkbox"/> Other (LP, LLP, LLC) _____		
List the name, title, and percentage of partner's share or stock distribution for major stockholders:		
<u>Name</u>	<u>Title</u>	<u>Stock Distribution or Percentage of Shares</u>
Fred Miller	President	50%
Matt Schmer	Vice-President	50%

Provide the following documents with your application:

- A map of the proposed line, route, or service territory that meets the standards described in WAC 480-30-051
- Support statements for temporary authority (if applicable)

Describe the proposed service including the line, route, or service territory description in terms such as streets, avenues, roads, highways, townships, ranges, cities, towns, counties, or other geographic descriptions.

Just changing from Terminal 30 to Terminal 91.

State the conditions that justify the granting of this application.

Cruise Terminals of America has moved its cruise ships from Terminal 30 to Terminal 91.

Do other auto transportation companies currently provide service between any of the points or along any portion of the route you propose to serve?

No Yes If yes, list the names and addresses of companies

Do you currently hold, or have you ever held, an auto transportation certificate?

No Yes If yes, please indicate your certificate number: C-_01052_____

Have you ever applied for and been denied an auto transportation certificate?

No Yes If yes, please explain: _____

Have you been cited for violation of state laws or commission rules?

No Yes If yes, please explain: _____

SECTION 3 –TARIFF AND TIME SCHEDULE

If this application is for temporary authority, a new certificate, or extension of existing certificated authority, you must include a proposed tariff and time schedule that is in compliance with WAC 480-30-251 through WAC 480-30-436.

If this application is a transfer or a lease of authority from an existing certificate, you must either file a new tariff and time schedule at the same rate levels as on file, or you must adopt the current certificate holder's tariff and time schedule. To file a new tariff, use the standard tariff format attached to this application or an approved alternate format. Indicate which option you will use:

Adopt (Complete attachments _____) or File a new tariff

SECTION 4 – HEARING INFORMATION

If the Commission assigns this application for formal hearing, estimate the number of witnesses you will present and the amount of time you will need for your presentation.

Number of witnesses: 1	Amount of time: 20 minutes
Will an attorney be representing you? If yes, complete the following: No	
Attorney's name:	Attorney's phone number:
Attorney's address:	Fax Number:
Street	E-mail:
City, State, Zip	

SECTION 5 – FINANCIAL STATEMENT

You may attach a Balance Sheet, Profit and Loss Statement, or business plan if available.

ASSETS		LIABILITIES	
Cash in Bank	\$5000.00	Salaries/Wages Payable	\$
Notes Receivable	\$	Accounts Payable	\$
Accounts Receivable	\$	Notes Payable	\$130000.00
Investments	\$	Mortgages Payable	\$
Other Current Assets	\$	Contracts and Bonds Payable	\$
Prepaid Expenses	\$	TOTAL LIABILITIES	\$
Land and Buildings	\$	NET WORTH	
Trucks and Trailers	\$	Preferred Stock	\$
Office Furniture	\$	Common Stock	\$
Other Equipment	\$	Retained Earnings	\$
Other Assets	\$125000.00	Capital	\$
TOTAL ASSETS	\$130000.00	TOTAL LIABILITIES AND NET WORTH	\$130000.00

SECTION 6 – EQUIPMENT LIST

Describe the equipment that will be used (attach additional sheets if necessary). Vehicles must pass inspection and be issued a valid Commercial Vehicle Safety Alliance inspection decal for each motor vehicle before your application may be granted.

Year	Make	License Number	Vehicle ID Number	Seating Capacity
1998	Ford E450	759XQQ	1fdxe40f8whb01241	24
1999	Ford E350	122SJG	1fdxe40f2xha37070	24

SECTION 7 – SAFETY AND OPERATIONS

In each of the categories shown below, list the person and position responsible for understanding and complying with the Federal Motor Carrier Safety Regulations (FMCSR) and Washington State laws and rules. Please refer to the WAC rules, fact sheets, and publication "Your Guide to Achieving a Satisfactory Safety Rating" for assistance with requirements.

SAFETY RESPONSIBILITIES	
COMMERCIAL DRIVER'S LICENSE (CDL) STANDARDS REQUIREMENTS AND PENALTIES (Title 49, Code of Federal Regulations Part 383) Any driver who operates a vehicle that meets the definition of a commercial motor vehicle must have a valid CDL.	
Name :Matt Schmer	Position: VP
DRIVER QUALIFICATION REQUIREMENTS (Title 49, Code of Federal Regulations Part 391) Driver's must meet minimum qualification requirements and each company must maintain driver qualification files for each driver.	
Name: Matt Schmer	Position: VP
DRIVERS HOURS OF SERVICE (Title 49, Code of Federal Regulations Part 395) Drivers must maintain logs and each company must maintain true and accurate hours of service records for each driver.	
Name: Matt Schmer	Position: VP
CONTROLLED SUBSTANCE AND ALCOHOL USE AND TESTING (Title 49, Code of Federal Regulations Part 382) All persons who drive commercial vehicles requiring a CDL must be in a Controlled Substance and Alcohol Use and Testing program that is in compliance with FMCSR in Title 49, Code of Federal Regulations Part 382 and Title 49, Code of Federal Regulations Part 40. Each company will have in place a system for complying with FMCSR governing alcohol use and controlled substances testing requirements (Title 49 Code of Federal Regulations Part 382 and Title 49 Code of Federal Regulations Part 40).	
Name: Matt Schmer	Position: VP
INSPECTION, REPAIR AND MAINTENANCE (Title 49, Code of Federal Regulations Part 396) Every motor carrier shall systematically inspect, repair, and maintain all motor vehicles subject to its control.	
Name: Matt Schmer	Position: VP
SAFETY REGULATIONS, GENERAL (Title 49, Code of Federal Regulations Part 390)	
Name: Matt Schmer	Position: VP
DRIVING OF COMMERCIAL MOTOR VEHICLES (Title 49, Code of Federal Regulations Part 392)	
Name: Matt Schmer	Position: VP
PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION (Title 49, Code of Federal Regulations Part 393)	
Name: Matt Schmer	Position: VP
OPERATIONAL RESPONSIBILITIES	
List the person and position responsible for understanding and complying with the requirements of each category shown below.	
TARIFFS, TIME SCHEDULES, RATES AND RATE FILINGS (WAC 480-30-251 through WAC 480-30-436) Companies must file a tariff showing all rates it will impose on its customers, together with rules that govern how rates will be assessed. Companies must also file a time schedule. Charter and excursion only carriers are not required to file tariffs and time schedules per WAC 480-30-251.	
Name: Matt Schmer	Position: VP
ANNUAL REPORTS AND REGULATORY FEES (WAC 480-30-066 through WAC 480-30-081) Auto Transportation companies must file an annual report of their financial and operational activity and pay regulatory fees by May 1 of each year. Charter and excursion carriers must file an annual safety report and pay regulatory fees by December 31 of each year.	
Name: Matt Schmer	Position: VP

CUSTOMER SERVICE Person responsible for customer service complaints, and customer notice requirements.	
Name: Matt Schmer	Position: VP
STATE OF WASHINGTON GENERAL LAWS, RULES AND REGULATIONS Individuals and companies doing business in the state of Washington must comply with the regulations of local, state, and federal agencies such as, but not limited to: Department of Labor and Industries (industrial insurance, safety, prevailing wage); Department of Licensing (vehicle and drivers licenses, business licensing, fuel permits, fuel tax); Secretary of State (corporate registrations); Department of Revenue and Internal Revenue Service (taxes); and Employment Security.	
Name: Matt Schmer	Position: VP

SECTION 8 – DECLARATION OF APPLICANT:

I understand that filing this application **does not** authorize me to start operations requested or in the territory described until the commission grants the application and issues a certificate.

I understand the responsibilities of a passenger transportation company, and I am in compliance with all local, state, and federal regulations governing business in the state of Washington.

I certify under penalty for false statement, that the information contained in this application is true and correct, and that I am authorized to execute and file this document on behalf of the applicant.

Printed name: Matt Schmer _____

Signature: Matt Schmer _____

Date, County, State: 5/7/2009 Snohomish County, WA _____

TARIFF ADOPTION NOTICE

Tariff No. Two – C001052

Miller Schmer Inc.
(Name of new company)

Seattle Express
(Trade name of new company)

adopt all tariffs and supplements to the tariffs,
filed with the Washington Utilities and Transportation by:

Seattle Express Inc.
(Name of prior company)

before the date of its (new company) acquired possession
of that (prior) company, or a portion of the authority
of that (prior) company.

Notice issued by:

Name: Fred Miller

Title: President

Telephone Number: 206-391-2460

Fax Number: 360-668-1037

E-Mail Address: millerbrothers4@yahoo.com

Date filed with Commission: March 23, 2004