

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

WASHINGTON UTILITIES AND)	
TRANSPORTATION)	DOCKET NO. TC-021578
COMMISSION,)	
)	
Complainant,)	
)	
v.)	
)	
Bremerton-Kitsap Airporter, Inc.,)	
C-903)	
)	COMPLAINT AND ORDER
Respondent.)	SUSPENDING TARIFF REVISIONS
.....)	

BACKGROUND

- 1 On December 2, 2002, Bremerton-Kitsap Airporter, Inc., (BK Airporter) filed with the Commission proposed new Tariff Wn. T. No. 8, with a stated effective date of January 1, 2003. Among other things, the new tariff would increase passenger fares to and from Sea-Tac Airport by \$2.00 from points in Kitsap County and by \$1.25 from Ft. Lewis and McChord AFB in Pierce County, and increases the excess baggage charge by \$1.00.
- 2 The filing would increase charges and rates for service provided by BK Airporter. Because those increases might injuriously affect the rights and interests of the public and BK Airporter has not demonstrated that the increases would result in rates that are fair, just and reasonable, the Commission suspends the tariff filing and will hold public hearings if necessary to determine whether the proposed increases are fair, just and reasonable.

FINDINGS AND CONCLUSIONS

- 3 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate rates, regulations, practices, accounts, securities, and transfers of public service companies, including auto transportation companies. *RCW 80.01.040; Chapter 81.01 RCW; Chapter 81.04 RCW; Chapter 81.28 RCW and Chapter 81.77 RCW.*
- 4 (2) BK Airporter is an auto transportation company and is a public service company subject to the jurisdiction of the Commission.
- 5 (3) This matter was brought before the Commission at its regularly scheduled meeting on December 31, 2002.
- 6 (4) The tariff revisions filed by BK Airporter on December 2, 2002, would increase charges and rates for service provided by BK Airporter, and might injuriously affect the rights and interest of the public.
- 7 (5) BK Airporter has not yet demonstrated that the tariff revisions would result in rates that are fair, just and reasonable.
- 8 (6) In order to carry out the duties imposed upon the Commission by law, and as authorized in RCW 81.04.130, the Commission believes it is necessary to investigate BK Airporter's books, accounts, practices and activities; to make a valuation or appraisal of BK Airporter's property; and to investigate and appraise various phases of BK Airporter's operations.
- 9 (7) As required by RCW 81.04.130, BK Airporter bears the burden of proof to show that the proposed increases are fair, just and reasonable.

- 10 (8) BK Airporter may be required to pay the expenses reasonably attributable and allocable to such an investigation to the extent the requirements for such payment are in accordance with the provisions of Chapter 81.20 RCW.

ORDER

- 11 (1) The tariff revision(s) filed on December 2, 2002, are suspended.
- 12 (2) The Commission will hold hearings at such times and places as may be required.
- 13 (3) Bremerton-Kitsap Airporter, Inc., must not change or alter the tariffs filed in this docket during the suspension period, unless authorized by the Commission.
- 14 (4) The Commission will institute an investigation of Bremerton-Kitsap Airporter, Inc.'s, books, accounts, practices, activities, property and operations as described above.
- 15 (5) Bremerton-Kitsap Airporter, Inc., shall pay the expenses reasonably attributable and allocable to the Commission's investigation to the extent the requirements for such payment are in accordance with the provisions of Chapter 81.20 RCW.

DATED at Olympia, Washington, and effective this 31st day of December, 2002.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARILYN SHOWALTER, Chairwoman

RICHARD HEMSTAD, Commissioner

PATRICK J. OSHIE, Commissioner