

Whidbey Seatac Shuttle

PO Box 2895 Oak Harbor Wa 98277

Records: Please Docket T-101661

Mr. David Gomez
Lead Investigator T-101661
Washington Utilities and Transportation Commission
1300 S Evergreen Park DR SW
PO Box 47259

April 6, 2011

Olympia, WA 98504-7250

Re: Executive Order 10-06

Mr. Gomez:

On March 25, 2011, I requested of Mr. David Danner, Executive Director of the Commission, an explanation of how staff or the Commission could proceed with this rule making in contradiction to the Governor's Executive Order 10-04. Mr. Danner has failed to reply or even acknowledge the inquiry. Mr. Greg Kopta, Director of the Administrative Law Division of the UTC, upon direct inquiry has also refused to offer any rationale for the on-going disregard of the Executive Order. As Lead Investigator, I now pose the question to you.

Specifically: The Governor has issued Executive Order 10-06 which clearly and in no uncertain terms directs agencies and commissions to not create any rules or policies that effect businesses in the state particularly ones that would create a climate of economic uncertainty for the businesses. The only exceptions to the Executive Order are for the public health, safety and welfare or to protect the state's natural resources. Docket T-101661 does not meet any of the criteria for exemption. To date the Commission has cost the affected industries tens of thousands of unrecoverable dollars in this investigation and has created that climate of economic uncertainty that is precluded by the Executive Order. I ask you again for the record:

On what basis does your agency, the Washington Utilities and Transportation Commission, and your division in particular exempt itself from the Governor's Executive Order?

Please be specific, as all of the operators affected by this docket will be curious as to your reply, as will the Office of Financial Management and the Office of the State Auditor. Failure to reply will only further solidify our position that the Commission is not responsive to those that the purports to regulate.

Regards,

Michael Lauver John Solin
Owners

Seatac Shuttle, LLC C-1077

Cc: OFM; Brian Sontag, Auditor