

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Application of

EAGLE TOWNCAR SERVICE LLC,

For Authority to Operate as an Auto
Transportation Company in Washington.

DOCKET TC-240717

COMMISSION STAFF'S
RESPONSE TO EAGLE
TOWNCAR SERVICE LLC'S
MOTION TO STRIKE OBJECTION
AND GRANT TEMPORARY
APPLICATION

I. INTRODUCTION

1 Eagle Towncar LLC (Eagle Towncar) moves to strike the objection made by Pacific Northwest Transportation Services, Inc. d/b/a Premier Airport Shuttle/Capital Aeroporter (Pacific Northwest Transportation Services) to Eagle Towncar's application for temporary authority to operate as an auto transportation company in Washington. Eagle Towncar further moves the Commission to grant its temporary application and direct Commission Staff (Staff) to issue a temporary certificate to Eagle Towncar by November 26, 2024. Staff takes no position with respect to Eagle Towncar's motion to strike Pacific Northwest Transportation Services' objection. Regarding Eagle Towncar's motion for granting of a temporary application, Staff does not object to the Commission granting temporary operating authority to Eagle Towncar if the Commission strikes Pacific Northwest Transportation Services' objection or otherwise determines that the objection is unfounded.

II. STATEMENT OF FACTS

2 On September 23, 2024, Eagle Towncar filed its application for temporary authority to operate as an auto transportation company in Washington. Eagle Towncar's application

describes its proposed service as “scheduled nonstop passenger by reservation only between downtown Bellevue and Seatac Airport.”¹

3 On October 15, 2024, Pacific Northwest Transportation Services filed an objection to
Eagle Towncar’s application for temporary operating authority on the basis that it currently
holds a certificate to provide passenger auto transportation service between Seatac Airport
and downtown Bellevue and will continue to provide this service.²

4 On November 13, 2024, the Commission scheduled a Brief Adjudicative Proceeding
in this matter for January 6, 2024.

5 Eagle Towncar filed an application for permanent authority in Docket TC-240856 on
November 13, 2024.

6 On November 20, 2024, in Docket TC- 240898, Pacific Northwest Transportation
Services filed an application for extension of its certificate to provide service over an area
which overlaps that which has been applied for in Eagle Towncar’s applications for
temporary and permanent authority.

III. STATEMENT OF ISSUES

7 Should the Commission grant Eagle Towncar’s motion to strike Pacific Northwest
Transportation Services’ objection to Eagle Towncar’s application for temporary operating
authority? Should the Commission grant Eagle Towncar’s motion for the granting of
temporary operating authority?

IV. ARGUMENT

8 Staff takes no position with respect to Eagle Towncar’s motion to strike Pacific
Northwest Transportation Services’ objection to temporary operating authority. However,

¹ *In re Application of Eagle Towncar LLC*, Docket TC-24017, Application, 5 (Sept. 23, 2024).

² *In re Application of Eagle Towncar LLC*, Docket TC-24017, Objection, 2 ¶3 (Oct. 15, 2024).

Staff observes that it does not appear that Pacific Northwest Transportation Services holds a certificate that authorizes the same service that Eagle Towncar has applied to provide, which is scheduled service between Bellevue and Seatac Airport. Rather, Pacific Northwest Transportation Services' certificate authorizes door-to-door passenger service between Seatac Airport and points within King County. Under WAC 480-30-140, door-to-door service and scheduled service in the same territory will not be considered the same service.

9 The Commission will consider applications for which an objection has been received through a Brief Adjudicative Proceeding unless the presiding officer determines, based on facts and circumstances presented, that a hearing or different process is required.³ Staff generally supports the Commission's process for holding a Brief Adjudicative Proceeding for such cases to give all parties an opportunity to be heard, but does not take a position on Eagle Towncar's motion to strike.

10 Staff has reviewed Eagle Towncar's application for temporary operating authority and agrees that it meets the requirements for a temporary certificate. As such, Staff does not object to the Eagle Towncar's request for the granting of temporary authority, provided that the Commission grants Eagle Towncar's motion to strike Pacific Northwest Transportation Services' objection or otherwise determines that the objection is unfounded. Staff is still reviewing Eagle Towncar's application for permanent authority and reserves the right to address the permanent application at a later time.

V. CONCLUSION

11 In summary, Staff takes no position with respect to Eagle Towncar's motion to strike Pacific Northwest Transportation Services' objection to temporary operation authority. If

³ WAC 480-30-136(1).

Commission grants Eagle Towncar's motion to strike, or otherwise finds that Pacific Northwest Transportation Services' objection is unfounded, Staff does not object to the Commission granting temporary operating authority as requested by Eagle Towncar.

DATED this 21ST day of November 2024.

Respectfully submitted,

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