

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In re the Application of  SPEEDISHUTTLE WASHINGTON, LLC d/b/a SPEEDISHUTTLE SEATTLE  For a Certificate of Public Convenience and Necessity to Operate Motor Vehicles in Furnishing Passenger and Express Service as an Auto Transportation Company	DOCKET TC-143691 <i>(Consolidated)</i>  ORDER 15
SHUTTLE EXPRESS, INC.,  Complainant,  v.  SPEEDISHUTTLE WASHINGTON, LLC d/b/a SPEEDISHUTTLE SEATTLE,  Respondent.	DOCKET TC-160516 <i>(Consolidated)</i>  ORDER 08
SPEEDISHUTTLE WASHINGTON, LLC d/b/a SPEEDISHUTTLE SEATTLE,  Complainant,  v.  SHUTTLE EXPRESS, INC.,  Respondent.	DOCKET TC-161257 <i>(Consolidated)</i>  ORDER 05  ORDER REVISING PROCEDURAL SCHEDULE

**BACKGROUND**

- 1 On March 30, 2015, the Washington Utilities and Transportation Commission (Commission) entered a final order granting the application of Speedishuttle of Washington, LLC d/b/a Speedishuttle Seattle (Speedishuttle) for a certificate of public

convenience and necessity to operate as an auto transportation company in Docket TC-143691.

- 2 On May 16, 2016, Shuttle Express, Inc. (Shuttle Express) filed a Petition for Rehearing of Matters in Docket TC-143691 and a formal complaint against Speedishuttle in Docket TC-160516. On August 4, 2016, the Commission entered Order 06, Initial Order Granting Petition for Rehearing, and Order 07/02, Prehearing Order and Order of Consolidation.
- 3 On December 1, 2016, Speedishuttle filed with the Commission a formal complaint against Shuttle Express, alleging that Shuttle Express has used independent contractors and paid commissions to unauthorized agents in violation of Commission orders and Commission rules.
- 4 On December 16, 2016, Speedishuttle filed a Motion to Consolidate its complaint with the proceedings in Dockets TC-143691 and TC-160516.
- 5 On January 5, 2017, the Commission entered Order 12/05/02, Order Granting Motion to Consolidate; Order of Consolidation (Order 12). Order 12 required the parties to confer and propose a revised procedural schedule by January 12, 2017. The parties were directed to propose hearing dates for two consecutive days no later than the week of May 15, 2017.
- 6 On January 12, 2017, Speedishuttle filed a proposed revised procedural schedule, as follows:

<b><u>Event</u></b>	<b><u>Proposed Date</u></b>
Speedishuttle Response and Opening Testimony/Optional Staff Testimony	March 24, 2017
Shuttle Express Response and Rebuttal Testimony	April 11, 2017
Speedishuttle Rebuttal Testimony	May 2, 2017
Discovery Cutoff	April 27, 2017
Evidentiary Hearing	May 8, 2017
Simultaneous Briefs	June 12, 2017
Simultaneous Reply Briefs	July 14, 2017

7 Commission staff (Staff) supports Speedishuttle's proposal. Staff notes that it will independently investigate the allegations set forth in Speedishuttle's complaint, and that Speedishuttle's proposed schedule will accommodate Staff's investigation.

8 Also on January 12, 2017, Shuttle Express filed a response proposing to retain the current procedural schedule, or, in the alternative, adopt the following revised schedule:

<b><u>Event</u></b>	<b><u>Proposed Date</u></b>
Speedishuttle Response	January 25, 2017
Testimony/Optional Staff Testimony, TC-143691 and TC-160516	
Speedishuttle Opening Testimony, TC-161257	February 15, 2017
Shuttle Express Rebuttal Testimony, TC-143691 and TC-160516	March 8, 2017
Shuttle Express Response Testimony, TC-161257	March 15, 2017
Speedishuttle Rebuttal Testimony, TC-161257	April 5, 2017
Discovery Cutoff	April 26, 2017
Evidentiary Hearing	May 8, 2017
Simultaneous Briefs	June 9, 2017
Simultaneous Reply Briefs	June 30, 2017

Shuttle Express notes that its proposal separates testimony filings for its complaint and Speedishuttle's complaint because Speedishuttle's proposed first testimony filing deadline of March 24, 2017, is too close to the proposed hearing date of May 8. Shuttle Express also contends it is important for Speedishuttle to file a substantive response sooner rather than later.

9 On January 16, 2017, Shuttle Express contacted the administrative law judge and requested the hearing dates be set for May 10 and 12 due to a scheduling conflict. Both Speedishuttle and Staff support Shuttle Express's request.

## DISCUSSION AND DECISION

10 We adopt the following revised procedural schedule:

<b><u>Event</u></b>	<b><u>Date</u></b>
Speedishuttle Response and Opening Testimony/Staff Testimony	March 17, 2017
Shuttle Express Response and Rebuttal Testimony	April 5, 2017
Speedishuttle Rebuttal Testimony/ Optional Staff Rebuttal Testimony	April 24, 2017
Discovery Cutoff	April 27, 2017
Cross-examination Exhibits, Exhibit Lists, and Cross-examination Time Estimates	May 3, 2017
Evidentiary Hearing	May 10 and 12, 2017
Simultaneous Briefs	June 9, 2017
Simultaneous Reply Briefs	June 30, 2017

The revised schedule will provide Staff with sufficient time to conduct its investigation and also require Speedishuttle to file testimony nearly two months prior to the hearing date, which will give Shuttle Express adequate time to respond and prepare for hearing. To increase efficiency, the Commission prefers combined testimony filings rather than separate filings, as Speedishuttle proposes. We adopt Shuttle Express's proposed dates for post-hearing briefs, which affords the parties ample time.

**ORDER**

**THE COMMISSION ORDERS THAT** the procedural schedule in Consolidated Dockets TC-149691, TC-160516, and TC-161257 is revised as described in paragraph 10, above.

DATED at Olympia, Washington, and effective January 18, 2017.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

RAYNE PEARSON  
Administrative Law Judge

**NOTICE TO PARTIES: This is an Interlocutory Order of the Commission. Administrative review may be available through a petition for review, filed within 10 days of the service of this Order pursuant to WAC 480-07-810.**