



MOSQUITO FLEET

March 4, 2005

Washington Utilities and Transportation Commission
P.O. Box 47250
Olympia, WA 98504-7250

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UTILITY AND TRANSPORTATION
COMMISSION

Enclosed are revised pages to be filed with Extension Application TS-042184. Also enclosed is a tariff adoption notice to be included with the transfer application from Pacific Boat Enterprises, LLC.

I know this is all somewhat confusing, (to me anyway), but I will also be posting and filing under separate cover a request to change tariff and schedule to be accomplished after the above is accomplished.

Thank you,

Michael W. Bennett
LLC member

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

1300 South Evergreen Park Drive SW

P. O. Box 47250

Olympia, WA 98504-7250

(360) 664-1222

COMMERCIAL FERRY APPLICATION

Application is made in accordance with RCW 81.84 for a Certificate of Public Convenience and Necessity to operate vessels in furnishing Passenger - Freight - Excursion - Ferry Service.

\$200.00 APPLICATION FEE MUST ACCOMPANY THIS APPLICATION

Complete this application in its entirety, adding additional sheets if necessary.

FOR OFFICIAL USE ONLY

| | | |
|---------------------|--------------------------|-----------------------------|
| RECEPTION NO. _____ | MAP _____ | DATE REC'D <u>3/8/05</u> |
| AMOUNT \$ _____ | INSURANCE _____ | APPLIC'N NO. <u>B-79341</u> |
| (111-0268-0216-02) | SAFETY INSP. CERT. _____ | MOT CAR NO. _____ |
| | TARIFF _____ | |
| | TIME SCHEDULE _____ | |
| | SHIPPER SUPPORT _____ | |

INDICATE TYPE OF APPLICATION:

(Only one type per application)

- Original Certificate
- Extension of Authority
- Transfer all Authority
- Transfer a Portion of Authority
- Temporary Certificate
- Lease of Certificate
- Mortgage of Certificate
- Acquisition of Control

INDICATE TYPE OF SERVICE APPLYING

FOR:

- Certificated commercial ferry – including excursion service and/or launch service
- Excursion service only
- Launch service only

1. Name of applicant **Mosquito Fleet, LLC (Limited Liability Company)** () Individual
 () Partnership
 () Corporation
2. d/b/a **Mosquito Fleet** Unified Business Identifier (UBI) No. **602 469 170**
3. Physical Address **2701 Alaskan Way, pier 69**

(City, State, Zip **Seattle, WA 98101-3143**

Mailing Address **same**

(City, State, Zip) _____

Telephone Number **(206) 443-2560**

Fax Number **(206) 443-2583**

4. List names and addresses of all persons having an interest in the business. If a CORPORATION, give names and addresses of two principal officers, noting their titles, and indicate in which state incorporated. If a PARTNERSHIP, attach a certified copy of the partnership agreement, which sets forth the responsibility of the interested individuals.

Michael W. Bennett 24.5%

1903 114th Ave NE

Lake Stevens, WA 98258

Pacific Marine Group, Inc. 24.5%

Gregory A. Dronkert(sole officer)WA corp.

197 Parfitt Way SW, Suite 100

Bainbridge Island, WA 98110

Clipper Navigation, Inc. 51%

Darrell Bryan (manager)WA corp.

2701 Alaskan Way Pier 69

Seattle, WA 98121

5. List the territory in which you wish to operate:

Between Southworth and Seattle, WA

Waiver of ten-mile restriction: Are you applying for territory which would require a waiver to provide service otherwise forbidden by the ten-mile restriction in RCW 47.60.120?

Yes No

If yes, state fully the circumstances that justify Commission grant of such a waiver:

6. Attach a map which shows in detail the proposed routes, clearly showing beginning, ending, and intermediate points to be served. Also show the routes of other carriers giving similar service into the same or neighboring territory (if known to applicant). **See Exhibit A**

7. Will an attorney be representing you at the hearing? Yes No

If yes, give specific attorney's name unknown

Telephone Number () _____ Address _____

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8. Attach a copy of the tariff you propose using. The tariff must contain proposed fares and rates to be assessed for service and the rules and regulations governing same. The tariff must comply with WAC 480-51-080 and the rules in the Commission's Tariff Circular No. 6 (WAC 480-149). **Please see Exhibit B.**
9. Attach a copy of the time schedule you propose using. The schedule must show routes, trips, times, points served, distances and available facilities. The time schedule must comply with WAC 480-51-090 of the Commission's Laws and Rules Relating to Commercial Ferry Service. **Please see Exhibit C.**
10. List vessels which are owned (unless otherwise stated) and will be used in the proposed service:

| Name | Passenger Freight or Ferry Type | Power | Passenger Capacity | Freight Capacity | Owned, Leased, other? |
|---------------------|---------------------------------------|----------------|-----------------------|---------------------|-----------------------------|
| St. Nicholas | passenger | Diesel | 149 | 10,000 lb | Leased |
| | catamaran | 4X650hp | | | |
| | | | | | |
| | | | | | |

11. List the docks which will be used in the proposed service. (List all facilities giving names, location, description, value if owned, and any other information of value showing the proposed service)
 - Seattle – Port of Seattle’s Pier 66, alternate Pier 48 - leased**
 - Southworth – Port of Bremerton’s Harper Dock - leased**

12. Complete the following financial statement:

FINANCIAL STATEMENT

| | | | | | | |
|-----------------------------|-----------|----------------|--|--------------------|-----------|----------------|
| Cash on hand and in bank | \$ | 100,000 | | Notes payable | \$ | 100,000 |
| Notes receivable | | | | Accounts payable | | |
| Accounts receivable | | | | Other liabilities: | | |
| Stocks in other companies | | | | | | |
| Vessels (listed above) | | | | | | |
| Bonds | | | | | | |
| Docks (listed above) | | | | | | |
| Machinery, tools, etc. | | | | | | |
| Real estate (listed below) | | | | | | |
| Other assets (listed below) | | | | | | |
| Total | \$ | 100,000 | | Total | \$ | 100,000 |

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A. List all Real Estate as to location and value (List here only such property as cannot be listed under item 10)

| | | |
|-------|----|-------|
| _____ | \$ | _____ |
| _____ | \$ | _____ |
| _____ | \$ | _____ |
| _____ | \$ | _____ |
| _____ | \$ | _____ |

B. List total "Other Assets" mentioned above:

| | | |
|-------|----|-------|
| _____ | \$ | _____ |
| _____ | \$ | _____ |
| _____ | \$ | _____ |
| _____ | \$ | _____ |
| _____ | \$ | _____ |

13. List conditions that exist which would justify the granting of a Certificate of Public Convenience and Necessity:

Increased population and auto congestion in the Puget Sound area necessitate the Expansion of transportation options to include passenger ferry service between the Metro area and outlying population bases. The SE Kitsap peninsula area which will be Served by a Southworth-Seattle connection is a prime example of a population which Is currently not sufficiently served by existing transportation means and needs this Public Convenience and Necessity.

14. List names and addresses of all persons, firms, or corporations now furnishing similar service between any of the points or along any portion of the route proposed to be served:

| | |
|---|---|
| <u>No extant SouthworthSeattle connection.</u> | <u>WSF car ferry Southworth-Fauntleroy</u> |
| _____ | <u>Kitsap POF Ferry Bremerton-Seattle</u> |
| _____ | <u>WSF POF Ferry Vashon-Seattle</u> |

15. State applicant's prior experience, if any, in providing commercial ferry service:

Current provider of passenger service between Everett and Friday Harbor.
(WUTC permit No. BC-00125)

Temporary provider of service between Everett, Clinton, Edmonds and Seattle.
(WUTC permit No. TBC-000008)

Operation of Jetty Island Ferry for City of Everett from 1992-2003.
Assisted and supplied vessel and crew for WSF temporary passenger service between Mukilteo and Clinton during Mukilteo dock closure winter 2000-2001.

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16. All applicants must attach separate sheets containing the following information:

- a. Pro forma financial statement of operations (projections of incomes and expenses for first year operations). **Please see Exhibit E.**
- b. Ridership and revenue forecasts. **Please see Exhibit E**
- c. The cost of service for the proposed operation. **Please see Exhibit E.**
- d. An estimate of the cost of the assets to be used in providing service. **Please see Exhibit D**

17. If certificate is granted, carrier will begin operations within 18 months of that grant.

18. If this is a transfer application, you must:

- Complete attachment A.
- If this application is for transfer of a portion of certificated authority, attach document clearly showing authority to be transferred and a document clearly showing the authority to be retained.

If this is an application for a temporary certificate you must:

- Attach proof of insurance
- Attach statements from potential customers showing immediate and urgent need for service.
- Attach proof that all vessels to be operated under the temporary are inspected and found to be safe and seaworthy.

If this is a transfer through acquisition of control of the stock, you must:

- Attach copy of the corporate minutes authorizing such transfer.

The applicant certifies he/she is familiar with the provisions of Chapter 81. 84 RCW and Chapter 480-51 WAC, Laws and Rules of the Washington Utilities and Transportation Commission, governing the operation of vessels and ferries upon the waters of the state of Washington. Applicant further certifies that vessels operated under Certificates of Public Convenience and Necessity are in no way released from the necessity of observing all Federal and State laws providing for the registration of vessels, the observance of navigation and maritime rules and regulations, and other matters subject to Federal or State enactments.

Applicant affirms that its operations shall be at all times within the provisions of such acts, and requests the Washington Utilities and Transportation Commission to make its order granting a Certificate of Public Convenience and Necessity as provided in Chapter 81.84 RCW and Chapter 480-51 WAC.

The applicant swears or affirms that he/she has read the foregoing application and knows the contents, that the same is true of his/her own knowledge, except as to matters which are therein stated on information or belief, and as to those matters he/she believes them to be true.



Signature of Applicant

3-04-05

Date

TARIFF ADOPTION NOTICE

Tariff No. _____ 1 _____

Mosquito Fleet, LLC

MOSQUITO FLEET, LLC (Name of new company)

Mosquito Fleet

MOSQUITO FLEET (Trade name of new company)

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

Pacific Boat Enterprises, LLC

PACIFIC BOAT ENTERPRISES, LLC (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: MICHAEL W. BENNETT



Title: Member, PACIFIC BOAT ENTERPRISES, LLC & MOSQUITO FLEET, LLC

Telephone Number: 425 252-6800

Fax Number: 425 339-8353

E-Mail Address: fleet@whidbey.com

Date filed with Commission: _____