



STATE OF WASHINGTON
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION
1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250
(360) 664-1160 • TTY (360) 586-8203

April 18, 2013

John Solin, Owner
Mike Lauver, Owner
SeaTac Shuttle, LLC
PO Box 2895
Oak Harbor, WA 98277

RE: Your Temporary Auto Transportation Authority Application TC-130493

Gentlemen:

Thank you for your Temporary Auto Transportation Application requesting to extend your current operating authority to include scheduled service between Whidbey Island and Bellingham International Airport (BLI) into your current certificate C-1077. There are a few items that need to be addressed and/or corrected before staff can issue the temporary authority.

- 1. Revised Application.** Since your application only requests to add scheduled service between Whidbey Island and BLI, please file a replacement page for page 2 of your application where you have listed “state the conditions that justify granting this application.” You have included language related to authority that is not currently included in your certificate, such as scheduled passenger service between Whidbey Island and SeaTac International Airport. If you seek to modify that portion of your certificate, we recommend you file a separate application.

Staff recognizes the company’s efforts to clarify its entire certificated authority at one time; however, we believe the company needs to file a separate extension application to expand its territory between Whidbey Island and SeaTac International Airport (SeaTac) to include scheduled service.

We believe that there is some potential for a protest on an application amending your authority to SeaTac, which would delay obtaining authority for scheduled service from Whidbey to BLI. Filing a separate application for the Whidbey to SeaTac service would allow scheduled service to BLI to proceed. Commission rule, WAC 480-30-156, prohibits the commission from granting a temporary certificate to operate in territory that is contained in an existing certificate, unless the existing certificate holder is not providing service or does

not object to the temporary certificate. However, we cannot foretell what may happen and this decision is yours to make.

2. **Support Statement.** Please see WAC 480-30-156. Before the commission can issue temporary authority, commission staff must determine that granting the requested authority is consistent with the public need. Please submit a support statement from one or more potential customers identifying all pertinent facts relating to the need for the proposed service. We have attached a blank form you may use.
3. **Time Schedule.** Please see WAC 480-30-281(2)(b). Accordingly we recommend that you revise the time schedule to identify specific arrival and/or departure times and points between Whidbey Island and BLI. For example, please identify where the company is planning to pick up customers in Oak Harbor and other points. Each location must be specific. In addition, please indicate the mileage between each point. Also, please state that the schedule is for Sunday and Monday, only, if that is what you are requesting. If you will not operate on holidays, please note that as well. The issue date at the bottom of the page should be April 8, 2013 (the application date) and the effective date should be left blank. 2nd Revised Page No. 10 is correct and requires no changes.
4. **Tariff and Time Schedule Title Pages.** Please submit 2nd Revised Title Pages with the new territory inserted above the certificated authority that is already listed. New territory:

“Scheduled Passenger Service: Between Whidbey Island and Bellingham International Airport.”
5. **Tariff.** 2nd Revised Page No. 10 should include the issue date of April 8, 2013, and leave the effective date blank.

Finally, on April 8, 2013, the company sent Ms. Leipski proposed tariffs and time schedules that include “new” door-to-door service with “new” rates. The company already has authority to provide door-to-door service between Whidbey Island and BLI in its current tariff and time schedule. To make any change your current tariff or time schedule for door-to-door service, please file a revised tariff with the commission for consideration. If the company proposes to change rates, service, or its time schedule, the rules require 30 days’ notice to the commission and the public (RCW 81.28.050). In addition, the company would be required to comply with WAC 480-30-421, Tariffs, general rate increase filings, and WAC 480-30-426, Tariffs, general rate increase filings, work papers.

We seek to help you obtain authority to provide scheduled service between Whidbey Island and BLI. Making the changes to the application that we suggest above will allow us to process the application more quickly. Should you have questions, please contact the appropriate staff member listed below:

1. Application process: Ms. Tina Leipski at (360)664-1170 or tleipski@utc.wa.gov.
2. Tariff and Time Schedule: Ms. Cathy Kern at (360)664-1298 or ckern@utc.wa.gov or Ms. Lisa Wyse at (360)664-1259 or lwyse@utc.wa.gov.
3. Laws and rules: Ms. Penny Ingram at (360)664-1242 or pigram@utc.wa.gov.

Sincerely,

Steven V. King
Acting Executive Director and Secretary