



STATE OF 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

Via FedEx Delivery

January 17, 2017

RECEIVED
KING COUNTY WASHINGTON
JAN 19 2017
DEPARTMENT OF
JUDICIAL ADMINISTRATION

Clerk of the Superior Court
King County Superior Court
516 Third Avenue
Seattle, Washington 98104-3272

RE: Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle v. the Washington Utilities and Transportation Commission, an agency organized and existing under the laws of the State of Washington
King County Cause No. 16-2-27898-1SEA

Dear Clerk:

Enclosed for filing is the record of the Washington Utilities and Transportation Commission in the above-entitled matter. The record consists of the documents listed on the attached sheets.

Sincerely,

Steven V. King
Executive Director and Secretary - Acting

cc: Parties

Enclosure



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250

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January 17, 2017

David W. Wiley
Williams, Kastner & Gibbs, PLLC
601 Union Street, Suite 4100
Seattle, Washington 98101-2380

RE: Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle v. The Washington Utilities and Transportation Commission, an agency organized and existing under the laws of the State of Washington
King County Cause No. 16-2-27898-1SEA

Dear Mr. Wiley:

The Commission record in the above matter is being mailed via Certified Mail to the Clerk of the King County Superior Court today. The record consists of the documents listed on the attached sheets.

If you believe that this record is deficient, please advise immediately, and consideration will be given to the filing of a supplemental record.

Sincerely,

Steven V. King
Executive Director and Secretary

cc: Parties

Enclosure

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

KING COUNTY SUPERIOR COURT

Speedishuttle Washington, LLC)
 d/b/a Speedishuttle Seattle,)
)
 Petitioner,)
)
 v.)
)
 The Washington Utilities and Transportation)
 Commission, an agency organized and)
 Existing under the laws of the State of)
 Washington,)
)
 Respondent.)
)
)

NO. 16-2-27898-1SEA

CERTIFICATE



STATE OF WASHINGTON

ss.

County of Thurston)

I, Steven V. King, Executive Director and Secretary of the Washington Utilities and Transportation Commission, hereby certify that the attached documents contain a full, true, and correct copy of the record in the Washington Utilities and Transportation Commission Docket No. TC-143691, captioned "Formal Complaint of Speedishuttle Washington, LLC d/b/a Speedishuttle Seattle against Shuttle Express, Inc. for violations of RCW 81.28.080 and WAC 480-30-391."

IN TESTIMONY WHEREOF I have signed and affixed the official seal of the Washington Utilities and Transportation Commission this 17th day of January, 2017.

 Steven V. King
 Executive Director and Secretary

RETURN

SPEEDISHUTTLE WASHINGTON, LLC, d/b/a SPEEDISHUTTLE SEATTLE,

Petitioner,

v.

The WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION, an agency
organized and existing under the laws of the State of Washington,

Respondent.

King County Superior Court
No. 16-2-27898-1 SEA

Docket No. TC-143691

Page No.

000001	Master Service List
000004	Application for Auto Transportation Authority on behalf of Speedishuttle Washington, LLC, from David W. Wiley, Attorney for Speedishuttle Washington, LLC, dated October 9, 2016, with cover letter.
000030	Commission's Notice for Application 143691 for Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, dated October 21, 2014, with Proof of Service.
000037	Objection to Permanent Auto Transportation Authority Application on behalf of Shuttle Express, Inc., from Brooks E. Harlow, Attorney for Shuttle Express, Inc., dated November 12, 2014, with cover letter and certificate of service.
000046	Objection to Permanent Auto Transportation Authority Application on behalf of Pacific Northwest Transportation Services, Inc., from John Fricke, dated November 20, 2014, with cover letter and certificate of service.
000054	Notice of Appearance of David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, from David W. Wiley, Attorney, dated December 2, 2014, with cover letter and certificate of service.
000057	Notice of Brief Adjudicative Proceeding, Setting Time for Oral Statements (Set for January 12, 2015, at 1:30 p.m.), dated December 2, 2014, with Proof of Service.

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- 000065 Objection to and Motion to Strike Notice of Brief Adjudicative Proceeding, on behalf of Shuttle Express, Inc., from Brooks E. Harlow, Attorney, dated December 3, 2014, with cover letter and certificate of service.
- 000070 Letter to Steven King, Executive Director and Secretary, from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, RE: Confirming Docket Notice of October 21, 2014, dated December 3, 2014, with attachment.
- 000072 Commission's Notice of Opportunity to Respond to Motion (By Friday, December 12, 2014), dated December 8, 2014, with Proof of Service.
- 000075 Commission Staff Motion for Extension of Time to Respond to Shuttle Express, Inc.'s Motion to Strike Notice of Brief Adjudicative Proceeding, from Sally Brown, Senior Assistant Attorney General, on behalf of Commission Staff, dated December 12, 2014, with cover letter and certificate of service.
- 000078 Commission's Notice Extending Time to Respond to Motion (by December 17, 2014), dated December 12, 2014, with Proof of Service.
- 000082 Speedishuttle Washington, LLC's Response to Shuttle Express's Objection to and Motion to Strike Notice of Brief Adjudicative Proceeding, from David W. Wiley, Attorney, dated December 11, 2014, with cover letter and certificate of service.
- 000091 Notice of Appearance on Behalf of the Washington Utilities and Transportation Commission Staff for Julian Beattie, Assistant Attorney General, dated December 15, 2014, with cover letter and certificate of service.
- 000094 Commission Staff's Response to Shuttle Express, Inc.'s Objection to and Motion to Strike Notice of Brief Adjudicative Proceeding, from Julian Beattie, Assistant Attorney General, dated December 17, 2014, with cover letter and certificate of service.
- 000102 Commission's Order 01, Order Denying Motion to Strike Notice of Brief Adjudicative Proceeding, dated December 22, 2014, with Proof of Service.
- 000110 Letter to Steven V. King, Executive Director and Secretary, from John E. Fricke, on behalf of Pacific Northwest Transportation Services, Inc., RE: List of statements for consideration at the Brief Adjudicative Proceeding, dated December 29, 2014, with cover letter.
- 000119 Letter to Steven King, Executive director and Secretary, from David W. Wiley, Attorney on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, RE: Exhibit List of Supplemental Information and Proposed Exhibits, dated December 29, 2014, with cover letter and certificate of service.

RETURN

- 000160 Letter to Steven V. King, Executive Director and Secretary, from Brooks E. Harlow, Attorney on behalf of Shuttle Express, Inc., RE: List of the statements on behalf of Protestant/Objector Shuttle Express, Inc., dated December 29, 2014, with cover letter and certificate of service.
- 000178 Notice of Withdrawal for Brooks E. Harlow, Attorney, on behalf of Shuttle Express, Inc., from Brooks E. Harlow, dated January 5, 2015 with cover letter and certificate of service.
- 000183 Commission's Transcript Order Form dated January 12, 2015.
- 000184 Letter to Steven V. King, Executive Director and Secretary, from Wesley A. Marks, on behalf of Shuttle Express, Inc., RE: Request for accommodation in reference to hearing ...scheduled for Monday, January 12th, 2015, dated January 9, 2015, with attachments.
- 000187 Commission's Order 02, Initial Order Overruling Objections to Application for New Authority, dated January 22, 2015, with Proof of Service.
- 000198 Notice of Appearance for Bruce Winchell and Hunter G. Jeffers, on Behalf of Shuttle Express, Inc., from Bruce Winchell, Attorney, dated February 9, 2015, with cover letter and certificate of service.
- 000202 Shuttle Express's Motion to Reopen the Record from Bruce Winchell, Attorney on behalf of Shuttle Express, Inc., dated February 9, 2015, with cover letter and certificate of service.
- 000209 Declaration of Paul Kajanoff in Support of Shuttle Express's Motion to Reopen the Record, from Hunter G. Jeffers, Attorney on behalf of Shuttle Express, Inc., dated February 10, 2015, with cover letter, Exhibit A, and certificate of service.
- 000214 Shuttle Express's Petition for Administrative Review, Oral Argument Requested, from Bruce Winchell, Attorney on behalf of Shuttle Express, Inc., dated February 10, 2015, with cover letter and certificate of service.
- 000230 Commission's Notice of Opportunity to Respond to Motion and Petitions (By Monday, February 23, 2015), dated February 12, 2015, with Proof of Service.
- 000234 Pacific Northwest Transportation Services, Inc., d/b/a Capital Aeroporter's Petition for Administrative Review of Initial Order 02 – Overruling Objections to Application for New Authority, from John E. Fricke, dated February 11, 2015, with cover letter and certificate of service.
- 000240 Email chain between Gregory Kopta, Administrative Law Judge and David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, RE: Request to file and serve responses electronically by 5:00 p.m., on February 23, 2015, dated February 12, 2015.

RETURN

- 000243 Commission Staff's Motion to Strike Shuttle Express's Petition for Administrative Review and response to Shuttle Express's Motion to Reopen the Record, from Julian Beattie, Assistant Attorney General, dated February 13, 2015, with cover letter and certificate of service.
- 000249 Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle's ("Applicant's") Response to Shuttle Express's Motion to Reopen the Record, from David W. Wiley, Attorney, dated February 17, 2015, with cover letter and certificate of service.
- 000258 Commission's Order 03, Order Denying Staff's Motion to Strike Petition for Administrative Review, dated February 19, 2015, with Proof of Service.
- 000263 Commission Staff's Answer to Shuttle Express's Petition for Administrative Review, from Julian Beattie, Assistant Attorney General, dated February 23, 2015, with cover letter and certificate of service.
- 000266 Commission Staff's Answer to Capital Aeroporter's Petition for Administrative Review from Julian Beattie, Assistant Attorney General, dated February 23, 2015, with cover letter and certificate of service.
- 000269 Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle's Answer to Capital Aeroporter's Petition for Administrative Review of Initial Order 02 Dismissing Objections and Granting Application, from David W. Wiley, Attorney, dated February 23, 2015, with cover letter and certificate of service.
- 000283 Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle's Answer to Shuttle Express's Petition for Administrative Review of Initial Order 02 Dismissing Objections and Granting Application, from David W. Wiley, Attorney, dated February 23, 2015, with cover letter and certificate of service.
- 000304 Pacific Northwest Transportation Services, Inc., d/b/a Capital Aeroporter's ("Capital's") Response to Shuttle Express's Petition for Administrative Review, from John Fricke, dated February 23, 2015, with cover letter and certificate of service.
- 000310 Commission's Order 04, Final Order, dated March 30, 2015, with Proof of Service.
- 000323 Form E Uniform Motor Carrier Bodily Injury and Property Damage Liability Certificate issued to Speedishuttle Washington, LLC, from National Casualty Company, dated April 1, 2015.
- 000324 Commission's Motor Carrier Safety Assignment Report dated April 7, 2015.

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- 000326 Certificate No. C-65854 in the name of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, Tariff No. 1, and Map dated April 13, 2015, with Proof of Service.
- 000338a Email chain between Tina Leipski and Jack Roemer, on behalf of Speedishuttle Washington, LLC, RE: USDOT, dated April 15, 2015.
- 000339 Copy of Charter and Excursion Regulatory Fee sheet, on behalf of Speedishuttle Washington, LLC, dated April 24, 2015.
- 000340 Commission's Notice of Bench Request (Due by Thursday, August 20, 2015 at 3:00 p.m.), dated August 13, 2015, with Proof of Service.
- 000343 Letter to Steven V. King, Executive Director and Secretary, from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, RE: Response to Bench Request No. 1, dated August 17, 2015, with cover letter and certificate of service.
- 000346 Commission's Notice of Bench Request (Due by Friday, September 4, 2015), dated August 28, 2015, with Proof of Service.
- 000350 Commission's Notice Amending Bench Request No. 2 (Due by Friday, September 4, 2015), dated August 31, 2015, with Proof of Service.
- 000354 Letter to Steven V. King, Executive Director and Secretary, from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, RE: Response to Amended Bench Request No. 2, dated August 17, 2015, with cover letter and certificate of service.
- 000358 Commission's Order 05, Order Overruling Objection to Bench Request; Requiring Production of Information, dated September 9, 2015, with Proof of Service.
- 000363 Letter to Steven V. King, Executive Director and Secretary, from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, RE: Response After Objection to Bench Request No. 2C, dated September 15, 2015, with cover letter and certificate of service.
- 000366 Commission's Notice of Intent to Amend Order 04 and Notice of Opportunity to File Written Response (by Wednesday, November 25, 2015), dated November 4, 2015, with Proof of Service.
- 000370 Letter to Steven King, Executive Director and Secretary, from David W. Wiley, Attorney on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, RE: Errata Letter Seeking Two Corrections in Pleading, dated November 25, 2015.

RETURN

- 000371 Shuttle Express's Response to Commission's Proposed Amendment to Order 04, from Hunter G. Jeffers, Attorney on behalf of Shuttle Express, Inc., dated November 25, 2015, with cover letter and certificate of service.
- 000377 Statement of Certificate Holder in Opposition to Attempt to Amend, Revise or Restrict Operating Authority, from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, dated November 25, 2015, with cover letter and certificate of service.
- 000392 Commission Staff's Comments Opposing Amendment of Order 04, from Julian Beattie, Assistant Attorney General, dated November 25, 2015, with cover letter and certificate of service.
- 000401 Commission's Notice of Determination Not of Amend Order 04, dated December 14, 2015, with Proof of Service.
- 000407 Petition of Shuttle Express, Inc., for Rehearing of Matters in RE Docket No. TC-143691 and to Cancel or Restrict Certificate No. C-65854; Based on Mis-Representations by Applicant, Errors and Omissions in Prior Proceedings, and Changed Conditions not Previously Considered; and Formal Complaint Against Speedishuttle Washington, LLC for its Rules, Regulations or Practices in Competition With Complainant That are Unreasonable, Insufficient, Unremunerative, Discriminatory, Illegal, Unfair, Or Tending to Oppress the Complainant, from Brooks E. Harlow, Attorney, dated May 16, 2016, with cover letter and certificate of service.
- 000433 Form E Uniform Motor Carrier Bodily Injury and Property Damage Liability Certificate issued to Speedishuttle Washington, LLC, from Philadelphia Indemnity Insurance Company, dated March 31, 2016.
- 000434 Form K Uniform Notice of Cancellation of Motor Carrier Insurance Policies issued to Speedishuttle Washington, LLC, from National Casualty Company, dated April 2, 2016.
- 000435 Commission's Notice of Opportunity to Respond to Petition for Rehearing (By June 7, 2016), dated May 18, 2016, with Proof of Service.
- 000439 Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle's Answer to Shuttle Express' Petition to Rehear Application Docket TC-143691, from David W. Wiley, Attorney, dated June 7, 2016, with cover letter and certificate of service.
- 000469 Commission Staff's Response to Shuttle Express's Petition for Rehearing, from Julian Beattie, Assistant Attorney General, dated June 7, 2016, with cover letter and certificate of service.

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- 000481 Motion to Strike “Answers” to Petition and Complaint of Shuttle Express, Inc., from Brooks E. Harlow, Attorney, on behalf of Shuttle Express, Inc., dated June 14, 2016, with cover letter and certificate of service.
- 000492 Commission’s Notice Holding Motion to Strike in Abeyance, dated June 15, 2016, with Proof of Service.
- 000496 Response of Shuttle Express, Inc., in Opposition to Motion to Dismiss from Brooks E. Harlow, Attorney, dated June 21, 2016, with cover letter and certificate of service.
- 000511 Commission’s Notice of Opportunity to Respond to Motion to Strike (By August 1, 2016), dated June 29, 2016, with Proof of Service.
- 000515 Commission’s Notice of Prehearing Conference (Set for August 2, 2016, at 10:00 a.m.), dated June 29, 2016, with Proof of Service.
- 000522 Commission Staff’s Response to Shuttle Express’s Motion to Strike, from Julian Beattie, Assistant Attorney General, dated July 28, 2016, with cover letter and certificate of service.
- 000526 Speedishuttle’s Response to Shuttle Express’ Motion to Strike, from David W. Wiley, Attorney, dated August 1, 2016, with cover letter and certificate of service.
- 000537 Transcript Verification Email for hearing on August 2, 2016, dated August 3, 2016.
- 000538 Commission’s Order 06, Order Granting Petition for Rehearing, dated August 4, 2016, with Proof of Service.
- 000545 Commission’s Order 07, Prehearing Conference Order and Order of Consolidation; Notice of Hearing (Set for February 1, 2017, at 9:00 a.m.), dated August 4, 2016, with Proof of Service.
- 000554 Speedishuttle’s Petition for Administrative Review of Initial Order 06, from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, dated August 24, 2016, with cover letter and certificate of service.
- 000577 Letter to Steven King, Executive Director and Secretary, from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, RE: Request for extension to September 12, 2016, to file a reply, dated September 2, 2016.
- 000579 Answer of Shuttle Express, Inc., in Opposition to Petition for Review and Partial Challenge of Order 06, from Brooks E. Harlow, Attorney, dated September 6, 2016, with cover letter and certificate of service.

RETURN

- 000612 Commission Staff's Answer to Speedishuttle's Petition for Administrative Review of Initial Order 06, from Julian Beattie, Assistant Attorney General, dated September 6, 2016, with cover letter and certificate of service.
- 000617 Speedishuttle's Petition for Leave to File Reply to Shuttle Express' Answer to Speedishuttle's Petition for Administrative Review, from David W. Wiley, Attorney on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, dated September 12, 2016, with cover letter and certificate of service.
- 000622 Speedishuttle's Reply to Shuttle Express' Partial Challenge of Order 06 Pursuant to WAC 480-07-825(5)(a), from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, dated September 12, 2016, with cover letter and certificate of service.
- 000633 Speedishuttle's Reply by Leave to Shuttle Express, Inc.'s Answer to Petition for Administrative Review of Order 06, from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, dated September 12, 2016, with cover letter and certificate of service.
- 000646 Speedishuttle's Motion to Strike Answer to Petition for Administrative Review of Shuttle Express, Inc., from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, dated September 12, 2016, with cover letter and certificate of service.
- 000654 Motion of Shuttle Express to Compel Responses to Data Requests and Declaration of Wesley Marks in Support of Motion of Shuttle Express to Compel Responses to Data Requests, from Brooks E. Harlow, Attorney, on behalf of Shuttle Express, Inc., dated September 13, 2016, with cover letter and certificates of service.
- 000705 Answer of Shuttle Express, Inc., to Motion to Strike Answer RE Petition for Review, from Brooks E. Harlow, Attorney, on behalf of Shuttle Express, Inc., dated September 15, 2016, with cover letter and certificate of service.
- 000712 Speedishuttle's Response in Opposition to Shuttle Express' Motion to Compel Data Request Responses, from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, dated September 20, 2016, with cover letter and certificate of service.
- 000738 Declaration of David W. Wiley in Support of Speedishuttle's Opposition to Shuttle Express' Motion to Compel and Declaration of Jack Roemer in Opposition to Motion of Shuttle Express to Compel Responses to Data Requests, from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, dated September 20, 2016, with cover letter.

RETURN

- 000755 Commission's Order 08, Order Denying Requests for Review of Order 06, Denying Leave to Reply; Granting, in Part, Motion to Strike, dated September 27, 2016, with Proof of Service.
- 000767 Speedishuttle Washington, LLC's Petition for Reconsideration of Order 08, from David W. Wiley, Attorney, dated October 4, 2016, with cover letter, Exhibit A, and certificate of service.
- 000784 Commission's Notice of Opportunity to Respond to Request for Suspension of Procedural Schedule (Due by Friday, October 21, 2016), dated October 6, 2016, with Proof of Service.
- 000788 Commission Staff's Response to Commission's Notice of Opportunity to Respond to Request for Suspension of Procedural Schedule, from Julian Beattie, Assistant Attorney General, dated October 13, 2016, with cover letter and certificate of service.
- 000792 Opposition of Shuttle Express, Inc., Pursuant to Notice of Opportunity to Respond, from Brooks E. Harlow, Attorney, on behalf of Shuttle Express, Inc., dated October 21, 2016, with cover letter and certificate of service.
- 000804 Transcript Verification Email for hearing on September 27, 2016, dated November 1, 2016.
- 000805 Deposition Notices for Cecil Morton, CEO and President of Speedishuttle Washington, LLC, and Jack Roemer, Chief Financial Officer of Speedishuttle Washington, LLC, from Brooks E. Harlow, Attorney, on behalf of Shuttle Express, Inc., dated November 2, 2016, with cover letter and certificates of service.
- 000812 Commission's Notice Extending Deadline for Shuttle Express to File Direct Testimony (By December 5, 2016), dated November 10, 2016, with Proof of Service.
- 000816 Commission's Order 09, Order Denying Reconsideration and Request for Stay, dated November 10, 2016, with Proof of Service.
- 000825 Summons and Petition for Judicial Review of Final Order of the Washington Utilities and Transportation Commission, with attachment, from David W. Wiley, Attorney, on behalf of Speedishuttle Washington, LLC, d/b/a Speedishuttle Seattle, dated November 21, 2016, with certificate of service.

RETURN

000894-000954 Exhibits CM-1 - CM-5, WM-1 - WM-6, WM-8 - WM-14, JF-1, JF-4 - JF-5 admitted. Exhibits CM-6, WM-7, JF-2 - JF-3 rejected.

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Transcript Vols. 1 through 3

1153 Total Pages