

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In re Application of	I	DOCKET TC-130708
	I	
NORTHWEST SMOKING & CURING, INC. d/b/a SEATAC DIRECT	I	Petition for Reconsideration by Wickkiser International
	I	
For Permanent Auto Transportation Authority	I	

Wickkiser submits this petition for reconsideration with regard to the Commission's final order dismissing adjudication on docket TC-130708.

On May 7, 2013 Northwest Smoking and Curing, Inc. (NW Smoking) filed an incomplete application to provide scheduled Airporter Service. Subsequently, NW Smoking submitted substitute or additional pages to the commission so that the application could be closer to being completed.

DISCUSSION

1. We believe that the rules of RCW 480-30 that were in effect as of the date of the application are the rules that the application must be adjudicated under.
2. Amended rules were approved by the commission on August 21st, 2013 .
These rules were not in effect as of the date of the application filing, they were not in effect as of the pre-hearing conference, and could not have been taken into account by any party to the docket at any point during the process.
3. Additionally at the time of the application and at the time of the pre-hearing there could be no expectation by Wickkiser, Seatac Shuttle or NW Smoking that any rules would be revised by the Commission. All questions, comments and discussion were (accurately) made with respect to the rules of RCW 480-30 that were in effect as of the date of the application. In fact, NW smoking was not aware of any of the amendments that staff made to

RCW 480-30. NW Smoking did not participate in, nor were they aware of the process.

4. Wickkiser, Seatac Shuttle and NWSmoking along with staff AAG Fassio, have all concluded that it would be more appropriate for NWSmoking to resubmit their application so that it could be properly judged against the RCW 480-30 rules that are now in effect.

Concluding Request:

On May 7, 2013 NW Smoking made application to provide Airporter service. It made application understanding that the existing rules of RCW 480-30 would apply to its application. On August 21, 2013, the Commission issued Order R-572 updating the rules of RCW 480-30. The issuance of order R-572 was one hundred and four (104) days after the filing of NWSmoking's application.

Wickkiser requests that the Commission adjudicate Docket # TC-130708 under the RCW 480-30 that was in effect as of the filing of the application OR that they provide NW Smoking the opportunity to re file their application under the revised rules of RCW 480-30 that are presently in effect.

Submitted: February 26, 2014

Richard Johnson – President

Wickkiser International Companies, Inc