



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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July 8, 2015

Steven V. King, Executive Director and Secretary
Utilities and Transportation Commission
1300 S. Evergreen Park Dr. SW
P.O. Box 47250
Olympia, WA 98504-7250

RE: *Washington Utilities and Transportation Commission v. All Alaska Thru Van, Inc.*

Commission Staff's Response to Application for Mitigation of Penalties TV-150874

Dear Mr. King:

On May 26, 2015, the Utilities and Transportation Commission issued a \$1,000 Penalty Assessment in Docket TV-150874 against All Alaska Thru Van, Inc. for 10 violations of Washington Administrative Code (WAC 480-15-480), which requires household goods carrier companies to furnish annual reports to the commission no later than May 1 each year.

On July 6, 2015, All Alaska Thru Van, Inc. wrote the commission requesting mitigation of penalties. In its mitigation request, All Alaska Thru Van, Inc. does not dispute the violation occurred. The company states, "The annual report for All Alaska Thru Van, Inc. was originally filed on 4/30/2015 on e-file ID 2140. On 5/1/15 we received via email from Katie Hancock a notice that fields left blank were not considered zeros. We resubmitted the report with the required zeros on 5/7/15 under e-file ID 2270". The response also indicated an anticipated return phone call from commission staff as to the status of the filing, as the penalty assessment indicated as of May 15 the report remained outstanding, was never received and thus the company representative did not believe an application for mitigation was required.

It is the company's responsibility to ensure that the regulatory fee is paid and the annual report is filed by the May 1 deadline. On February 27, 2015, Annual Report packets were mailed to all regulated household goods companies. The instructions for annual report completion page of the annual report informed the regulated company that it must complete the annual report form, pay the regulatory fees, and return the materials by May 1, 2015, to avoid enforcement action.

On April 30, 2015, All Alaska Thru Van, Inc. filed an incomplete 2014 annual report with no regulatory fees owed. On May 1, 2015, commission staff emailed the company providing

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notification of the deficiencies. All Alaska Thru Van, Inc. filed a complete 2014 annual report on May 7, 2015. All deficient information was corrected and was in fact, all zeros. The company has been active since 2006. No previous violations of WAC 480-15-480 are on commission record. Commission staff did leave a voice message on May 29, 2015 at 8:20am for Mr. Kirk Dickinson at (425) 496-2130 verifying the completed annual report document was received via efile 2270 on May 7, notifying the company record had been corrected, and advising to submit an application for mitigation.

Staff supports the company's request for mitigation as this is the company's first delinquent filing. Staff recommends the penalty be waived as the missing mileage, accident and household goods move information was zero and previous annual reports had been accepted with blank responses. Future reporting must provide responses to each field contained within the annual report or it will be considered incomplete and subject to enforcement action.

If you have any questions regarding this recommendation, please contact Amy Andrews, Regulatory Analyst, at (360) 664-1157, or aandrews@utc.wa.gov.

Sincerely,



Sondra Walsh, Director
Administrative Services