



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

June 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. Brooks, Sean T.*

Commission Staff's Response to Application for Mitigation of Penalties TV-150884

Dear Mr. King:

On May 27, 2015, the Utilities and Transportation Commission issued a \$100 Penalty Assessment in Docket TV-150884 against Sean T. Brooks for 1 violation 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 May 29, 2015, Sean T. Brooks wrote the commission requesting mitigation of penalties. In its mitigation request, Sean T. Brooks does not dispute the violation occurred. The company provided information regarding medical issues which unexpectedly hospitalized the owner/operator.

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 May 4, 2015, Sean T. Brooks filed the 2014 annual report and paid the required regulatory fees and late payment penalty. The company has been active since January 18, 2011. No previous violations of WAC 480-15-480 are on commission record. Staff supports the company's request for mitigation as this is the company's first delinquent filing. Staff recommends to waive the penalty due to the compelling circumstances provided by the company.

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

Sincerely,

 (for Sondra Walsh)

Sondra Walsh, Director
Administrative Services