



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 26, 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. Jahn, Gerald M.*

Commission Staff's Response to Application for Mitigation of Penalties TV-150909

Dear Mr. King:

On May 29, 2015, the Utilities and Transportation Commission issued a \$300 Penalty Assessment in Docket TV-150909 against Gerald M. Jahn for 3 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 June 12, 2015 Gerald M. Jahn wrote the commission requesting mitigation of penalties. In its mitigation request, Gerald M. Jahn does not dispute the violation occurred. The company's response provided information regarding bookkeeper staffing changes on April 27, 2015 which required the company to employ a temporary staffing agency to complete the report. The company is requesting the penalty be reduced to zero.

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 carriers. 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 6, 2015 Gerald M. Jahn filed a complete annual report and paid the required regulatory fees and late payment penalty. No prior violations of WAC 480-15-480 are on commission record. While staff does not support the company's request to reduce the penalty to zero, staff does support the request for mitigation as this is the company's first delinquent filing. Staff recommends a reduced penalty of \$25 per day for a total penalty assessment of \$75.

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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,



Sondra Walsh, Director
Administrative Services