



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

July 29, 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. Northwest Liquid Transport 1, Inc.*

Commission Staff's Response to Application for Mitigation of Penalties TG-150970

Dear Mr. King:

On May 26, 2015, the Utilities and Transportation Commission issued a \$1,000 Penalty Assessment in Docket TG-150970 against Northwest Liquid Transport 1, Inc. (Northwest Liquid) for 10 violations of Washington Administrative Code (WAC 480-70-071), which requires solid waste companies to furnish annual reports to the commission no later than May 1 each year.

On July 27, 2015, Northwest Liquid wrote the commission requesting mitigation of penalties. In its mitigation request, Northwest Liquid does not dispute the violation occurred. The company states, "I was unaware of due date on the form because we haven't done this kind of thing for quite a while – also I responded the same day I was notified that I was not in compliance. With that in mind I would like to request relief from this charge, as it is quite a heavy burden for an account collecting zero for two years".

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 solid waste 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 June 8, 2015, Northwest Liquid filed the 2014 annual report with no regulatory fees owed. The \$1,000 penalty assessed in the above referenced docket was paid by Northwest Liquid in full on July 27, 2015. The company has been active since 2009. No prior violations of WAC 480-70-071 are on commission record. Despite the company not submitting its mitigation request

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within the 15 days provided in the penalty assessment, staff supports the company's request for mitigation as it is the first delinquent filing. Staff recommends a reduced penalty of \$25 per day resulting in a total penalty assessment of \$250 with the remaining \$750 refunded to the company.

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

Sincerely,



Sondra Walsh, Director  
Administrative Services