



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 25, 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. Recreation Without Borders, LLC*

Commission Staff's Response to Request for Hearing TE-151043

Dear Mr. King:

On June 10, 2015, the Utilities and Transportation Commission issued a \$1,000 Penalty Assessment in Docket TE-151043 against Recreation Without Borders, LLC for 10 violations of Washington Administrative Code (WAC 480-30-071), which requires charter and excursion carriers to furnish annual reports to the commission no later than May 1 each year.

On June 12, 2015, Recreation Without Borders, LLC wrote the commission requesting a hearing disputing the violation occurred. The company response states, "Paid regulatory fees in Nov. 2014. Mailed annual report May 1, 2015. Have a working copy I can re-mail certified".

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 charter and excursion 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 June 12, 2015, Recreation Without Borders, LLC filed a complete 2014 annual report. Regulatory fees were paid on November 19, 2014. The company has been active since 2013. No prior violations of WAC 480-30-071 are on commission record. Recreation Without Borders, LLC did not provide proof of delivery by May 1 and acknowledged the report was not mailed until May 1, 2015, which is the deadline for the report to be received by the commission. Staff is amenable to mitigate the penalty as this is the company's first delinquent filing. Staff would recommend a reduced penalty of \$25 per day for a total penalty assessment of \$250.

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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