



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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August 11, 2017

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. Eastside Freight Railroad*

Commission Staff's Letter Confirming Compliance TR-170556

Dear Mr. King:

On July 6, 2017, the Utilities and Transportation Commission issued a \$1,000 Penalty Assessment in Docket TR-170556 against Eastside Freight Railroad for ten violations of Washington Administrative Code (WAC 480-62-300), which requires rail companies to furnish annual reports and the regulatory fee to the commission no later than May 1 each year. Eastside Freight Railroad had the option to have \$750 of the \$1,000 penalty suspended on the conditions that: (1) Eastside Freight Railroad files a complete annual report; and (2) pays any outstanding regulatory fee; and (3) pays the \$250 portion of the penalty that is not suspended within 15 days of the receipt of the Penalty Assessment Notice.

After reviewing commission records, staff confirmed on August 9, 2017, that all three conditions of the penalty suspension was met as Eastside Freight Railroad filed a complete annual report, paid the outstanding regulatory fee and paid the \$250 portion of the unsuspended penalty. As all three conditions have been met, it is staff's recommendation that the \$750 suspended portion of the penalty be waived and the docket closed.

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

Sincerely,

/s/ Sean Bennett

Sean Bennett, Regulatory Analyst
Administrative Services