

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of)	DOCKET NO. UW-050686
)	
Ocean Park Water Company, Inc.,)	ORDER NO. 01
)	
Petitioner,)	
)	ORDER GRANTING
Seeking Exemption from the)	EXEMPTION FROM RULE AND
Provisions of WAC 480-110-505(3))	GRANTING COMPANY
Relating to Filing of Annual)	ADDITIONAL TIME TO FILE
Reports by Water Companies.)	ANNUAL REPORT
.....)	

BACKGROUND

- 1 On May 2, 2005, Ocean Park Water Company, Inc., (Ocean Park or the Company) filed with the Commission a petition requesting an extension of time to file its annual report under the provisions of WAC 480-110-505(4). The petition requests Ocean Park Water Company, Inc., be granted an extension of time to file its 2004 annual report until June 1, 2005.

- 2 Commission Staff reviewed the request and recommended granting Ocean Park's request for an extension of time to file its annual report, on condition that Ocean Park file its 2004 annual report no later than June 1, 2005.

FINDINGS AND CONCLUSIONS

- 3 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate rates, rules, regulations, practices, accounts, securities, and transfers of public service companies, including water companies. *RCW 80.01.040, Chapter 80.04 RCW and Chapter 80.28 RCW.*

- 4 (2) Ocean Park is a water company and is a public service company subject to the jurisdiction of the Commission.
- 5 (3) Ocean Park is subject to the provisions of RCW 80.04.080 and WAC 480-110-505(3), requiring water companies to file an annual report no later than May 1st of each year.
- 6 (4) WAC 480-110-215 provides that the Commission may grant an exemption from the provisions of any rule in Chapter 480-110 WAC in the same manner and consistent with the standards and according to the procedures set forth in WAC 480-07-110. WAC 480-110-505(4) provides that a written request for the extension of the time for filing the annual report can be made prior to May 1. Because May 1 falls on a Sunday in 2005, petitions must be made prior to May 3.
- 7 (5) This matter came before the Commission at its regularly scheduled meeting on May 11, 2005.
- 8 (6) After review of the petition filed in Docket UW-030613 by Ocean Park on May 2, 2005, and giving due consideration, the Commission finds that the circumstances facing the Company support an extension of the filing deadline; that the extension is consistent with the public interest and the purpose of the regulation in securing accurate as well as timely information; and that the extension is reasonable and an exemption should be granted.

ORDER

THE COMMISSION ORDERS:

- 9 (1) The Commission grants the exemption sought by Ocean Park Water Company, Inc., for an extension of time to file its 2004 annual report. Ocean Park Water Company, Inc., must file its 2004 annual report no later than June 1, 2005.
- 10 (2) Failure by Ocean Park Water Company, Inc., to file its 2004 annual report by June 1, 2005, may result in the Commission invoking provisions of Chapter 80.04 RCW that provide for penalty assessments.
- 11 (3) The Commission retains jurisdiction over Ocean Park Water Company, Inc., and the subject matter to effectuate the provisions of this Order.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective this 11th day of May, 2005.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Secretary