



STATE OF WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION  
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June 29, 2015

**NOTICE WITHDRAWING PENALTY**

RE: X5 PDX, LLC, Application for Mitigation of Penalty Assessment Docket UT-150866

TO ALL PARTIES:

On June 5, 2015, the Washington Utilities and Transportation Commission (Commission) issued and served a Penalty Assessment against X5 PDX, LLC (X5 PDX or Company) in the amount of \$1,000, alleging violations of WAC 480-120-382, which requires telecommunications companies to file annual reports and pay regulatory fees by May 1 each year.

On June 11, 2015, X5 PDX filed a response to the penalty assessment, explaining that the Company has dissolved. The Company filed its annual report, paid its regulatory fee, and submitted a request for voluntarily cancellation of its registration.

On June 24, 2015, Commission staff (Staff) filed a response recommending the Commission withdraw the penalty against X5 PDX because the Company has ceased operations in Washington. The Company's cessation became effective at the Commission's June 25, 2015, open meeting in Docket UT-151212.

The Commission's primary objective in any enforcement action is to ensure compliance with a company's legal obligations; penalties both punish noncompliance and provide an incentive to comply in the future. The assessed penalty would further neither of these goals if the Company is no longer registered to provide telecommunications services in Washington. The Commission therefore withdraws the penalty assessed against X5 PDX based on the Company's cessation of service, effective June 25, 2015.

**THE COMMISSION GIVES NOTICE that the penalty of \$1,000 assessed against X5 PDX, LLC is withdrawn, and Docket UT-150866 is closed.**

GREGORY J. KOPTA  
Director, Administrative Law Division