



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 25, 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. Team Forks, LLC*

Commission Staff's Response to Application for Mitigation of Penalties TE-170649

Dear Mr. King:

On June 21, 2017, the Utilities and Transportation Commission issued a \$1,000 Penalty Assessment in Docket TE-170649 against Team Forks, LLC for 10 violations of Washington Administrative Code (WAC 480-30-071 and 480-30-076), which requires charter and excursion companies to furnish annual reports and the regulatory fee to the commission no later than May 1 each year.

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 28, 2017, Annual Report packets were sent to all regulated charter and excursion companies. The instructions page informs the regulated company that it must complete the annual report form and pay the regulatory fees, and return the materials by May 1, 2017, to avoid enforcement action.

The company filed their complete annual report and paid the regulatory fee on July 14, 2017.

On July 6, 2017, Team Forks, LLC wrote the commission requesting mitigation of penalties. In its mitigation request, Team Forks, LLC does not dispute the violation occurred. The company did not experience or describe circumstances outside of its control that prevented the filing of the annual report.

The Commission will only grant mitigation if the violations occurred due to circumstances beyond the company's control. Team Forks, LLC did not illustrate that they were unable to file their annual report and pay their regulatory fee due to circumstances beyond their control. Staff does not recommend mitigation nor a reduction of the penalty.

UTC Annual Reports

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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