

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Penalty Assessment)	DOCKET UW-140820
Against)	
)	NOTICE OF BRIEF ADJUDICATIVE
MARIA K. LINDBERG)	PROCEEDING
)	
In the Amount of \$14,600)	SETTING TIME FOR ORAL
)	STATEMENTS
)	(Set for August 20, 2014, 9:30 a.m.)
.....)	

1 On May 21, 2014, the Washington Utilities and Transportation Commission (Commission) issued Penalty Assessment UW-140820 against Maria K. Lindberg, sole owner and manager of Cristalina LLC (Cristalina or Company), in the amount of \$14,600, alleging one or more violations of Commission Order No. 01 in Docket UW-090516 (Order). The Order states, among other requirements, that Cristalina must file reports with the Commission regarding transactions and balances relating to surcharge revenue no later than 45 days after the end of each calendar quarter. The Commission assessed penalties against Cristalina for sixty-four violations of Condition (8)(d) listed in Commission Order No. 01 relating to the second quarter 2013 report, and eighty-two violations of Condition (8)(d) listed in Commission Order No. 01 in Docket UW-090516 relating to the fourth quarter 2013 report..

2 On June 5, 2014, Maria K. Lindberg (Ms. Lindberg) filed with the Commission a request for hearing. Ms. Lindberg states that she does not believe that, as a manager for Cristalina, she is personally liable for the violations since she delegated the responsibility to handle compliance reports to an employee of the Company who is no longer employed with the Company as of August 2013. Ms. Lindberg also states that she did not know that the second quarter 2013 report had not been filed until the Commission notified her, and that the fourth quarter 2013 report had not been filed until she received the penalty assessment. Ms. Lindberg states that because Cristalina is negotiating a transfer of the Company and a substantial amount of time and resources have been devoted to preparing for the transfer to a new owner, the Company’s monthly expenses are much higher than usual. Ms. Lindberg concludes by requesting the Commission dismiss the violations.

3 Pursuant to RCW 34.05.482 and WAC 480-07-610, the Commission determines that
a brief adjudicative proceeding is appropriate for resolving the issues in this matter.

4 **THE COMMISSION GIVES NOTICE That it will hold a brief adjudicative
proceeding in this matter at 9:30 a.m., on Wednesday, August 20, 2014, in Room
206, Second Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive
S.W., Olympia, Washington. The brief adjudicative proceeding is set at the
same time as the evidentiary hearing scheduled in the Commission's complaint
proceeding in Docket UW-132013.¹**

5 The record in this case will consist of any documents regarding the matter that are
considered by or prepared for the presiding officer for the brief adjudicative
proceeding and a transcript of any oral statements given at the hearing, which
statements will be given under oath.

6 Written notice of any other stage in the proceeding or other formal proceedings that
the Commission may deem appropriate will be given during the course of this case.
The Commission will provide at its offices in Olympia, Washington, copies of
documents in the current record for use by the parties or others who may want to
review them.

7 Parties wishing to submit any other documents for consideration at the brief
adjudicative proceeding must file with the Commission a list enumerating and
describing any such documents **no later than 5:00 p.m. on Wednesday, August 13,
2014**, and bring an original and three (3) copies to the hearing. Filing shall be in
accordance with WAC 480-07-140 and – 145.

8 **THE COMMISSION GIVES NOTICE that any party who fails to attend or
participate in the brief adjudicative proceeding set by this Notice, or any other
stage of this proceeding, may be held in default under RCW 34.05.440 and WAC
480-07-450.**

9 The names and mailing addresses of all known parties and their known
representatives are as follows:

¹ *Washington Utilities and Transportation Commission v. Cristalina LLC*. This brief adjudicative proceeding is being set at the same time and place as the evidentiary hearing in the complaint proceeding due to similar related issues, and for convenience of the parties and the Commission. Matters will be called in the order of agreement of the parties or, in the absence of the agreement, as determined by the administrative law judge.

Complainant: Washington Utilities and
Transportation Commission
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250

Representative: Brett Shearer
Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664-1187
bshearer@utc.wa.gov

Respondent: Maria K. Lindberg, Owner and Manager
Cristalina LLC
P.O. Box 4055
Bellingham, WA 98227

Representative: Richard A. Finnigan
2112 Black Lake Blvd. SW
Olympia, WA 98512
(360) 956-7001
rickfinn@localaccess.com

10 Administrative Law Judge Gregory J. Kopta, from the Commission's Administrative
Law Division will preside during this proceeding.

11 The Commission will give parties notice of any other procedural phase of the
proceeding in writing or on the record, as appropriate during this proceeding.

DATED at Olympia, Washington, and effective July 8, 2014.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING
Executive Director and Secretary

Inquiries may be addressed to:

Executive Director and Secretary
Washington State Utilities and
Transportation Commission
Richard Hemstad Building
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

NOTICE

Hearing facilities are accessible to persons with disabilities. Smoking is prohibited. If limited English-speaking, hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

If you need an interpreter, or have other special needs, please fill out this form and return it to Washington State Utilities and Transportation Commission, Attention: Steven V. King, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket: _____

Case Name: _____

Hearing Date: _____ Hearing Location: _____

Primary Language: _____

Hearing Impaired (Yes) _____ (No) _____

Do you need a certified sign language interpreter:

Visual _____ Tactile _____

Other type of assistance needed: _____

English-speaking person who can be contacted if there are questions:

Name: _____

Address: _____

Phone No.: (____) _____