



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION
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June 29, 2015

NOTICE WITHDRAWING PENALTY

RE: Agate Pass Transportation LLC, Application for Mitigation of Penalty Assessment
Docket TE-150996

TO ALL PARTIES:

On June 8, 2015, the Washington Utilities and Transportation Commission (Commission) issued and served a Penalty Assessment against Agate Pass Transportation LLC (Agate Pass or Company) in the amount of \$1,000, alleging violations of WAC 480-30-071, which requires charter and excursion carriers to file annual reports and pay regulatory fees by May 1 each year.

On June 9, 2015, Agate Pass filed a response to the penalty assessment, explaining that the Company permanently closed in April 2015.

On June 22, 2015, Commission staff (Staff) filed a response recommending the Commission withdraw the penalty because the Company's permit was cancelled on December 29, 2014, in Docket TE-144161.

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 seeking to provide charter and excursion services in Washington. The Commission therefore withdraws the penalty assessed against Agate Pass.

THE COMMISSION GIVES NOTICE that the penalty of \$1,000 assessed against Agate Pass Transportation, Inc. is withdrawn, and Docket TE-150996 is closed.

GREGORY J. KOPTA
Director, Administrative Law Division