

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Penalty Assessment	)	DOCKET TE-130204
Against	)	
	)	NOTICE OF BRIEF ADJUDICATIVE
JOHN CHI	)	PROCEEDING
JOHN CHI INTERNATIONAL CORP.	)	
	)	SETTING TIME FOR ORAL
In the Amount of \$600	)	STATEMENTS
	)	<b>(Set for April 22, 2013, 1:30 p.m.)</b>
	)	
.....	)	

- 1 On March 5, 2013, the Washington Utilities and Transportation Commission (Commission) issued Penalty Assessment TE-130204 against John Chi International Corp. (John Chi) in the amount of \$600, alleging violations of WAC 480-30-071, which requires Charter and Excursion companies to file annual safety reports with the Commission by December 31 each year, and WAC 480-30-076, which requires such companies to pay regulatory fees annually on that date.
  
- 2 On March 12, 2013, John Chi filed with the Commission a request for hearing stating that he was in Asia for a business fair and some personal matters during the time the report was required to be filed. Mr. Chi also states that he is the only one in his company and that the annual report process is new to him. Mr. Chi concludes that he had no intention of breaking the rules.
  
- 3 On March 20, 2013, Commission Staff (Staff) filed a response stating that it does not support mitigating the \$600 penalty assessment further. Staff explains that the penalty was already administratively mitigated by 50 percent, from \$1,200 to \$600, and that the penalty assessment stated mitigation would not be granted on the basis that a company was unaware a report must be filed.
  
- 4 Pursuant to RCW 34.05.482 and WAC 480-07-610, the Commission determines that a brief adjudicative proceeding is appropriate for determining whether the alleged

violations of WAC 480-30-071 and 480-30-076 occurred and, if so, whether the penalty should be mitigated.

5 **THE COMMISSION GIVES NOTICE That it will hold a brief adjudicative proceeding in this matter at 1:30 p.m., on Monday, April 22, 2013, in Room 108, First Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

6 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.

7 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.

8 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 Tuesday, April 16, 2013**, and bring an original and three (3) copies to the hearing. Filing shall be in accordance with WAC 480-07-140 and – 145.

9 **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.**

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

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

Representative: Michael A. Fassio  
Assistant Attorney General  
1400 S. Evergreen Park Drive S.W.  
P.O. Box 40128  
Olympia, WA 98504-0128  
(360) 664-1192  
[mfassio@utc.wa.gov](mailto:mfassio@utc.wa.gov)

Respondent: John Chi  
John Chi International Corp.  
10538 NE 24<sup>th</sup> Street  
Bellevue, WA 98004

11 Administrative Law Judge Adam E. Torem, from the Commission's Administrative Law Division, will preside during this proceeding.

12 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 March 26, 2013.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING  
Acting 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.: (\_\_\_\_) \_\_\_\_\_