

Service Date: September 5, 2017



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION
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September 5, 2017

NOTICE WITHDRAWING PENALTY

RE: Constellation Telecommunications, Commission Staff's Request to Waive Penalty Assessment
Docket UT-170444

TO ALL PARTIES:

On June 26, 2017, the Washington Utilities and Transportation Commission (Commission) issued and served a Penalty Assessment against Constellation Telecommunications (Constellation 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 July 10, 2017, Constellation responded to the penalty assessment and requested mitigation of the penalty based on the written information provided. The Company explained that it no longer conducts business in Washington and has since filed a voluntary cessation of service requesting to cancel its registration with the Commission.

On August 11, 2017, Commission staff (Staff) filed a response recommending the Commission waive the \$1,000 penalty because Constellation's telecommunications registration was cancelled on August 31, 2017, in Docket UT-170891 at the Company's request.

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 operating in Washington. The Commission therefore withdraws the penalty assessed against Constellation.

THE COMMISSION GIVES NOTICE that the penalty of \$1,000 assessed against Constellation Telecommunications is withdrawn and Docket UT-170444 is closed.

/s/ Gregory J. Kopta

GREGORY J. KOPTA

Director, Administrative Law Division