

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of the Penalty Assessment  
Against THE NORTHWEST RAILWAY  
MUSEUM in the Amount of \$100

DOCKET TR-090942

COMMISSION STAFF'S RESPONSE  
TO NORTHWEST RAILWAY'S  
APPLICATION FOR MITIGATION

1 Pursuant to WAC 480-07-370(1)(c), Staff of the Washington Utilities and  
Transportation Commission (Commission Staff) submits this response<sup>1</sup> to the Northwest  
Railway Museum's (Northwest Railway) Request for Hearing.

2 On June 26, 2009, the Commission assessed a penalty of \$100 against Northwest  
Railway for violating WAC 480-62-300. Northwest Railway filed an Application for  
Mitigation on July 13, 2009. Commission Staff supports full mitigation of the penalty, for  
the reasons set forth in the attached declaration of Sheri Hoyt.

DATED this 16<sup>th</sup> day of July, 2009.

Respectfully submitted,

ROBERT M. MCKENNA  
Attorney General

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MICHAEL A. FASSIO  
Assistant Attorney General  
Counsel for Washington Utilities and  
Transportation Commission

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<sup>1</sup> Please note that this response does not come from the Commission but from Commission Staff. Commission Staff is a party in this case and is separate from the Commission. The Commission will be the ultimate decision maker in this matter. An Administrative Law Judge will consider Company's statements and Commission Staff's statements and will issue a decision. The Commission may accept, modify, or reject that decision.