



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION
1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250
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June 22, 2018

RE: *In the Matter of Cristalina, LLC Joint Application for an Order Approving Sale and Transfer of Assets and Removal of Cristalina, LLC from Regulation, Docket UW-141301; and
In the Matter of the Penalty Assessment against Maria K. Lindberg in the Amount of \$14,600, Docket UW-140820 (Consolidated)*

TO ALL PARTIES:

On April 8, 2009, Cristalina LLC (Cristalina or Company) filed a request with the Washington Utilities and Transportation Commission (Commission) to bill and collect a surcharge of \$32 per month from each of the Company's customers. The requested surcharge amount corresponded to the Company's repayment obligations for a State Revolving Fund (SRF) loan for infrastructure improvements. The Commission granted the Company's request subject to a series of conditions outlined in Order 01 in Docket UW-090516 entered on May 28, 2009.

On May 21, 2014, the Commission issued a complaint in Docket UW-132013 against Cristalina for failure to comply with Order 01 in Docket UW-090516. The Complaint alleges that the Company failed to file quarterly reports for the second and fourth quarter of 2013 as required in that order.

On the same day, in Docket UW-140820, the Commission issued a penalty assessment in the amount of \$14,600 against Maria K. Lindberg in her individual capacity as owner and manager of Cristalina for failure to comply with Order 01 in Docket UW-090516. The penalty alleges that Ms. Lindberg is responsible for failing to file quarterly reports for the second and fourth quarter of 2013 as required in that order.

On June 17, 2014, Cristalina filed a joint application in Docket UW-141301 to allow the transfer of substantially all of its assets to Washington Water Service Company (WWS) according to the terms of an Asset Acquisition Agreement dated June 9, 2014. Cristalina further requested that the Commission remove the Company from regulation.

On September 23, 2014, the Commission issued Order 01/02; Order on Consolidation Approving Transfer of Assets, Dismissing Complaint, Denying Motions & Waiving Penalty with Conditions (Order 02). Order 02 required Ms. Lindberg to, among other things, pay \$12,700 to WWS by October 1, 2017, or the entire \$14,600 penalty would become immediately due and payable. Order 02 further required Ms. Lindberg and WWS to file annual certifications of the status of the penalty payments.

On June 6, 2018, Commission staff (Staff) filed a letter informing the Commission that Ms. Lindberg had not stayed current on her payment obligation and had failed to make the total payments within the required time period. Staff request the full \$14,600 penalty be reinstated.

The Commission has reviewed the docket in this case, and according to the last certification filed by WWS on January 13, 2017, Ms. Lindberg has made total payments of \$1,500 to date, which falls woefully short of the required \$12,700 that was due. Due to Ms. Lindberg's failure to comply with the terms of Order 02, the full \$14,600 penalty is reinstated, and the \$13,100 remaining balance is now due and payable to WWS.

MARK L. JOHNSON
Executive Director and Secretary