



STATE OF WASHINGTON

UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250

(360) 664-1160 • TTY (360) 586-8203

July 21, 2016

Steven V. King, Executive Director and Secretary  
Utilities and Transportation Commission  
1300 S. Evergreen Park Dr. SW  
P.O. Box 47250  
Olympia, WA 98504-7250

RE: *Washington Utilities and Transportation Commission v. Presidential Transportation, LLC*

Commission Staff's Response to Application for Mitigation of Penalties TE-160724

Dear Mr. King:

On June 22, 2016, the Utilities and Transportation Commission issued a \$1,000 Penalty Assessment in Docket TE-160724 against Presidential Transportation, LLC for ten violations of Washington Administrative Code (WAC 480-30-071 and 480-30-076), which requires charter and excursion carrier companies to furnish annual reports, supporting documentation and the regulatory fee to the commission no later than May 1 each year, or in this case, May 2 as May 1 was a Sunday.

On July 6, 2016, Presidential Transportation, LLC wrote the commission requesting mitigation of penalties. In its mitigation request, Presidential Transportation, LLC does not dispute the violation occurred. The company states, "...I failed to submit my annual report on time this year normally it was due January 31<sup>st</sup> and recently was changed to May 1<sup>st</sup>. The documents I received were completed but not submitted and I apologize for the error. I've completed my report in addition to the payment and penalties and would like to ask for my additional \$1,000.00 fine to be waived for my error in this matter. I understand the importance of the documents and will be sure to file them in the future in a timely manner."

It is the company's responsibility to ensure that the regulatory fee is paid and the annual report is filed by the May 1 deadline. On February 29, 2016, Annual Report packets were mailed to all regulated charter and excursion carrier companies. The instruction page informs the regulated company that it must complete the annual report form and pay the regulatory fees, and return the materials by May 2, 2016, to avoid enforcement action.

Presidential Transportation, LLC submitted the complete annual report on July 11, 2016.

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Presidential Transportation, LLC has been active since 2013 and previously filed on time. As the company does not have any previous violations of WAC 480-30-071 and 480-30-076, staff recommends that the penalty be reduced to \$25 per day for a total penalty assessment of \$250.

If you have any questions regarding this recommendation, please contact Sean Bennett, Regulatory Analyst, at (360) 664-1157, or [sbennett@utc.wa.gov](mailto:sbennett@utc.wa.gov).

Sincerely,



Sondra Walsh, Director  
Administrative Services