

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of a Penalty Assessment) DOCKET UT-140876
Against)
) ORDER 02
COMTECH 21)
) ORDER GRANTING REQUEST
in the amount of \$1,000) FOR PAYMENT
) ARRANGEMENT
.....)

BACKGROUND

- 1 On May 29, 2014, the Washington Utilities and Transportation Commission (Commission) assessed a penalty in the amount of \$1,000 against Comtech 21 for violations of WAC 480-120-382. This rule requires regulated telecommunications companies to file annual reports with the Commission by May 1 each year.

- 2 On August 11, 2014, Comtech 21 requested mitigation of the \$1,000 penalty, which Commission Staff (Staff) opposed. On August 20, the Commission issued Order 01 in this docket, denying the Company’s request for mitigation and directing the Company to pay the penalty no later than September 2.

- 3 On August 18, 2014, Commission Staff (Staff) contacted the Executive Director and Secretary of the Commission explaining that the Company requested to pay the penalty in installments, and that Staff supports the request. The Company and Staff jointly proposed the following payment schedule:

September 2, 2014	\$250
October 1, 2014	\$250
November 1, 2014	\$250
December 1, 2014	\$250

4 Staff also proposed that if Comtech 21 misses one payment, the entire balance will be due and payable immediately, and that if Comtech 21 fails to pay the entire \$1,000 penalty by December 1, 2014, the Commission may refer the balance to the Attorney General's Office for collection.

DISCUSSION

5 The installment payment schedule Staff and the Company propose is reasonable. The Commission approves the proposal with one modification. If Comtech 21 fails to pay the penalty by the date it becomes due in full – either immediately upon a missed installment, or December 1, whichever applies – the Commission may cancel the Company's telecommunications registration.

ORDER

THE COMMISSION ORDERS THAT:

6 (1) The penalty of \$1,000 is due and payable to the Commission in installments as follows:

September 2, 2014	\$250
October 1, 2014	\$250
November 1, 2014	\$250
December 1, 2014	\$250

7 (2) If Comtech 21 fails to pay any installment by 5:00 p.m. on the date it is due, the unpaid balance will immediately become due and payable without further order by the Commission.

8 (3) If Comtech 21 fails to pay any portion of the assessed penalty by the due date, the Commission may cancel the Company's telecommunications registration by order in this docket.

- 9 The Secretary has been delegated authority to enter this order on behalf of the Commissioners under WAC 480-07-904(1)(h).

DATED at Olympia, Washington, and effective August 21, 2014.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING
Executive Director and Secretary

NOTICE TO PARTIES: This is an order delegated to the Executive Secretary for decision. As authorized in WAC 480-07-904(3), you must file any request for Commission review of this order no later than 14 days after the date the decision is posted on the Commission's website. The Commission will grant a late-filed request for review only on a showing of good cause, including a satisfactory explanation of why the person did not timely file the request. A form for late-filed requests is available on the Commission's website.