

[Service Date March 8, 2006]

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In re Penalty Assessment No.)	DOCKET NO. TV-052016
TV-052016)	
)	ORDER NO. 01
CHARLES EDWARD HUTSON,)	
D/B/A HUTSON & SONS)	
MOVING & PACKING)	ORDER GRANTING MITIGATION
.....)	

- 1 On January 30, 2006, The Washington Utilities and Transportation Commission (Commission) assessed a penalty in the amount of \$200 against Charles Edward Hutson, d/b/a Hutson & Sons Moving & Packing (Hutson & Sons) for two violations of WAC 480-15-480, which requires household goods carriers to file annual reports and pay regulatory fees to the Commission no later than May 1 of each year. Commission Staff sent Hutson & Sons a letter on June 1, 2005, with a due date of July 1, 2005, for filing its 2005 regulatory fees. Hutson & Sons filed its annual report on May 4, 2005 and regulatory fees on December 19, 2005.

- 2 On February 16, 2006, Charles Edward Hutson, Hutson & Sons Moving & Packing, filed a petition for mitigation of the penalty assessment, and an amended petition for mitigation on February 27, 2006. The petition does not seek a hearing on mitigation and does not request a hearing to contest the factual basis of the penalties. The Company states that because of an insurance company error, his permit was cancelled and he has therefore ceased operations.

- 3 On February 27, 2006, Commission Staff responded to Hutson & Sons Application for Mitigation. Staff states that it would not have assessed this penalty had Staff been aware that the company no longer had operating authority. Staff recommends that the penalty be fully mitigated.

ORDER

- 4 The Commission grants the Application for Mitigation of Penalties of Charles Edward Hutson, d/b/a Hutson & Sons Moving & Packing.
- 5 The Commission rescinds the penalty assessment and mitigates to zero the penalty assessed.

DATED at Olympia, Washington, and effective this 7th day of March, 2006.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARK H. SIDRAN, Chairman

PATRICK J. OSHIE, Commissioner

PHILIP B. JONES, Commissioner

NOTICE TO PARTIES: This is a final order of the Commission. In addition to judicial review, administrative relief may be available through a petition for reconsideration, filed within 10 days of the service of this order pursuant to RCW 34.05.470 and WAC 480-07-850, or a petition for rehearing pursuant to RCW 80.04.200 or RCW 81.04.200 and WAC 480-07-870.