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April 15, 2013

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

RE: *WUTC v. John Chi International Corp. – Penalty Assessment*
Docket TE-130204

Dear Mr. King:

In accordance with the Notice of Brief Adjudicative Proceeding issued in this docket on March 26, 2013, Commission Staff submits the following list of documents it wishes the Commission to consider at the brief adjudicative proceeding:

1. Declaration of Mathew D. Perkinson, Compliance Investigator, Staff of the Washington Utilities and Transportation Commission. Mr. Perkinson describes his investigation into the circumstances underlying Penalty Assessment TE-130204, issued against John Chi International Corp. for failure to file its 2012 Annual Safety Report, in violation of WAC 480-30-071, and for failure to pay 2013 regulatory fees, in violation of WAC 480-30-076. He also provides supporting documentation, listed below in items 2-5, consisting of written communications between the Commission and John Chi International Corp., in connection with Penalty Assessment TE-130204. Finally, Mr. Perkinson presents Staff's recommendation regarding mitigation of Penalty Assessment TE-130204.
2. Letter, dated November 15, 2012, from David Pratt, Assistant Director, Transportation Safety, to John Chi International Corp. The letter included the 2012 Annual Safety Report form, with instructions for filing the Annual Safety Report and paying 2013 regulatory fees by December 31, 2012 and a description of the consequences for not filing a timely report and paying regulatory fees.
3. Notice of Enforcement Action, dated January 7, 2013, from David W. Danner, Executive Director and Secretary, to John Chi International Corp., advising the

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company its 2012 Annual Safety Report was past due and that financial penalties had begun accruing on January 7, 2013.

4. Penalty Assessment TE-130204, dated March 5, 2013, from Gregory J. Kopta, Administrative Law Judge, to John Chi International Corp., in the amount of \$600 for violations of WAC 480-30-071 and WAC 480-30-076.
5. Letter, dated March 8, 2013, from John Chi, John Chi International Corp., in response to Penalty Assessment TE-130204, and requesting a hearing.
6. Declaration of Lisa Wyse, Records Manager and Public Records Officer, authenticating the documents attached to the Declaration of Mathew Perkinson, as listed in items 2-5 above.

Staff is prepared to file and serve these documents in advance of the brief adjudicative proceeding on April 22, 2013. Please advise if you wish Staff to do so.

Sincerely,



MICHAEL A. FASSIO
Assistant Attorney General

MAF:emd

cc: John Chi International Corp.