**BEFORE THE WASHINGTON**

**UTILITIES AND TRANSPORTATION COMMISSION**

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| WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION, Complainant,v.COLLIER TECHNOLOGIES, LLC, ENVISION TECHNOLOGIES, INC. d/b/a ETI COMMUNICATIONS, GENEXT, LLC, INFOTELECOM HOLDINGS, LLC, MASTER CALL CORPORATION, MBC TELECOM, LLC, MIDWESTERN TELECOMMUNICATIONS, INCORPORATED, THINK 12 CORPORATION, UNITED AMERICAN TECHNOLOGY, INC., YAK COMMUNICATIONS (AMERICA), INC. Respondents.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | )))))))))))))))))))) | DOCKET UT-131818DECLARATION OFLAUREN McCLOY |

Lauren McCloy, under penalty of perjury under the laws of the State of Washington, declares as follows:

1. I am employed by the Washington Utilities and Transportation Commission (Commission) as a Compliance Investigator in the Consumer Protection and Communications Section. As a Compliance Investigator, my responsibilities include conducting investigations regarding the business practices of regulated utility or transportation companies. As part of those duties, I investigate telecommunications companies that may be operating in violation of one or more statutes or rules enforced by the Commission.
2. Regulated telecommunications companies must submit annual reports and file regulatory fees by May 1 of each year. Each year, the Commission distributes an annual report form and a regulatory fee form to facilitate these submissions.
3. On March 1, 2013, the Commission mailed an annual report packet to each registered telecommunications company at the address on file with the Commission. The packet contained an “annual report form” and a letter from the Commission’s Executive Director and Secretary, Steven V. King, dated Feb. 28, 2013. The annual report form includes a regulatory fee calculation schedule and requires a company to attach other documents as well. A completed annual report form, with the necessary attachments, constitutes a company’s annual report.
4. The letter from Steven V. King explained the annual report and regulatory fee submission requirements. In the letter, Mr. King instructed the regulated company to return the completed form and pay any regulatory fees by May 1, 2013. The letter further stated that, if the company failed to file a completed annual report and pay regulatory fees by May 1, 2013, the Commission would assess a financial penalty of $100 for each business day after May 1 that the report was not filed or the regulatory fees remained unpaid. Those companies wishing to request an extension to file the annual report were instructed in the letter to do so before April 24, 2013, and to provide a reason for the extension. In addition, the letter advised that Commission Staff may initiate proceedings to request the Commission revoke the authority to operate in Washington of those companies that failed to file an annual report or pay regulatory fees. A copy of the letter is attached as Attachment A.
5. On May 10, 2013, the Commission sent letters to those companies that had not yet filed their annual reports. The letter, signed by Steven V. King, informed the companies that, to date, they each had incurred a penalty of $700. In the letter, Mr. King stated that companies who filed their annual reports no later than May 24, 2013, would receive mitigated penalties of $25 per day. Conversely, the Commission would impose an additional $25 per day for each instance in the previous five years that the company had received a penalty for filing a late report. A copy of the letter is attached as Attachment B.
6. In preparation for the annual revocation proceeding, I procured a list generated from the Commission’s Annual Report Tracking System (ARTS) of telecommunications companies registered with the Commission that still had not filed an annual report or paid regulatory fees. As of November 13, 2013, the Commission had received neither the 2012 annual report nor the 2013 regulatory fees from the 10 telecommunications companies in the attached draft complaint.

DATED this 13th day of November, 2013, at Olympia, Washington.

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LAUREN McCLOY

**Attachment A**

**Attachment B**