



STATE OF WASHINGTON

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

October 13, 2006

RE: Penalty Assessment UT-060977

To Whom It May Concern:

A review of our records indicates that you (all companies listed in Attachment 1) have not responded to the enclosed Notice of Penalties dated June 30, 2006 (Attachment 2). You were required by law to pay the penalty or file a plea for mitigation within fifteen days after receipt of the assessment. To date, we have not received your payment or a request for mitigation.

If we do not receive your payment by October 27, 2006, the commission will consider additional sanctions. In addition, we will refer the matter to the Office of the Attorney General for collection.

For questions regarding this matter, please contact Sheri Hoyt, Compliance Specialist, Business Practices Investigations Section. Ms. Hoyt can be reached at (360) 664-1149, or by e-mail at shoyt@wutc.wa.gov.

Sincerely,

Carole J. Washburn
Executive Secretary

Enclosures



Attachment 1

1. AK Communications, Inc.
2. Allcom, USA
3. BAK Communications, LLC
4. Business Telecom, Inc. d/b/a BTI
5. CI2, Inc.
6. Comcast Phone of Washington, LLC d/b/a Comcast Digital Phones
7. Dial-Around telecom, Inc.
8. Entrix Telecom, Inc.
9. Exergy Group, LLC
10. FreedomStarr Communications, Inc.
11. Gates Communications, Inc.
12. Global Tel^link Corporation
13. HomelandTel, LLC
14. Infonet Telecommunications Corporation
15. ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom (formerly DeltaCom, Inc.)
16. Net One International, Inc.
17. Norstan Network Services, Inc.
18. Northwest Open Access Network, LLC
19. NTC Network, LLC
20. OneEighty Networks, Inc.
21. Opcom, Inc. d/b/a WCS Telecom
22. PHONETEC, LP
23. PT-1 Communications, Inc.
24. PT-1 Long Distance, Inc.
25. RDST, Inc.
26. SC TXLINK, LLC
27. Telecents Communications, Inc.
28. Telliss, LLC
29. Time Warner Telecom of Washington, LLC
30. TON Services, Inc.
31. Total Call International, LLC
32. Universal Access, Inc.
33. W2Com International, Inc.
34. Westgate Communications, LLC d/b/a WeavTel
35. Wilshire Communications, LLC

Attachment 2

SERVICE DATE

JUL 05 2006

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

**NOTICE OF PENALTIES INCURRED AND DUE
FOR VIOLATIONS OF LAWS AND RULES**

PENALTY ASSESSMENT NO: UT-060977

PENALTY AMOUNT: \$100

**TO: EACH OF THE 155 TELECOMMUNICATIONS
COMPANIES LISTED IN ATTACHED APPENDIX A**

The commission believes that you have committed one violation of Washington Administrative Code 480-120-382 which requires competitive telecommunications companies to file annual reports with the commission by May 1 each year. You are classified as such a company. Commission records show that you did not make the filing by the required date of May 1, 2006. (See Appendix A for individual companies' report status as of June 12, 2006.) Revised Code of Washington (RCW) 80.04.405 allows penalties of \$100 for every such violation.

As a result, the commission hereby notifies you that it has assessed penalties against you in the amount \$100, as follows:

On March 3, 2006, the commission mailed 2005 Annual Report forms and 2006 Regulatory Fee packets to you and other competitive telecommunications companies registered in Washington State. A letter from Executive Secretary Carole Washburn instructed each company to file its annual report and pay its regulatory fees by May 1, 2006. The letter stated that failure to file your annual report by May 1 would result in a penalty and possible revocation of your registration to operate in Washington. Companies needing more time to file the annual report were permitted to request an extension before May 1, and to explain why the extension was needed. You are receiving this penalty for one of two reasons. Either you did not request an extension of time and did not file your annual report before the deadline; OR you requested an extension of time and did not file your annual report prior to the commission-approved extension deadline.

This information, if proved at a hearing and not rebutted or explained, is sufficient to support the penalty assessment.

Your penalty is due and payable now. If you believe the violation did not occur, you may request a hearing to contest the penalty assessment. If there is a reason for the violation that you think should excuse you from the penalty, you may ask for mitigation (reduction) of this penalty. See RCW 80.04.405.

You have the right to present your request for review or mitigation at a hearing, but you are not required to do so. If you do, the commission will review the evidence supporting your request in an informal hearing, called a Brief Adjudicative Proceeding, before an administrative law judge. The administrative law judge will consider your plea and notify you of his or her decision.


You must act within 15 days after receiving this notice to do one of the following:

- Pay the amount due.
- Request a hearing to contest the occurrence of the violations.
- Request mitigation to contest the amount of the penalty.

Please indicate your selection on the enclosed form and send it to the Washington Utilities and Transportation Commission, Post Office Box 47250, Olympia, Washington 98504-7250, **within FIFTEEN (15) days** after you receive this notice.

If you do not act within 15 days, the commission may refer this matter to the Office of the Attorney General for collection. The commission may then sue you to collect the penalty.

DATED at Olympia, Washington, and effective June 30, 2006.



DENNIS J. MOSS
Administrative Law Judge

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT, Docket No. UT-060977

PLEASE NOTE: You must complete and sign this document, and send it to the Commission within 15 days after you receive the penalty assessment. Use additional paper if needed.

I have read and understand RCW 9A.72.020 (printed below), which states that making false statements under oath is a class B felony. I am over the age of 18, am competent to testify to the matters set forth below and I have personal knowledge of those matters. I hereby make, under oath, the following statements.

1. **Payment of penalty.** I admit that the violation occurred and enclose \$100 in payment of the penalty.
2. **Request for a hearing.** I believe that the alleged violation did not occur, based on the following information, and request a hearing for a decision by an administrative law judge:
3. **Application for mitigation.** I admit the violation, but I believe that the penalty should be reduced for the reason(s) set out below.
- a) I ask for a hearing for a decision by an administrative law judge
- OR b) I waive a hearing and ask for an administrative decision on the information I present here.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing, including information I have presented on any attachments, is true and correct.

Dated: _____ [month/day/year], at _____ [city, state]

Name of Respondent (company) – please print

Signature of Applicant

RCW 9A.72.020:

“Perjury in the first degree. (1) A person is guilty of perjury in the first degree if in any official proceeding he makes a materially false statement which he knows to be false under an oath required or authorized by law. (2) Knowledge of the materiality of the statement is not an element of this crime, and the actor’s mistaken belief that his statement was not material is not a defense to a prosecution under this section. (3) Perjury in the first degree is a class B felony.”

APPENDIX A

	Company Name	Report Received Yes or No	If yes, Date Received
1.	360Networks (USA), Inc.	Yes	May 15, 2006
2.	3U Telecom, Inc.	Yes	May 5, 2006
3.	ABS-CBN Telecom North America, Inc.	Yes	May 2, 2006
4.	Acceris Management and Acquisition, LLC	No	
5.	Access One, Inc. d/b/a Access One of Washington, Inc.	Yes	May 5, 2006
6.	Advanced Tel, Inc.	Yes	May 3, 2006
7.	Advanced TelCom, Inc. d/b/a Advanced Telcom Group	Yes	May 12, 2006
8.	Advanced Telemanagement Group, Inc.	Yes	May 2, 2006
9.	Aimex Communications, Inc.	Yes	May 15, 2006
10.	AK Communications, Inc.	No	
11.	Allcom, USA	No	
12.	American Cyber Corporation d/b/a Discount Plus	Yes	May 2, 2006
13.	American Fiber Network, Inc.	Yes	May 8, 2006
14.	American Phone Services, Corporation	Yes	May 12, 2006
15.	American Telecommunications Systems, Inc.	Yes	May 5, 2006
16.	AmeriVision Communications, Inc. d/b/a Lifeline Communications	No	
17.	Asia Talk Telecom, Inc. d/b/a Hellocom	Yes	May 4, 2006
18.	Axxis Communications, Inc.	Yes	May 15, 2006
19.	BAK Communications, LLC	No	
20.	BCN Telecom, Inc.	Yes	May 8, 2006
21.	Broadband Dynamics, LLC	No	
22.	Budget Phone, Inc.	Yes	May 8, 2006
23.	Business Network Long Distance, Inc.	Yes	May 2, 2006
24.	Business Telecom, Inc. d/b/a BTI	Yes	May 4, 2006
25.	CenturyTel Long Distance, LLC	Yes	May 5, 2006
26.	CI2, Inc.	No	
27.	Coast International, Inc.	Yes	May 4, 2006
28.	Cognigen Networks, Inc.	Yes	May 8, 2006
29.	Coleman Enterprises, Inc. d/b/a Local Long Distance	Yes	May 2, 2006
30.	Comcast Phone of Washington, LLC db/a Comcast Digital Phones	Yes	May 25, 2006
31.	Communications Network Billing, Inc.	Yes	May 8, 2006
32.	Cordia Communications Corp	Yes	May 3, 2006
33.	CTI Long Distance, Inc.	Yes	May 3, 2006
34.	Custom Teleconnect, Inc.	Yes	May 12, 2006
35.	DCT Telecom Group, Inc.	Yes	May 2, 2006
36.	Dial-Around Telecom, Inc.	No	
37.	dPi Teleconnect, L.L.C.	No	
38.	Ektopia Communications, LLC	No	
39.	Eman Networks	No	
40.	Enhanced Communications Network, Inc.	No	
41.	Entrix Telecom, Inc.	Yes	May 17, 2006
42.	Epixtar Communications Corp.	No	

	Company Name	Report Received Yes or No	If yes, Date Received
43.	Eschelon Telecom of Washington, Inc. ¹	Yes	May 15, 2006
44.	Evercom Systems, Inc.	Yes	May 4, 2006
45.	Exergy Group, LLC	No	
46.	FreedomStarr Communications, Inc.	No	
47.	Frontier Communications of America, Inc.	Yes	May 3, 2006
48.	Gates Communications, Inc.	No	
49.	Genext, LLC	Yes	May 8, 2006
50.	Global Grid Telecom, Inc.	No	
51.	Global Tel*link Corporation	No	
52.	GlobalCom, Inc. d/b/a GCI Globalcom, Inc.	No	
53.	Go Solo Technologies, Inc.	Yes	May 9, 2006
54.	Gold Line Telemanagement, Inc.	Yes	May 2, 2006
55.	Great America Networks, Inc.	No	
56.	Harbor Communications LLC	No	
57.	HomelandTel, LLC	No	
58.	IBFA Acquisition Company, LLC	No	
59.	Infonet Telecommunications Corporation	No	
60.	Infotelecom, LLC	Yes	May 18, 2006
61.	Inland Telephone Company	Yes	May 3, 2006
62.	Inmark, Inc. d/b/a Preferred Billing	Yes	May 15, 2006
63.	Integrated Voice Services, Inc.	No	
64.	Intelligent Community Services	Yes	May 30, 2006
65.	Intrado Communications, Inc.	Yes	May 5, 2006
66.	Ionex Communications North, Inc.	No	
67.	ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom (formerly DeltaCom, Inc.)	Yes	May 5, 2006
68.	KDDI America, Inc.	Yes	May 2, 2006
69.	LDMI Telecommunications, Inc. d/b/a LDMI Long Distance	Yes	May 23, 2006
70.	LMDS Holdings, Inc.	No	
71.	Long Distance Consolidated Billing Co.	Yes	May 2, 2006
72.	Main Street Telephone Company	Yes	May 9, 2006
73.	Marathon Communications Corporation	Yes	May 3, 2006
74.	Marathon Communications, Inc.	No	
75.	Matrix Telecom, Inc.	Yes	May 2, 2006
76.	MC Services	No	
77.	McGraw Communications, Inc.	Yes	May 16, 2006
78.	MetroNet Fiber Washington, Inc.	No	
79.	Midwestern Telecommunications, Inc.	No	
80.	NCI Data.com, Inc.	Yes	June 5, 2006
81.	NECC Telecom, Inc.	Yes	May 8, 2006

¹ On April 28, 2006, Eschelon Telecom of Washington, Inc. (Eschelon), filing on behalf of itself and its subsidiaries, Advanced Telecom, Inc. (Advanced Telecom) and Shared Communications Services, Inc. (Shared Communications), requested an extension to May 10, 2006, to file the companies' 2005 annual reports. Eschelon subsequently filed its annual report on May 15, 2006. Advanced Telecom's annual report was received on May 12, 2006, as was Shared Communications'. On May 16, 2006, Eschelon asked to withdraw the extension requests as the annual reports had been submitted. On May 17, 2006, the commission dismissed the requests as the companies had failed to file their annual reports within the requested time period. Requests for extensions were dismissed in Docket Numbers UT-060678, UT-060677 and UT-060679, respectively.

	Company Name	Report Received Yes or No	If yes, Date Received
82.	Nehalem Telecommunications, Inc.	Yes	May 2, 2006
83.	Net One International, Inc.	No	
84.	Network Billing Systems, LLC	Yes	May 2, 2006
85.	Network PTS, Inc.	No	
86.	Neutral Tandem-Washington, LLC	Yes	May 15, 2006
87.	New Access Communications LLC	Yes	May 4, 2006
88.	NextNet Telecom, Inc.	No	
89.	NobelTel, LLC	Yes	May 8, 2006
90.	Norlight Telecommunications, Inc.	Yes	May 2, 2006
91.	Norstan Network Services, Inc.	No	
92.	Northwest Info Net, Inc.	No	
93.	Northwest Open Access Network Oregon d/b/a NoaNet Oregon	No	
94.	NTC Network, LLC	No	
95.	OneEighty Networks, Inc.	Yes	May 8, 2006
96.	Opcom, Inc. d/b/a WCS Telecom	No	
97.	Operator Service Company, LLC	Yes	May 2, 2006
98.	Opex Communications, Inc.	Yes	May 15, 2006
99.	Pend Oreille Telephone Company	Yes	May 2, 2006
100.	PHONETEC, LP	No	
101.	Pioneer Telephone Company	No	
102.	Pioneer Telephone Long Distance Company	No	
103.	Preferred Carrier Services, Inc. d/b/a Phones for All, Telefonos Para Todos	Yes	June 12, 2006
104.	PT-1 Communications, Inc.	No	
105.	PT-1 Long Distance, Inc.	No	
106.	Public Communications Services, Inc.	Yes	May 8, 2006
107.	Quality Telephone, Inc.	No	
108.	QX Telecom LLC	Yes	May 11, 2006
109.	R2C Communications, Inc.	No	
110.	RDST, Inc.	No	
111.	Reduced Rate Long Distance, LLC	Yes	May 2, 2006
112.	Reliant Communications, Inc.	Yes	May 2, 2006
113.	SC TxLink LLC	No	
114.	Shared Communications Services, Inc.	Yes	May 12, 2006
115.	Southwest Communications, Inc.	Yes	May 19, 2006
116.	Startec Global Licensing Company	Yes	May 16, 2006
117.	Syniverse Technologies, Inc.	No	
118.	Talk America, Inc.	Yes	May 5, 2006
119.	TDS Long Distance Corporation	Yes	May 12, 2006
120.	T-Netix, Inc.	No	
121.	T-Netix Telecommunications Services, Inc.	Yes	May 8, 2006
122.	Tel West Communications, LLC	Yes	May 2, 2006
123.	Telecents Communications, Inc.	Yes	May 23, 2006
124.	Telemanagement Systems, Inc.	Yes	May 11, 2006
124.	Telemanagement Systems, Inc.	Yes	May 11, 2006
125.	Telephone Restoration Network, Inc. d/b/a Telnet, Inc.	No	
126.	Tellis, LLC	No	

	Company Name	Report Received Yes or No	If yes, Date Received
127.	Telmex USA, LLC	No	
128.	Telrite Corporation	Yes	June 9, 2006
129.	Threshold Communications, Inc.	Yes	May 2, 2006
130.	Time Warner Telecom of Washington, LLC	No	
131.	Toledo Telenet Long Distance Company	Yes	May 2, 2006
132.	Toledo Telephone Co., Inc.	Yes	May 2, 2006
133.	TON Services, Inc.	No	
134.	Total Call International, Inc.	Yes	May 9, 2006
135.	Touchtone Communications, Inc.	Yes	May 18, 2006
136.	Tri-M Communications, Inc. d/b/a TMC Comm	Yes	May 9, 2006
137.	Uni-Tel Communications Group, Inc.	Yes	May 8, 2006
138.	Universal Access, Inc.	No	
139.	US LEC Communications, Inc.	Yes	May 16, 2006
140.	Value-Added Communications, Inc.	Yes	May 23, 2006
141.	Vanco Direct USA, LLC	Yes	June 9, 2006
142.	VarTec Telecom, Inc. d/b/a VarTec Telecom and Clear Choice Communications & Telephone Express	No	
143.	VCI Company	No	
144.	Verizon Northwest Inc.	Yes	May 2, 2006
145.	W2COM International, LLC	No	
146.	Western CLEC Corporation	No	
147.	Westgate Communications, LLC d/b/a WeavTel	Yes	May 4, 2006
150.	Wholesale Carrier Services, Inc.	Yes	May 5, 2006
151.	Wilshire Connection, LLC	No	
152.	Winstar Communications, LLC	No	
153.	WTI, LLC	Yes	May 3, 2006
154.	Yak Communications (America) Inc.	Yes	May 3, 2006
155.	Yipes Enterprise Services, Inc.	Yes	May 2, 2006