

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of

PENALTY ASSESSMENT AGAINST  
TEL WEST COMMUNICATIONS, LLC,  
in the amount of \$143,100.00

DOCKET NO. UT-040572

COMMISSION STAFF'S  
MOTION FOR ADJUDICATION

1           On July 9, 2004, Tel West Communications, LLC, (Tel West) submitted an application for mitigation of penalties in response to the \$143,100.00 penalty assessment the Commission imposed on June 23, 2004. Pursuant to WAC 480-07-370(1)(c), Commission Staff will file contemporaneously with this motion a response to Tel West's application. Staff respectfully requests the Commission commence an adjudication regarding this matter pursuant to RCW 80.04.405.

2           Under WAC 480-07-610(1)(e), the Commission may use a brief adjudicative proceeding to resolve a petition for mitigation of penalty assessments issued under RCW 80.04.405. A brief adjudicative proceeding would provide the parties with adequate opportunity to present their respective positions. In addition, participation of

persons other than the parties is not required in this case to protect the public interest.

RCW 34.05.482; WAC 480-07-610(1)(e).

DATED this 4th day of August 2004.

CHRISTINE O. GREGOIRE  
Attorney General

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