



**STATE OF WASHINGTON**  
**UTILITIES AND TRANSPORTATION COMMISSION**  
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April 18, 2018

**NOTICE WAIVING PENALTY**

RE: *Washington Utilities and Transportation Commission v. East County Senior Center*,  
Docket TN-170157

TO ALL PARTIES:

On March 15, 2017, the Washington Utilities and Transportation Commission (Commission) issued a penalty assessment notice (Penalty Assessment) against East County Senior Center (ECSC or Company) for violations of Washington Administrative Code (WAC) 480-31. The Penalty Assessment assessed a penalty of \$9,800 against ECSC.

On April 3, 2017, ECSC filed a request for mitigation. The Company included with its request documentary evidence demonstrating that it had corrected the violations at issue. ECSC explained that it was unaware of Commission safety requirements prior to the compliance review. On April 7, 2017, Commission staff (Staff) filed a response opposing the Company's request for mitigation. In light of the Company's nonprofit status, however, Staff recommended that the Commission suspend an \$8,000 portion of the penalty for one year, and then waive it, subject to the following conditions: 1) ECSC must pay the remaining \$1,800 penalty, and 2) ECSC may not incur any repeat violations during the suspension period.

On April 13, 2017, the Commission entered Order 01, Imposing and Suspending Penalties (Order 01). Order 01 imposed a penalty of \$9,800 against ECSC, an \$8,000 portion of which was suspended for one year, subject to the following conditions:

- a) ECSC may not incur any repeat violations of critical regulations upon re-inspection in one year.
- b) ECSC must either pay the \$1,800 portion of the penalty that was not suspended or file jointly with Staff a mutually agreeable arrangement no later than April 27, 2017.

ECSC paid the \$1,800 remaining portion of the penalty in full on April 21, 2017.

On April 9, 2018, Staff filed a letter in this docket informing the Commission that it had re-inspected ECSC and found no repeat violations. Staff recommended that the \$8,000 suspended portion of the penalty be permanently waived.

The Commission has reviewed the record in this docket and agrees that ECSC has complied with the conditions of Order 01. The Commission therefore waives the suspended penalty and closes the docket.

**STEVEN V. KING**  
Executive Director and Secretary