

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of Penalty Assessment) DOCKET TV-060415
Against BILL’S TRANSFER, INC., in the)
Amount of \$100.00) ORDER 01
)
)
) ORDER DENYING MITIGATION
.....)

1 This matter involves a Commission penalty assessment against Bill’s Transfer, Inc., for using a “doing-business” name that the Commission had not authorized. The Commission served the penalty assessment on May 31, 2006. Respondent timely petitioned for mitigation of the penalty but did not request a hearing. Commission Staff opposes mitigation.

2 In the petition for mitigation, the respondent argues that it has destroyed misprinted envelopes and that its attorney advised that certain use of names was permitted. The penalty assessment stated that, at the suggestion of a commission field agent, the respondent did file an application with the Commission to use the dba, but that the Commission dismissed it after notifying the Petitioner that the requested dba was not registered with principal registering agency.

3 The Commission denies the petition. Commission Staff supported mitigation of the penalty if the carrier comes into compliance. That does not seem proper here. The carrier has apparently not yet complied with basic requirements of name registration and it is not yet clear that it properly uses the name or names under which it is registered.

4 Staff has counseled petitioner and notified it repeatedly about the need to use only Commission-authorized names, precisely as the Commission has approved their use. This is important to the Commission because of its need to identify carriers for regulatory purposes from the information the carriers provide to the public. Only when that information is accurate can the Commission respond quickly and easily to public and carrier concerns.

- 5 We urge the carrier to get its paperwork in order and ensure that it use names precisely, so the regulatory agencies and the public have no confusion about who it is. Doing so will enable the company to avoid any future penalties.
- 6 It is so ordered.

DATED at Olympia, Washington, and effective July 10, 2006.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN
Executive Secretary

NOTICE TO PARTIES: This is a final order of the Commission. In addition to judicial review, administrative relief may be available through a petition for reconsideration, filed within 10 days of the service of this order pursuant to RCW 34.05.470 and WAC 480-07-850, or a petition for rehearing pursuant to RCW 80.04.200 or RCW 81.04.200 and WAC 480-07-870.