

[Service date September 30, 2014]

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND	)	DOCKET UT-143237
TRANSPORTATION COMMISSION,	)	
	)	
Complainant,	)	COMPLAINT FOR REVOCATION
	)	OF REGISTRATION FOR FAILURE
v.	)	TO PAY REGULATORY FEES AND
	)	FAILURE TO FILE ANNUAL
	)	REPORT; and
ETHOS COMMUNICATIONS GROUP,	)	
INC., GO SOLO TECHNOLOGIES, INC.,	)	
IBFA ACQUISITION COMPANY, LLC,	)	
INMATE COMMUNICATIONS	)	NOTICE OF HEARING
CORPORATION, NET TALK.COM,	)	(Set for November 18, 2014,
INC., TCAST COMMUNICATIONS,	)	at 9:30 a.m.)
INC., TELECARE, INC.,	)	
	)	
Respondents.	)	
.....	)	

1 **Synopsis:** *The Commission seeks revocation of the registrations of telecommunications companies that have failed to pay regulatory fees as required by RCW 80.24.010 and failed to file an annual report as required by RCW 80.04.080.*

2 **Proceedings:** Telecommunications companies registered with the Washington Utilities and Transportation Commission (Commission) must file annual reports setting forth company operations during the preceding year. In addition, these telecommunications companies must pay annual regulatory fees to the Commission. Annual reports and regulatory fees are due on or before May 1.

3 Each year, in advance of this deadline, the Commission distributes annual report forms to all registered telecommunications companies. Incorporated into the annual report form is a regulatory fee calculation schedule, which provides companies with step-by-step assistance in calculating their regulatory fees.

4 On February 28, 2014, the Commission mailed an annual report form to the address on record with the Commission for each registered telecommunications company,

including Ethos Communications Group, Inc., Go Solo Technologies, Inc., IBFA Acquisition Company, LLC, Inmate Communications Corporation, Net Talk.com, Inc., Teast Communications, Inc., and Telecare, Inc. (collectively “the Companies”). A search of Commission records indicates that each of the Companies failed to file an annual report and remit a regulatory fee. Accordingly, Commission Staff (Staff)<sup>1</sup> asks the Commission to issue this Complaint seeking revocation of each company’s registration for violation of the reporting and regulatory fee requirements of RCW 80.24.010, RCW 80.04.080, and WAC 480-120-382.

## I. COMPLAINT

5 The Commission on its own motion, and through its Staff, alleges as follows:

6 Every public service company subject to regulation by the Commission is required to file an annual report that sets forth the company’s operations during the preceding year. RCW 80.04.080.

7 In addition, every public service company subject to regulation by the Commission must pay a regulatory fee each year on or before the date specified by the Commission. RCW 80.24.010.

8 The term “public service company” includes every telecommunications company. RCW 80.04.010.

9 Commission rules require all telecommunications companies to file annual reports and pay regulatory fees by May 1. WAC 480-120-382 (competitively classified companies); WAC 480-120-385 (companies not classified as competitive).

10 The Commission may revoke the registration of a telecommunications company for failure to file an annual report or pay regulatory fees. WAC 480-121-060.

11 Staff conducted its yearly compliance review of annual report and regulatory fee filings for telecommunications companies registered with the Commission. This review generated a list of companies that had failed to pay regulatory fees for 2014 or

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<sup>1</sup> In formal proceedings, such as this, the Commission’s regulatory staff participates like any other party, while the Commissioners make the decision. To assure fairness, the Commissioners, the presiding administrative law judge, and the Commissioners’ policy and accounting advisors do not discuss the merits of this proceeding with the regulatory staff, or any other party, without giving notice and opportunity for all parties to participate. *See* RCW 34.05.455.

failed to submit 2013 annual reports. Those companies that still have not paid 2014 regulatory fees or filed 2013 annual reports are named as respondents in this complaint.

- 12 Ethos Communications Group, Inc. (Ethos) is a public service company as defined in RCW 80.04.010. Ethos is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Ethos failed to pay the required regulatory fees and file the annual report due on May 1, 2014.
- 13 Go Solo Technologies, Inc. (Go Solo) is a public service company as defined in RCW 80.04.010. Go Solo is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Go Solo failed to pay the required regulatory fees and file the annual report due on May 1, 2014.
- 14 IBFA Acquisition Company, LLC (IBFA) is a public service company as defined in RCW 80.04.010. IBFA is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that IBFA failed to pay the required regulatory fees and file the annual report due on May 1, 2014.
- 15 Inmate Communications Corporation (Inmate Communications) is a public service company as defined in RCW 80.04.010. Inmate Communications is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Inmate Communications failed to pay the required regulatory fees and file the annual report due on May 1, 2014.
- 16 Net Talk.com, Inc. (Net Talk) is a public service company as defined in RCW 80.04.010. Net Talk is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Net Talk failed to pay the required regulatory fees and file the annual report due on May 1, 2014.
- 17 Tcast Communications, Inc. (Tcast) is a public service company as defined in RCW 80.04.010. Tcast is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's

files and records, it appears that Tcast failed to pay the required regulatory fees and file the annual report due on May 1, 2014.

18 Telecare, Inc. (Telecare) is a public service company as defined in RCW 80.04.010. Telecare is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Telecare failed to pay the required regulatory fees and file the annual report due on May 1, 2014.

19 In sum, the foregoing eight Companies have failed to remit 2014 regulatory fees and file 2013 annual reports.

## II. REQUEST FOR RELIEF

20 Staff asks the Commission to find that the Companies failed to comply with RCW 80.24.010, RCW 80.04.080, and WAC 480-120-382 by failing to pay 2014 regulatory fees and file 2013 annual reports.

21 Staff requests that the Commission, pursuant to its authority in WAC 480-121-060, revoke the registrations of respondent telecommunications companies.

## III. PROBABLE CAUSE

22 Based on a review of the Declaration of Amy Andrews regarding her investigation of Commission records pertaining to the submission of annual reports and regulatory fees by telecommunications companies, and consistent with RCW 80.01.060 and WAC 480-07-307, the Commission finds probable cause exists to issue this Complaint.

## IV. NOTICE OF HEARING

23 **NOTICE IS HEREBY GIVEN that a hearing in this matter will be held on November 18, 2014, at 9:30 a.m., in Room 206, Second Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.** If you are unable to attend the hearing in person, you may attend via the Commission's teleconference bridge line at **360-664-3846**. Please appear on the teleconference bridge five minutes before the conference is scheduled to begin.

24 The Commission will hear this matter under the Administrative Procedure Act (APA) at RCW 34.05, including but not limited to RCW 34.05.413, RCW 34.05.422, RCW 34.05.434, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. The Commission also will follow its procedural rules in WAC 480-07 in this proceeding, including but not limited to WAC 480-07-145, WAC 480-07-150, WAC 480-07-305, WAC 480-07-440, WAC 480-07-450, WAC 480-07-470, WAC 480-07-490, and WAC 480-07-495. The Commission has jurisdiction over this matter pursuant to RCW 80.01.040, RCW 80.04.80, RCW 80.04.110, RCW 80.04.160, RCW 80.04.470, and RCW 80.24.010, and pursuant to RCW 80.36 and WAC 480-121.

25 **THE COMMISSION GIVES FURTHER NOTICE that any party who fails to attend or participate in the hearing set by this notice, or any other stage of this proceeding, may be held in default in accordance with RCW 34.05.440 and WAC 480-07-450.**

26 If any party or witness needs an interpreter or other assistance, please fill out the form attached to this notice and return it to the Commission.

27 The names and mailing addresses of all known parties and their known representatives are as follows:

Complainant: Washington Utilities and  
Transportation Commission  
1300 S. Evergreen Park Drive S.W.  
PO Box 47250  
Olympia, WA 98504-7250

Representative: Jennifer Cameron-Rulkowski  
Assistant Attorney General  
1400 S. Evergreen Park Drive S.W.  
P.O. Box 40128  
Olympia, WA 98504-0128  
(360) 664-1186

Respondent: Ethos Communications Group, Inc.  
728 Cypress Ave  
Hermosa Beach, CA 90254

Respondent: Go Solo Technologies, Inc.  
10701 Danka Way N, Suite 100  
St. Petersburg, FL 33716

5410 Mariner St., Ste. 175  
Tampa, FL 33609-3434

Respondent: IBFA Acquisition Company, LLC  
PO Box 26328  
San Francisco, CA 94126

Respondent: Inmate Communications Corporation  
31127 Via Colinas  
Westlake Village, CA 91362

Respondent: Net Talk.com, Inc.  
1080 NW 163rd Dr  
Miami Gardens, FL 33169

Respondent: Tcast Communications, Inc.  
25115 Avenue Stanford, Suite B210  
Valencia, CA 91355

Respondent: Telecare, Inc.  
444 Lafayette Rd.  
Noblesville, IN 46060

PMB 232, 175 Logan St. #232  
Noblesville, IN 46060-1437

28 Rayne Pearson is appointed as the Administrative Law Judge from the Utilities and Transportation Commission's Administrative Law Division, 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-7250, and will preside at the hearing.

- 29 Notice of any other procedural phase will be given in writing or on the record as the Commission may deem appropriate during the course of this proceeding.

DATED at Olympia, Washington, and effective September 30, 2014.

**WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

**GREGORY J. KOPTA**  
Director, Administrative Law Division

Inquiries may be addressed to:

Executive Director and Secretary  
Washington Utilities and  
Transportation Commission  
Richard Hemstad Building  
1300 S. Evergreen Park Drive S.W.  
P. O. Box 47250  
Olympia, WA 98504-7250  
(360) 664-1160

**NOTICE**

PLEASE NOTE: The hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and, if limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

The information needed to provide an appropriate interpreter or other assistance should be stated below and returned to Washington Utilities and Transportation Commission, Attention: Steven V. King, 1300 S. Evergreen Park Drive SW, P.O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket: \_\_\_\_\_

Case Name: \_\_\_\_\_

Hearing Date: \_\_\_\_\_ Hearing Location: \_\_\_\_\_

Primary Language: \_\_\_\_\_

Hearing Impaired: (Yes)\_\_\_\_\_ (No)\_\_\_\_\_

Do you need a certified sign language interpreter?

Visual\_\_\_\_\_ Tactile\_\_\_\_\_

Other type of assistance needed: \_\_\_\_\_

English-speaking person who can be contacted if there are questions:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone No.: (\_\_\_\_) \_\_\_\_\_