**BEFORE THE WASHINGTON**

**UTILITIES AND TRANSPORTATION COMMISSION**

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| In the Matter of the Petition of  ROCHE HARBOR WATER SYSTEM,    Petitioner,  Seeking Exemption from the Provisions of WAC 480-110-505 Requiring Water Companies to File the 2013 Annual Report by May 1, 2014  . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . | ) ) ) ) ) ) ) ) ) ) )  ) | DOCKET UW-140773  ORDER 01  ORDER DENYING EXEMPTION FROM RULE FOR ADDITIONAL TIME TO FILE ANNUAL REPORT |

## **BACKGROUND**

1. On May 1, 2014, Roche Harbor Water System (Roche Harbor or Company) filed with the Washington Utilities and Transportation Commission (Commission) a petition requesting an extension of time to file its 2013 annual report pursuant to WAC 480-110-505. According to Roche Harbor, it is unable to prepare the report due to needing additional time in order to file a complete and accurate report. Roche Harbor requests an extension of time until July 1, 2014.
2. WAC 480-110- 505(4) states that the Commission may grant an extension of time allowing a company to file its annual report after the May 1 due date if the Commission receives a request for extension before May 1.
3. Commission Staff reviewed the request and recommended denying Roche Harbor’s request for exemption because the Commission did not receive the request prior to

May 1.

### FINDINGS AND CONCLUSIONS

1. (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate the rates, rules, regulations, practices, accounts, securities, transfers of property and affiliated interests of public service companies, including water companies. RCW 80.01.040, RCW 80.04, RCW 80.08, RCW 80.12, RCW 80.16 and RCW 80.28.
2. (2) Roche Harbor is a water company and a public service company subject to Commission jurisdiction.
3. (3) Roche Harbor is subject to WAC 480-110-505, which requires water companies to file an annual report by May 1 of each year.
4. (4) Under WAC 480-110-505(4), the Commission may grant an extension of time allowing the Company to file its annual report after the May 1 due date if the Commission receives a request for extension before May 1.
5. (5) This matter came before the Commission at its regularly scheduled meeting on May 29, 2014.
6. (6) After review of the petition filed in Docket UW-140773 by Roche Harbor on

May 1, 2014, and giving due consideration, the Commission finds that the exemption is not consistent with the purposes underlying the regulation and applicable statutes and should be denied.

## **O R D E R**

**THE COMMISSION ORDERS:**

1. (1) The request by Roche Harbor Water System for an exemption from WAC 480-110-505 and for an extension until July 1, 2014, to file its 2013 annual report is denied.
2. (2) Failure by Roche Harbor Water System to file its 2013 annual report may result in the Commission invoking RCW 80.04.405, which allows the Commission to assess penalties for violations of statute, rule, and Commission orders.
3. (3) The Commission retains jurisdiction over the subject matter and Roche Harbor Water System to effectuate the provisions of this Order.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective May 29, 2014.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING, Executive Director and Secretary