

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of)	DOCKET UT-150647
)	
AMERIVISION)	
COMMUNICATIONS, INC.)	ORDER 01
)	
Petitioner,)	
)	ORDER GRANTING EXEMPTION
Seeking Exemption from the)	FROM RULE; GRANTING
Provisions of WAC 480-120-382)	COMPANY ADDITIONAL TIME TO
Requiring Competitively Classified)	FILE ANNUAL REPORT
Telecommunications Companies to)	
File the 2014 Annual Report no later)	
than May 1, 2015)	
.....)	

BACKGROUND

- 1* On April 23, 2015, Amerivision Communications, Inc., (Amerivision Communications or Company) filed with the Washington Utilities and Transportation Commission (Commission) a petition for an extension of time to file its annual report for 2014 as required by [WAC 480-120-382](#). According to Amerivision Communications, it is unable to prepare the report due to year-end financial statements that will not be finalized and approved by the due date. Amerivision Communications seeks an extension until July 1, 2015. The Company understands that the annual regulatory fee must be filed and paid on or before May 1, 2015.
- 2* Commission Staff reviewed the request and recommends granting Amerivision Communications’ request for exemption.

FINDINGS AND CONCLUSIONS

- 3* (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate public service companies, including competitively classified telecommunications companies. [RCW 80.01.040](#), [RCW 80.04](#) and [RCW 80.36](#).
- 4* (2) Amerivision Communications is a competitively classified telecommunications company and a public service company subject to Commission jurisdiction.

- 5 (3) Amerivision Communications is subject to [WAC 480-120-382](#), which requires competitively classified telecommunications companies to file an annual report no later than May 1 of each year.
- 6 (4) Under [WAC 480-120-015](#), the Commission may grant an exemption from any rule in [WAC 480-120](#), if consistent with the public interest, the purposes underlying regulation and applicable statutes. See also [WAC 480-07-110](#).
- 7 (5) This matter came before the Commission at its regularly scheduled meeting on April 30, 2015.
- 8 (6) After review of the petition in Docket UT-150647 by Amerivision Communications filed on April 23, 2015, and giving due consideration, the Commission finds that the exemption is in the public interest and is consistent with the purposes underlying the regulation and applicable statutes and should be granted.

O R D E R

THE COMMISSION ORDERS:

- 9 (1) The request by Amerivision Communications, Inc., for an exemption from [WAC 480-120-382](#) and for an extension until July 1, 2015, to file its 2014 annual report is granted.
- 10 (2) Failure by Amerivision Communications, Inc., to file its annual report by July 1, 2015, may result in the Commission invoking [RCW 80.04.405](#), which allows the Commission to assess penalties for violations of statute, rules and Commission orders.
- 11 (3) The Commission retains jurisdiction over the subject matter and Amerivision Communications, Inc., 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 April 30, 2015.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING, Executive Director and Secretary