

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of  
  
THRESHOLD COMMUNICATIONS, INC.,  
  
Petitioner,  
  
Seeking Exemption from the Provisions of  
WAC 480-120-382 Requiring Competitively  
Classified Telecommunications Companies  
to File the 2015 Annual Report no later than  
May 1, 2016

DOCKET UT-160313

ORDER 01

ORDER GRANTING EXEMPTION  
FROM RULE; GRANTING COMPANY  
ADDITIONAL TIME TO FILE  
ANNUAL REPORT

**BACKGROUND**

- 1 On March 16, 2016, Threshold Communications, Inc. (Threshold 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 2015 as required by WAC 480-120-382. According to Threshold 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. Threshold Communications seeks an extension until July 1, 2016. The Company understands that the annual regulatory fee must be paid on or before May 1, 2016.
- 2 Commission Staff reviewed the request and recommends granting 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) Threshold Communications is a competitively classified telecommunications company and a public service company subject to Commission jurisdiction.
- 5 (3) Threshold 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 7, 2016.
- 8 (6) After review of the petition in Docket UT-160313 by Threshold Communications  
filed on March 16, 2016, 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 Threshold Communications, Inc. for an exemption from WAC 480-  
120-382 and for an extension until July 1, 2016, to file its 2015 annual report is  
granted.
- 10 (2) Failure by Threshold Communications, Inc. to file its annual report by July 1,  
2016, 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 Threshold  
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 7, 2016.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING, Executive Director and Secretary