



Bob Ferguson

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Utilities and Transportation Division

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Via Electronic and United States Mail

January 14, 2016

Steven V. King, Executive Director and Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Dr. S.W.
P.O. Box 47250
Olympia, Washington 98504-7250

RE: *In the Matter of a Penalty Assessment Against BREMERTON-KITSAP AIRPORTER,
in the amount of \$1,000.00*
Docket TE-150531

Dear Mr. King:

The Washington Utilities and Transportation Commission (UTC or Commission) issued a penalty assessment against Bremerton-Kitsap Airporter, Inc., on June 10, 2015. That penalty became Docket TE-150531. The Company contested the penalty assessment and had an opportunity to present evidence on its behalf through June 2015. Commission Staff also presented argument and evidence during that time. On June 30, 2015, the Commission issued an Order upholding the penalty assessment, noting that the evidence the Company provided actually further supported the finding of violations.

On July 6, 2015, the Company requested the Commission review its order in Docket TE-150531. The Commission Staff filed an answer to Bremerton-Kitsap's request for review of that order. On August 5, 2015, the Commission issued Order 02 in Docket TE-150531, which upheld the Commission's Initial Order assessing a \$1,000 penalty against Bremerton-Kitsap. Order 02 contains a discussion of the relevant procedural history, evidence presented, and the Commission's final determination. Order 02 is the Commission's final order in Docket TE-150531. Neither Bremerton-Kitsap Airporter, Inc. nor its representatives appealed the Commission's final determination.

Several months after the Company's penalty became past due, Bremerton-Kitsap sent multiple letters to various Commission employees and representatives. Those letters accuse the UTC of ignoring "documentary proof" of the Company's innocence and "'dogging' this matter." The Company's letters also include statements about sending "additional

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documents from this file for Commissioner Rendahl's review" and declaring an "appeal" of the UTC's decision to assign the past-due penalty amount to collections. A subsequent letter from Bremerton-Kitsap then asked "who is responsible" for the Company receiving a collections notice for the past-due penalty. Bremerton-Kitsap also instructed the UTC to "direct its concerns" over the Company's refusal to pay the penalty at a Commission employee.

The Commission has issued a final order. Bremerton-Kitsap Airporter, Inc. did not timely or properly file an appeal of that order. The Commission's penalty assessment is thus final. The matter is closed, and letters to UTC staff members or representatives do not alter the Company's obligation to pay the \$1,000 penalty assessment in Docket TE-150531. Any further communication from the Company on this matter will continue to serve no substantive purpose.

Sincerely,

A handwritten signature in black ink, appearing to read 'Brett P. Shearer', written over a printed name.

BRETT P. SHEARER
Assistant Attorney General

BPS:klg
Enclosures

cc: David Pratt, Assistant Director, Transportation Safety
Richard Asche, President, Bremerton-Kitsap Airporter