

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of)	DOCKET UT-060656
)	
INTELLIGENT COMMUNITY)	ORDER 01
SERVICES, INC.)	
)	
Petitioner,)	
)	
Seeking Exemption from the)	
Provisions of WAC 480-120-382)	
Requiring Competitively Classified)	ORDER GRANTING EXEMPTION
Telecommunications Companies to)	FROM RULE; GRANTING COMPANY
File the 2005 Annual Report no later)	ADDITIONAL TIME TO FILE
than May 1, 2006.)	ANNUAL REPORT
.....)	

BACKGROUND

- 1 On April 25, 2006, Intelligent Community Services, Inc. (ICS) filed with the Commission a petition for an extension of time to file its annual report for 2005 as required by WAC 480-120-382. According to the Company, it is unable to prepare the report due to difficulties in separating its Washington and Oregon operations. The Company seeks an extension until May 17, 2006.
- 2 Commission Staff reviewed the request and recommended granting ICS's 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, Chapter 80.04 RCW and Chapter 80.36 RCW.*
- 4 (2) ICS is a competitively classified telecommunications company and is a public service company subject to the jurisdiction of the Commission.
- 5 (3) ICS is subject to the provisions of RCW 80.04.080 and WAC 480-120-382, requiring competitively classified telecommunications companies to file an annual report no later than May 1st of each year.

- 6 (4) WAC 480-120-015 provides that the Commission may grant an exemption from the provisions of any rule in Chapter 480-120 WAC, if consistent with the public interest, the purposes underlying regulation and applicable statutes.
- 7 (5) This matter came before the Commission at its regularly scheduled meeting on May 17, 2006.
- 8 (6) After review of the petition filed in Docket UT-060656 by ICS on April 25, 2006, and giving due consideration, the Commission finds that the exemption is reasonable and should be granted.

ORDER

THE COMMISSION ORDERS:

- 9 (1) The exemption sought by Intelligent Community Services, Inc. for an extension until May 17, 2006, to file its 2005 annual report is granted.
- 10 (2) Failure by Intelligent Community Services, Inc. to file its annual report by May 17, 2006, may result in the Commission invoking provisions of Chapter 80.04 RCW that provide for penalty assessments.
- 11 (3) The Commission retains jurisdiction over the subject matter and Intelligent Community Services, 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 May 17, 2006.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Executive Secretary