RECEIVED

MAR 1 0 2009

WASH, UT. & TP. COMM

March 5, 2009

Washington Utilities and Transportation Commission P.O. Box 47250 Olympia, WA 98504

Dear Sheri Hoyt,

Per my conversation with Carlene Hughes explaining my circumstance. David Mandelas DBA The Partybus stopped operation June 30, 2008. My insurance policy cancelled September 2008. I assumed my charter certificate would automatically cancel because of the lack of Form E filling and there was no need for further action on our part. Along with my move from Yakima to Poulsbo with two address changes was unable to receive my mail in a timely fashion. Thank you for your review of my case and please consider excusing me of all penalties.

Sincerely,
Wandelles

David Mandelas

David Mandelas DBA The Party Bus 22200 Seavista Dr. NE Poulsbo, WA 98370 360.550.5201

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

NOTICE OF PENALTIES INCURRED AND DUE FOR VIOLATIONS OF LAWS AND RULES

PENALTY ASSESSMENT: TE-090232

PENALTY AMOUNT: \$100

DAVID MANDELAS D/B/A THE PARTY BUS PMB 263 19689 7th AVENUE POULSBO, WASHINGTON 98370-7351

The Commission believes that you have committed a violation of Washington Administrative Code (WAC) 480-30-071 which requires charter and excursion carriers to file annual reports with the Commission by December 31 each year. You are classified as such a company. Commission records show that you did not make the filing by the required date of December 31, 2008. Revised Code of Washington (RCW) 81.04.405 allows penalties of \$100 for every such violation. Each and every such violation shall be a separate and distinct offense and, in the case of a continuing violation, every day's continuance shall be and be deemed to be a separate and distinct violation.

As a result, the Commission hereby notifies you that it has assessed penalties against you in the amount \$100, as follows:

On November 20, 2008, the commission mailed 2008 Annual Safety Report forms and 2009 Regulatory Fee packets to charter and excursion carriers registered in Washington State. A letter from Executive Director and Secretary David W. Danner instructed companies to file annual safety reports and pay regulatory fees by December 31, 2008. Further, the letter stated failure to file the annual safety report by December 31 would result in a penalty and possible cancellation of the company's permit to operate in Washington. Those companies wishing to request an extension to file the annual safety report were asked to do so prior to December 31, providing a reason for the requested extension. You did not request an extension.

On January 23, 2009, the commission sent letters to those companies that had not yet filed their reports. The letter, signed by David W. Danner, gave an extension to companies to file their reports by January 31, 2009. In the letter, Mr. Danner stated the commission would not seek to penalize any company with a report received postmarked by January 31, 2009.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT TE-090232

PLEASE NOTE: You must complete and sign this document, and send it to the Commission within 15 days after you receive the penalty assessment. Use additional paper if needed.

I have read and understand RCW 9A.72.020 (printed below), which states that making false statements under oath is a class B felony. I am over the age of 18, am competent to testify to the matters set forth below and I have personal knowledge of those matters. I hereby make, under oath, the following statements.

- [] 1. Payment of penalty. I admit that the violation occurred and enclose \$100 in payment of the penalty.
- [] 2. Request for a hearing. I believe that the alleged violation did not occur, based on the following information, and request a hearing for a decision by an administrative law judge:
- [] 3. Application for mitigation. I admit the violation, but I believe that the penalty should be reduced for the reason(s) set out below.
 [] a) I ask for a hearing for a decision by an administrative law judge
 - OR [1] a) I ask for a hearing for a decision by an administrative law judge

 OR [1] b) I waive a hearing and ask for an administrative decision on the information

 I present here: Please See Attached Letter.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing, including information I have presented on any attachments, is true and correct.

Dated: $3(5/09)$	[month/day/year], at	Pauls 60, WA	[city, state]
David Mandelas	DBA The Party bu	S. Want M	andele
Name of Respondent (co	mpany) – please print	Signature of Applic	cant

RCW 9A.72.020:

"Perjury in the first degree. (1) A person is guilty of perjury in the first degree if in any official proceeding he makes a materially false statement which he knows to be false under an oath required or authorized by law. (2) Knowledge of the materiality of the statement is not an element of this crime, and the actor's mistaken belief that his statement was not material is not a defense to a prosecution under this section. (3) Perjury in the first degree is a class B felony."

RELEASE OF AUTHORITY FOR CANCELLATION

TO: Washington Utilities and Transportation Commission

Licensing Services

Olympia, WA 98504-7 (360) 664-1222 or fa		81	
The undersigned, holder of Permit/certificate number(s):	G	c - 449	CH/ES
	CCOTHER	HG	• •••
Does hereby declare that the a surrendered to the Commissio certificate, if available) U tune Mandella	n for cancellation	nger being used n. (Attach origir	and is hereby nal permit or
SIGNATURE OF CARRIER			3/5/09 DATE
David Mandelas NAME OF CARRIER (Please)	· · · · · · · · · · · · · · · · · · ·	Partybus	3
22200 Sequisi	4, Dr.	NE.	
Paulsho WA.	98370		
CITY-STATE-ZIP BM 360-SS0	-S201		
(AREA CODE) - PHONE NUM	BER		

CHARTER & EXCURSION CARRIERS ANNUAL SAFETY REPORT

MC-

DOT-

CH-449 ES-

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TABE UE D	NVMENT - DA NAT CE										
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	Money Order			asterCard		Credit (•	
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Original to be mailed to the Washington Utilities and Transportation Commission, PO Box 47250, Olympia, WA 98504-7250
Web Site: <u>www.utc.wa.gov</u> Telephone: (360) 664-1237

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1. W	Vashington Unified Business Identifier (UBI) No.: f you do not know your UBI No. please contact the Departmen	602 004	603) 664-1400)				
2. C	(If you do not know your UBI No. please contact the Department of Licensing at (360) 664-1400) 2. Current insurance company: Supplie Fire & Waring Insurance company:						
3. Ir	nsurance policy number: <u>Cムーろみの</u> 9S()	* Cancel ec	1XX				
4. N	lumber of recordable intrastate and interstate accid	ents in 2008.					
	include the total recordable accidents for both intrastate excursion operations based in Washington.)	and interstate passe	enger				
An o	Recordable Accidents occurrence involving a commercial vehicle on a public road in interstate or intrastate commerce that resulted in:	Intrastate	Interstate				
	A fatality.						
	An injury to a person requiring immediate treatment away from the scene of the accident.						
C.	Disabling damage to a vehicle, requiring it to be towed from the accident scene.						
Tota	al number of recordable accidents	0	0				
5. T	otal operating miles for the year 2008:						
<u>Intras</u>	state <u>6949</u> Interstate <u>Constant State:</u> Trips that operate exclusively within the state of Washington	•					
6. Did you provide charter bus operations for any Washington school districts during 200 ☐ Yes 🧸 No							
	CERTIFICATION	ON					
it is in	r penalty of perjury, I certify that I have examined the all respects a true and correct statement of the busy of the mandels for the period January any name) DSA The Partylovs	siness and affairs	of				
Name	e (Printed): David Mandelas ature: Wandles	Title: OWNEC	<u> </u>				
Signa	iture: Want Mandles						
Date	signed: <u>3/5/09</u>						
1							

Keep a copy of the completed report for your records.

End of safety report.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION P.O. Box 47250 Olympia, WA 98504-7250

CHARTER AND EXCURSION REGULATORY FEE CALCULATION SCHEDULE To child the North W. D. didies

	Company Name David Manacers DBA rul Farty 1005	Regulatory fee year		r 2009
	In accordance with RCW 81.70.350, the commission requires charter and excursion companies to file reposition of the number of vehicles operated by the company in intrastate commerce at any time during the calend and pay the sum of \$25 annually for each vehicle operated. Every company subject to regulation shall file commission a statement under oath and pay to the commission a fee as calculated below.	lar year		
1	Total number of vehicles used for intrastate charter or excursion operations during the year		1	0
2	Total regulatory fee due (enter amount from line 1) 2	x 25.00	= \$	
	There is a minimum fee of \$25.00	Agency Use	Only 0	01-111-02-68-232-01
	Complete Lines 3 through 6 if filing after December 31			
3	Penalties on regulatory fees filed after December 31		3	
За	Total penalties on regulatory fees due (enter amount from line 2) 3a \$	x .02 (2%)	= \$	
4	Interest on regulatory fees filed after December 31		4	
4a	Amount from line 2 x number of months past December x .01 (1%) =		4a \$	
5	Total penalties and interest due (add lines 3a and 4a)		5 \$	
		Agency Use	Only: 0	01-111-02-68-232-11
6	Total regulatory, penalty and interest fees due (add lines 2 and 5)		6 \$	0
	If you have questions about calculating your regulatory fee, penalties or interest, contact Rae L	ynn Carnes		

at (360) 664-1152 or rcarnes@utc.wa.gov.