

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

In the Matter of the Petition of)	DOCKET UT-110785
)	
CASCADE NETWORKS, INC.,)	ORDER 01
)	
Petitioner,)	
)	
Seeking Exemption from the Provisions)	
of WAC 480-120-382 Requiring)	
Competitively Classified)	ORDER GRANTING EXEMPTION
Telecommunications Companies to File)	FROM RULE; GRANTING COMPANY
the 2010 Annual Report no later than)	ADDITIONAL TIME TO FILE
May 1, 2011)	ANNUAL REPORT
.....)	

BACKGROUND

- 1 On April 29, 2011, Cascade Networks, Inc. (Cascade or Company), filed with the Washington Utilities and Transportation Commission (Commission) a petition for an extension of time to file its annual report for 2010 as required by [WAC 480-120-382](#). According to Cascade, it must obtain a legal opinion regarding this filing as it pertains to the Company’s current operations. Cascade seeks an extension until May 29, 2011.
- 2 Commission Staff reviewed the request and recommends granting Cascade’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, RCW 80.04 and RCW 80.36.*
- 4 (2) Cascade is a competitively classified telecommunications company and a public service company subject to Commission jurisdiction.
- 5 (3) Cascade 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 May 12, 2011.
- 8 (6) After review of the petition in Docket UT-110785 by Cascade filed on April 29, 2011, 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 Cascade Networks, Inc., for an exemption from WAC 480-120-382 and for an extension until May 29, 2011, to file its 2010 annual report is granted.
- 10 (2) Failure by Cascade Networks, Inc., to file its annual report by May 29, 2011, 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 Cascade Networks, 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 12, 2011.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER, Executive Director and Secretary