

NOVI CAMPBELL
PARALEGAL
PACWEST.COM

Novi Campbell
Paralegal

Pac-West Telecomm, Inc.
4210 Coronado Avenue
Stockton, CA 95204

To: Washington Utilities and Transportation Commission
PO BOX 47250
Olympia, Washington 98504-7250

August 8, 2012

RE: Penalty Assessment UT-120995

Dear Sir or Madam,

We received your notification regarding a penalty assessment for Pac-West Telecomm, Inc. on August 8, 2012. With this letter, we are attaching the form to apply for mitigation.

Should you need any additional information, please feel free to contact us at regulatory@pacwest.com. Your assistance is greatly appreciated.

Sincerely,



Novi Campbell
Paralegal
ncampbell@pacwest.com
(209) 444-1454

RECEIVED
REGULATORY SERVICES
2012 AUG 13 AM 8:11
STATE OF WASHINGTON
UTILITY AND TRANSPORTATION
COMMISSION

10/20/2012 10:20:00 AM

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION
PENALTY ASSESSMENT UT-120995

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 violations occurred. I have:

Enclosed \$450 in payment of the penalty

Submitted my payment of \$450 online at www.utc.wa.gov. My confirmation number is _____.

2. **Request for a hearing.** I believe that one or more of the alleged violations did not occur, based on the following information, and request a hearing, which is a process that allows an affected person to present argument to an administrative law judge for a decision by an administrative law judge:

3. **Application for mitigation.** I admit the violations, but I believe that the penalty should be reduced for the reason(s) set out below.

Due to staff and office changes, the 2011 Annual Report and 2012 Regulatory Fee packets were not received by our regulatory department until after the deadline. We filed as soon as we were alerted to the issue.

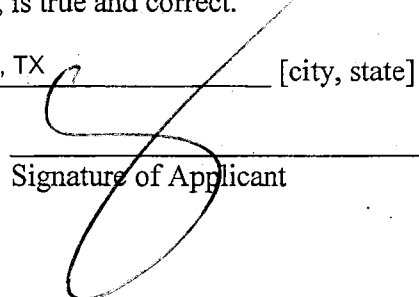
a) I ask for a hearing for a decision by an administrative law judge based on the information presented above.

OR b) I waive a hearing and ask for an administrative decision on the information I present directly above.

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: 08/08/2012 [month/day/year], at Austin, TX [city, state]

Mike Curry (Pac-West Telecomm, Inc.)
Name of Respondent (company) – please print


Signature of Applicant

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.”

RECEIVED
PROPERTY MANAGER
2012 AUG 13 AM 8:11
STATE OF WASHINGTON
UTIL. AND TRANSPORTATION
COMMISSION