

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of

SKYLINE TELECOM INC.,

Petitioner,

Seeking Exemption from the Provisions of
WAC 480-120-385 Requiring
Telecommunications Companies Not
Classified as Competitive to File the 2017
financial information template no later than
July 1, 2018

DOCKET UT-180318

ORDER 01

ORDER GRANTING EXEMPTION
FROM RULE; GRANTING COMPANY
ADDITIONAL TIME TO FILE
FINANCIAL INFORMATION
TEMPLATE

BACKGROUND

- 1 On April 13, 2018, Skyline Telecom Inc. (Skyline or Company) filed with the Washington Utilities and Transportation Commission (Commission) a petition for an extension of time to file its financial information template for 2017 as required by WAC 480-120-385. According to Skyline, it is requesting this extension to assure completion of its 2017 Cost Study, and be able to provide final separate results of operations. Skyline seeks an extension until August 1, 2018. The Company understands that the annual regulatory fee must be paid and the annual report must be filed on or before May 1, 2018.
- 2 Commission Staff reviewed the request and recommends granting Skyline's request for exemption.

DISCUSSION

- 3 We grant Skyline's petition for exemption. WAC 480-120-015 provides that the Commission may grant an exemption from any rule in WAC 480-120 if doing so is consistent with the public interest, the purposes underlying regulation, and applicable statutes. Here, Skyline filed its request for exemption well before the May 1 due date and provided a reasonable explanation for its request. Because the additional time will allow the Company to provide a more complete and accurate financial template, we find that granting the requested exemption is consistent with the public interest, the purposes underlying regulation, and applicable statutes. Accordingly, the Company may file its financial information template no later than August 1, 2018, provided its annual report is

filed and its regulatory fees are paid in full by May 1.

FINDINGS AND CONCLUSIONS

- 4 (1) The Commission is an agency of the State of Washington vested by statute with the authority to regulate public service companies, including non-competitively classified telecommunications companies.
- 5 (2) Skyline is a telecommunications company not classified as competitive and a public service company subject to Commission jurisdiction.
- 6 (3) Skyline is subject to WAC 480-120-385, which requires telecommunications companies not classified as competitive to file an annual report no later than May 1 and a financial information template no later than July 1 of each year.
- 7 (4) Under WAC 480-120-015, the Commission may grant an exemption from any rule in WAC 480-120 if doing so is consistent with the public interest, the purposes underlying regulation, and applicable statutes. See also WAC 480-07-110.
- 8 (5) This matter came before the Commission at its regularly scheduled meeting on April 26, 2018.
- 9 (6) After review of the petition in Docket UT-180318 by Skyline filed on April 13, 2018, 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.

ORDER

THE COMMISSION ORDERS:

- 10 (1) The request by Skyline Telecom Inc. for an exemption from WAC 480-120-385 and for an extension until August 1, 2018, to file its 2017 financial information template is granted.
- 11 (2) Failure by Skyline Telecom Inc. to file its financial information template by August 1, 2018, may result in enforcement action, up to and including cancellation of the Company's operating authority.

- 12 (3) The Commission retains jurisdiction over the subject matter and Skyline Telecom 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 April 26, 2018.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING, Executive Director and Secretary