

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

In the Matter of the Petition of	)	DOCKET UT-080695
	)	
THRESHOLD COMMUNICATIONS,	)	ORDER 01
INC.,	)	
	)	
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 2007 Annual Report no later than	)	ADDITIONAL TIME TO FILE
May 1, 2008	)	ANNUAL REPORT
.....	)	

**BACKGROUND**

- 1     On April 24, 2008, Threshold Communications, Inc. (Threshold or Company), filed with the Washington Utilities and Transportation Commission (Commission) a petition for an extension of time to file its annual report for 2007 as required by [WAC 480-120-382](#). According to Threshold, it is unable to prepare the report due to inconsistent formatting of data received. Threshold seeks an extension until June 1, 2008.
- 2     Commission Staff reviewed the request and recommended granting Threshold’s request for temporary 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)    Threshold is a competitively classified telecommunications company and a public service company subject to Commission jurisdiction.
- 5     (3)    Threshold 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) Granting the requested temporary exemption will enable the company to provide a more complete and informative report.
- 8 (6) This matter came before the Commission at its regularly scheduled meeting on April 30, 2008.
- 9 (7) After reviewing the petition Threshold filed in Docket UT-080695 on April 24, 2008, and giving due consideration, the Commission finds that the exemption is reasonable and should be granted.

**O R D E R**

**THE COMMISSION ORDERS:**

- 10 (1) Threshold Communications, Inc.'s petition for an exemption from WAC 480-120-382 for an extension until June 1, 2008, to file its 2007 annual report is granted.
- 11 (2) Failure by Threshold Communications, Inc. to file its annual report by June 1, 2008, 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.
- 12 (3) The Commission retains jurisdiction over the subject matter and Threshold Communications, Inc. to effectuate the provisions of this Order.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Executive Secretary to enter this Order.

DATED at Olympia, Washington, and effective April 30, 2008.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Executive Secretary