

# PARKLAND WATER SYSTEM

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STATE OF WA  
UTIL. AND TRANSPORTATION  
COMMISSION

July 20, 2012

Gregory J. Kopta  
Washington State Utilities and Transportation Commission  
P.O. Box 47250  
Olympia, WA 98504-7250


Dear Mr. Kopta:

I am in receipt of your letter of June 13, 2012 assessing a penalty of \$2,100 for the supposed late filing of the annual report. (Assessment 120867).

Your letter is replete with factual errors. First, I filed the report on time and paid the fees I thought due. Your office later returned my filled report with the check stating that no fees were due and requesting revisions to the report when additional information became available. No blank report was provided to revise and refile the report.

If your office wishes the report to be refiled please provide a blank report. In the meantime I have completed your hearing request and have hired counsel to take the appropriate legal action.

Sincerely yours,



Dennis Burke

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION  
PENALTY ASSESSMENT UW-120867

**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 \$2,100 in payment of the penalty

Submitted my payment of \$2,100 online at [www.utc.wa.gov](http://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.

- 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: July 20, 2012 [month/day/year], at Olympia, WA [city, state]

Parkland WATER  
Name of Respondent (company) – please print

[Signature]  
Signature of Applicant

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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.”