

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND	)	DOCKET UT-131818
TRANSPORTATION COMMISSION,	)	
	)	
Complainant,	)	COMPLAINT FOR REVOCATION
	)	OF REGISTRATION FOR FAILURE
v.	)	TO PAY REGULATORY FEES AND
	)	FAILURE TO FILE ANNUAL
	)	REPORT; and
COLLIER TECHNOLOGIES, INC.	)	
ENVISION TECHNOLOGIES, INC, D/B/A	)	
ETI COMMUNICATIONS, GENEXT,	)	
LLC, INFOTELECOM HOLDINGS, LLC,	)	NOTICE OF HEARING
MASTER CALL CORPORATION, MBC	)	(Set for January 16, 2014,
TELECOM, LLC, MIDWESTERN	)	at 1:30 p.m.)
TELECOMMUNICATIONS	)	
INCORPORATED, THINK 12	)	
CORPORATION, UNITED AMERICAN	)	
TECHNOLOGY, INC., YAK	)	
COMMUNICATIONS (AMERICA), INC.,	)	
	)	
Respondents.	)	
.....	)	

- 1 **Synopsis:** *The Commission seeks revocation of the registrations of telecommunications companies that have failed to pay regulatory fees as required by RCW 80.24.010 and failed to file an annual report as required by RCW 80.04.080.*
- 2 **Proceedings:** Telecommunications companies registered with the Washington Utilities and Transportation Commission (Commission) must file annual reports setting forth company operations during the preceding year. In addition, these telecommunications companies must pay annual regulatory fees to the Commission. Annual reports and regulatory fees are due on or before May 1.
- 3 Each year, in advance of this deadline, the Commission distributes annual report forms to all registered telecommunications companies. Incorporated into the annual report form is a regulatory fee calculation schedule, which provides companies with step-by-step assistance in calculating their regulatory fees.

4 On March 1, 2013, the Commission mailed an annual report form to the address on  
record with the Commission for each registered telecommunications company,  
including Collier Technologies, Inc. d/b/a ETI Communications, Genext, LLC,  
Infotelecom Holdings, LLC, Master Call Corporation, MBC TELECOM, LLC,  
Midwestern Telecommunications, Incorporated, Think 12 Corporation, United  
American Technology, Inc., and Yak Communications (America), Inc. (collectively  
“the Companies”). A search of Commission records indicates that each of the  
Companies failed to file an annual report and remit a regulatory fee. Accordingly,  
Commission Staff (Staff)<sup>1</sup> asks the Commission to issue this Complaint seeking  
revocation of each company’s registration for violation of the reporting and  
regulatory fee requirements of RCW 80.24.010, RCW 80.04.080, and WAC  
480-120-382.

## I. COMPLAINT

5 The Commission on its own motion, and through its Staff, alleges as follows:

6 Every public service company subject to regulation by the Commission is required to  
file an annual report that sets forth the company’s operations during the preceding  
year. RCW 80.04.080.

7 In addition, every public service company subject to regulation by the Commission  
must pay a regulatory fee each year on or before the date specified by the  
Commission. RCW 80.24.010.

8 The term “public service company” includes every telecommunications company.  
RCW 80.04.010.

9 Commission rules require all telecommunications companies to file annual reports  
and pay regulatory fees by May 1. WAC 480-120-382 (competitively classified  
companies); WAC 480-120-385 (companies not classified as competitive).

10 The Commission may revoke the registration of a telecommunications company for  
failure to file an annual report or pay regulatory fees. WAC 480-121-060.

---

<sup>1</sup> In formal proceedings, such as this, the Commission’s regulatory staff participates like any other party, while the Commissioners make the decision. To assure fairness, the Commissioners, the presiding administrative law judge, and the Commissioners’ policy and accounting advisors do not discuss the merits of this proceeding with the regulatory staff, or any other party, without giving notice and opportunity for all parties to participate. *See* RCW 34.05.455.

- 11 Staff conducted its yearly compliance review of annual report and regulatory fee filings for telecommunications companies registered with the Commission. This review generated a list of companies that had failed to pay regulatory fees for 2013 or failed to submit 2012 annual reports. Those companies that still have not paid 2013 regulatory fees or filed 2012 annual reports are named as respondents in this complaint.
- 12 Collier Technologies, LLC (Collier) is a public service company as defined in RCW 80.04.010. Collier is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Collier failed to pay the required regulatory fees and file the annual report due on May 1, 2013.
- 13 Envision Technologies, Inc. d/b/a ETI Communications (Envision) is a public service company as defined in RCW 80.04.010. Envision is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Envision failed to pay the required regulatory fees and file the annual report due on May 1, 2013.
- 14 Genext, LLC (Genext) is a public service company as defined in RCW 80.04.010. Genext is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Genext failed to pay the required regulatory fees and file the annual report due on May 1, 2013.
- 15 Infotelecom Holdings, LLC (Infotelecom) is a public service company as defined in RCW 80.04.010. Infotelecom is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Infotelecom failed to pay the required regulatory fees and file the annual report due on May 1, 2013.
- 16 Master Call Corporation (Master Call) is a public service company as defined in RCW 80.04.010. Master Call is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Master Call failed to pay the required regulatory fees and file the annual report due on May 1, 2013.

- 17 MBC TELECOM, LLC (MBC) is a public service company as defined in RCW 80.04.010. MBC is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that MBC failed to pay the required regulatory fees and file the annual report due on May 1, 2013.
- 18 Midwestern Telecommunications, Incorporated (Midwestern) is a public service company as defined in RCW 80.04.010. Midwestern is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Midwestern failed to pay the required regulatory fees and file the annual report due on May 1, 2013.
- 19 Think 12 Corporation (Think 12) is a public service company as defined in RCW 80.04.010. Think 12 is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Think 12 failed to pay the required regulatory fees and file the annual report due on May 1, 2013.
- 20 United American Technology, Inc. (United American) is a public service company as defined in RCW 80.04.010. United American is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that United American failed to pay the required regulatory fees and file the annual report due on May 1, 2013.
- 21 Yak Communications (America) Inc. (Yak) is a public service company as defined in RCW 80.04.010. Yak is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in the state of Washington. From the Commission's files and records, it appears that Yak failed to pay the required regulatory fees and file the annual report due on May 1, 2013.
- 22 In sum, the foregoing 10 Companies have failed to remit 2013 regulatory fees and file 2012 annual reports.

## II. REQUEST FOR RELIEF

- 23 Staff asks the Commission to find that the Companies failed to comply with RCW 80.24.010, RCW 80.04.080, and WAC 480-120-382 by failing to pay 2013 regulatory fees and file 2012 annual reports.

24 Staff requests that the Commission, pursuant to its authority in WAC 480-121-060, revoke the registrations of respondent telecommunications companies.

### III. PROBABLE CAUSE

25 Based on a review of the Declaration of Lauren McCloy regarding her investigation of Commission records pertaining to the submission of annual reports and regulatory fees by telecommunications companies, and consistent with RCW 80.01.060 and WAC 480-07-307, the Commission finds probable cause exists to issue this Complaint.

### IV. NOTICE OF HEARING

26 **NOTICE IS HEREBY GIVEN that a hearing in this matter will be held on Thursday, January 16, 2014, in Room 206, Second Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.** If you are unable to attend the hearing in person, you may attend via the Commission's teleconference bridge line at **360-664-3846**. Please appear on the teleconference bridge five minutes before the conference is scheduled to begin.

27 The Commission will hear this matter under the Administrative Procedure Act (APA) at RCW 34.05, including but not limited to RCW 34.05.413, RCW 34.05.422, RCW 34.05.434, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. The Commission also will follow its procedural rules in WAC 480-07 in this proceeding, including but not limited to WAC 480-07-145, WAC 480-07-150, WAC 480-07-305, WAC 480-07-440, WAC 480-07-450, WAC 480-07-470, WAC 480-07-490, and WAC 480-07-495. The Commission has jurisdiction over this matter pursuant to RCW 80.01.040, RCW 80.04.80, RCW 80.04.110, RCW 80.04.160, RCW 80.04.470, and RCW 80.24.010, and pursuant to RCW 80.36 and WAC 480-121.

28 **THE COMMISSION GIVES FURTHER NOTICE that any party who fails to attend or participate in the hearing set by this notice, or any other stage of this proceeding, may be held in default in accordance with RCW 34.05.440 and WAC 480-07-450.**

29 If any party or witness needs an interpreter or other assistance, please fill out the form attached to this notice and return it to the Commission.

30 The names and mailing addresses of all known parties and their known representatives are as follows:

Complainant: Washington Utilities and  
Transportation Commission  
1300 S. Evergreen Park Drive S.W.  
PO Box 47250  
Olympia, WA 98504-7250

Representative: Michael A. Fassio  
Assistant Attorney General  
1400 S. Evergreen Park Drive S.W.  
P.O. Box 40128  
Olympia, WA 98504-0128  
(360) 664-1192

Respondent: Collier Technologies, LLC  
17 Bartel Rd.  
Eastsound, WA 98245

Respondent: Envision Technologies, Inc.  
125 Easy Street  
Wenatchee, WA 98801  
  
621 O Street SW  
Quincy, WA 98848-2603

Respondent: Genext, LLC  
P.O. Box 5389  
Wenatchee, WA 98807

Respondent: Infotelecom Holdings, LLC  
1950 N. Stemmons Fwy, Suite 3031  
Dallas, TX 75207

Respondent: Master Call Corporation  
39 Broadway, Suite 1850  
New York, NY 10006

Respondent: MBC TELECOM, LLC  
297 Kingsbury Grade, Suite D #4470  
Stateline, NV 89449-4470

Respondent: Midwestern Telecommunications Incorporated  
15426 S 70<sup>th</sup> Ct.  
Orland Park, IL 60462

PO Box 251  
Orland Park, IL 60462-0251

Respondent: Think 12 Corporation  
650 E. Devon Ave., Suite 133  
Itasca, IL 60143

Respondent: United American Technology, Inc.  
700 W. 15<sup>th</sup> St., Suite 1  
Edmond, OK 73013

Respondent: Yak Communications (America), Inc.  
P.O. Box 414629  
Miami Beach, FL 33141

31 Stephany A. Watson is appointed as the Administrative Law Judge from the Utilities and Transportation Commission's Administrative Law Division, 1300 S. Evergreen Park Drive S.W., Olympia, Washington 98504-7250, and will preside at the hearing.

32 Notice of any other procedural phase will be given in writing or on the record as the Commission may deem appropriate during the course of this proceeding.

DATED at Olympia, Washington, and effective November 22, 2013.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

GREGORY J. KOPTA  
Director, Administrative Law Division

Inquiries may be addressed to:

Executive Director and Secretary  
Washington Utilities and  
Transportation Commission  
Richard Hemstad Building  
1300 S. Evergreen Park Drive S.W.  
P. O. Box 47250  
Olympia, WA 98504-7250  
(360) 664-1160



**NOTICE**

PLEASE NOTE: The hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and, if limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

The information needed to provide an appropriate interpreter or other assistance should be stated below and returned to Washington Utilities and Transportation Commission, Attention: Steven V. King, 1300 S. Evergreen Park Drive SW, P.O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket: \_\_\_\_\_

Case Name: \_\_\_\_\_

Hearing Date: \_\_\_\_\_ Hearing Location: \_\_\_\_\_

Primary Language: \_\_\_\_\_

Hearing Impaired: (Yes)\_\_\_\_\_ (No)\_\_\_\_\_

Do you need a certified sign language interpreter?

Visual\_\_\_\_\_ Tactile\_\_\_\_\_

Other type of assistance needed: \_\_\_\_\_

English-speaking person who can be contacted if there are questions:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone No.: (\_\_\_\_) \_\_\_\_\_