

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT UT-140922

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 \$ _____ in payment of the penalty

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

[x] 2. Request for a hearing. I believe that one or more of the alleged violations did not occur, for the reasons I describe below, and I request a hearing based on those reasons for a decision by an administrative law judge:

Telexwise submitted Electronic Filing on April 30th, 2014 (please see enclosed letter and confirmation)

[] 3. Application for mitigation. I admit the violations, but I believe that the penalty should be reduced for the reasons set out below:

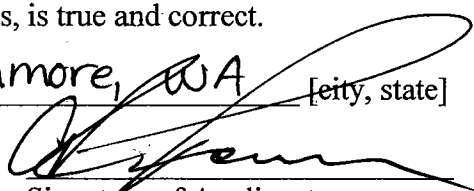
[] a) I ask for a hearing to present evidence on the information I provide above to an administrative law judge for a decision

OR [] b) I ask for a Commission decision based solely on the information I provide 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: 06/06/2014 [month/day/year], at Kenmore, WA [city, state]

Telexwise LLC
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."

2014 JUN -9 PM 9:58
STATIONED
MILWAUKEE



June 6, 2014

Washington Utilities and Transportation Commission
1300 S. Evergreen Park Dr. SW, 7250
P.O. Box 47250
Olympia, WA 98504-7250

STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION
COMMISSION
2014 JUN -9 PM 2:58

Re: Response to Penalty Assessment UT-140922

To Administrative Law Judge Gregory J. Kopta,

We received your Notice of "Penalties Incurred and Due" letter on June 4, 2014.

We firmly believe that one or more of the alleged violations did not occur, for the following reasons:

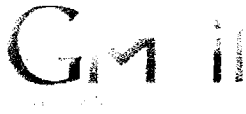
1. Telewise's Telecommunications Companies 2013 Annual Report was submitted by Electronic Filing on April 30, 2014. This is one day PRIOR to the May 1st due date.
2. Upon completion of Electronic Filing, Telewise received an E-file Confirmation ID: 541 from the UTC – along with the following message: *"Your electronic filing has been successfully submitted. You will receive an e-mail notification shortly to confirm that we have received your submission."*
3. On April 30, 2014 at 6:31pm Telewise received UTC E-Filing submission received, confirmation ID 541 E-mail message, with the following instruction: *"Please save this e-mail, and use the confirmation ID when contacting the Commission"*.
4. Telewise's Total Gross Intrastate Operating Revenue for 2013 was \$4,191. As indicated on the UTC Regulatory Fee Calculation Schedule: *"If Line 3 is UNDER \$20,000, enter ZERO (skip to Line 5); Total Regulatory Fees owed: \$0."* No payment was due.

Because we submitted our Electronic Filing on April 30, 2014 and received confirmation that our filing was received by the UTC, we believe the penalty should be excused.

Enclosed are copies of the two (2) pieces of evidence showing UTC's confirmation of receipt of Telewise's Electronic Filing of the 2013 Annual Report.

Sincerely,

Charles Power
Managing Member
TeleWise, LLC



UTC E-Filing submission received, confirmation ID 541

Records Service Center <Sharepointadmins@utc.wa.gov>

Wed, Apr 30, 2014 at 6:31 PM

To: holly.mcclain@telewise.com

Your e-file submission has been received by the Washington Utilities and Transportation Commission. Please save this e-mail, and use the confirmation ID when contacting the Commission.

* Please do not reply to this message. This is an automated message, and the originating account cannot receive e-mails.

E-File submission details:

E-File ID: 541

Docket No:

Company: TeleWise LLC

Filing description: Telecommunications Companies 2013 Annual Report

Documents filed:

Filename: Telewise 2013 Secure Bal Sheet.pdf

Description: Telewise 2013 Balance Sheet

Confidentiality:

Documents filed:

Filename: Telewise 2013 Secure Inc Stmt.pdf

Description: Telewise 2013 Income Statement

Confidentiality:

Documents filed:

Filename: Telewise 2013 Fee Schedule.pdf

Description: Telewise 2013 Regulatory Fee Schedule

Confidentiality:



File a Complaint Support a Complaint Request Records

Home Consumers Regulated Industries Public Safety About Us Contact Us

Commission Calendar

Home | Consumer and Pro-Consumer | Electronic Filing

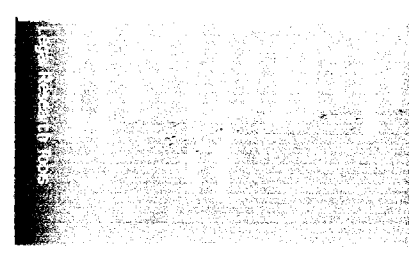
Electronic Filing

Electronic Filing

E file confirmation ID: 541

If your electronic filing has been successfully submitted, you will receive an email notification shortly to confirm that the filing has been received. Our submission ID is:

If you are filing a public or shared complaint, please note this box for verification when you are done to protect your privacy.



Enter a reference number



4/30/2014
6:32 PM