

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT TS-141008

2014 JUN -2 AM 8:43

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 _____.

[] 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:

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

Please see letter

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

OR X 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: 5-28-14 [month/day/year], at Port Townsend WA [city, state]

Puget Sound Express
Name of Respondent (company) - please print

Shawn Hanke
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."



To the Commission:

5-27-2014

On May 1st I called into the UTC to ask if the report needed to be post marked by May 1 or received by the 1st. I had a vague memory of this being clarified in years past but I couldn't recall the answer. I was told it needed to be received by May 1. I asked if a fax was acceptable and was given 360-664-1289. I sent the report in by fax and paid the fee over the phone the same morning. So I was surprised by the certified letter stating no report was filed and a penalty had been assessed.

We have been doing this for many years. The May 1st date is well known as the deadline for WUTC reporting. I cannot recall being late previously.

Thank you
Shen Hanke