

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT UT-150833

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 in the matters set forth below and I have personal knowledge of those matters. I hereby make, under oath, the following statements.

2015 JUN 26 PM 3:54

[] 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:

[✓] 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 ATTACHED.

[] 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: 6-23-2015 [month/day/year], at DULUTH, GA [city, state]

KENNY PERKINS
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.”



June 23, 2015.

WA Utilities and Transportation Commission
P. O. Box 47250
Attn: Financial Services
Olympia, WA 98504-7250

RE: Norstar Telecommunications, LLC.
Penalty Assessment: UT-150833

2015 JUN 26 PM 3:54
STATE OF WASHINGTON
UTILITY AND TRANSPORTATION
COMMISSION

To Whom It May Concern:

On April 15, 2015, I received an email from Pam Callea stating that the financial statement submitted would not be accepted due to it being stamped Confidential. I spoke with the client and he sent over financial statements without the confidential stamp on them. As a result, my intentions was to forward to Mrs. Callea, but I made a mistake a forwarded to another state's representative. I spoke with Pam on 6/16, after receiving the notice and sent the financial information over to her.

The report with the Confidential financial statements were submitted was originally submitted on time, but due to the error we made on 4/15/2015, we are request a waiver of associated penalty and interest in the amount of \$1,000.00. We would like to reassure you that this situation, while unfortunate and isolated, has been rectified. We appreciate your respectful consideration in this matter.

Please notify me of your decision in writing at the following address:

Norstar Telecommunications, LLC.
c/o RTC Associates, LLC
3075 Breckinridge Boulevard, Suite 425
Duluth, GA 30096

Thank you in advance for your time and consideration in this very important matter. I look forward to resolving these issues. If you have any questions regarding this letter, please feel free to contact me at (678) 436-5590. I can also be reached via e-mail at kperkins@rtcteam.net.

Sincerely,

A handwritten signature in black ink, appearing to read "Kenny Perkins", written over a horizontal line.

Kenny Perkins
Account Manager

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

NOTICE OF PENALTIES INCURRED AND DUE
FOR VIOLATIONS OF LAWS AND RULES

SERVICE DATE
JUN 04 2015

PENALTY ASSESSMENT: UT-150833
PENALTY AMOUNT: \$1,000

NORSTAR TELECOMMUNICATIONS, LLC
10025 SCENIC VIEW RD
VIENNA, VA 22182

According to Washington Utilities and Transportation Commission (Commission) records, you have violated Washington Administrative Code (WAC) 480-120-382, which requires telecommunications companies to file your annual report and pay regulatory fees each year by May 1. You did not file an annual report or pay regulatory fees by May 1, 2015.

Revised Code of Washington (RCW) 80.04.080 authorizes the Commission to assess a penalty of \$100 for each violation of a Commission rule. In the case of a continuing violation, every day's continuance is a separate and distinct violation. The Commission interprets noncompliance with WAC 480-120-382 beyond May 1 as a continuing violation, and assesses penalties of \$100 for each day a company fails to file its report or pay its regulatory fees after that date.

As a result, the Commission has assessed penalties against you in the amount of \$1,000 on the following basis:

On February 27, 2015, the Commission mailed the 2014 annual report forms and the 2015 regulatory fee packets to all telecommunications companies registered in Washington. The instructions page for the annual report form instructed these companies to file annual reports and pay regulatory fees by May 1, 2015. The instructions page also stated that failure to file the annual report by May 1 would result in penalties. The deadline for requesting an extension to file your annual report was April 15. You did not request an extension.

On April 15, 2015, Norstar Telecommunications, LLC filed an incomplete 2014 annual report and paid its 2015 regulatory fee. As of May 15, the report remains incomplete. May 15 is 10 business days from May 1, resulting in a total penalty of \$1,000.

Your penalty is due and payable now. If you believe the violation did not occur, you may request a hearing to contest the penalty assessment. The Commission will grant that request only if material issues of law or fact require consideration of evidence and resolution in a hearing. A request for a hearing must include a written statement of the reasons supporting that request. Failure to provide such a statement will result in denial of the request.