

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT TV-150874

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:

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 [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: 7/6/15 [month/day/year], at Seattle, WA [city, state]

All Alaska Theron, Inc. Name of Respondent (company) - please print

[Signature] Signature of Applicant

----- Kirk Dickinson

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.”

July 6, 2015

Attachment to Application for Mitigation
All Alaska Thru Van, Inc.

The annual report for All Alaska Thru Van, Inc. was originally filed on 4/30/15 on e-file ID 2140. On 5/1/15 we received via email from Katie Hancock a notice that fields left blank were not considered zeros. We resubmitted the report with the required zeros on 5/7/15 under e-file ID 2270.

Around the service date of 5/26/15 we received the attached notice of penalty. The penalty stated that as of May 15, the report remained outstanding. Shortly thereafter I contacted Ms. Hancock and gave her the e-file ID 2270. She said she could see it, but didn't know why the report remained outstanding in the system and needed to research the issue. I provided my contact information and anticipated a return call. I did not think I needed to submit an application for mitigation.

We received the attached final notice today. Upon contacting Ms. Hancock I learned that there is no official record of these events, only a vague recollection of the conversation, and that the application should have been submitted.

I'm hoping that the confusion on the part of both parties, and the minor, clerical nature of the issue that led to the late filing, will allow this fine to be mitigated at this time.

Thank you very much for your consideration.

Kirk Dickinson
Vice President of Finance & Accounting

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

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

SERVICE DATE

MAY 26 2015

**PENALTY ASSESSMENT: TV-150874
PENALTY AMOUNT: \$1,000**

ALL ALASKA THRU VAN, INC
PO BOX 389666
SEATTLE, WA 98138-9666

According to Washington Utilities and Transportation Commission (Commission) records, you have violated Washington Administrative Code (WAC) 480-15-480, which requires household goods carriers 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) 81.04.080 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 480-15-480 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 household goods carriers 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 30, 2015, All Alaska Thru Van, Inc. 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.



Final Notice

INVOICE

Utilities & Transportation Commission
 1300 S. Evergreen Park Drive S.W.
 Olympia, Washington 98504-7250
 (360) 664-1349 Accounts Receivable
 (360) 664-1289 Fax
 Federal Tax ID: 91-6001121

DATE: July 1, 2015

AGENCY NO: 2150

INVOICE NO: 2779 - 2

If payment is not received within 15 days of this invoice, your account will be referred to the Office of the Attorney General and may be subject to interest and collection fees

TO: ACCOUNTS PAYABLE
 ALL ALASKA THRU VAN, INC
 PO BOX 389666
 SEATTLE, WA, 98138

Reference	Docket Number	Due Date
A penalty assessment has been issued to you by Commission order.	TV-150874	Due Upon Receipt
Description	Contact Name	Amount
Payment Due JUNE 16, 2015	Andrews, Amy	\$1,000.00
Balance Due		\$1,000.00

Detach here

Please return this portion with your payment

INVOICE NO: 2779 - 2

Name: ALL ALASKA THRU VAN, INC

TOTAL DUE: \$1,000.00

Please remit payment to: Utilities and Transportation Commission
 Attn: Financial Services
 PO Box 47250
 Olympia WA 98504-7250

Type of payment: (Do not send cash in the mail.)

Check Money order Credit card: AMEX Discover VISA Mastercard

Exp date: Mo ___/Yr ___

[] []

Certification: I, the undersigned, under penalty for false statement, certify that the information is true, valid, and correct, that I am authorized to execute on behalf of the applicant, and that I agree to pay the total amount due according to the card issuer agreement.

Name, printed

*For information about online payments, see above.

Customer's signature

Date

AGENCY USE ONLY

Receipt ID	
Payment ID	
Supplemental Info	
Amount Received	
Date Received	

If you have any questions concerning this invoice please call Accounts Receivable at 360-664-1349

Go Green! Pay your invoices online @ payments.utc.wa.gov