



6/24/16

Washington Utilities and Transportation Commission

STATE OF WASH
UTIL. AND TRANSP
COMMIS

2016 JUN 28 AM 10:35

RECEIVED
PROPERTY MANAGER

RE: Notice of Penalties Incurred and Due For Violations of Laws and Rules

To Whom It May Concern:

365 Wireless LLC is small firm with only 5 employees and very little revenue and we utilize the services of a Compliance Firm to maintain our State Filings and Annuals. The Firm over looked Washington's filing date of 5/1/16 and once they realized the report was overdue they informed 365 and we filed without delay. Being a small firm a \$1000 fine would cripple our business please grant us mitigation and reduce our fine to no more than \$100. Your leniency is sincerely appreciated.

Thanks,

A handwritten signature in black ink, appearing to read 'Donny McKinnies', written in a cursive style.

Donny McKinnies

2870 Peachtree Road #951
Atlanta, Georgia 30305
Tel. 678.916.0624
Fax. 678.916.0698
Donny@365wireless.net
www.365wireless.net

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT UT-160538

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.

2016 JUN 28 AM 10:08
STAFF OF THE COMMISSION
COMMUNICATIONS SECTION

[] 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:

365 Wireless LLC is a small firm with only 5 employees and very little revenue and we utilize the services of a compliance firm to maintain our state filings and annuals. The firm overlooked Washington's filing date of 5/1/16 and once they realized the report was overdue, they informed 365 and we filed without delay. Being a small firm, \$1,000 fine would cripple our business. Please grant us mitigation and reduce our fine to no more than \$100. Your leniency is sincerely appreciated.

[] 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: 6/24/16 [month/day/year], at Atlanta GA [city, state]

Donny McKinnis
Name of Respondent (company) – please print

[Signature]
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.”