

February 22, 2008

**NOTICE OF OPPORTUNITY TO RESPOND TO MOTION TO AMEND FINAL
ORDER AND IMPOSE SUSPENDED PENALTIES**

RE: *In the Matter of Penalty Assessment against Genie Service Company, Inc.*,
Docket TE-061753

TO ALL PARTIES:

On February 19, 2008, the Staff of the Washington Utilities and Transportation Commission (Commission) filed a Motion to Amend Final Order and Impose Suspended Penalties in this proceeding.

The Commission's rule, WAC 480-07-380, governs the time for responding to dispositive motions. A dispositive motion is one that can have an impact on the outcome of a case before the Commission. The motion filed by Staff is a dispositive motion because, if granted, the final order in this proceeding would be amended and Genie Service Company, Inc. (Genie), would be required to pay the penalties suspended in this case.

According to WAC 480-07-380(2)(c), a party has 20 days from the date of service to file a response to a motion for summary determination. Staff's motion in this proceeding is most comparable to such a motion. Therefore, Genie should be afforded 20 days from the date of service of Staff's motion to respond. If Genie wishes to file a response to Staff's motion, it must file the response **no later than 3:00 p.m. on Monday, March 10, 2008**. The response may be submitted electronically via the Commission's Web Portal (www.utc.wa.gov/e-filing) or by e-mail to records@utc.wa.gov. If Genie decides to submit a response electronically, paper copies of its response must be filed with the Commission the following day.

Sincerely,

CAROLE J. WASHBURN
Executive Secretary