

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT TG-130878

RECEIVED

AUG 09 2013

WASH. UT. & TP COMM

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 \$75 in payment of the penalty

Submitted my payment of \$75 online at [www.utc.wa.gov](http://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, based on the following information, and request a hearing, which is a process that allows an affected person to present argument to an administrative law judge 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 reason(s) set out below.

a) I ask for a hearing for a decision by an administrative law judge based on the information presented above.

OR  b) I waive a hearing and ask for an administrative decision on the information I presented directly 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: 8-7-13 [month/day/year], at Ellman, WA [city, state]

Pellman Disposal Service  
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."

\* In the past the UTC allowed us to postmark by the due date. That policy changed. I did not realize that until April 30<sup>th</sup>. We tried to overnight the report, but the post office said it was not possible.

We did not try to violate the rule. Once we learned the UTC needed possession by 5-1, we tried. We were unaware that the UTC changed its policy that postmarking <sup>by 5-13</sup> was not enough until it was too late to meet the date. We tried to overnight the Annual Report but the Post Office was unable to overnight it. I should have driven it over to Olympia in order to meet the new requirement of receipt by 5-1-13. We will make sure this doesn't happen again. We are very sorry for the late submission.

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best to get it there.