

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT UT-160566

**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:

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 attachment*

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: 6/21/16 [month/day/year], at Tukwila, WA [city, state]

Pat Sartes  
Name of Respondent (company) – please print

Pat Sartes  
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.”

# ISOFUSION COMMUNICATIONS, LLC

6/21/16

Sean Bennett  
State of Washington  
Utilities and Transportation Commission  
1300 S. Evergreen Park Dr. S.W.  
PO Box 47250  
Olympia, WA 98504-7250

Re: Penalty Assessment UT-160566

Dear Mr. Bennett:

I am attaching a Penalty Assessment Form marked Application for Mitigation.

We are asking for mitigation of the fines imposed for failure to submit the 2015 Annual Report.

I sincerely apologize for not returning the form. Our part-time counsel created Isofusion Communications, LLC, in 2014 expecting to begin operating soon after that. Another staff member who is no longer with us worked with our counsel to submit the CLEC application. I had minimal involvement and since we have not yet begun operating or offering services yet, I completely forgot about it. When the form came, it didn't have any name on it and I put it aside until I figured out who to ask about it. We have DBAs for a number of companies and I wasn't sure what company it was for. This Penalty Notice was my first clue. I would really appreciate it if my employers were not penalized for a problem that was my responsibility. I promise that I will never do this again.

I appreciate your consideration of my request. Thank you for your time and effort.

Sincerely,



Pat Sarles  
Accountant