June 10, 2011

David W. Danner, Executive Director and Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Dr. SW
P. O. Box 47250
Olympia, Washington 98504-7250

RE: *Washington Utilities and Transportation Commission v. Excalibur Limousine LLC*
        Commission Staff's Response to Application for Mitigation of Penalties
        Docket TE-110747

Dear Mr. Danner:

On May 16, 2011, the Washington Utilities and Transportation Commission (commission) issued
Penalty Assessment TE-110747 against Excalibur Limousine LLC (Excalibur Limousine) in the
amount of $100, for one violation of Washington Administrative Code (WAC) 480-30-071,
which requires charter and excursion carriers to furnish annual safety reports to the commission
no later than December 31 each year.

On May 23, 2011, Excalibur Limousine filed with the commission its application for mitigation
of penalties (Mitigation Request). Excalibur Limousine admitted the alleged violation but asked
that the penalty amount be waived.

In its Mitigation Request, Excalibur Limousine does not dispute that the violation occurred. The
company states that during 2010 it operated only one vehicle, part time, and had no accidents or
safety incidents of any kind. The company stated that it did not recall receiving a letter from Mr.
Danner, but would fill out a form if "someone would kindly send" one.

The initial annual report letter and reminder notice were sent to the same address the Penalty
Assessment was sent. Additionally, annual report forms are available on the commission's
website. The company had access to the form, and was responsible for filling it out and sending
it in.

Staff does not support mitigating the assessed penalty based on Excalibur Limousine's Mitigation Request and recommends the request be denied.

If you have any questions, please contact Rayne Pearson, Compliance Investigator, at 360-664-1111, or at rpearson@utc.wa.gov.

Sincerely,

Sharon Wallace, Assistant Director
Consumer Protection and Communications

Enclosures