August 10, 2012

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. Go Solo Technologies, Inc.*

Commission Staff’s Response to Application for Mitigation of Penalties

Docket UT-120973

Dear Mr. Danner:

On July 30, 2012, the Washington Utilities and Transportation Commission issued a $2,100 Penalty Assessment in Docket UT-120973 against Go Solo Technologies, Inc. for 21 violations of Washington Administrative Code (WAC) 480-120-382, which requires competitively classified telecommunications companies to furnish annual reports to the commission no later than May 1 each year.

On August 2, 2012[[1]](#footnote-1), Go Solo Technologies, Inc. wrote the commission requesting mitigation of penalties (Mitigation Request). In its Mitigation Request, Go Solo Technologies, Inc. does not dispute that the violation occurred. The company states, “Compliance Solutions became Go Solo Technologies, Inc.’s tax preparation firm beginning on February 2, 2012. Due to a misunderstanding between Go Solo and Compliance Solutions, the Washington Annual Report was not filed on time. However, as soon as both parties became aware of this oversight, the report and regulatory fees were filed. Because Compliance Solutions has such an outstanding record with the Washington Utilities and Transportation Commission and the immediate attention we provided to this issue, we ask that the fees assessed to Go Solo Technologies be reduced.”

It is the company’s responsibility to ensure that the regulatory fee and the annual report are filed by the May 1 deadline. On February 29, 2012[[2]](#footnote-2), Annual Report forms and Regulatory Fee packets were mailed to all regulated competitively classified telecommunications companies. In addition to other information, the cover letter informed the regulated company it must complete the annual report form, pay any regulatory fees and return the material by May 1, 2012 to avoid enforcement action. On May 14, 2012[[3]](#footnote-3), the commission mailed a letter to those companies that had not yet filed an annual report notifying them that, to date, they had incurred a penalty of $800. The letter went on to explain that companies who filed their annual reports no later than May 25, 2012, would receive mitigated penalties of $25 per day, with an additional $25 per day for each instance in the previous five years that the company received a penalty for filing a late report.

As of August 7, 2012 Go Solo Technologies, Inc. has not filed its annual report. Go Solo Technologies, Inc. did not file its annual report by May 31, 2012, which is 21 business days past the deadline of May 1, 2012. The penalty is $100 per day for a total of $2,100. Go Solo Technologies, Inc. became regulated in September 2000 and received a penalty of $100, in 2006, for filing a delinquent annual report.

Based on the company’s delinquent annual report filing in the past, staff does not support mitigating the assessed penalty and recommends the request be denied.

If you have any questions, please contact Mathew Perkinson, Compliance Investigator, at (360) 664-1105, or at Mperkinson@utc.wa.gov.

Sincerely,

Sharon Wallace, Assistant Director

Consumer Protection and Communications

**Attachment A**





**Attachment B**

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**Attachment C**

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1. See attachment A for a copy of Go Solo Technologies, Inc.’s Mitigation Request. [↑](#footnote-ref-1)
2. See attachment B for a copy of the letter sent to all regulated companies on February 29, 2012. [↑](#footnote-ref-2)
3. See attachment C for a copy of the enforcement letter sent to the company on May 14, 2012. [↑](#footnote-ref-3)