



STATE OF WASHINGTON

UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250

(360) 664-1160 • TTY (360) 586-8203

June 10, 2015

Steven V. King, Executive Director and Secretary  
Utilities and Transportation Commission  
1300 S. Evergreen Park Dr. SW  
P.O. Box 47250  
Olympia, WA 98504-7250

RE: *Washington Utilities and Transportation Commission v. Clerget Brothers, Inc.*

Commission Staff's Response to Application for Mitigation of Penalties TV-150891

Dear Mr. King:

On May 27, 2015, the Utilities and Transportation Commission issued a \$1,000 Penalty Assessment in Docket TV-150891 against Clerget Brothers, Inc. for 10 violations of Washington Administrative Code (WAC 480-15-480), which requires household goods carrier companies to furnish annual reports to the commission no later than May 1 each year.

On June 2, 2015, Clerget Brothers, Inc. wrote the commission requesting mitigation of penalties. In its mitigation request, Clerget Brothers, Inc. does not dispute the violation occurred. The company states, "What I would like to do is change my household goods permit to a common carrier. I do not move any household goods, but I do move some of my machinery and equipment in the winter in Washington State with one of my trucks that I own".

It is the company's responsibility to ensure that the regulatory fee is paid and the annual report is filed by the May 1 deadline. On February 27, 2015, Annual Report packets were mailed to all regulated household goods companies. The instructions for annual report completion page of the annual report informed the regulated company that it must complete the annual report form, pay the regulatory fees, and return the materials by May 1, 2015, to avoid enforcement action.

On June 2, 2015, Clerget Brothers, Inc. filed the 2014 annual report with no regulated revenues reported. Clerget Brothers, Inc. previously missed the deadline to for filing its annual report and paying its regulatory fees for the 2012 and 2005 annual report years. However, as the company had no regulated moves during 2014 and will no longer operate as a regulated household goods carrier per TV-151192, staff recommends the penalty be waived.

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If you have any questions regarding this recommendation, please contact Amy Andrews, Regulatory Analyst, at (360) 664-1157, or [aandrews@utc.wa.gov](mailto:aandrews@utc.wa.gov).

Sincerely,

A handwritten signature in black ink that reads "Brian J. Sullivan (for Sondra Walsh)". The signature is written in a cursive style.

Sondra Walsh, Director  
Administrative Services