



STATE OF WASHINGTON

UTILITIES AND TRANSPORTATION COMMISSION

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

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June 30, 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. Sunwest Enterprises, LLC*

Commission Staff's Response to Request for Hearing TE-151050

Dear Mr. King:

On June 10, 2015, the Utilities and Transportation Commission issued a \$1,000 Penalty Assessment in Docket TE-151050 against Sunwest Enterprises, LLC for 10 violations of Washington Administrative Code (WAC 480-30-071), which requires charter and excursion carriers to furnish annual reports to the commission no later than May 1 each year.

On June 24, 2015, Sunwest Enterprises, LLC wrote the commission requesting a hearing disputing the violation occurred. In its hearing request, the company states, "We have a new office girl and she had no idea that we had to send the annual report. The fee for the annual report was paid on time".

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 charter and excursion carriers. 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.

As of June 26, 2015 Sunwest Enterprises, LLC has not filed an annual report. The required regulatory fees were paid on November 10, 2014. The company has been active since 2013. No prior violations of WAC 480-30-071 are on commission record. Staff would be amenable to mitigation of the penalty as this is the company's first delinquent filing. Staff recommends a reduced penalty of \$25 per day for a total penalty assessment of \$250 subject to a complete annual report being filed with the commission.

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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,



Sondra Walsh, Director  
Administrative Services