



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

July 26, 2016

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. NW Navigator Luxury Coaches, LLC*

Commission Staff's Response to Application for Mitigation of Penalties TE-160719

Dear Mr. King:

On June 22, 2016, the Utilities and Transportation Commission issued a \$1,000 Penalty Assessment in Docket TE-160719 against NW Navigator Luxury Coaches, LLC (NWNLC) for ten violations of Washington Administrative Code (WAC 480-30-071 and 480-30-076), which requires charter and excursion carrier companies to furnish annual reports, supporting documentation and the regulatory fee to the commission no later than May 1 each year, or in this case, May 2 as May 1 was a Sunday.

On July 11, 2016, NWNLC wrote the commission requesting mitigation of penalties. In its mitigation request, NWNLC does not dispute the violation occurred. The company states, "...please accept my sincere apologies for the tardiness of our annual report and payment of regulatory fees. The referenced 2015 annual report forms were never received in our office, possibly due to our company's move at the end of last year. We have experienced multiple missing communications during that 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 29, 2016, Annual Report packets were mailed to all regulated charter and excursion carrier companies. The instruction page informs the regulated company that it must complete the annual report form and pay the regulatory fees, and return the materials by May 2, 2016, to avoid enforcement action.

NWNLC submitted the complete annual report and regulatory fee on July 6, 2016.

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NWNLC has been active since 2014 and previously filed on time. As such, staff recommends that the penalty be reduced to \$25 per day for a total penalty assessment of \$250.

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

Sincerely,

Sondra Walsh, Director  
Administrative Services