

If you do not act within 15 days, the Commission may refer this matter to the Office of the Attorney General for collection, which may file suit in state court to collect the penalty. The Commission may also initiate proceedings under WAC 480-121-060 to revoke your authority to provide telecommunications services in Washington.

DATED at Olympia, Washington, and effective June 21, 2017.

/s/ Gregory J. Kopta
GREGORY J. KOPTA
Administrative Law Judge

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT UT-170426

PLEASE NOTE: You must complete and sign this document, and send it to the Commission within 15 days after you receive the penalty assessment. Use additional paper if needed.

I have read and understand RCW 9A.72.020 (printed below), which states that making false statements under oath is a class B felony. I am over the age of 18, am competent to testify to the matters set forth below and I have personal knowledge of those matters. I hereby make, under oath, the following statements.

[] 1. Payment of penalty. I admit that the violations occurred. I have:

[] Enclosed \$ _____ in payment of the penalty

[] Submitted my payment of \$ _____ online at www.utc.wa.gov. My confirmation number is _____.

[] 2. Contest the violation. I believe that one or more of the alleged violations did not occur, for the reasons I describe below (if you do not include reasons supporting your contest of the violations here, your request will be denied):

[] a) I ask for a hearing to present evidence on the information I provide above to an administrative law judge for a decision

OR

[] b) I ask for a Commission decision based solely on the information I provide above.

[] 3. Application for mitigation. I admit the violations, but I believe that the penalty should be reduced because the violations occurred due to circumstances beyond my control, as explained below (if you do not include reasons that support your application for mitigation here, your request will be denied):

Please see the attached letter & emails.

[] a) I ask for a hearing to present evidence on the information I provide above to an administrative law judge for a decision

OR

[X] b) I ask for a Commission decision based solely on the information I provide above.

RECEIVED
OPERATIONS MANAGEMENT
2017 JUL 19 AM 9:32
STATE OF WASHINGTON
UTIL. AND TRANSPORTATION
COMMISSION

I declare under penalty of perjury under the laws of the State of Washington that the foregoing, including information I have presented on any attachments, is true and correct.

Dated: _____ [month/day/year], at _____ [city, state]

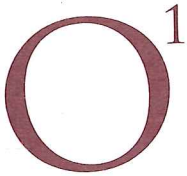
Name of Respondent (company) – please print



Signature of Applicant

RCW 9A.72.020:

“Perjury in the first degree. (1) A person is guilty of perjury in the first degree if in any official proceeding he makes a materially false statement which he knows to be false under an oath required or authorized by law. (2) Knowledge of the materiality of the statement is not an element of this crime, and the actor’s mistaken belief that his statement was not material is not a defense to a prosecution under this section. (3) Perjury in the first degree is a class B felony.”



July 12, 2017

Washington Utilities and Transportation Commission
RE: Penalty Assessment UT-170426
1300 S. Evergreen Park Dr. S.W., P.O. BOX 47250
Olympia, WA 98504-7250

RECEIVED
PROJECTS MANAGEMENT
2017 JUL 19 AM 8:32
STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

RE: Penalty Assessment UT-170426

To Whom It May Concern,

On April 26, 2017 I (Bianca Del Castillo) was in contact with the Erik Duke with the WA State Department of Revenue. We exchanged emails back and forth, I emailed him stating "I have verified with our executives that we would like to **fully** close out "O1 Communications West, LLC" in the state of WA." He replied "I will close it" I then asked the next day, "is there any type of confirmation you can send me once closed **fully**?" Erik then replied back "you will receive a letter in the mail confirming the closure." We then received a letter stating our account had been closed as of December 31, 2016. O1 Communications West, LLC asks that you please waive the penalty fees that were accrued due to an incomplete 2016 annual report and non-payment of the 2016 regulatory fee. O1 Communications West, LLC had no revenue for the past two years so decided it was in the best interest for the LLC to close out of the state of WA. If we have not been properly closed out, please advise on how we can FULLY withdraw.

With Regards,

Bianca Del Castillo | *Executive Assistant*
O¹ Communications, Inc.
4359 Town Center Blvd, Suite 217
El Dorado Hills, CA 95762
916-235-2003

O1 Communications, Inc.

5190 Golden Foothill Parkway • El Dorado Hills, CA 95762
888-444-1111 • www.o1.com

Bianca Del Castillo

From: Duke, Erik (DOR) <ErikD@DOR.WA.GOV>
Sent: Thursday, April 27, 2017 8:11 AM
To: Bianca Del Castillo
Subject: RE: O1 Communications West, LLC

Good Morning,

You will receive a letter in the mail confirming the closure.

Thank you,

Erik Duke

Revenue Agent | Out of State/Tumwater Unit
Washington State Department of Revenue

PO Box 47473 | Olympia, WA. 98504-7473
(360) 704-5838 | F (360) 704-5846 | ErikD@dor.wa.gov

Working together to fund Washington's future

From: Bianca Del Castillo [<mailto:bdelcastillo@o1.com>]
Sent: Thursday, April 27, 2017 8:02 AM
To: Duke, Erik (DOR) <ErikD@DOR.WA.GOV>
Subject: RE: O1 Communications West, LLC

Good Morning Erik,

Is there any type of confirmation you can send me once closed fully?

Thank you,
Bianca

Bianca Del Castillo | *Executive Assistant*
O¹ Communications, Inc.
4359 Town Center Blvd, Suite 217
El Dorado Hills, CA 95762
TF: 888.444.1111 | **Direct:** 916.235.2003
Email: bdelcastillo@o1.com | **Fax:** 916.933.6958

From: Duke, Erik (DOR) [<mailto:ErikD@DOR.WA.GOV>]
Sent: Wednesday, April 26, 2017 11:46 AM

To: Bianca Del Castillo
Subject: RE: O1 Communications West, LLC

I will close it.

Thank you,

Erik Duke

Revenue Agent | Out of State/Tumwater Unit
Washington State Department of Revenue

PO Box 47473 | Olympia, WA. 98504-7473
(360) 704-5838 | F (360) 704-5846 | ErikD@dor.wa.gov

Working together to fund Washington's future

From: Bianca Del Castillo [<mailto:bdelcastillo@o1.com>]
Sent: Wednesday, April 26, 2017 11:42 AM
To: Duke, Erik (DOR) <ErikD@DOR.WA.GOV>
Cc: Jim Beausoleil <jbeausoleil@o1.com>
Subject: RE: O1 Communications West, LLC

Erik,

I have verified with our executives that we would like to fully close out "O1 Communications West, LLC" in the state of WA.

Thank you,
Bianca

Bianca Del Castillo | Executive Assistant
O¹ Communications, Inc.
4359 Town Center Blvd, Suite 217
El Dorado Hills, CA 95762
TF: 888.444.1111 | **Direct:** 916.235.2003
Email: bdelcastillo@o1.com | **Fax:** 916.933.6958

From: Duke, Erik (DOR) [<mailto:ErikD@DOR.WA.GOV>]
Sent: Wednesday, April 26, 2017 10:36 AM
To: Bianca Del Castillo
Subject: RE: O1 Communications West, LLC

Ok. Will do.

Thank you,

Erik Duke

Revenue Agent | Out of State/Tumwater Unit
Washington State Department of Revenue

PO Box 47473 | Olympia, WA. 98504-7473
(360) 704-5838 | F (360) 704-5846 | ErikD@dor.wa.gov

Working together to fund Washington's future

From: Bianca Del Castillo [<mailto:bdelcastillo@o1.com>]
Sent: Wednesday, April 26, 2017 10:34 AM
To: Duke, Erik (DOR) <ErikD@DOR.WA.GOV>
Cc: Jim Beausoleil <beausoleil@o1.com>
Subject: RE: O1 Communications West, LLC
Importance: High

Erik-

Please hold off on closing our Certificate- I would like to verify with the executives one more time.

Thank you,
Bianca

Bianca Del Castillo | *Executive Assistant*
O¹ Communications, Inc.
4359 Town Center Blvd, Suite 217
El Dorado Hills, CA 95762
TF: 888.444.1111 | **Direct:** 916.235.2003
Email: bdelcastillo@o1.com | **Fax:** 916.933.6958

From: Bianca Del Castillo
Sent: Wednesday, April 26, 2017 10:27 AM
To: 'erikd@dor.wa.gov'
Cc: Jim Beausoleil
Subject: O1 Communications West, LLC

Hi Erik,

Thank you for reaching back out so quickly.
Attached is a COPY of the 2015 Combined Excise Tax Return that we sent out 1/22/2016.

Per our discussion, Please close out O1 Communications West, LLC; withdrawing our certificate and status completely in the state of Washington.
Please let me know if you need anything else.

Thank you,
Bianca

Bianca Del Castillo | *Executive Assistant*

O¹ Communications, Inc.

4359 Town Center Blvd, Suite 217

El Dorado Hills, CA 95762

TF: 888.444.1111 | **Direct:** 916.235.2003

Email: bdelcastillo@o1.com | **Fax:** 916.933.6958



STATE OF WASHINGTON
DEPARTMENT OF REVENUE

RECEIVED MAY 02 2017

April 26, 2017

O1 COMMUNICATIONS WEST LLC
5190 GOLDEN FOOTHILL PKWY
EL DORADO HILLS, CA 95762-9608

Tax Registration Number: 603 176 097

Your Account Has Been Closed

Dear O1 COMMUNICATIONS WEST LLC:

Your tax registration account was closed as of December 31, 2016. A record of your account will be retained for five calendar years from the date of closing.

If you need to reopen your account

Complete a Business License Application to reopen your account under the same ownership. You can find the application online at bls.dor.wa.gov.

If you have any questions regarding this transaction or did not initiate this change, please contact the Department of Revenue at 360-902-7180.