

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of Determining the Proper
Carrier Classification of, and Complaint
for Penalties Against:

CASCADE ADVENTURES INC.;
CASCADE ADVENTURES BAKER
BUS LLC

DOCKET TE-190086

ORDER 05

GRANTING PAYMENT
ARRANGEMENT

BACKGROUND

- 1 On February 15, 2019, the Washington Utilities and Transportation Commission (Commission) issued an Order Instituting Special Proceeding; Complaint Seeking to Impose Penalties; Notice of Hearing set for March 12, 2019, at 9 a.m. (Order 01). Order 01 sought to classify Cascade Adventures Inc.; Cascade Adventures Baker Bus LLC (Baker Bus or Company) as a charter party and excursion carrier and to impose penalties against the Company for operating as a charter party or excursion carrier after its certificate was canceled by the Commission.
- 2 On March 12, 2019, the Commission entered Order 02, Stipulated Initial Order Classifying Respondent as a Charter Party or Excursion Service Carrier; Ordering Respondent to Cease and Desist; Imposing and Suspending Penalties on Condition of Future Compliance (Order 02). Order 02 imposed a \$10,000 penalty, an \$8,500 portion of which was suspended for a period of two years, to be waived thereafter, subject to the conditions that Baker Bus refrains from further operations as a charter party and excursion service carrier without first obtaining the required certificate from the Commission.
- 3 On March 3, 2021, Commission staff (Staff) filed a Motion to Impose Suspended Penalties (Motion). The Motion alleges Staff found evidence that the Company continued to operate as a charter party and excursion service carrier in the state of Washington without having obtained the required certificate from the Commission.
- 4 On August 12, 2021, the Commission entered Order 04, Approving Settlement Agreement; Classifying Respondent as a Charter and Excursion Carrier; Imposing and Suspending Penalties (Order 04). Order 04 assessed a \$10,000 penalty, a \$9,000 portion

of which was suspended, subject to certain conditions. Order 04 required the Company to file jointly with staff a proposed payment plan within 60 days of Order 04.

- 5 On November 9, 2021, Commission staff (Staff) contacted the Executive Director and Secretary of the Commission explaining that the Company requested to pay the penalty in eight monthly installments, beginning on December 15, 2021, and that Staff supports the request. The proposed payment arrangement is as follows:

Installment	Due Date	Amount
1	December 15, 2021	\$125
2	January 18, 2022	\$125
3	February 15, 2022	\$125
4	March 15, 2022	\$125
5	April 15, 2022	\$125
6	May 16, 2022	\$125
7	June 15, 2022	\$125
8	July 15, 2022	\$125

- 6 Staff also proposes that if Baker Bus fails to pay any installment by the due date, the entire remaining balance, including the suspended penalty, will become due and payable without further Commission order.

DISCUSSION

- 7 The installment payment schedule Staff and the Company propose is reasonable. The Commission approves the proposal with one modification. Baker Bus may make additional payments in advance of the payment due dates or pay an increased amount on the first due date, but no additional payment or increased amount will relieve the Company of its obligation to make its timely monthly installment until the full amount of \$1,000 is satisfied.

ORDER

THE COMMISSION ORDERS THAT:

- 8 (1) The \$1,000 penalty is due and payable to the Commission in installments as set out in paragraph 5, above.

- 9 (2) If Cascade Adventures Inc.; Cascade Adventures Baker Bus LLC fails to pay any installment by 5 p.m. on the date it is due without having filed an extension request, the unpaid balance will immediately become due and payable without further order by the Commission.
- 10 The Secretary has been delegated authority to enter this order on behalf of the Commissioners under WAC 480-07-904(1)(h).

DATED at Lacey, Washington, and effective November 23, 2021.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

AMANDA MAXWELL
Executive Director and Secretary

NOTICE TO PARTIES: This is an order delegated to the Executive Secretary for decision. As authorized in WAC 480-07-904(3), you must file any request for Commission review of this order no later than 14 days after the date the decision is posted on the Commission's website.