

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of a Penalty Assessment Against CAN'T STOP MOVING, LLC in the amount of \$51,900	DOCKET TV-170293 <i>(Consolidated)</i> ORDER 05
In the Matter of the Investigation of CAN'T STOP MOVING, LLC For Compliance with WAC 480-15-560 and WAC 480-15-570	DOCKET TV-180319 <i>(Consolidated)</i> ORDER 03 ORDER GRANTING PAYMENT ARRANGEMENT

BACKGROUND

- 1 On June 11, 2018, the Washington Utilities and Transportation Commission (Commission) entered Order 04/02, Extending Provisional Permit, Imposing and Suspending Penalties (Order 04/02) in these consolidated dockets. Among other things, Order 04/02 imposed the \$15,400 portion of the penalty that was suspended in Docket TV-170293, and assessed a \$28,600 penalty for additional violations in Docket TV-180319 against Can't Stop Moving, LLC (Can't Stop Moving or Company). Order 04/02 required Can't Stop Moving to either pay the combined penalty amount of \$44,000 or file jointly with Commission staff (Staff) a proposed payment plan within 10 days of the effective date of Order 04/02.
- 2 Order 04/02 declined to cancel the existing payment plan for the \$4,000 remaining portion of the penalty that was not suspended in Docket TV-170293 until and unless the Company filed jointly with staff a revised payment plan and that plan is accepted by the Commission.
- 3 On July 10, 2018, Can't Stop Moving and Staff (Parties) filed a Joint Proposal for Payment Plan (Proposed Payment Plan) in this docket. In the Proposed Payment Plan, the Parties propose that the Company pay the \$4,000 remaining balance of the payment plan already in place in Docket TV-170293 and the \$44,000 penalty imposed by Order 04/02 together in 36 installments as follows:

Installment	Due Date	Remaining Penalty Amount Docket TV-170293	New Penalty Imposed/Assessed by Order 04/02	Monthly Total
1	July16, 2018	\$500	\$850	\$1,350
2	August 15, 2018	\$500	\$850	\$1,350
3	September 17, 2018	\$500	\$850	\$1,350
4	October 15, 2018	\$500	\$850	\$1,350
5	November 15, 2018	\$500	\$850	\$1,350
6	December 17, 2018	\$500	\$850	\$1,350
7	January 15, 2019	\$500	\$850	\$1,350
8	February 15, 2019	\$500	\$850	\$1,350
9	March 15, 2019		\$1,350	\$1,350
10	April 15, 2019		\$1,350	\$1,350
11	May 1, 2019		\$1,350	\$1,350
12	June 17, 2019		\$1,350	\$1,350
13	July 15, 2019		\$1,350	\$1,350
14	August 15, 2019		\$1,350	\$1,350
15	September 16, 2019		\$1,350	\$1,350
16	October 15, 2019		\$1,350	\$1,350
17	November 15, 2019		\$1,350	\$1,350
18	December 16, 2019		\$1,350	\$1,350
19	January 15, 2020		\$1,350	\$1,350
20	February 17, 2020		\$1,350	\$1,350
21	March 16, 2020		\$1,350	\$1,350
22	April 15, 2020		\$1,350	\$1,350
23	May 15, 2020		\$1,350	\$1,350
24	June 15, 2020		\$1,350	\$1,350
25	July 15, 2020		\$1,350	\$1,350
26	August 17, 2020		\$1,350	\$1,350
27	September 15, 2020		\$1,350	\$1,350
28	October 15, 2020		\$1,350	\$1,350
29	November 16, 2020		\$1,350	\$1,350
30	December 15, 2020		\$1,350	\$1,350
31	January 15, 2021		\$1,350	\$1,350
32	February 15, 2021		\$1,350	\$1,350
33	March 15, 2021		\$1,350	\$1,350
34	April 15, 2021		\$1,350	\$1,350

35	May 17, 2021		\$1,350	\$1,350
36	June 15, 2021		\$750	\$750
	TOTAL:	\$4,000	\$44,000	\$48,000

- 4 In the Proposed Payment Plan, the Parties state that the Company agrees that it will pay each installment by the due date and accepts that if it should fail to make a payment by the due date, the entire remaining balance of payments will become immediately due and payable without further Commission order.

DISCUSSION

- 5 The installment payment schedule the Parties propose is reasonable. The Commission approves the proposal with one modification. Can't Stop Moving may make additional payments in advance of the payment due dates or pay an increased amount on the due dates, but no additional payment or increased amount will relieve the Company of its obligation to make timely monthly installments until the full amount of \$48,000 is satisfied.

ORDER

THE COMMISSION ORDERS THAT:

- 6 (1) The \$48,000 penalty is due and payable to the Commission in installments as set out in paragraph 3, above.
- 7 (2) If Can't Stop Moving, LLC fails to pay any installment by 5 p.m. on the date it is due, the unpaid balance will immediately become due and payable without further order by the Commission.
- 8 (3) Can't Stop Moving, LLC may make additional payments in advance of the payment due dates or pay an increased amount on the due dates, but no additional payment or increased amount will relieve the Company of its obligation to make timely monthly installments until the full amount is satisfied.

- 9 The Secretary has been delegated authority to enter this order on behalf of the Commissioners under WAC 480-07-904(1)(h).

DATED at Olympia, Washington, and effective July 16, 2018.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARK L. JOHNSON
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.