

PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: October 1, 2013

REGULAR _____ CONSENT X EFFECTIVE DATE October 1, 2013

DATE: September 23, 2013

TO: Public Utility Commission

FROM: Kathy Shepherd 

THROUGH: Michael Dougherty , David Poston , and Jon Cray 

SUBJECT: iNETWORKS GROUP INC.: (Docket No. UM 1517) Request for Waiver of Oregon Administrative Rule 860-033-0006(7)(8) and (9).

STAFF RECOMMENDATION:

Staff recommends the Commission, as authorized by OAR 860-033-0006(10), waive the assessed late report fee on iNetworks Group Inc.'s late Residential Service Protection Fund (RSPF) Surcharge Remittance Form filing, effective October 1, 2013.

DISCUSSION:

Pursuant to OAR 860-033-0006(5), each telecommunications provider must submit to the Commission the RSPF Surcharge Remittance Form and surcharge fees "on or before the 21st calendar day after the close of each month ..." iNetworks Group Inc. did not file the June 2013 RSPF Surcharge Remittance Form until September 12, 2013. Consequently, iNetworks Group Inc. was assessed a \$100.00 late report fee in accordance with OAR 860-001-0050(e).

Staff issued a notice on July 23, 2013, requesting payment from iNetworks Group Inc. by August 7, 2013, for noncompliance with OAR 860-033-0006(5). The Commission then issued a Notice of Proposed Assessment to iNetworks Group Inc. on August 13, 2013, for failure to meet the requirements outlined in OAR 860-033-0006(5).

Pursuant to OAR 860-033-0006(10), "... the Commission may waive the late report fee ... if the telecommunications provider ... files a written waiver request and provides evidence showing that the telecommunications provider ... submitted the Remittance Report ...late due to circumstances beyond its control."

On September 13, 2013, iNetworks Group Inc. filed a request for waiver of the assessed charges for late filing of the RSPF Surcharge Remittance Form. See Attachment A. An iNetworks Group Inc. representative explained that the company recently went through a transition in which the person responsible for filing the RSPF Surcharge Remittance Form left the company and therefore missed the June 2013 filing deadline. The RSPF Online System subsequently and automatically assessed the late report fee on the overdue filing.

Staff supports iNetworks Group Inc.'s request for waiver of the RSPF late report fee because it provided evidence demonstrating that its late June 2013 filing was attributed to circumstances beyond its control. In addition, iNetworks Group Inc. has demonstrated compliance for all past and current filings and remittances in a timely fashion.

PROPOSED COMMISSION MOTION:

The Commission waive the June 2013 RSPF late report fee that was assessed to iNetworks Group Inc. in accordance with OAR 860-033-0006(10), effective October 1, 2013.