

WAC 173-446-320 Suspension and revocation of registration. (1)

Ecology may cancel or restrict a previously approved auction participation application or reject a new application if ecology determines that a registered entity has:

- (a) Provided false or misleading information;
- (b) Withheld material information that could influence an ecology decision;
- (c) Violated any part of the auction rules;
- (d) Violated registration requirements;
- (e) Violated any of the rules regarding the conduct of the auction;
- (f) Coordinated bidding strategy of more than one auction participant in violation of WAC 173-446-317(2); or
- (g) Disclosed auction-related information in violation of WAC 173-446-317(1).

(2) The restrictions on disclosures in WAC 173-446-317 do not apply to a disclosure between registered entities who are members of the same direct corporate association.

(3) A registered entity is exempt from the prohibition on coordinating bidding strategies in WAC 173-446-317(2) if the coordination is with other registered entities with whom the registered entity is in a direct corporate association.

(4) If the percentage of holding limits and/or purchase limits allotted to a registered entity that is a member of a direct corporate association changes during the period beginning 39 calendar days before the auction and ending on the day of the auction, the registered entity is prohibited from bidding in the auction.

(5) Any cancellation or restriction approved by ecology under subsection (1) of this section may be permanent or for a specified number of auctions. The cancellation or restriction is not the exclusive remedy, and is in addition to the remedies that may be available under chapter 19.86 RCW or other state or federal laws.

[Statutory Authority: RCW 70A.65.220. WSR 22-20-056 (Order 21-06), § 173-446-320, filed 9/29/22, effective 10/30/22.]