

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION
PENALTY ASSESSMENT TN-190928

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 and enclose \$500 in payment of the penalty.
- 2. **Contest the violation(s).** I believe that the alleged violation(s) did not occur for the reasons I describe below (**if you do not include reasons supporting your contest 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 for the reasons set out below (**if you do not include reasons supporting your application here, your request will be denied**):

(see attached)

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.

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: Dec 5, 2019 [month/day/year], at Pullman, WA [city, state]

Eric Hoyle
Name of Respondent (company) – please print


Signature of Applicant

Penalty Assessment: TN-190928

Boost Collaborative UTC# C-939
1235 SE Professional Mall Blvd.
Pullman, WA 99163

Re: Request for Mitigation

On Nov. 6, 2019, Investigator Jason Sharp conducted a safety investigation of our vehicle, vehicle records, drivers and records. A penalty of \$ 500, was assessed for violations for not using medically certified drivers.

Although, Mr. Sharp and the report confirms that our agency fits the limited scope and variances as a private, non-profit, transportation of passengers only type of provider, the report suggests that with gross revenues of \$1,332,106, we can afford these penalties. In fact, only ~\$ 7,200, is received annually for our transportation services and with the cost of compliance this service is woefully underfunded and the cost of related expenses is far more than our reimbursements. The current cost of getting these drivers medically certified is now up to \$ 750, and it may mean annual costs of ~\$ 450 to \$ 500, thanks to medical providers that do not understand the scope of our programs and the limited degree of our transportation services.

The primary mission of our agency is to serve people with developmental disabilities by helping them prepare for and identify employment opportunities. We ensure their safety during or program hours. Although your records might suggest otherwise, we are serious about vehicle and driver safety and go to great lengths to ensure passenger safety.

Since the audit, we have worked hard to follow-through with compliance immediately following the inspection by getting all 4 drivers medically certified, building driver's files with required documentation and are further working on vehicle identification. We ask that you consider waiving or mitigating the assessed penalty of \$500, as compliance efforts have been very expensive and untimely in this fiscal year.

Thank you.