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BEFORE THE WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

In re the application of _____) Docket No. _____
) TC-160324
 SANI MAHAMA MAUROU, d/b/a SEATAC)
 AIRPORT 24)

For Reinstatement of Authority to)
 Operate as an Auto Transportation)
 Company and Charter and Excursion)
 Carrier.)

In the Matter of the Investigation of) Docket No. _____
) TC-152296
 SANI MAHAMA MAUROU d/b/a/ SeaTac) (Consolidated)
 Airport 24)

For Compliance with WAC 480-30-221)

In the Matter of the Penalty) Docket No. _____
 Assessment Against) TC-160187
) (Consolidated)
 SANI MAHAMA MAUROU d/b/a SEATAC)
 AIRPORT 24)

In the amount of \$29,200)

BRIEF ADJUDICATIVE PROCEEDING, VOLUME II
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 ADMINISTRATIVE LAW JUDGE RAYNE PEARSON

1:31 p.m.
 July 11, 2016

Washington Utilities and Transportation Commission
 1300 South Evergreen Park Drive Southwest
 Olympia, Washington 98504-7250

REPORTED BY: ANITA W. SELF, RPR, CCR #3032

Buell Realtime Reporting, LLC
 1325 Fourth Avenue, Suite 1840
 Seattle, Washington 98101
 206.287.9066 | Seattle
 360.534.9066 | Olympia
 800.846.6989 | National
 www.buellrealtime.com

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A P P E A R A N C E S

ADMINISTRATIVE LAW JUDGE:

RAYNE PEARSON
 Washington Utilities and
 Transportation Commission
 1300 So. Evergreen Park Drive SW
 P.O. Box 47550
 Olympia, Washington 98504
 360.664.1136
 rpearson@utc.wa.gov

FOR WASHINGTON UTILITIES AND
 TRANSPORTATION COMMISSION:

ANDREW J. O'CONNELL
 Attorney General of Washington
 1400 S. Evergreen Park Dr. SW
 Olympia, Washington 98504
 360.664.1192
 aoconnell@utc.wa.gov

FOR SANI MAUROU:
 In Propria Persona

ALSO PRESENT:

Dave Pratt
 Michael Turcott
 Gloriose Sakubu-Rothrock, French Interpreter

* * * * *

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<p style="text-align: center;">106</p> <p>1 OLYMPIA, WASHINGTON; JULY 11, 2016 2 1:31 p.m.</p> <p style="text-align: center;">3 4 P R O C E E D I N G S</p> <p>5 6 JUDGE PEARSON: Okay. We can be on the 7 record. 8 Good afternoon. We are here today for a 9 Brief Adjudicative Proceeding on two matters. The first 10 is Docket TC-160324, which is captioned "In Re The 11 Application of Sani Mahama Maurou d/b/a SeaTac Airport 12 24 for Reinstatement of Authority to Operate as an Auto 13 Transportation Company and Charter and Excursion 14 Carrier." 15 The second is consolidated Dockets TC-160187 16 and TC-152296, which are both captioned "In the Matter 17 of the Investigation of Sani Mahama Maurou d/b/a SeaTac 18 Airport 24 for Compliance with WAC 480-30-221." 19 My name is Rayne Pearson. I'm an 20 administrative law judge presiding over today's brief 21 adjudicative proceeding, and today is Monday, July 11th, 22 2016, and the time is approximately 1:30 p.m. 23 So let's just begin by taking a brief 24 appearance from Commission Staff. 25 MR. O'CONNELL: Thank you, your Honor. My</p>	<p style="text-align: center;">108</p> <p>1 MR. MAUROU: Phone number is (206) 319-7076. 2 JUDGE PEARSON: Okay. Thank you. 3 So on June 21st, 2016, the Commission issued 4 a Notice of Intent to Deny Application for Reinstatement 5 and Notice of Brief Adjudicative Proceeding, setting 6 time for oral statements in Docket TC-160324. 7 And that same day, Staff filed a motion to 8 impose suspended penalty and motion to consolidate 9 proceedings in consolidated Dockets TC-152296 and 10 TC-160187 to allow receipt of evidence necessary to 11 determine whether to impose the \$20,000 penalty 12 suspended in Order 01 in those dockets. 13 So let's first address Staff's motion to 14 consolidate Docket TC-160324 with consolidated Dockets 15 TC-160187 and TC-152296. 16 MR. O'CONNELL: Okay. Thank you, 17 your Honor. I'm wondering if I could make a request 18 before I get into that. 19 JUDGE PEARSON: Sure. 20 MR. O'CONNELL: My request is that, if we 21 could have our interpreter introduce herself on the 22 record, and we could explain the scope of the 23 interpretation for today. 24 JUDGE PEARSON: Sure. 25 THE INTERPRETER: Thank you. My name is</p>
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<p style="text-align: center;">107</p> <p>1 name is Andrew J. O'Connell, Assistant Attorney General, 2 representing Commission Staff. Seated next to me are 3 Mr. Mike Turcott and Mr. Dave Pratt from Staff. 4 JUDGE PEARSON: Okay. Thank you. 5 And Mr. Maurou, if you could just state your 6 name and spell your last name and give your address and 7 your phone number. Make sure to speak into the 8 microphone, please. 9 MR. MAUROU: My first name is Sani -- 10 JUDGE PEARSON: I don't think your 11 microphone's on. Will you press the button? The red 12 light should come on. 13 MR. MAUROU: My name is Sani, first name 14 S-A-N-I, middle name is Mahama, M-A-H-A-M-A, and the 15 last name is Maurou, M-A-U-R-O-U, and I am the president 16 and CEO of SeaTac Airport 24, and as well I am also the 17 owner and operator. 18 JUDGE PEARSON: Okay. Can you give us your 19 address and phone number? 20 MR. MAUROU: Yes. My address is 1800 South 21 Jackson Street, Apartment 211, Seattle, Washington 22 98144. 23 JUDGE PEARSON: Phone number? 24 MR. MAUROU: Sorry. 25 JUDGE PEARSON: It's okay.</p>	<p style="text-align: center;">109</p> <p>1 Gloriose Sakubu-Rothrock, and I am a French interpreter. 2 JUDGE PEARSON: Thank you. 3 MR. O'CONNELL: Okay. About the motion to 4 consolidate, Staff -- well, there are two issues being 5 presented today in all of these dockets. One of them is 6 whether to impose the \$20,000 suspended penalty from 7 consolidated Dockets TC-152296 and TC-160187. Then the 8 other issue is whether to deny the application for 9 reinstatement for this company in Docket TC-160324. 10 All of the issues that -- all of the facts, 11 all the evidence, all the testimony that will be 12 received today all arise from the same facts and set of 13 circumstances, and they all arise from evidence that 14 Staff will present about the Company operating after its 15 authority to operate was cancelled. 16 So I guess, from Staff's point of view, this 17 is not a pre-judgment of any of the questions of fact, 18 but simply entertaining all of the testimony at one time 19 since all the testimony applies to both issues. And 20 that's why Staff makes the motion and requests that they 21 be consolidated. 22 JUDGE PEARSON: Okay. Mr. Maurou? 23 MR. MAUROU: Yes, your Honor. I did -- I 24 did send a copy of my request, and Mr. O'Connell -- 25 sorry I'm having an issue with your name -- so I did</p>

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<p style="text-align: center;">110</p> <p>1 send --</p> <p>2 JUDGE PEARSON: Can you speak closer to the</p> <p>3 microphone? The court reporter is having trouble</p> <p>4 hearing. He was making a comment about being able to</p> <p>5 pronounce Mr. O'Connell's name. It's not important.</p> <p>6 MR. MAUROU: Your Honor, I made my request</p> <p>7 and I did send a copy -- I did send a copy to</p> <p>8 Mr. O'Connell, and I did send a copy also to the record</p> <p>9 center and as well to Mr. David Pratt.</p> <p>10 And on my request -- Request 6, if you</p> <p>11 can -- you can read it -- in Request 6 -- in Request 6,</p> <p>12 I honestly -- I was very, very concerned about that,</p> <p>13 that consolidation of those two case. It does mean they</p> <p>14 not advance the results --</p> <p>15 JUDGE PEARSON: They what? Can you repeat</p> <p>16 that?</p> <p>17 MR. MAUROU: For me, my concern was those</p> <p>18 two cases are different. They are not the same. And</p> <p>19 when Mr. O'Connell -- Mr. O'Connell was trying to</p> <p>20 consolidate those two cases, I just felt like he knows</p> <p>21 in advance the result of this hearing, and it is like</p> <p>22 (speaking French) --</p> <p>23 JUDGE PEARSON: He's speaking in French.</p> <p>24 MR. MAUROU (through interpreter): It's like</p> <p>25 you have results already that are not there yet.</p>	<p style="text-align: center;">112</p> <p>1 go through the same set of facts. It wouldn't be a good</p> <p>2 use of our time or Commission resources, so I will grant</p> <p>3 that motion.</p> <p>4 So we will hear from parties on both of the</p> <p>5 matters before us, the Commission's notice of intent to</p> <p>6 deny the Company's application for reinstatement and</p> <p>7 Commission Staff's motion to impose the suspended</p> <p>8 penalty, and then I will issue a written order within</p> <p>9 ten days reflecting my decision on those issues.</p> <p>10 So when I call -- I'm sorry. Mr. O'Connell,</p> <p>11 did you have something else?</p> <p>12 MR. O'CONNELL: Yes, your Honor. I would</p> <p>13 like to ask a procedural question before we get started</p> <p>14 any further.</p> <p>15 JUDGE PEARSON: Sure.</p> <p>16 MR. O'CONNELL: Will we have an opportunity</p> <p>17 to address the number of requests that Mr. Maurou has</p> <p>18 made of Staff before we get into testimony?</p> <p>19 JUDGE PEARSON: If you would like to, we</p> <p>20 could do that.</p> <p>21 MR. O'CONNELL: I think it would help</p> <p>22 clarify --</p> <p>23 JUDGE PEARSON: Okay.</p> <p>24 MR. O'CONNELL: -- Staff's position as to</p> <p>25 the requests.</p>
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<p style="text-align: center;">111</p> <p>1 MR. MAUROU: Okay. That's why I did not</p> <p>2 object -- object -- I did object that -- that</p> <p>3 proposition of Mr. O'Connell. I don't want those two to</p> <p>4 be consolidated.</p> <p>5 When he talks about time, I don't</p> <p>6 understand, but the time is not more important than my</p> <p>7 life.</p> <p>8 So that's another thing. I am very, very</p> <p>9 concerned the way UTC is doing business. UTC has a lot</p> <p>10 of good people. When you call, you see professional,</p> <p>11 they answer your question, they respect you, they trying</p> <p>12 to help you. But I just felt like that there are a few</p> <p>13 who are doing what they want to do. So I don't want</p> <p>14 those two cases to be consolidated, period.</p> <p>15 JUDGE PEARSON: Okay. So you're objecting</p> <p>16 to --</p> <p>17 MR. MAUROU: Yes.</p> <p>18 JUDGE PEARSON: -- Mr. O'Connell's motion.</p> <p>19 Okay. I note your objection.</p> <p>20 However, I am going to grant Staff's motion</p> <p>21 to consolidate these dockets because, as Mr. O'Connell</p> <p>22 said, they do concern the same set of facts. There are</p> <p>23 two different actions and two different decisions to be</p> <p>24 made, but they all arise from the same set of facts, so</p> <p>25 it doesn't make sense to hold two separate hearings to</p>	<p style="text-align: center;">113</p> <p>1 JUDGE PEARSON: Okay.</p> <p>2 MR. O'CONNELL: On a number of the requests,</p> <p>3 we ask for Staff to take certain actions, and I'd like</p> <p>4 to present Staff's position on them.</p> <p>5 JUDGE PEARSON: Okay. So I'm not sure I'm</p> <p>6 clear on which set of requests you're talking about. I</p> <p>7 did receive on Friday a set of questions directed at</p> <p>8 Mr. Pratt. Is that what you're talking about, or is</p> <p>9 there something additional that I'm not privy to?</p> <p>10 MR. O'CONNELL: I do not think there's</p> <p>11 anything additional that you're not privy to.</p> <p>12 JUDGE PEARSON: Okay.</p> <p>13 MR. O'CONNELL: There was a set of six</p> <p>14 requests. It was entitled to the Washington State</p> <p>15 Utilities Commission with an attention to your Honor.</p> <p>16 And so I think that you should have received all six of</p> <p>17 the requests.</p> <p>18 JUDGE PEARSON: Were they the --</p> <p>19 MR. O'CONNELL: And then there was an</p> <p>20 additional questionnaire, which I think you're referring</p> <p>21 to.</p> <p>22 JUDGE PEARSON: And I didn't see the list of</p> <p>23 requests; I only saw the questionnaire.</p> <p>24 MR. MAUROU: I have a copy here.</p> <p>25 JUDGE PEARSON: Okay. If you want to bring</p>

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<p style="text-align: center;">114</p> <p>1 that to me.</p> <p>2 MR. O'CONNELL: Mr. Maurou, can I see to</p> <p>3 make sure? This is a copy of the six requests that I'm</p> <p>4 referring to.</p> <p>5 JUDGE PEARSON: Okay.</p> <p>6 MR. MAUROU: The six --</p> <p>7 JUDGE PEARSON: And I'm sorry I didn't get a</p> <p>8 copy of this in advance, but it didn't come through.</p> <p>9 Okay. Okay. I've read through it. So if</p> <p>10 you'd like to address those now.</p> <p>11 MR. O'CONNELL: Thank you, your Honor.</p> <p>12 So Brief Adjudicative Proceedings, or BAPs,</p> <p>13 they're not full adjudicative proceedings here at the</p> <p>14 Commission with months of discovery and numerous</p> <p>15 exhibits. Discovery requests are unusual in this</p> <p>16 context because discovery rules haven't been made</p> <p>17 available to any party, and everything in a BAP is</p> <p>18 presented at the hearing.</p> <p>19 The procedures for submitting evidence and</p> <p>20 exhibits in these cases is explained clearly in the</p> <p>21 Commission's order setting the BAP, and the order</p> <p>22 usually states that parties wishing to introduce</p> <p>23 exhibits must submit an exhibit list, and usually that's</p> <p>24 a week before the BAP is set.</p> <p>25 In this case, the Company made a number of</p>	<p style="text-align: center;">116</p> <p>1 There are two others that I'd like to address, and it's</p> <p>2 request number 5 in the questionnaire that Mr. Maurou</p> <p>3 sent out.</p> <p>4 Request number 5 requests that Staff sign a</p> <p>5 consent form to allow the Company to investigate</p> <p>6 Mr. Pratt and interrogate any employee of the UTC. And</p> <p>7 the Company also submitted a questionnaire for Staff</p> <p>8 with a number of, frankly, inappropriate questions.</p> <p>9 Staff objects to both the consent form and</p> <p>10 the submitted questionnaire because they are</p> <p>11 inappropriate and improper and not relevant to this</p> <p>12 hearing. But they are clearly meant to -- well, I'll</p> <p>13 stop there about the intention of those requests because</p> <p>14 I do not know the intent. But suffice it to say that</p> <p>15 they are not -- they do not lead into -- aid in the</p> <p>16 resolution of the issues presented before the Commission</p> <p>17 as to the Company's actions.</p> <p>18 Now, to the extent that any questions are</p> <p>19 not inappropriate or improper, Staff's position is that</p> <p>20 they could be asked of Mr. Pratt and Mr. Turcott on</p> <p>21 cross-examination as long as they are relevant to the</p> <p>22 case.</p> <p>23 Thank you, your Honor.</p> <p>24 JUDGE PEARSON: Okay. Thank you.</p> <p>25 Mr. Maurou, do you want to respond to that?</p>
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<p style="text-align: center;">115</p> <p>1 requests of Staff last week. I received on July 6 and</p> <p>2 July 8 -- and I say that because they were received</p> <p>3 after hours on the day before that. So the first time</p> <p>4 that Staff would have seen these requests was on</p> <p>5 July 6th and then on July 8th.</p> <p>6 Staff believes the best resolution is to</p> <p>7 address these requests at this hearing, since the nature</p> <p>8 of a BAP is to have questions presented at the BAP.</p> <p>9 So the Company requested in its first</p> <p>10 request and in its second, number 1 and number 2, that</p> <p>11 Mr. Pratt and another staff member, that Staff believes</p> <p>12 to be Mr. Turcott, be made available as witnesses.</p> <p>13 As all parties in this case should know,</p> <p>14 both these individuals are already listed on Staff's</p> <p>15 exhibit list as witnesses that would testify today.</p> <p>16 Regardless, they'll both be available for Mr. Maurou to</p> <p>17 ask questions of in cross-examination.</p> <p>18 His fourth request, the Company asked for</p> <p>19 Mr. Pratt's educational background. Staff believes this</p> <p>20 will be covered through Mr. Pratt's testimony today, and</p> <p>21 so Mr. Maurou would have an opportunity to ask him</p> <p>22 questions, I guess, about Mr. Pratt's educational</p> <p>23 background.</p> <p>24 So Staff believes it has, therefore,</p> <p>25 complied with all of the Company's legitimate requests.</p>	<p style="text-align: center;">117</p> <p>1 MR. MAUROU: Yes. Mr. O'Connell --</p> <p>2 JUDGE PEARSON: So make sure to speak into</p> <p>3 the microphone, and you're going to be responding to me,</p> <p>4 not to Mr. O'Connell. So just let me know what your</p> <p>5 response is.</p> <p>6 MR. MAUROU: Okay. Your Honor,</p> <p>7 Mr. O'Connell just said that all of my requests, there</p> <p>8 are some -- all my requests are not appropriate when</p> <p>9 concerning relationship with this case.</p> <p>10 JUDGE PEARSON: So he just said that -- hold</p> <p>11 on a second. He just said that about request number 5,</p> <p>12 so that's all we're talking about right now is request</p> <p>13 number 5 and the list of questions. That's what he said</p> <p>14 was inappropriate. He's fine with 1 through 4. Those</p> <p>15 have been addressed or will be addressed.</p> <p>16 MR. MAUROU: So he said number 5, right?</p> <p>17 JUDGE PEARSON: Yes.</p> <p>18 MR. MAUROU: Okay. All right. Why --</p> <p>19 why -- I'll just stick with number 5 that he's saying is</p> <p>20 not prepared.</p> <p>21 Why I am requesting, because I have a high</p> <p>22 doubt about Mr. Pratt, David Pratt, and I will go</p> <p>23 through all what happened when it comes to Mr. Pratt,</p> <p>24 David Pratt, on relationship with my person and with my</p> <p>25 company. And there are a lot of bad things and I have</p>

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<p style="text-align: center;">118</p> <p>1 ton of proof.</p> <p>2 But I am -- I am very patient person and</p> <p>3 usually that help me a lot. I -- I was watching -- I</p> <p>4 was, like, watching very closely, but I don't jump to</p> <p>5 the conclusion easily. I am patient. I keep watching</p> <p>6 until the end. And then when I jump, I know what I am</p> <p>7 talking.</p> <p>8 So if I request number 5, why? I don't need</p> <p>9 it personally, but where we are at this stage, I will</p> <p>10 need it to go through -- to be able to have what I</p> <p>11 really need. That's why I did request it. I didn't do</p> <p>12 it because I just want to do it.</p> <p>13 We are talking about something very serious,</p> <p>14 and we need things that we need. So I don't think it</p> <p>15 is -- it can be called inappropriate at this time. And</p> <p>16 I am having a lot of concern at this time about</p> <p>17 Mr. David Pratt. That's why I'm asking even his</p> <p>18 educational background, because I'm trying to know</p> <p>19 who -- honestly, I'm lost. To be honest, I'm lost.</p> <p>20 So I need all those informations. It's not</p> <p>21 something that I'm trying to -- I need it. I need them.</p> <p>22 I need them. Even this form, I have another form, and I</p> <p>23 did send to Mr. Pratt to fill this form. I will bring</p> <p>24 it to you, your Honor.</p> <p>25 I did send this form to Mr. Pratt to fill</p>	<p style="text-align: center;">120</p> <p>1 explaining, this is a Brief Adjudicative Proceeding, so</p> <p>2 the discovery rules were not available to the parties.</p> <p>3 That's why Mr. Pratt didn't respond to what I can only</p> <p>4 label as a data request, because that type of exchange</p> <p>5 wasn't available to the parties in this proceeding.</p> <p>6 So Mr. O'Connell is correct that, to the</p> <p>7 extent that you need those questions answered, you're</p> <p>8 welcome to ask them on cross-examination, at which point</p> <p>9 I expect Mr. O'Connell will object because they are not</p> <p>10 relevant to the proceeding that's here before us today.</p> <p>11 So I am going to agree with Mr. O'Connell</p> <p>12 with respect to request number 5. It's not appropriate,</p> <p>13 it's not relevant to this proceeding. This is about</p> <p>14 your company and the conduct of your company, not</p> <p>15 Mr. Pratt's character or background. So I'm just going</p> <p>16 to put an end to that right now. Okay?</p> <p>17 MR. MAUROU: Yes, your Honor. Can I say</p> <p>18 something?</p> <p>19 JUDGE PEARSON: Briefly.</p> <p>20 MR. MAUROU: I will go through it, but I</p> <p>21 don't want to rush. Why? Because Mr. David, he's here,</p> <p>22 I will ask him those questions, so I'm not going to</p> <p>23 rush. At this point, I do not trust Mr. David to be</p> <p>24 honest and frankly. Why? Mr. David has been, since</p> <p>25 last year, behind my company. We have three -- I have</p>
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<p style="text-align: center;">119</p> <p>1 out. He did not. And then I did receive the</p> <p>2 last-second e-mail from Mr. O'Connell saying that, if</p> <p>3 there's anything, I need to address to him as he's</p> <p>4 representing the Staff.</p> <p>5 So Mr. O'Connell knows about this form and</p> <p>6 he has it. Mr. Pratt didn't fill this. Even</p> <p>7 Mr. O'Connell go and encouraged him to not fill it out,</p> <p>8 so it is very disgusting. I'm going to give you this</p> <p>9 form, your Honor.</p> <p>10 JUDGE PEARSON: I have a copy of it. It's</p> <p>11 okay. And --</p> <p>12 MR. MAUROU: So I'm not -- I am not kidding.</p> <p>13 I am serious about what I'm asking. So he should sign</p> <p>14 it, if he can right now, and give it to me.</p> <p>15 JUDGE PEARSON: Okay. Thank you,</p> <p>16 Mr. Maurou.</p> <p>17 Did you have anything else to say?</p> <p>18 MR. O'CONNELL: Yeah. I think -- I think I</p> <p>19 forgot to say one thing, and that's just that all the</p> <p>20 questions Mr. Maurou asked, if they are relevant to the</p> <p>21 case, I believe he can ask Mr. Pratt when Mr. Pratt</p> <p>22 testifies, and we can deal with the questions that</p> <p>23 Mr. Maurou asks at that time.</p> <p>24 JUDGE PEARSON: I agree with you.</p> <p>25 And Mr. Maurou, as Mr. O'Connell was</p>	<p style="text-align: center;">121</p> <p>1 talked to Mr. David three times on the phone. I don't</p> <p>2 know him.</p> <p>3 JUDGE PEARSON: Okay. You'll have a chance</p> <p>4 to present your testimony.</p> <p>5 MR. MAUROU: I know --</p> <p>6 JUDGE PEARSON: Can you stop talking,</p> <p>7 please? You'll have a chance to present your</p> <p>8 testimony --</p> <p>9 MR. MAUROU: Okay.</p> <p>10 JUDGE PEARSON: -- and we can get into that</p> <p>11 a little bit later. But I want to explain how this is</p> <p>12 going to proceed today. Okay? And when it's your turn</p> <p>13 to talk, I want to swear you in before you give your</p> <p>14 testimony so that everything that you say can be</p> <p>15 considered sworn testimony.</p> <p>16 MR. MAUROU: Thank you, your Honor.</p> <p>17 JUDGE PEARSON: So I was going to have Staff</p> <p>18 go first today because Staff initiated the enforcement</p> <p>19 actions, and then once Staff is done, Mr. Maurou, you</p> <p>20 can, as Mr. O'Connell noted, ask questions of Staff, and</p> <p>21 after that you can present your testimony, and then</p> <p>22 Mr. O'Connell will probably have questions for you as</p> <p>23 well.</p> <p>24 Okay?</p> <p>25 MR. MAUROU: Yes.</p>

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<p style="text-align: center;">122</p> <p>1 JUDGE PEARSON: So did you have any other 2 questions before we get started? 3 MR. MAUROU: Yes, your Honor. 4 JUDGE PEARSON: Just about the process? 5 MR. MAUROU: Right. For procedure, this 6 exhibit (speaking French) -- 7 (Through interpreter) For the procedure, 8 these papers, these documents, they came later. Then 9 when it arrived, when I received it, they said it was an 10 adding on the document they received before. 11 It is UTC that comes behind my back to 12 attack me. I am not attacking UTC. I don't think I can 13 do it. Why didn't they include this package with the 14 first one they received? Where did they receive this 15 package then? I didn't have enough time to read this. 16 I didn't have time to read this. These papers, where 17 did they got them? I don't know. 18 JUDGE PEARSON: Mr. Maurou -- Mr. O'Connell, 19 can you give me some information about when these were 20 delivered to Mr. Maurou and by what mechanism? Were 21 they sent electronically? 22 MR. O'CONNELL: Sure. The exhibit list -- 23 Staff's exhibit list -- there's two copies, one for 24 Docket TC-152296 and one for Docket TC-160324 -- the 25 exhibit lists were ordered by the Commission to be</p>	<p style="text-align: center;">124</p> <p>1 so it is after 6 -- after 5th. So I do not want this 2 list to be considered. 3 JUDGE PEARSON: Okay. I'm going to take the 4 exhibits up one at a time, like I said, and I will rule 5 on them individually as they're offered into evidence, 6 and I will make sure to give you adequate time to look 7 each one over. 8 So with that, Mr. O'Connell, you can proceed 9 when you're ready. 10 MR. O'CONNELL: Thank you, your Honor. If I 11 could, I'd like to make a very brief opening statement 12 to give context -- 13 JUDGE PEARSON: Sure. 14 MR. O'CONNELL: -- for the evidence 15 presented today. 16 JUDGE PEARSON: Sure. 17 MR. O'CONNELL: This case today is not 18 overly complicated. The Company's authority to operate 19 was cancelled. The Company continued to operate. We're 20 here because of the Company's action. 21 The Company's authority was cancelled on 22 March 8th, 2016, for safety reasons. Staff will present 23 evidence today of trips after March 8, 2016, trips to 24 the airport, continued advertising, and an offer that 25 was made to Staff.</p>
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<p style="text-align: center;">123</p> <p>1 submitted by the end of business on July 5th. Staff 2 complied with that order submitting an exhibit list 3 describing the exhibits that it would present today at 4 hearing. 5 Staff followed that order, and this morning 6 Staff presented those exhibits to your Honor and 7 Mr. Maurou in accordance with the order that the 8 Commission sent out requesting that Staff bring an 9 original and three copies to the hearing. 10 JUDGE PEARSON: Okay. So Mr. Maurou, what 11 we'll do is, as Mr. O'Connell introduces each exhibit, 12 I'll give you a moment to look it over to see if you 13 have any objection, and then we'll move forward. So 14 I'll make sure you have adequate time to look over each 15 exhibit when we get to that. 16 Okay? 17 MR. MAUROU: Yes, your Honor. But my 18 concern was that they did not submit this on time. 19 JUDGE PEARSON: But they weren't required 20 to. Did you hear what Mr. O'Connell said? What they 21 did submit on time was a list describing the exhibits, 22 and he was not required to do anything other than that. 23 MR. MAUROU: Yes, your Honor. Even the 24 list, when you look at my e-mail, my e-mail, it did come 25 after 5th, so they did send it, I think, 6 -- 6 of July,</p>	<p style="text-align: center;">125</p> <p>1 The Company has not been forthcoming with 2 the Commission in Staff's opinion. Staff will present 3 evidence that the Company has multiple drivers that were 4 undisclosed to Staff during its compliance investigation 5 earlier this year. This raises a host of concerns 6 regarding the Company. Ultimately, it appears the 7 Company is either unable or unwilling to abide by the 8 Commission's rules and orders. 9 Now, I expect that the Company is going to 10 try to shift some of this blame to Staff for essentially 11 doing its job and discovering the Company's bad actions. 12 This hearing is not for attacking Staff. It's for 13 determining whether the Company continued to operate 14 after having its authority cancelled, and whether the 15 Company's application for reinstatement should be 16 denied. Everything outside of that scope is irrelevant. 17 Staff would ask at this time that your Honor 18 take official notice of Commission Orders 01 and 02 in 19 the consolidated Dockets TC-152296 and TC-160187. I 20 also have copies of those orders. They've been marked 21 for identification as Exhibits MT-1 and MT-2. 22 Thank you, your Honor. 23 JUDGE PEARSON: Okay. I will take official 24 notice of both of those orders. 25 And Mr. Maurou, those were the orders that</p>

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1 were issued in the previous dockets back in March, and
 2 then the subsequent order that was the final order that
 3 adopted the payment plan, I believe, for the penalty
 4 amount.
 5 MR. MAUROU: Um-hmm.
 6 JUDGE PEARSON: Okay. Go ahead.
 7 MR. O'CONNELL: With that, your Honor, Staff
 8 would like to call Mr. Turcott to testify.
 9 JUDGE PEARSON: Okay. Mr. Turcott, if you
 10 could please stand and raise your right hand.
 11
 12 MICHAEL TURCOTT, witness herein, having been
 13 first duly sworn on oath,
 14 was examined and testified
 15 as follows:
 16
 17 JUDGE PEARSON: Okay. Go ahead and be
 18 seated.
 19 *** DIRECT EXAMINATION BY MR. O'CONNELL ***
 20 BY MR. O'CONNELL:
 21 **Q. Would you please state your name and spell it**
 22 **for the record?**
 23 A. Yes. Michael Turcott, T-U-R-C-O-T-T.
 24 **Q. And what is your occupation?**
 25 A. I am a compliance investigator with the

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1 Washington Utilities and Transportation Commission
 2 working in the transportation safety unit.
 3 **Q. And how long have you been employed by the**
 4 **Commission?**
 5 A. For approximately nine months.
 6 **Q. What did you do before your employment with the**
 7 **Commission?**
 8 A. I worked for 28 years as a commissioned officer
 9 with the Washington State Patrol, holding a variety of
 10 assignments. After retiring from the State Patrol, I
 11 worked at the Department of Licensing for a year and a
 12 half managing the fraud investigation unit before coming
 13 to work at the Commission.
 14 **Q. So are you familiar with conducting**
 15 **investigations and investigation techniques?**
 16 A. Yes, I am.
 17 **Q. What are your duties here at the Commission?**
 18 A. Two primary duties, one of which is to identify
 19 transportation companies that we believe may be
 20 operating without the required UTC authority, to provide
 21 technical assistance to those companies, encourage them
 22 to become compliant and licensed for the benefit of all,
 23 particularly the traveling public, and in some cases
 24 follow up with those companies with further
 25 investigation or enforcement action. And the other part

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1 of my job is to work with field staff, follow-up
 2 compliance reviews and draft documents related to
 3 penalty assessments.
 4 **Q. How were you involved in the matters concerning**
 5 **SeaTac Airport 24?**
 6 A. I was initially involved with drafting the
 7 penalty assessment at the beginning of this year
 8 following the compliance review in December.
 9 **Q. Are you familiar with both the investigation of**
 10 **the Company's safety rating and its application for**
 11 **reinstatement?**
 12 A. Yes, I am.
 13 **Q. And are you familiar with both Order 01 and**
 14 **Order 02 from Docket TC-152296?**
 15 A. Yes.
 16 **Q. Have you read both of those orders?**
 17 A. I have.
 18 **Q. So are you aware of the cancellation of the**
 19 **Company's certificate as an auto transportation and**
 20 **charter and excursion carrier?**
 21 A. Yes.
 22 **Q. When was the Company's certificate cancelled?**
 23 A. March 8, 2016.
 24 **Q. And are you familiar with the suspended penalty**
 25 **contained in the final order, Order 02, from that case?**

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1 A. Yes, I am.
 2 **Q. What was the amount of the suspended penalty?**
 3 A. The amount of the suspended penalty is \$20,000.
 4 **Q. After March 8th, 2016, did you investigate**
 5 **whether this company abided by the Commission's cease**
 6 **and desist order?**
 7 A. Yes, I did.
 8 **Q. What did you do as part of your investigation?**
 9 A. As in all investigations, we cover a variety of
 10 areas, one of which was to monitor internet advertising
 11 of the Company, to communicate with other regulatory
 12 entities, SeaTac Airport or the City of Seattle or King
 13 County, and finally to attempt to book a trip with the
 14 Company.
 15 **Q. And did you attempt to -- you did attempt to**
 16 **book a trip with this company?**
 17 A. Yes, I did.
 18 **Q. Okay. I want to come back to that in just a**
 19 **moment.**
 20 **You mentioned that there were a number of**
 21 **entities in the community that you communicated with.**
 22 **Who contacted Staff with information about the**
 23 **operations of this company?**
 24 A. We were contacted both by SeaTac Airport Ground
 25 Transportation Enforcement, as well as the City of

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1 Seattle Consumer Protection Unit that handles for-hire
 2 transportation within the city limits.
 3 **Q. Okay. I'd like to direct your attention to the**
 4 **document that has been marked as Exhibit MT-3 for**
 5 **identification.**
 6 **Will you please identify this document?**
 7 A. Yes. This is an e-mail that originated from
 8 Steve Brown, Senior Ground Transportation Enforcement
 9 Agent at SeaTac Airport, asking Commission Staff about
 10 the certificate authority -- current authority held by
 11 SeaTac Airport 24.
 12 **Q. And have you reviewed this document as part of**
 13 **your investigation?**
 14 A. Yes.
 15 **Q. Is this copy a true and accurate reproduction of**
 16 **the document that you viewed?**
 17 A. Yes, it is.
 18 **Q. How does this document relate to your**
 19 **investigation?**
 20 A. Well, this was the first -- the first time Staff
 21 had been alerted that the Company actually was operating
 22 during its period of suspension.
 23 **Q. Okay. What about this e-mail raised a red flag**
 24 **to you when you read it?**
 25 A. Well, the -- Mr. Brown states that one of his

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1 staff members responded to a verbal dispute between a
 2 passenger and a driver for SeaTac Airport 24 concerning
 3 the fare. And they were not to be operating, and
 4 Mr. Brown was inquiring if their authority had been
 5 reinstated.
 6 And he also indicated that he checked their
 7 electronic tracking system they have at the airport. It
 8 tracks for-hire vehicles through transponders that come
 9 and go, and he indicated that it appeared that they
 10 started operating again in April.
 11 **Q. Okay. I'd like to come back to that.**
 12 MR. O'CONNELL: Your Honor, at this time
 13 Staff offers Exhibit MT-3.
 14 JUDGE PEARSON: Mr. Maurou, have you had a
 15 chance to look that over? I can give you a moment. It
 16 will be the third document. I think you're almost
 17 there. Is that an e-mail right there?
 18 MR. MAUROU: Yes.
 19 JUDGE PEARSON: Okay. So that's what you'll
 20 want to take a look at.
 21 MR. MAUROU: So can I ask questions or do I
 22 have to wait?
 23 JUDGE PEARSON: You can ask a clarifying
 24 question if you're not clear about what the document is
 25 showing, but you can't ask questions about the content

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1 just yet.
 2 MR. MAUROU: Okay. Mr. Mark -- so Mark, you
 3 said --
 4 JUDGE PEARSON: So --
 5 MR. O'CONNELL: Your Honor --
 6 JUDGE PEARSON: Mr. Maurou, do you have a
 7 question about the document? You can't ask him a
 8 cross-examination question at this time. His name is
 9 Mr. Turcott.
 10 MR. MAUROU: Mr. Turcott. Okay.
 11 JUDGE PEARSON: So do you have a question
 12 about the document?
 13 MR. MAUROU: Yes. It came from Michael,
 14 UTC. Okay. Okay. So if I understand, Mr. Michael was
 15 contacted by Airport SeaTac -- by SeaTac Airport, right?
 16 JUDGE PEARSON: A different Mike, Mike
 17 Dotson.
 18 MR. MAUROU: Mike Dotson?
 19 JUDGE PEARSON: Not this Mike. Our former
 20 licensing division.
 21 MR. MAUROU: Okay. And why I'm asking that
 22 question, they've been telling me SeaTac Airport
 23 contacted them or they contact SeaTac Airport? I don't
 24 really know what's going on.
 25 JUDGE PEARSON: So this is showing that

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1 SeaTac Airport contacted UTC staff to inquire about the
 2 status of your permit.
 3 And what I need to know is if you have any
 4 objection to admitting this into evidence.
 5 MR. MAUROU: For now, no, your Honor.
 6 JUDGE PEARSON: You don't have any
 7 objection?
 8 MR. MAUROU: No. No. For now.
 9 JUDGE PEARSON: Okay. Well, this is your
 10 only opportunity to, and you can certainly ask questions
 11 about it later, but --
 12 MR. MAUROU: My concern here is UTC has
 13 called SeaTac Airport to get information, or SeaTac
 14 Airport called UTC to get information, and when --
 15 JUDGE PEARSON: Okay. Well, you will have
 16 an opportunity to answer that question -- to ask that
 17 question later when it's your turn for
 18 cross-examination. I just need to know about this
 19 document. It sounds like you don't have any objection.
 20 MR. MAUROU: No, I don't, your Honor. This
 21 e-mail --
 22 JUDGE PEARSON: Okay.
 23 MR. MAUROU: -- I don't -- I have nothing to
 24 say about it.
 25 JUDGE PEARSON: Okay. So I will admit that

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<p>1 and mark it as Exhibit MT-3. 2 (Exhibit No. MT-3 was marked and 3 admitted into evidence.) 4 MR. O'CONNELL: Thank you, your Honor. May 5 I continue with Mr. Turcott? 6 JUDGE PEARSON: Absolutely. 7 BY MR. O'CONNELL: 8 Q. Mr. Turcott, did SeaTac Airport Ground 9 Transportation Enforcement send you any more 10 documentation of the Company making trips to the 11 airport? 12 A. Yes, they did. 13 Q. What documentation did they provide? 14 A. They provided a four-page printout of dates and 15 times describing the traffic of the Company's vehicles 16 into the airport area. 17 Q. Okay. To make sure that we're all on the same 18 page, I'd like to direct your attention to the document 19 that has been marked as Exhibit MT-4 for identification. 20 MR. O'CONNELL: I believe Mr. Maurou has 21 that in his packet as well so that we can all be looking 22 at it as you explain. 23 BY MR. O'CONNELL: 24 Q. Mr. Turcott, will you please identify this 25 document?</p>	<p>1 A. Well, they're concerning because the Company was 2 not to be operating, it did not have operating 3 authority, and that raises all sorts of issues and 4 concerns with the safety to the traveling public. We 5 know that a company that operates within regulation has 6 all sorts of compliance in place with safety 7 regulations, and that everyone benefits from that, 8 especially the traveling public. 9 Q. After you received these records -- let me pause 10 and come back to that. 11 MR. O'CONNELL: Your Honor, at this time 12 Staff offers Exhibit MT-4. 13 JUDGE PEARSON: And Mr. Maurou? 14 MR. MAUROU: I do not accept this document. 15 This document is garbage. It's garbage. Anybody can -- 16 anybody can write this. And I will have to explain, and 17 I don't know how to explain everything because of time 18 and all those thing, you know. 19 JUDGE PEARSON: Mr. Maurou, I just need to 20 know -- 21 MR. MAUROU: Yes. 22 JUDGE PEARSON: I hear your objection, so 23 you'll have an opportunity to -- you need to stop 24 talking while I'm talking. 25 MR. MAUROU: Okay.</p>
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<p>1 A. This was -- yes, this was an e-mail attachment 2 received from SeaTac. It says Seattle-Tacoma 3 International Airport Transactions by Date, Account 4 SeaTac Airport 24. It lists dates and times and vehicle 5 descriptions, either SeaTac Airport 24 1 or 2, referring 6 to vehicles 1 or 2 on the account, dates and times that 7 they were checked in by transponder on the upper drive, 8 or in one case attempted access to the south gated lot, 9 which we're not able to get into. I believe there are 10 24 trips within this time period. 11 Q. And have you reviewed this document as part of 12 your investigation? 13 A. Yes. 14 Q. Is this copy a true and accurate representation 15 of the document that you viewed? 16 A. Yes, it is. 17 Q. Now, what did you learn from these records that 18 SeaTac Airport Ground Transportation Enforcement sent 19 you? 20 A. I learned not only was the Company operating, 21 but it was operating on a consistent basis. The first 22 entry is April 9th all the way through -- well, the date 23 that they e-mailed us, May 24th, 24 trips. 24 Q. And why are all of these trips concerning to 25 Staff?</p>	<p>1 JUDGE PEARSON: You'll have an opportunity 2 to present your testimony and tell your side of the 3 story. 4 MR. MAUROU: Because -- 5 JUDGE PEARSON: It's just not now. 6 MR. MAUROU: Okay. Because I just want to 7 make sure I don't miss the opportunity. 8 JUDGE PEARSON: You will not. 9 MR. MAUROU: I object. First, they do not 10 have legal authority to do that. Mr. O'Connell, you 11 know that. You went to law school. You cannot do that. 12 This is serial murder. It's not criminal -- it not 13 criminal. Why you doing this -- all these things? It's 14 illegal. You know that -- 15 JUDGE PEARSON: Mr. Maurou -- 16 MR. MAUROU: -- more than me. You cannot do 17 this. 18 JUDGE PEARSON: Mr. Maurou, I will note your 19 objection. However, I am going to overrule it -- 20 MR. MAUROU: Okay. 21 JUDGE PEARSON: -- and I'm going to admit 22 this and mark it as Exhibit MT-4. 23 (Exhibit No. MT-4 was marked and 24 admitted into evidence.) 25 JUDGE PEARSON: And Mr. O'Connell, you can</p>

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1 proceed.

2 MR. O'CONNELL: Thank you.

3 BY MR. O'CONNELL:

4 **Q. Mr. Turcott, did you have any more interaction**

5 **with Ground Transportation Enforcement about this**

6 **company?**

7 A. I received -- yes, I did. I received two more

8 communications from the company.

9 **Q. When did they communicate with you and how did**

10 **they communicate with you?**

11 A. It was by e-mail. I received a second e-mail

12 from Mr. Brown on June 20th.

13 **Q. Okay. I'd like to direct your attention to the**

14 **exhibit that's been marked as Exhibit MT-6 for**

15 **identification. That is MT-6 for identification.**

16 **Will you please identify that document?**

17 A. Yes. This is an e-mail from Steve Brown at

18 SeaTac Ground Transportation to myself, dated June 20th.

19 **Q. And were there pictures attached to this e-mail?**

20 A. Yes, and two pictures attached.

21 **Q. Are the pictures included here with this**

22 **document those same pictures that were attached to the**

23 **e-mail?**

24 A. Yes.

25 **Q. And have you reviewed this e-mail and pictures**

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1 **as part of your investigation?**

2 A. Yes.

3 **Q. Is this a true and accurate copy of the e-mail**

4 **and the pictures that you viewed?**

5 A. Yes, it is.

6 **Q. What, if anything, in this e-mail raised a red**

7 **flag to Staff?**

8 A. Well, in addition to the trips documented by the

9 transponder, this is another report -- the e-mail reads,

10 referring to SeaTac Airport 24, "Dropped off one woman

11 passenger at door 12. I did see her thank and tip

12 Sani." And then there's a photo, virtually the same

13 photo, and they're not very clear on the black and white

14 copy that I have, but there's two people behind the van,

15 one person walking away with a suitcase headed to a

16 light, and just, again, it appears that the Company's

17 transporting passengers.

18 MR. O'CONNELL: Your Honor, Staff offers

19 Exhibit MT-6.

20 JUDGE PEARSON: Okay. Mr. Maurou, do you

21 have any objection to this exhibit?

22 MR. MAUROU: What about the MT-5?

23 JUDGE PEARSON: We'll come back to that. I

24 think that Mr. O'Connell's not at that point yet.

25 MR. MAUROU: MT-6. You see all the

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1 pictures? I don't know what to see. I don't think how

2 this will be acceptable. I don't accept those pictures.

3 JUDGE PEARSON: Okay. So I'm going to

4 overrule your objection and admit MT-6 into evidence.

5 (Exhibit No. MT-6 was marked and

6 admitted into evidence.)

7 JUDGE PEARSON: And Mr. Maurou, you will

8 again have an opportunity to address those photos and

9 say anything that you want to about them when it's your

10 turn. Okay?

11 MR. MAUROU: Okay.

12 JUDGE PEARSON: Go ahead, Mr. O'Connell.

13 MR. O'CONNELL: Thank you, your Honor.

14 BY MR. O'CONNELL:

15 **Q. I'd like to direct your attention, Mr. Turcott,**

16 **to the document that's been marked as Exhibit MT-8 for**

17 **identification. And I apologize for jumping around on**

18 **the exhibit list. The exhibit list is arranged**

19 **chronologically, and I believe it's more effective to**

20 **deal with them on the topics.**

21 **So if I could direct your attention to the**

22 **exhibit that's been marked as Exhibit MT-8. Will you**

23 **please identify this document?**

24 A. Yes. This is the third e-mail to me from Steve

25 Brown at SeaTac Ground Transportation Enforcement.

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1 **Q. And were there pictures attached to this e-mail?**

2 A. Yes, two pictures attached.

3 **Q. And are the pictures included here with this**

4 **document those same pictures that were attached to the**

5 **e-mail?**

6 A. Yes.

7 **Q. Have you reviewed these e-mail pictures as part**

8 **of your investigation?**

9 A. Yes, I have.

10 **Q. Are these true and accurate copies of the e-mail**

11 **and pictures that you viewed?**

12 A. Yes.

13 **Q. So looking at the pictures contained in Exhibit**

14 **MT-8, were you able to make out the license plate**

15 **numbers of the vans?**

16 A. Yes, I was.

17 **Q. And what is the license plate number?**

18 A. They're a little blurry, B24445Y and B, I

19 believe it's 56765Y [sic].

20 **Q. Did you look up these license plate numbers?**

21 A. Yes, I did.

22 **Q. How did you look them up?**

23 A. Through the Department of Licensing records.

24 **Q. And who are these vans registered to?**

25 A. B66765Y and B24445Y are both registered to Sani

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1 Maurou.
 2 **Q. Can you see any markings on the vans in these**
 3 **pictures?**
 4 A. Yes.
 5 **Q. And what do they say?**
 6 A. SeaTac Airport 24 on the hood and on the sides
 7 and company phone numbers and web addresses.
 8 **Q. So does the e-mail and attached pictures cause**
 9 **concern to Staff?**
 10 A. Yes.
 11 **Q. Why?**
 12 A. Well, again, here's, on the same day, two
 13 additional trips, two vans operating. In addition, the
 14 SeaTac Ground Transportation staff visited with the
 15 drivers and learned their names, and provided the names
 16 in the e-mail, Ahmed Adam and Hafton Tafere, and these
 17 are not drivers we're familiar with.
 18 And of concern to Staff is the previous
 19 compliance review and penalty assessment with the
 20 Company that documented drivers operating without
 21 medical certificates, without driver qualification
 22 files, et cetera. All of these violations put the
 23 traveling public at risk, and now here's the Company
 24 operating during a period of suspension with drivers
 25 about whom we know nothing.

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1 **Q. During the compliance review that Staff**
 2 **conducted, did Mr. Maurou or the Company -- did the**
 3 **Company produce a driver file for either of these**
 4 **drivers?**
 5 A. Going from memory, I don't believe they did.
 6 **Q. Would Staff have expected the Company to have a**
 7 **driver file for each driver that it employs?**
 8 A. Yes, it's a requirement.
 9 **Q. And is that required by Commission rule?**
 10 A. Yes, it is.
 11 **Q. Do you recall whether the Commission's final**
 12 **order, that's Order 02 in Docket TC-152296, required the**
 13 **Company to have no more safety violations as a condition**
 14 **for the suspension of the \$20,000 penalty?**
 15 A. That's correct, it did.
 16 MR. O'CONNELL: Your Honor, at this time
 17 Staff offers Exhibit MT-8.
 18 JUDGE PEARSON: Mr. Maurou, have you had an
 19 opportunity to look at that second e-mail and set of
 20 photos? I don't know if that's -- it doesn't look
 21 like -- it might be one past that. I assume you have
 22 the same objection as you did to the others?
 23 MR. MAUROU: Honestly, frankly, your Honor,
 24 I don't know what to say about these pictures and all
 25 the -- what -- or what they're giving me here. And I

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1 give them all my paperwork. I am -- I have all the
 2 paperwork you requested, your Honor, to give them. I
 3 give them. Mr. David is here. He has all my paperwork.
 4 I have everything. So why -- why he's -- I want to
 5 know.
 6 JUDGE PEARSON: Okay. Mr. Maurou, you'll
 7 have an opportunity to ask that. I just need to rule on
 8 this particular exhibit, and I assume that you object to
 9 it --
 10 MR. MAUROU: Okay.
 11 JUDGE PEARSON: -- just like you --
 12 MR. MAUROU: I accept nothing here. Once
 13 again, this is kind of garbage.
 14 JUDGE PEARSON: Okay.
 15 MR. MAUROU: I'm sorry. I'm sorry.
 16 JUDGE PEARSON: Mr. Maurou, I'm going to
 17 overrule your objection, and I will admit that into
 18 evidence and mark it as Exhibit MT-8.
 19 (Exhibit No. MT-8 was marked and
 20 admitted into evidence.)
 21 JUDGE PEARSON: And you can go ahead,
 22 Mr. O'Connell.
 23 BY MR. O'CONNELL:
 24 **Q. Mr. Turcott, besides SeaTac Ground**
 25 **Transportation Enforcement, did any other entity contact**

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1 **Staff with information about the operations of this**
 2 **company?**
 3 A. Yes.
 4 **Q. Who?**
 5 A. The City of Seattle Regulatory Compliance and
 6 Consumer Protection Unit, Street Enforcement Team, they
 7 handle for-hire vehicles within the City of Seattle.
 8 **Q. And what information did the Seattle Regulatory**
 9 **Compliance and Consumer Protection Department share with**
 10 **Staff?**
 11 A. Well, initially it was an inquiry about SeaTac
 12 Airport's auto transportation authority. The vehicle
 13 had been seen on Alaskan Way in front of the Victorian
 14 Clipper soliciting transportation. And the question
 15 posed to Staff was, is this within their certificate of
 16 authority? Because the assumption was that there were
 17 three distinct routes that the Company was allowed to
 18 run, the Westin Hotel and a couple other hotels or
 19 casinos in the Puget Sound area, directly to SeaTac, and
 20 this would have been outside of their certificate.
 21 **Q. Okay. So that we're all talking about the same**
 22 **thing, I'd like to direct your attention to the exhibit**
 23 **that's been marked for identification as Exhibit MT-7.**
 24 **MT-7.**
 25 **Will you please identify this document?**

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1 A. Yes. This is the e-mail from Tolley Sualoa with
 2 the City of Seattle to me, dated June 25th.
 3 **Q. Is this the communication that you were just**
 4 **referencing?**
 5 A. Yes.
 6 **Q. And have you reviewed these e-mails as part of**
 7 **your investigation?**
 8 A. Yes.
 9 **Q. Is this a true and accurate copy of the e-mail**
 10 **that you received?**
 11 A. Yes, it is.
 12 **Q. What did Mr. Sualoa convey to Staff?**
 13 A. That the Company had a van in the area of the
 14 Victoria Clipper on the waterfront soliciting passengers
 15 for the airport. The Company was able to round up ten
 16 passengers, including two of the City's undercover
 17 inspectors. It made a number of stops at various
 18 airports [sic], eventually going to -- a number of stops
 19 at hotels on the way to the airport, eventually
 20 delivering the group to the airport.
 21 **Q. Okay. So what, if anything, in the e-mail**
 22 **raises a red flag to Staff?**
 23 A. Well, a number of things. Not only was the
 24 Company operating during a period of cancellation, it
 25 was -- if the certificate had been in effect, the

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1 Company was operating outside of its auto transportation
 2 authority.
 3 **Q. Okay. I want to ask particularly about these**
 4 **trips from the waterfront.**
 5 **What was the scope of the Company's authority to**
 6 **operate prior to the Company's cancellation of its**
 7 **authority?**
 8 A. Under its auto transportation certificate, the
 9 Company was allowed to provide non-stop scheduled
 10 passenger service between the Westin Hotel and SeaTac
 11 Airport; also allowed to provide the same transportation
 12 between the Snoqualmie Casino and SeaTac Airport; and
 13 finally, the same transportation between the Best
 14 Western Sky Valley Inn in Monroe and SeaTac Airport --
 15 **Q. So --**
 16 A. -- not to park on the waterfront and solicit
 17 transportation.
 18 **Q. So even if the Company had had its certificate**
 19 **when it was conducting these trips from the waterfront,**
 20 **what are Staff's thoughts on these trips?**
 21 A. Well, simply, they're illegal.
 22 MR. O'CONNELL: Your Honor, at this time
 23 Staff offers Exhibit MT-7.
 24 JUDGE PEARSON: Thank you.
 25 And Mr. Maurou, do you have the same

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1 objection to this exhibit?
 2 MR. MAUROU: Yes. Yeah, I have an
 3 objection. First, I want to explain that --
 4 JUDGE PEARSON: So you will have an
 5 opportunity to explain when it's your turn.
 6 MR. MAUROU: Okay. Okay. Okay. Okay.
 7 JUDGE PEARSON: I just am verifying with you
 8 that you continue to object to these exhibits; is that
 9 correct?
 10 MR. MAUROU: Yes. I -- no, I continue to
 11 object all those things. Why? I will have to explain
 12 later.
 13 JUDGE PEARSON: Okay. Well, I'm, going to
 14 overrule your objection, and I will admit that exhibit
 15 and mark it as -- that was MT-7; is that correct?
 16 MR. O'CONNELL: Yes, your Honor. Thank you.
 17 JUDGE PEARSON: Okay.
 18 (Exhibit No. MT-7 was marked and
 19 admitted into evidence.)
 20 JUDGE PEARSON: And you can proceed,
 21 Mr. O'Connell.
 22 BY MR. O'CONNELL:
 23 **Q. Mr. Turcott, I'd like to direct your attention**
 24 **to the document that has been marked for identification**
 25 **as MT-9.**

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1 **Will you please identify this document?**
 2 A. Yes. This is a continuation of the e-mail chain
 3 from Mr. Sualoa to myself regarding SeaTac Airport 24.
 4 **Q. Were there pictures attached to this e-mail?**
 5 A. Yes.
 6 **Q. Are the pictures included here with this**
 7 **document those same pictures that were attached to the**
 8 **e-mail?**
 9 A. Yes.
 10 **Q. And have you reviewed these pictures and the**
 11 **e-mail as part of your investigation?**
 12 A. Yes, I have.
 13 **Q. Is this a true and accurate copy of the e-mail**
 14 **and the pictures that you received?**
 15 A. Yes, it is.
 16 **Q. Okay. I'd like to direct your attention to the**
 17 **pictures contained in Exhibit MT-9.**
 18 **Were you able to make out the license plate**
 19 **numbers of the vans in these pictures?**
 20 A. Yes.
 21 **Q. And what are the license plate numbers?**
 22 A. Well, it's the same van, it appears, in both
 23 photos. The license is B66765Y, and that's one of the
 24 vans that we know is owned by Mr. Maurou.
 25 **Q. And is that because it's the same number that**

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1 **you previously checked with Department of Licensing?**
 2 A. Yes, it is.
 3 **Q. Can you see any markings on the vans in these**
 4 **pictures?**
 5 A. Yes.
 6 **Q. What do they say?**
 7 A. SeaTac Airport 24 with a phone number and a
 8 website address.
 9 **Q. What did Mr. Sualoa convey to Staff in this**
 10 **e-mail?**
 11 A. That the vehicle was parked in the area of the
 12 Victoria Clipper, and when the driver was able to get a
 13 full load of passengers, it departed for the airport.
 14 Two of the passengers were City of Seattle employees,
 15 undercover investigators who were charged \$18 for the
 16 transportation from the Victoria Clipper to SeaTac
 17 Airport.
 18 **Q. And what is concerning to Staff about this**
 19 **e-mail and the pictures attached to it?**
 20 A. Well, once again, it shows that the Company is
 21 providing transportation for hire while its certificate
 22 is cancelled.
 23 MR. O'CONNELL: Your Honor, Staff offers
 24 Exhibit MT-9.
 25 JUDGE PEARSON: Okay.

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1 And Mr. Maurou, I assume that you object to
 2 this as well?
 3 MR. MAUROU: Yes, your Honor. I do object
 4 to this also.
 5 JUDGE PEARSON: Okay. I will --
 6 MR. MAUROU: I do object all the package --
 7 to be straight and simple, I do object all these papers.
 8 JUDGE PEARSON: Okay.
 9 MR. MAUROU: Why, I will have to explain.
 10 JUDGE PEARSON: Okay. I will note your
 11 objection. I'm going to overrule it, and I will admit
 12 that exhibit and mark it as Exhibit MT-9.
 13 (Exhibit No. MT-9 was marked and
 14 admitted into evidence.)
 15 BY MR. O'CONNELL:
 16 **Q. Mr. Turcott, as part of your investigation, did**
 17 **you research whether the Company has a website?**
 18 A. Yes, I did.
 19 **Q. Did you visit that website?**
 20 A. Yes, I did.
 21 **Q. Okay. I'd like to direct your attention to the**
 22 **document that has been marked as Exhibit MT-5 for**
 23 **identification.**
 24 **Will you please identify this document?**
 25 A. This is a screen image of seatacairport24.com

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1 captured May 26th, 2016, 9:24 a.m.
 2 **Q. Now, as part of your investigation, did you view**
 3 **this website?**
 4 A. Yes, I did.
 5 **Q. Did it look like this when you viewed it?**
 6 A. Yes, it did.
 7 **Q. So is this a true and accurate reproduction of**
 8 **the website that you viewed?**
 9 A. Yes, it is.
 10 **Q. What did you notice on the Company's website**
 11 **that drew your attention?**
 12 A. Well, I noticed the Company is advertising
 13 charter and excursion service as well as auto
 14 transportation service.
 15 **Q. Can you turn to the last page, page 6 of that**
 16 **document? Does it indicate what service the Company**
 17 **offers?**
 18 A. Yes. It offers SeaTac Airport service and it
 19 offers charter service.
 20 **Q. Does this raise a red flag to Staff?**
 21 A. Yes, it does.
 22 **Q. Why?**
 23 A. Well, for two reasons. The Company -- this was
 24 captured from the internet during a period that the
 25 certificate had been cancelled, so the Company had no

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1 authority to operate.
 2 And advertising is considering operations of
 3 charter service, so the website should not have had this
 4 information up and available to the public. The public
 5 sees the website, or it sees the phone number on the van
 6 and assumes that it's a legitimate transportation
 7 company and calls and books trips. And as we know,
 8 there were many trips made.
 9 So by itself, the advertisement is a concern.
 10 And simply the fact that the charter service by itself
 11 is -- stands alone as a violation.
 12 **Q. If I can have you look at the front page of that**
 13 **document, does the website show a contact telephone**
 14 **number for the Company?**
 15 A. Yes, it does.
 16 **Q. What is that telephone number?**
 17 A. (206) 356-7664.
 18 MR. O'CONNELL: Your Honor, Staff offers
 19 Exhibit MT-5 at this time.
 20 JUDGE PEARSON: Okay. And I will note
 21 Mr. Maurou's ongoing objection to each of Staff's
 22 exhibits, and I will overrule it and admit this exhibit
 23 and mark it as MT-5.
 24 (Exhibit No. MT-5 was marked and
 25 admitted into evidence.)

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1 BY MR. O'CONNELL:
 2 **Q. And Mr. Turcott, this telephone number that's on**
 3 **the website, did you -- as part of your investigation,**
 4 **did you call this phone number?**
 5 A. Yes, I did.
 6 **Q. Tell us about that.**
 7 A. On June 8th, 2016, at approximately 1:00 p.m., I
 8 called that number to arrange to book transportation
 9 from the Westin Hotel to SeaTac Airport for four people
 10 for the following Sunday afternoon -- or I'm sorry --
 11 Sunday morning.
 12 **Q. And what response did you get?**
 13 A. I got a confirmation number, I was quoted \$60
 14 for the trip for all four of us, and we terminated the
 15 call. And about five minutes later, I received a call
 16 back from the same number, again confirming the
 17 transportation arrangements and my room number at the
 18 Westin.
 19 **Q. And when did you make this telephone call?**
 20 A. June 8th, 2016.
 21 **Q. And that's also the same date you received the**
 22 **call back, correct?**
 23 A. Yes, it is.
 24 **Q. As a result of your investigation, what**
 25 **conclusions did you make?**

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CROSS-EXAMINATION BY MR. MAUROU / TURCOTT 155

1 A. Well, I concluded that the Company was operating
 2 during its period of cancellation. The advertisements
 3 were still up, I was able to call and book a trip, and
 4 we had numerous, numerous sightings of the vehicles in
 5 various transportation hubs with passengers on board or
 6 disembarking, et cetera, so it was fairly conclusive
 7 that the Company was operating while its certificate was
 8 cancelled.
 9 MR. O'CONNELL: Your Honor, I have no more
 10 questions for Mr. Turcott, and I guess that means that
 11 he's available for questions from your Honor and from
 12 Mr. Maurou.
 13 JUDGE PEARSON: Okay. I don't have any
 14 questions.
 15 Mr. Maurou, do you have any questions for
 16 Mr. Turcott?
 17 MR. MAUROU: Yes.
 18 *** CROSS-EXAMINATION BY MR. MAUROU ***
 19 BY MR. MAUROU:
 20 **Q. Mr. Turcott, thanks for coming here. I have --**
 21 **this is the first time I meet you, and thanks for your**
 22 **service.**
 23 **I appreciate what you did, but can you tell me**
 24 **how long it took you -- the amount of time it took you**
 25 **to do all this? Can you tell me?**

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CROSS-EXAMINATION BY MR. MAUROU / TURCOTT 156

1 JUDGE PEARSON: Mr. Maurou, can you speak
 2 closer to the microphone?
 3 BY MR. MAUROU:
 4 **Q. Yes. Mr. Turcott, this is the first time I'm**
 5 **meeting you, and I am very impressed about your**
 6 **background, and thanks for your service.**
 7 **I just want to know, can you tell me what amount**
 8 **of time it took you to do all this job? Just -- I'm not**
 9 **asking you to give me an exact amount, just --**
 10 A. The Commission employees have a time tracking
 11 system where we record investigative time to a docket
 12 number, so yes, we could tell you that.
 13 MR. O'CONNELL: And Your Honor, if I can, I
 14 object. I don't see the relevance of asking Mr. Turcott
 15 how long his investigation took.
 16 JUDGE PEARSON: Yeah. I'm going to sustain
 17 that objection, so you need to move on to your next
 18 question.
 19 BY MR. MAUROU:
 20 **Q. Okay. You say you called June 1st. I don't**
 21 **even recall the time, but when you called, you talked to**
 22 **me personally, because I am the one doing all the**
 23 **things, I'm taking my calls, and I do almost everything.**
 24 **When you called, I knew what you were doing. I**
 25 **knew. I will tell you right now. Why? I have been**

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CROSS-EXAMINATION BY MR. MAUROU / TURCOTT 157

1 doing that for many years. I have a lot of
 2 experience --
 3 MR. O'CONNELL: Your Honor --
 4 JUDGE PEARSON: Mr. Maurou --
 5 MR. O'CONNELL: -- objection.
 6 MR. MAUROU: So --
 7 JUDGE PEARSON: Mr. Maurou, hold on a
 8 second. This is not the time for you to be providing
 9 testimony. If you have a question, you need to ask a
 10 question.
 11 BY MR. MAUROU:
 12 **Q. Okay. You called -- you called me. This**
 13 **service -- this business, you call me and you**
 14 **misrepresent yourself. And do you know you can go to**
 15 **jail for that, for doing that? Are you aware of it?**
 16 **You calling a Company, you misrepresent yourself?**
 17 MR. O'CONNELL: Objection.
 18 JUDGE PEARSON: And I'll sustain your
 19 objection.
 20 Move on to your next question, Mr. Maurou.
 21 BY MR. MAUROU:
 22 **Q. So I'm going to go back to their -- what's**
 23 **called -- the package. I will do my best -- I will do**
 24 **my best to be short. Okay. I don't know who I have to**
 25 **answer [sic] the question to, general attorney or**

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CROSS-EXAMINATION BY MR. MAUROU / TURCOTT 158

1 Mr. Pratt or Mr. -- Mr. --
 2 JUDGE PEARSON: Turcott.
 3 MR. MAUROU: Yeah, Turcott.
 4 BY MR. MAUROU:
 5 **Q. All these communications, phone, electronics,**
 6 **with Port of Seattle, with the City of Seattle that I**
 7 **have seen here, and the pictures that you are not even**
 8 **allowed to take, somebody very busy. So you're the one**
 9 **who asked the City to send you all these electronics, or**
 10 **how did you get all those things?**
 11 A. No. We didn't ask them. They voluntarily
 12 contacted us when they saw your vehicles operating.
 13 They had concerns and they thought that we might have
 14 concerns as well, so they -- they reached out to us.
 15 **Q. So when was that, the first time they reach you?**
 16 A. Well, it's on the e-mail, what I testified to,
 17 the e-mail here that we're talking about, May 24th.
 18 **Q. Okay. So you're telling me they reach you May**
 19 **24th, that day they are concerned. How -- how come they**
 20 **are concerned? Everybody is doing his business there.**
 21 **Everybody is going and work hard. So how they are**
 22 **concerned about singling me out, my vehicle, can you**
 23 **tell me?**
 24 MR. O'CONNELL: Objection.
 25 BY MR. MAUROU:

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CROSS-EXAMINATION BY MR. MAUROU / TURCOTT 159

1 **Q. Do you have any idea?**
 2 MR. O'CONNELL: I think it calls for
 3 speculative interpretation by Mr. Turcott.
 4 JUDGE PEARSON: I agree. I'm going to
 5 sustain the objection.
 6 Move on to your next question, please.
 7 MR. MAUROU: Okay. That's fine.
 8 BY MR. MAUROU:
 9 **Q. So at this point, I am seeing things which**
 10 **are -- which are (speaking French) -- I mean, which are**
 11 **not clear. Sometimes they are the one contacting City**
 12 **of Seattle, SeaTac Airport, and then they say they are**
 13 **SeaTac, you contacted them, so I don't see honest**
 14 **dialogue here.**
 15 MR. O'CONNELL: Objection.
 16 JUDGE PEARSON: Yeah, I don't hear a
 17 question. Do you have a question?
 18 MR. MAUROU: Yes, your Honor.
 19 BY MR. MAUROU:
 20 **Q. Sometimes they say City of Seattle is contacting**
 21 **them, and sometimes they say they are contacting the**
 22 **City of Seattle --**
 23 MR. O'CONNELL: Objection.
 24 BY MR. MAUROU:
 25 **Q. -- or same thing with SeaTac Airport. I**

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CROSS-EXAMINATION BY MR. MAUROU / TURCOTT 160

1 don't -- I don't know -- I don't understand -- I don't
 2 see honest dialogue.
 3 JUDGE PEARSON: Okay. Listen, Mr. Maurou.
 4 Mr. Turcott addressed in his testimony who contacted who
 5 and how the back and forth of the communication went,
 6 and he already answered your question.
 7 So if you have another question on another
 8 topic, you're welcome to ask it, but we're going to move
 9 on from that.
 10 MR. MAUROU: Okay.
 11 BY MR. MAUROU:
 12 **Q. And for -- for those are -- for -- you're saying**
 13 **24 trips.**
 14 **So can you tell me when was the first trip,**
 15 **Mr. Turcott?**
 16 A. Just so I'm clear, the first trip listed here?
 17 **Q. Yes, sir.**
 18 A. It's up in the upper left. It's April 9th --
 19 **Q. April 9th?**
 20 A. -- at 3:30 -- just let me finish.
 21 **Q. Okay.**
 22 A. April 9th at 3:33 p.m.
 23 **Q. April 9th. And when was the last one?**
 24 A. And just to be clear, that was the first trip
 25 listed within the date parameters reported. There may

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CROSS-EXAMINATION BY MR. MAUROU / TURCOTT 161

1 have been other trips that weren't reported, but
 2 simply -- and the last trip within this spreadsheet is
 3 May 24th at 9:53 a.m.
 4 **Q. Okay. And when was my license or my permit**
 5 **revoked?**
 6 A. Your certificate was cancelled on March 8th,
 7 2016.
 8 **Q. March -- March -- did you say March 8th?**
 9 A. March 8th.
 10 **Q. Eighth. Okay.**
 11 **So what is between -- from March 8th and**
 12 **April 9th, how many days have passed?**
 13 A. About 31 days.
 14 **Q. And how many trips have been made?**
 15 A. I don't understand.
 16 **Q. And how many -- how many trips have been made**
 17 **from March 8th and April 9th?**
 18 A. We don't know.
 19 **Q. There you go.**
 20 MR. MAUROU: So from that point, your Honor,
 21 those trips will not be considered.
 22 MR. O'CONNELL: Objection.
 23 JUDGE PEARSON: Yeah.
 24 MR. MAUROU: Why --
 25 JUDGE PEARSON: Mr. Maurou --

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CROSS-EXAMINATION BY MR. MAUROU / TURCOTT 162

1 MR. MAUROU: Why -- I will keep explaining.
 2 JUDGE PEARSON: When you have an
 3 opportunity, you can explain that part. Right now, it's
 4 your opportunity to ask Mr. Turcott questions. If you
 5 don't have any questions, then Staff will move on with
 6 its presentation and then you'll have a turn.
 7 MR. MAUROU: Okay.
 8 JUDGE PEARSON: So you need to reserve that
 9 for your turn.
 10 MR. MAUROU: Okay. Thank you, your Honor.
 11 Thank you.
 12 JUDGE PEARSON: No more questions?
 13 MR. MAUROU: I have a lot of questions for
 14 Mr. David.
 15 JUDGE PEARSON: Well -- well, it will be his
 16 turn in a moment.
 17 So go ahead, Mr. O'Connell.
 18 MR. O'CONNELL: Staff would call Mr. David
 19 Pratt to testify.
 20 JUDGE PEARSON: Mr. Pratt, if you could
 21 please stand and raise your right hand?
 22 ///
 23 ///
 24 ///
 25 DAVID PRATT, witness herein, having been

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DIRECT EXAMINATION BY MR. O'CONNELL / PRATT 163

1 first duly sworn on oath,
 2 was examined and testified
 3 as follows:
 4
 5 JUDGE PEARSON: Okay. You may be seated.
 6 And Mr. O'Connell, you can proceed when
 7 you're ready.
 8 MR. O'CONNELL: Thank you, your Honor.
 9 *** DIRECT EXAMINATION BY MR. O'CONNELL ***
 10 BY MR. O'CONNELL:
 11 **Q. Mr. Pratt, would you please state your name and**
 12 **spell it for the record?**
 13 A. Yes. My name is David Pratt, P-R-A-T-T.
 14 **Q. And what is your occupation?**
 15 A. I'm the Assistant Director for Transportation
 16 Safety here at the UTC.
 17 **Q. How long have you been employed by the UTC?**
 18 A. Eleven years.
 19 **Q. What are your responsibilities with the UTC?**
 20 A. I oversee the transportation safety program.
 21 That includes motor carrier safety and rail safety. I
 22 also oversee the licensing services program.
 23 **Q. What is your education and background as it**
 24 **relates to your position?**
 25 A. I have a bachelor's degree from the Evergreen

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DIRECT EXAMINATION BY MR. O'CONNELL / PRATT 164

1 State College in public administration.
 2 **Q. Are you familiar with the Company SeaTac Airport**
 3 **24 and its owner, Mr. Sani Maurou?**
 4 A. Yes, I am.
 5 **Q. How were you involved in the matters concerning**
 6 **this Company's application for reinstatement and its**
 7 **safety compliance review?**
 8 A. Well, as part of my overall duties, I oversee
 9 the safety staff, where this case started, when the
 10 safety investigation was conducted and Mr. Maurou
 11 received an unsatisfactory safety rating. So I've been
 12 observing this case ever since as it evolved through
 13 that to cancellation, penalty, and then during the
 14 suspension or the cancellation period, as Mr. Maurou has
 15 applied for reinstatement, and then Mr. Turcott's
 16 investigation.
 17 **Q. Are you familiar with Order 01 and Order 02 from**
 18 **Docket TC-152296?**
 19 A. Yes, I am.
 20 **Q. Are you familiar with the cancellation of this**
 21 **Company's authority to operate on March 8, 2016?**
 22 A. Yes, I am.
 23 **Q. Are you also familiar with Staff's investigation**
 24 **into whether the Company had violated the conditions of**
 25 **the Commission's cease and desist order?**

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DIRECT EXAMINATION BY MR. O'CONNELL / PRATT 165

1 A. Yes, I'm very familiar.
 2 **Q. What is Staff's recommendation regarding the**
 3 **suspended penalty amount of \$20,000 that was included in**
 4 **Order 02 from Docket TC-152296?**
 5 A. My recommendation today, as part of this case,
 6 would be that that -- conditions of that order were
 7 violated, and that, therefore, the \$20,000 suspended
 8 penalty should be assessed against the Company.
 9 **Q. And is that based upon the investigation that**
 10 **Mr. Turcott has testified to?**
 11 A. Yes. It's based on the fact that we discovered
 12 evidence that the Company was operating during the
 13 period of time that their permit was cancelled.
 14 **Q. Now, are you familiar with the Company's**
 15 **application for reinstatement?**
 16 A. Yes, I am.
 17 **Q. Okay. I'd like to direct your attention to the**
 18 **document that's been marked as Exhibit DP-10 for**
 19 **identification. DP-10 is the last document in the**
 20 **packet that was handed out.**
 21 **Will you please identify this document?**
 22 A. It's actually marked MT-10. I changed it.
 23 **Q. I apologize. The document has inadvertently**
 24 **been marked as MT-10. It remains the tenth exhibit, but**
 25 **the initials in front should be DP for Mr. Pratt.**

<p style="text-align: right;">Page 166</p> <p>DIRECT EXAMINATION BY MR. O'CONNELL / PRATT 166</p> <p>1 Can you please identify this document?</p> <p>2 A. Yes. This is the application Mr. Maurou</p> <p>3 submitted for reinstatement of his permit.</p> <p>4 Q. And have you reviewed this document?</p> <p>5 A. Yes, I have.</p> <p>6 Q. Is this a true and accurate reproduction of the</p> <p>7 document that you viewed?</p> <p>8 A. Yes, it is.</p> <p>9 Q. When did the Company -- or when did the Company</p> <p>10 submit this application for reinstatement?</p> <p>11 A. It's dated March 20, 2016.</p> <p>12 Q. And are you familiar with all the conditions for</p> <p>13 reinstatement that the Commission imposed upon the</p> <p>14 Company?</p> <p>15 A. Yes, I am.</p> <p>16 Q. When did the Company meet all of those</p> <p>17 conditions for its reinstatement?</p> <p>18 A. There was a number of conditions that the</p> <p>19 Company needed to meet that they started making some</p> <p>20 progress on. The final condition was that Mr. Maurou</p> <p>21 had to provide us documentation that he had made</p> <p>22 arrangements with AllianceOne, the credit collections</p> <p>23 company that had an overdue penalty from the Commission,</p> <p>24 and he had to provide evidence that he had made</p> <p>25 arrangements to pay that penalty off. I received</p>	<p style="text-align: right;">Page 168</p> <p>DIRECT EXAMINATION BY MR. O'CONNELL / PRATT 168</p> <p>1 company.</p> <p>2 After that, Mr. Maurou did get in touch with us</p> <p>3 on April 25th. We agreed with him on a payment plan of</p> <p>4 \$200 per month for 24 months to pay this off.</p> <p>5 Shortly after that, in March [sic], he submitted</p> <p>6 his reinstatement application which came into the</p> <p>7 Commission.</p> <p>8 On May 12th is when the Commission issued Order</p> <p>9 No. 02, which was the final order upholding the penalty,</p> <p>10 also reaffirming that the Company needed to file its</p> <p>11 2015 annual report and pay the fees, that it must pay</p> <p>12 the -- either make the payments and also make</p> <p>13 arrangements with AllianceOne credit card company. Also</p> <p>14 instructed Staff to do a follow-up investigation before</p> <p>15 June 2018 to check the status of his safety program.</p> <p>16 Shortly after that, May 24th is when Mr. Turcott</p> <p>17 received the first e-mail from SeaTac Airport sharing</p> <p>18 some information with us that was concerning, so we</p> <p>19 started looking at that information.</p> <p>20 I will say, on May 28th, Mr. Maurou did make a</p> <p>21 payment of \$200. Shortly after that, on June 2nd is</p> <p>22 when I received confirmation from AllianceOne that he</p> <p>23 had made arrangements with the collections company,</p> <p>24 which would be the date I believe he was compliant with</p> <p>25 the order, and had met the conditions.</p>
<p style="text-align: right;">Page 167</p> <p>DIRECT EXAMINATION BY MR. O'CONNELL / PRATT 167</p> <p>1 documentation from AllianceOne on June 2nd.</p> <p>2 Q. So would that be the date when Staff would</p> <p>3 consider all of the conditions having been met?</p> <p>4 A. Yes.</p> <p>5 Q. Okay. I want to ask you a little bit more about</p> <p>6 the timeline of the Company's cancellation and</p> <p>7 application for reinstatement.</p> <p>8 Can you please explain the timeline and how</p> <p>9 Staff went about evaluating the Company's application?</p> <p>10 A. Sure. Just to summarize, I guess we'll begin</p> <p>11 on -- March 8th was the date of the hearing when the</p> <p>12 Company's certificate was cancelled verbally by the</p> <p>13 judge.</p> <p>14 On March 15th, the Company -- or the Commission</p> <p>15 issued Order 01, which reaffirmed that verbal</p> <p>16 cancellation of the certificate. They also issued a</p> <p>17 cease and desist order with that.</p> <p>18 There was a \$25,000 -- \$25,200 penalty. The</p> <p>19 Commission suspended 20,000 of that for two years, based</p> <p>20 on conditions. The conditions were that he had to</p> <p>21 maintain a satisfactory safety rating, there were no</p> <p>22 repeat violations, and that the penalty was either paid</p> <p>23 or had a payment plan established by March 25th of 2016,</p> <p>24 and then finally, that the Company had established a</p> <p>25 payment plan with AllianceOne credit collections</p>	<p style="text-align: right;">Page 169</p> <p>DIRECT EXAMINATION BY MR. O'CONNELL / PRATT 169</p> <p>1 At that point, I was faced with making a</p> <p>2 decision about reinstating the application. And based</p> <p>3 on the fact that we had received evidence of numerous</p> <p>4 trips, the 24 trips into SeaTac Airport, the offers that</p> <p>5 he had made to Mr. Turcott to provide service, I felt I</p> <p>6 had no choice at that point but to recommend denying the</p> <p>7 reinstatement application because he violated the order</p> <p>8 and continued to operate.</p> <p>9 Which brings us to me filing the notice of</p> <p>10 intent to deny, which was June 20th, and then the</p> <p>11 Commission scheduling this hearing here today.</p> <p>12 Q. Had Staff discovered any evidence that the</p> <p>13 Company had been operating before the conditions for</p> <p>14 being reinstated were met?</p> <p>15 A. Yes. Again, as I mentioned, June 2nd, 2016, was</p> <p>16 the date that the -- all the conditions were met. We</p> <p>17 had evidence back as far as May 24th that the Company</p> <p>18 was operating.</p> <p>19 Q. Now, you talked about Order 02 and the</p> <p>20 conditions that it presented, and one of those</p> <p>21 conditions I think you mentioned was the Company was not</p> <p>22 to violate the Commission's safety regulations. I have</p> <p>23 a question about that.</p> <p>24 Is keeping driver files on all drivers required</p> <p>25 by the safety regulations?</p>

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DIRECT EXAMINATION BY MR. O'CONNELL / PRATT 170

1 A. Yes.

2 **Q. Okay. What is Staff's recommendation regarding**

3 **the Company's application for reinstatement of its**

4 **authority to operate?**

5 A. Staff recommends that the application for

6 reinstatement be denied based on the fact that the

7 Company operated during the cancellation period and

8 violated Commission Order 02 in this docket.

9 MR. O'CONNELL: I have no more questions for

10 Mr. Pratt. Thank you, your Honor.

11 JUDGE PEARSON: Okay. Mr. Maurou?

12 MR. MAUROU: Yes, your Honor.

13 JUDGE PEARSON: Just to remind you of the

14 discussion that we had earlier about the scope of

15 questions that you are allowed to ask, they should not

16 be the questions on that list that you submitted on

17 Friday. They should just be relevant to this

18 proceeding.

19 MR. MAUROU: Um, frankly I don't know what

20 to say, but I will do my best, as any question, as I

21 said at the beginning, I will be asking, I'm not asking

22 for fun. I am asking to get more info and then make my

23 case. If that opportunity is not given to me, I may

24 accept it. If -- with your permission your Honor, if I

25 can start asking questioning Mr. David, because I have a

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CROSS-EXAMINATION BY MR. MAUROU / PRATT 171

1 lot of questions.

2 JUDGE PEARSON: You can start.

3 MR. MAUROU: Okay.

4 *** CROSS-EXAMINATION BY MR. MAUROU ***

5 BY MR. MAUROU:

6 **Q. Mr. David, as I said at the beginning, this**

7 **company has been created in 1999 by me after college, so**

8 **I have been in business with this company for 17 years.**

9 **No accidents in the file. Zero accident, once again, in**

10 **17 years. Zero breakdown on freeway or city streets.**

11 **Zero -- no major complaints. Zero. So safety is not**

12 **just about me, it's not just about my driver, it's not**

13 **just about my vehicle, it's not about just the customer,**

14 **it is for the public. We know that. And we don't need**

15 **UTC --**

16 MR. O'CONNELL: Objection.

17 BY MR. MAUROU:

18 **Q. -- coming behind --**

19 **JUDGE PEARSON: Mr. Maurou, if you're going**

20 **to ask a question, you need to ask a question, not give**

21 **testimony. You're not sworn in --**

22 MR. MAUROU: Okay.

23 JUDGE PEARSON: -- and it's not time for

24 that.

25 MR. MAUROU: Okay.

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CROSS-EXAMINATION BY MR. MAUROU / PRATT 172

1 BY MR. MAUROU:

2 **Q. So that was a break of SeaTac Airport, for those**

3 **who don't know about SeaTac Airport.**

4 **Mr. David Pratt, can you recall -- do you recall**

5 **when was the first time you talked to me on the phone?**

6 MR. O'CONNELL: Objection. Relevance.

7 But --

8 MR. MAUROU: No, I want to know. I want to

9 know. He need to talk. I want to know, and I want

10 everybody -- the judge is here, your Honor, you're the

11 one -- I will say that you're the one that give me these

12 payments after hard decision, and I will never, never,

13 never forget it.

14 Plus attorney general, I have his name

15 somewhere, it was a hard decision. But they allow me,

16 and after checking my record, so honestly, I'm proud of

17 my own record, and I'm not interesting -- I don't have

18 time to fight. My problem is to solve problems.

19 JUDGE PEARSON: I'm sorry. What was the

20 last thing you said?

21 MR. MAUROU: I said, I don't have time to

22 fight. My problem is to solve problems.

23 JUDGE PEARSON: Okay. If you --

24 ///

25 BY MR. MAUROU:

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CROSS-EXAMINATION BY MR. MAUROU / PRATT 173

1 **Q. So Mr. David, you need to tell me, I want you to**

2 **tell me and everybody, when was the last time or the**

3 **first time you talked to me on the phone? If you don't**

4 **recall, don't worry, I will remind you and remind**

5 **everybody. Just say no or give approximately dates.**

6 MR. O'CONNELL: I repeat my objection,

7 your Honor.

8 JUDGE PEARSON: Okay. And Mr. O'Connell has

9 objected to the relevance of the question, and I'm not

10 sure where you're going with this.

11 MR. MAUROU: Yeah, you're not sure. That's

12 why I need to go there. Yeah, everybody will -- we are

13 here for a hearing. Why I go from -- I will stay at

14 home. I will stay at home. I need to -- I need

15 everybody to hear and see, and thank you for coming.

16 You came to the hearing, and honestly, I have to thank

17 you for that.

18 But I didn't want to do that, but you have

19 to be here because I have a lot of questions. He cannot

20 answer my questions. He doesn't know nothing. Even the

21 judge, the honorable judge, Rayne Pearson, doesn't know

22 nothing. But you know, I know you're not a kid, you are

23 a grown man. I am a grown man, too.

24 JUDGE PEARSON: Okay. Mr. Maurou --

25 BY MR. MAUROU:

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CROSS-EXAMINATION BY MR. MAUROU / PRATT 174

1 **Q. When was the first time we talk on the phone?**
 2 **JUDGE PEARSON: Mr. Maurou, Mr. O'Connell**
 3 **has objected to the question. I'm going to sustain the**
 4 **objection because I don't understand the relevance.**
 5 MR. MAUROU: That's why -- once again,
 6 your Honor, that's why I am asking.
 7 JUDGE PEARSON: I'll remind you, though,
 8 Mr. Maurou -- okay. Stop speaking. I'll remind you
 9 that I am very familiar with this case, and I have heard
 10 testimony from Mr. Pratt before about the nature of your
 11 interactions with him and the phone conversations that
 12 you've had and the technical assistance that you've been
 13 given. So I've been the judge on this case from the
 14 very beginning. I'm familiar with the story.
 15 I agree with Mr. O'Connell that it's not
 16 relevant when the first time that you and Mr. Pratt
 17 spoke. So if you have another question, let's move on
 18 to your next question.
 19 MR. MAUROU: Okay. I take it back. I don't
 20 feel good, to be honest, and I cannot ask the first
 21 time -- I'm going to go straight in that case, because I
 22 talked to Mr. David --
 23 BY MR. MAUROU:
 24 **Q. I talked to you -- the first time I talked to**
 25 **you was regarding -- you called me, and under the fraud,**

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CROSS-EXAMINATION BY MR. MAUROU / PRATT 175

1 you said, he's willing to talk to Sani Maurou. I say, I
 2 am Sani Maurou.
 3 MR. O'CONNELL: Your Honor, I have to
 4 object. It sounds a lot like testimony that
 5 Mr. Maurou --
 6 JUDGE PEARSON: Yes, I agree.
 7 MR. O'CONNELL: -- is providing and not
 8 questioning.
 9 JUDGE PEARSON: We need questions. If you
 10 have questions --
 11 MR. MAUROU: I just --
 12 JUDGE PEARSON: You have to not speak when
 13 I'm speaking.
 14 MR. MAUROU: Sorry.
 15 JUDGE PEARSON: Okay.
 16 MR. MAUROU: Sorry, your Honor.
 17 JUDGE PEARSON: So if you have a question,
 18 without providing all the background, just go ahead and
 19 ask the question. And I'm just going to give you a
 20 couple more chances and then I'm going to just put an
 21 end to it if you can't ask questions. Okay?
 22 MR. MAUROU: Okay.
 23 BY MR. MAUROU:
 24 **Q. So okay. Can you -- when was -- what day was my**
 25 **permanent revoke?**

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CROSS-EXAMINATION BY MR. MAUROU / PRATT 176

1 A. That would be March 8, 2016.
 2 **Q. Okay. Do you recall that day when I came to the**
 3 **hearing, I have ton of pile here, and I brought all**
 4 **requested documents, and the only thing that was missing**
 5 **was my own certificate that I brought, but you were not**
 6 **sure if it was from a registered doctor.**
 7 **So Mr. -- what's he called -- the young man, he**
 8 **tried to go and check it just in two weeks, and then**
 9 **come back and then reconsider my permit, and then you**
 10 **did refuse? Do you remember, you did refuse?**
 11 **Because the day I came when -- the last hearing**
 12 **I came here trying to concern my permit, right, when I**
 13 **came, I brought all my paperwork here? And then that**
 14 **day, I did request -- I did request to Judge Rayne**
 15 **Pearson that -- to reconsider that I brought all**
 16 **required documents.**
 17 **Do you recall you're the one who refused?**
 18 A. Yes.
 19 **Q. Do you recall?**
 20 A. Yes.
 21 **Q. Can you tell us why you refused?**
 22 A. Because the papers were incomplete, and they
 23 were not what was required to comply with the law.
 24 **Q. They was complete. The only thing was the --**
 25 **what's called -- as I said, recertificate, and I have**

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CROSS-EXAMINATION BY MR. MAUROU / PRATT 177

1 it. The only thing you were looking --
 2 MR. O'CONNELL: Objection.
 3 MR. MAUROU: -- is to make sure --
 4 JUDGE PEARSON: Mr. Maurou, you can't argue
 5 with Mr. Pratt. Okay?
 6 MR. MAUROU: Okay. Yeah. Okay. So that's
 7 the first thing.
 8 BY MR. MAUROU:
 9 **Q. And do you recall in our conversation -- I**
 10 **recalled three conversations, but the third one was**
 11 **very -- you thought I was asking -- you were asking me**
 12 **to shut down my website.**
 13 **And then I asked you if -- do you have any piece**
 14 **of legislation that you can direct me that will help me**
 15 **understand? And you did not -- you never get back to**
 16 **me, and then you get upset.**
 17 **Do you remember that conversation?**
 18 A. No.
 19 **Q. Okay. I do remember I have it, the last**
 20 **conversation I had with you was about my website, and**
 21 **you were asking me to shut down my website. And I told**
 22 **you you cannot do that. I told you that on the phone --**
 23 **JUDGE PEARSON: Mr. Maurou --**
 24 **MR. MAUROU: I said, you cannot do that.**
 25 **JUDGE PEARSON: Mr. Maurou --**

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CROSS-EXAMINATION BY MR. MAUROU / PRATT 178

1 MR. MAUROU: I asked you --

2 JUDGE PEARSON: Mr. Maurou, do you have a

3 question? You're not asking questions. You're just

4 giving testimony, which you're not under oath, so it's

5 not time for you to do that. I'm going to give you one

6 more chance.

7 MR. MAUROU: Okay, your Honor, because I'm

8 having -- my conclusion, if you want me to go straight,

9 I will.

10 JUDGE PEARSON: Please.

11 MR. MAUROU: My conclusion, if you want me

12 to go straight, is Dave has been overusing the power

13 given to him by UTC, by the State, to retaliate through

14 my person and to my Company. And from that point --

15 MR. O'CONNELL: Your Honor, I have to

16 object.

17 MR. MAUROU: From that point --

18 MR. O'CONNELL: This is --

19 MR. MAUROU: Let me talk.

20 JUDGE PEARSON: If you want -- if you want

21 to testify, that's fine. I can swear you in.

22 MR. MAUROU: Yes.

23 JUDGE PEARSON: This is cross-examination.

24 I don't think you have any questions at this point.

25 MR. MAUROU: No, I have. I have.

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CROSS-EXAMINATION BY MR. MAUROU / PRATT 179

1 JUDGE PEARSON: But you haven't asked any

2 questions.

3 MR. MAUROU: Okay.

4 JUDGE PEARSON: You've been trying to give

5 testimony.

6 MR. MAUROU: My last question --

7 JUDGE PEARSON: Okay. Stop. Stop talking

8 for a second.

9 MR. MAUROU: Okay.

10 JUDGE PEARSON: You have one more question?

11 MR. MAUROU: Okay. Yes.

12 JUDGE PEARSON: And it better be a question.

13 MR. MAUROU: Yes, my last question.

14 BY MR. MAUROU:

15 **Q. Dave, when Judge Rayne --**

16 **JUDGE PEARSON: What are you saying?**

17 MR. MAUROU: I say, when Judge Rayne

18 Pearson --

19 JUDGE PEARSON: Oh, me.

20 BY MR. MAUROU:

21 **Q. -- cancelled my permits and requested all**

22 **documents need to be reinstated, I gave you all those**

23 **permit. Why it took so long to get me on track? What**

24 **did you do to help? Can you tell us?**

25 A. Yes, I can. You did not provide all the

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CROSS-EXAMINATION BY MR. MAUROU / PRATT 180

1 paperwork that was required to meet the conditions until

2 June 2nd. We had received information in May that you

3 were operating.

4 And so while I was waiting for Mr. Maurou to

5 provide all the information so I could make a decision

6 about reinstating the document or the permit, I received

7 information that you were operating, which led me to

8 have to make the conclusion that I had to deny the

9 permit.

10 And so shortly after June 2nd, I asked the

11 Commission to deny your permit for reinstatement. So I

12 did it after I received -- or I'm sorry -- you provided

13 the information after we had already received

14 information you were operating.

15 **Q. Okay. And if I want to ask you, or say that the**

16 **day I came here the last hearing, and then my permit was**

17 **cancelled, that day, when I went home, when you saying**

18 **that it was incomplete, when I went home, I just went to**

19 **the website, it's not two minutes, get to the document,**

20 **and then e-mail right away that night.**

21 **So why you didn't give me my permit next day?**

22 A. Because you had not met the conditions of the

23 order yet.

24 **Q. What conditions?**

25 A. At that point, you had not agreed to payment

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CROSS-EXAMINATION BY MR. MAUROU / PRATT 181

1 arrangements, you had not provided evidence that you had

2 made arrangements with AllianceOne, the credit company,

3 and you had not filed your 2015 annual report.

4 **Q. And I filed -- I filed it right away, too. The**

5 **next day, I did file, and then I did call Alliance, make**

6 **arrangement, call you back, and I have one of your**

7 **check, and I call you and e-mail you back the same time.**

8 **JUDGE PEARSON: Mr. Maurou --**

9 BY MR. MAUROU:

10 **Q. But why did you wait so long? And why -- I**

11 **mean, the same night, I did it. Next day I called --**

12 **what's called -- Alliance. And even when you saying**

13 **about payments, when am I going to get money if I'm not**

14 **working? Are you paying my bill? I want to know, are**

15 **you paying my bill?**

16 MR. O'CONNELL: Objection.

17 JUDGE PEARSON: Yeah. Mr. Maurou, we're

18 going to be done with the questions now because

19 Mr. Pratt --

20 MR. MAUROU: I'm done.

21 JUDGE PEARSON: -- answered --

22 MR. MAUROU: I have a lot of questions, but

23 I'm done.

24 JUDGE PEARSON: Okay. So I want to take a

25 brief recess right now and then we'll come back and,

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CROSS-EXAMINATION BY MR. MAUROU / PRATT 182

1 Mr. Maurou, it will be your turn. I'll swear you in and
 2 then you can give your side of everything. Okay?
 3 MR. MAUROU: No problem, your Honor. No
 4 problem, your Honor.
 5 JUDGE PEARSON: So we will be off the record
 6 for ten minutes. We'll come back at 3:25.
 7 MR. MAUROU: Thank you, your Honor.
 8 (A break was taken from
 9 3:15 p.m. to 3:25 p.m.)
 10 JUDGE PEARSON: Okay. We will be back on
 11 the record at 3:25.
 12 And Mr. Maurou, if you would please stand
 13 and raise your right hand, I will swear you in.
 14
 15 SANI MAHAMA MAUROU, witness herein, having been
 16 first duly sworn on oath,
 17 was examined and testified
 18 as follows:
 19
 20 JUDGE PEARSON: Okay. You may be seated,
 21 and I'll just remind you to make sure to speak slowly
 22 and clearly into the microphone, and you can go ahead
 23 and present your case
 24 ///
 25 ///

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DIRECT TESTIMONY BY MR. MAUROU 183

1 *** DIRECT TESTIMONY BY MR. MAUROU ***
 2 MR. MAUROU (through interpreter): Your
 3 Honor, thank you for giving me this chance to come to
 4 hearing my case. I thank Mr. O'Connell and General --
 5 and for the first time, I just met Mr. Turcott, too,
 6 that I see today. And for sure, Mr. David Pratt.
 7 It is really tiresome when you give
 8 everything -- when you give everything, and you see that
 9 it is not working. Frankly, it is -- it is not good.
 10 And then when you are portrayed the way you are not,
 11 that is even more.
 12 This case, if I have to talk about this
 13 case, we can talk about it for a month and will not
 14 finish. But as I said, I will try to be brief.
 15 For the first time I had an occasion to talk
 16 to Mr. Dave Pratt on the phone last year, he called me,
 17 it was a Thursday, and it was very nice.
 18 He asked me, are you Mr. Sani?
 19 I said, yes.
 20 And he presented himself, I'm Mr. David
 21 Pratt. I'm the director assistant of UTC.
 22 I did learn that he worked at the
 23 transportation. Is it true?
 24 I said, yes, but I take client from the
 25 Westin and I bring them to there. But I don't have a

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DIRECT TESTIMONY BY MR. MAUROU 184

1 time setting for that, for there.
 2 When those people I deposit there, they call
 3 me back to pick them up, and then I go to pick them up.
 4 Then it is true? Then it is true? I do
 5 have a calendar. And I do work under the authority of
 6 charter. The conversation went well.
 7 The second time Mr. David Pratt called me,
 8 again, I did learn that he work at cruise [sic].
 9 I told him exactly the same thing. There
 10 are people from Westin that call me to bring them to
 11 cruise. And then after a week, they come back. And
 12 when they come back, they call me again to go -- to pick
 13 them up to bring back to -- or to Westin, or to the
 14 airport, or to another hotel, and it went well also.
 15 The third time, he called me again,
 16 Mr. David, he called me, he saw my website, that I put
 17 things that product I don't have, then to close my
 18 website or to change it. I told him, the product I have
 19 are not only based on Washington state. It is
 20 international. And then the product that I have, I do
 21 dispatch them to people also. That is how I explained
 22 to him.
 23 He insisted, what I told you to do, you have
 24 to do it. I gave him an example of Costco. I told him
 25 Costco sells product that they don't have. Costco have

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DIRECT TESTIMONY BY MR. MAUROU 185

1 no product at all.
 2 I give him example of Microsoft. Microsoft
 3 sell also houses, but whereas they do product software
 4 only.
 5 I did give him another example, too. I told
 6 him, frankly, honestly, I don't understand what you are
 7 asking me. I don't understand what you are talking to
 8 me, but it is not that I'm angry. I told him that.
 9 I asked him, does he have part of
 10 legislative that authorize him to come and to close my
 11 website, the website that I -- it took me five years to
 12 put up, without counting the money that I invested in?
 13 If there is a legislative paper that he has that he can
 14 send me, it will help me to understand.
 15 Mr. David Pratt never sent me a message of
 16 what I have asked him. And I think 100 percent in my
 17 heart that Mr. David was angry.
 18 JUDGE PEARSON: Mr. Maurou --
 19 MR. MAUROU (through interpreter): And as I
 20 said, at the very beginning, I am very patient. I am
 21 like maybe this -- maybe yes, maybe not. I don't want
 22 to fell down. I don't want to be angry. And I don't
 23 want to jump and say what somebody has not done, and
 24 have a conclusion saying that the person has done that.
 25 I don't want to do it, until I see with my eyes. But

Page 186 DIRECT TESTIMONY BY MR. MAUROU 186	Page 188 DIRECT TESTIMONY BY MR. MAUROU 188
<p>1 when I will see with my eyes, then that will be very 2 hard.</p>	<p>1 MR. MAUROU: Okay. 2 JUDGE PEARSON: So do you have an</p>
<p>3 The third time I talked to him, the third 4 time I talked with Mr. David, after two weeks, UTC send 5 me letters that I didn't do it, the annual report. Then 6 they did not send me a letter to remind me to do that 7 annual report, and I didn't do it, and it was later.</p>	<p>3 explanation for -- 4 MR. MAUROU: Yeah. If you can allow me to 5 conclude this subject --</p>
<p>8 Then now they tell me to pay \$1,000. Then they -- then 9 where would I get \$1,000?</p>	<p>6 JUDGE PEARSON: I'm not going to allow you 7 to conclude the subject because it's not relevant. I 8 want you to talk about what was talked about today by 9 Mr. Turcott and Mr. Pratt. I want you to speak to those 10 allegations, because that's the basis for Staff's 11 recommendation that the Commission deny your application 12 for reinstatement.</p>
<p>10 MR. O'CONNELL: Objection, your Honor. I 11 don't think this is about this case, so I'm questioning 12 the relevance of the testimony that's being presented.</p>	<p>13 That's what matters right now is -- 14 MR. MAUROU: Okay.</p>
<p>13 JUDGE PEARSON: So that's true, Mr. Maurou. 14 You're talking about a different docket related to the 15 annual report penalty assessment.</p>	<p>15 JUDGE PEARSON: -- the non-permitted 16 transportation that occurred after your permit was 17 cancelled on March 8th up until today. So that's all I 18 want to hear about is what happened between March 8th 19 and today.</p>
<p>16 MR. MAUROU: No, no, no, no, no, no. Oh, it 17 is -- it's -- I'm not talking about it, but it's part 18 of -- but if Mr. O'Connell want, we can --</p>	<p>20 MR. MAUROU: Okay. Your Honor, I was 21 trying -- I was trying to demonstrate that there was a 22 personal retaliation from --</p>
<p>19 JUDGE PEARSON: Just move on from that.</p>	<p>23 JUDGE PEARSON: Okay.</p>
<p>20 MR. MAUROU: Right.</p>	<p>24 MR. MAUROU: -- Mr. David Pratt.</p>
<p>21 (Through interpreter) Now, I paid -- I paid 22 the money. It is paid. But after the two weeks, they 23 send me another letter that next week, they will come to 24 do an investigation, or whereas they have made -- during 25 the year, they have made two investigations already.</p>	<p>25 JUDGE PEARSON: So I'm going to stop you</p>
Page 187 DIRECT TESTIMONY BY MR. MAUROU 187	Page 189 DIRECT TESTIMONY BY MR. MAUROU 189
<p>1 Normally after the first investigation, they have to 2 wait for three years. It is written in their 3 legislative.</p>	<p>1 right now and tell you that I'm not going to entertain 2 that argument.</p>
<p>4 Yeah, I asked myself a lot of questions, 5 because it was in the papers that I sent and they come 6 to ask me. Why me?</p>	<p>3 MR. MAUROU: Okay. So -- and so -- and 4 when --</p>
<p>7 MR. O'CONNELL: Your Honor, objection. 8 Your Honor, I'm questioning the relevance again. I 9 think the current testimony being offered is about the 10 case that was already resolved in Docket TC-152296.</p>	<p>5 (Through interpreter) When the judge 6 cancelled my drive, my certificate, my permit, I have 7 given all the papers to UTC. They talk about safety. I 8 gave all the paper of safety to UTC. Then following 9 day, they should have allowed me to go to work. But 10 they failed -- UTC failed. Then the UTC did fail their 11 work because they would have let me --</p>
<p>11 JUDGE PEARSON: I agree. And Mr. Maurou, 12 just to be clear, what I want to hear from you today --</p>	<p>12 JUDGE PEARSON: Okay. Mr. Maurou, enough. 13 I want to hear about your response to Staff's 14 allegation.</p>
<p>13 MR. MAUROU: Okay.</p>	<p>15 MR. MAUROU: Okay.</p>
<p>14 JUDGE PEARSON: -- is your response to the 15 case that Staff put on today. So I want your --</p>	<p>16 JUDGE PEARSON: That's what your opportunity 17 is here today.</p>
<p>16 MR. MAUROU: Thank you so much.</p>	<p>18 MR. MAUROU: Okay. For those 24, I'm going 19 to start with those 24 visits that they said.</p>
<p>17 JUDGE PEARSON: -- explanations for why you 18 were operating -- stop talking. I want to hear 19 explanations about why you were operating without a 20 permit, what --</p>	<p>20 JUDGE PEARSON: Right.</p>
<p>21 MR. MAUROU: Okay.</p>	<p>21 MR. MAUROU: Okay.</p>
<p>22 JUDGE PEARSON: -- what you were doing at 23 the airport, et cetera, et cetera. You need to respond 24 to what Staff talked about today. That's all that's 25 relevant at this point.</p>	<p>22 JUDGE PEARSON: So you're referring to 23 Exhibit MT-4 -- 24 MR. MAUROU: Yeah. 25 JUDGE PEARSON: -- which is the SeaTac</p>

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DIRECT TESTIMONY BY MR. MAUROU 190

1 record --

2 MR. MAUROU: Right.

3 JUDGE PEARSON: -- of you coming in and out

4 of the airport 24 times?

5 MR. MAUROU: Right. Through -- all of you

6 here know, even everybody maybe -- I met Mr. Turcott,

7 maybe he has access to all the information. I gave all

8 information.

9 My vehicle, I have loan that I pay, and

10 everybody's informed here, I went and discover -- I went

11 and did -- I went and discover all those things.

12 (Through interpreter) After when you

13 cancelled, Madam, the judge, that is the question I

14 asked of Mr. Turcott. I asked them, between March and

15 April 18th, what did they see? Did they see me working?

16 But after in April, the Company first

17 started to send me letter that they wanted to repossess

18 my truck. Then I had to take my cars and move them

19 every day, because they know where I live. They know

20 where I park my truck.

21 Then I moved my cars, my truck to the

22 airport. I have a cousin who lives near the airport.

23 That is -- that is where my trucks go around every day.

24 I don't know that that is what you saw that time. That

25 is the 24 visits.

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DIRECT TESTIMONY BY MR. MAUROU 191

1 Then the record machine, I don't know when

2 that machine had been verified. Up to now, we don't

3 know really where we are.

4 JUDGE PEARSON: Hold on, Mr. Maurou. Are

5 you denying that those were your vehicles entering the

6 airport?

7 MR. MAUROU: Yes.

8 JUDGE PEARSON: So you're denying that you

9 operated without a certificate?

10 MR. MAUROU: Yes, I'm denying.

11 JUDGE PEARSON: You're saying you never

12 operated without a certificate?

13 MR. MAUROU: From what it's called -- from

14 April to what's called --

15 (Through interpreter) Let me see the dates.

16 From April to -- yeah, from April to June.

17 JUDGE PEARSON: So you're saying you didn't

18 operate from the time -- from the time your permit was

19 cancelled, you haven't operated this entire time?

20 MR. MAUROU: (Through interpreter) From

21 March to June, I didn't move. But when they started

22 sending me letters, I did move my cars to the airport.

23 But -- I don't know if that is what happened, but I

24 didn't do operation at all. That is the truthful [sic].

25 That's why I asked Mr. Turcott, what did he

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DIRECT TESTIMONY BY MR. MAUROU 192

1 see between March up to April.

2 And he said, no, he saw nothing.

3 Then that is the 24. I finish with that.

4 Thank you very much.

5 Now, I don't know if it is mixed, but I will

6 do it quickly. For the e-mail, I don't know what he's

7 talking about it. That is why I asked again to

8 Mr. Turcott, how many -- how long does it take him to do

9 all this?

10 When I asked Mr. UTC to call Alliance to

11 verify if I paid, or I have made an arrangement, they

12 didn't do it, whereas it takes two minutes. People like

13 to accuse others in this world, but they don't accuse

14 themselves. It is sad.

15 Then now I talk about my website. That's

16 mine. Who authorized Mr. Turcott to go on my website?

17 Who authorized Mr. David to go into my website? They

18 got authorization from who? That is incredible. I did

19 that for my clients.

20 Then once again, I -- my business is not

21 Washington. Although I'm proud to be from Washington,

22 my business is international.

23 Then I finish with website program. All

24 that, I don't think it is -- you can consider it, the

25 e-mails. You have time, and we -- they have time --

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DIRECT TESTIMONY BY MR. MAUROU 193

1 e-mails with the man we pay for the taxes -- I pay my

2 taxes -- I pay my taxes every year. I have workers, I

3 pay them money, too. They have money and they are

4 happy. I am very proud because I'm also helping

5 Washington state. I am very proud because I'm also

6 helping my country, US. I finished with the program of

7 e-mail.

8 Now -- now I want to have some comment on

9 the pictures. These pictures there, I don't know even

10 what they mean. Everybody can use Photoshop to do this.

11 It is nothing. Suppose they took the pictures, real

12 pictures, do they have reason to do this? It's not a

13 criminal case. It is a civil case. We have serious

14 problems criminal. We have to use that time to go then.

15 MR. O'CONNELL: Objection.

16 JUDGE PEARSON: I think he's done.

17 MR. O'CONNELL: I object to -- go ahead.

18 MR. MAUROU (through interpreter): I

19 finished with the pictures. Thank you.

20 You included this paper, and I'm proud of

21 it. It is my paper reinsertment [sic]. Everything is

22 in there. But UTC decided to do other things by going

23 around the law --

24 MR. O'CONNELL: Objection.

25 JUDGE PEARSON: Mr. Maurou --

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<p style="text-align: center;">DIRECT TESTIMONY BY MR. MAUROU 194</p> <p>1 MR. MAUROU (through interpreter): -- and 2 coming back to me. 3 JUDGE PEARSON: Mr. Maurou -- Mr. Maurou, 4 Mr. O'Connell had an objection, so I want to hear from 5 him. 6 MR. O'CONNELL: Your Honor, I object to the 7 accusations that Staff acted illegally or improperly. I 8 don't believe, first of all, that's relevant, because 9 we're here because of the Company's actions. 10 JUDGE PEARSON: I agree. So Mr. Maurou -- 11 MR. MAUROU (through interpreter): Then I 12 think I finish with the problem of my petition. 13 JUDGE PEARSON: Okay. 14 MR. MAUROU (through interpreter): As I 15 said, UTC, they fail their responsibility. I gave them 16 all the necessary papers. Then I think -- then I think 17 I am safe to go to work. And once more, I don't know. 18 If you -- if you take into account 19 financially consequences, if I'm talking about them, I 20 talk about UTC, the workers, there are good people that 21 I talk on the phone. When I'm talking about UTC, I'm 22 not talking about all of them. There are people who 23 want to help. When I talk about that, I'm not putting 24 it in general. 25 MR. O'CONNELL: Objection.</p>	<p style="text-align: center;">DIRECT TESTIMONY BY MR. MAUROU 196</p> <p>1 running, hide, somebody will find you. I don't hide. 2 It's after June, I did -- but I'm not sure 3 when. Why I did it? I'm going to explain to you 4 myself, or to you, your Honor, why I did it. 5 When I found out UTC were not willing -- as 6 I gave them everything, they are not willing to give me 7 my permit, why am I going to stay home? Who's paying my 8 bills? I have family of five people, and that's all the 9 things I cannot say here. That's why I say people don't 10 understand. The law blaming other, and they not blame 11 themself [sic]. They never blame themself. I'm not 12 going to sit at home. Somebody's paying my bill? 13 After June, I did operate. Why? UTC, they 14 fail to give me my permit, and I gave them all the 15 required paper. So I'm led to work, and I have 16 federal -- federal permit that allow me to work at 17 least. So I did it, so I'm not hiding. I don't like 18 hiding. 19 JUDGE PEARSON: Okay. 20 MR. MAUROU: I don't like that. It's not 21 good. 22 JUDGE PEARSON: I just wanted to clarify. 23 So you are admitting -- 24 MR. MAUROU: After June, after June, I did 25 operate it. But when, I'm not sure, because I don't</p>
<p style="text-align: center;">Page 195</p> <p style="text-align: center;">DIRECT TESTIMONY BY MR. MAUROU 195</p> <p>1 JUDGE PEARSON: Yeah. And I got your point, 2 Mr. Maurou. Are you almost done? Because I have 3 questions for you. 4 MR. MAUROU (through interpreter): Then I 5 ask that all the papers I have in front of me, first it 6 came late; legally, it is not acceptable. 7 JUDGE PEARSON: Okay. You already made this 8 argument and I rejected it, so you need to move on. 9 MR. MAUROU (through interpreter): Okay. 10 Secondly, all these papers I have, I did ask the 11 questions -- the machine that read -- took pictures of 12 all this, if it was verified. I didn't get a response. 13 Then I think I almost finished. 14 Thank you, your Honor. I thank everybody 15 who is here, without exception. Thank you all again. 16 JUDGE PEARSON: Okay. So Mr. Maurou, just 17 to be clear, your testimony is that you did not operate 18 at all between March and June? The information that 19 Staff presented is incorrect; that's what you're saying? 20 MR. MAUROU: Yes, your Honor. 21 JUDGE PEARSON: But you do admit that you 22 operated in June? 23 MR. MAUROU: After June, I'm not sure -- I'm 24 not sure, to be honest. I'm not sure. It's not like 25 I'm -- I'm not somebody who hides. You can keep</p>	<p style="text-align: center;">Page 197</p> <p style="text-align: center;">DIRECT TESTIMONY BY MR. MAUROU 197</p> <p>1 have all the record. 2 JUDGE PEARSON: Okay. You're just not 3 sure -- 4 MR. MAUROU: Why I did it? That's why I had 5 said, I have -- they are following me to come repossess. 6 I have to hide, keep circling the car, all those things. 7 Who's paying my bill? And I have -- and I have all 8 legal papers. I gave to UTC. 9 And I have federal permit that allow me to 10 work, at least temporary, until UTC decides to come to 11 me and help. And so I'm not going to sit down at home. 12 I did work after -- I think after June -- 13 JUDGE PEARSON: Okay. 14 MR. MAUROU: -- I did work. 15 JUDGE PEARSON: Okay. 16 MR. MAUROU: But before that, I did not. I 17 have followed your rule -- 18 JUDGE PEARSON: Okay. 19 MR. MAUROU: -- and I have followed UTC 20 rule. 21 JUDGE PEARSON: Thank you. 22 MR. MAUROU: And but honestly, it was a hard 23 decision. 24 JUDGE PEARSON: Okay. That answers my 25 question. Thank you.</p>

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CROSS-EXAMINATION BY MR. O'CONNELL / MAUROU 198

1 MR. MAUROU: Yeah, your Honor. Yeah.

2 JUDGE PEARSON: Mr. O'Connell, do you have

3 any questions for Mr. Maurou?

4 MR. O'CONNELL: I do, your Honor.

5 JUDGE PEARSON: Okay.

6 *** CROSS-EXAMINATION BY MR. O'CONNELL ***

7 BY MR. O'CONNELL:

8 **Q. Mr. Maurou --**

9 A. Yes, your Honor -- sorry -- Mr. O'Connell.

10 **Q. -- how many workers do you employ?**

11 A. Right now I have two, and they are new. You

12 know, they just start working. They are brand new.

13 There are two.

14 **Q. Is that in addition to yourself?**

15 A. Yes, but I don't -- I'm -- mostly what I do is I

16 take calls because you cannot drive taking calls.

17 **Q. Okay.**

18 A. So I take calls and dispatch.

19 **Q. Are -- Ahmed Adam and Hafton Tafere are drivers**

20 **for you, correct?**

21 A. Yes, they are brand new.

22 **Q. Okay. How long have they been driving for you?**

23 A. They've been driving for a couple of weeks.

24 **Q. Couple weeks?**

25 A. Yeah.

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CROSS-EXAMINATION BY MR. O'CONNELL / MAUROU 199

1 **Q. How many vans do you have?**

2 A. Right now I have four brand new vans, and all

3 those vans, four brand new, are on the loan. And --

4 **Q. How many do you operate?**

5 A. I operate two.

6 **Q. You're aware that your certificate of authority**

7 **to operate was cancelled March 8th, correct?**

8 A. Yeah, I'm aware of it.

9 **Q. But you continued to send your vans to the**

10 **airport, correct?**

11 A. No. That's what I just explained to the

12 honorable. I did not operate when it was cancelled

13 until June, so -- but I have to move them around. I

14 have to move them from my house, because that's where I

15 park them, and Ford knows that.

16 When I did -- they know my address. When I did

17 the application, they asked me, where do you park your

18 car, all those things, so they have everything on file.

19 So when they send me intent to repossess those vehicles,

20 so I decide to move them to my cousin who lives very,

21 very close to the airport --

22 **Q. Okay.**

23 A. -- so --

24 **Q. Thank you. You also sent your vans to the**

25 **waterfront to pick up passengers, correct?**

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CROSS-EXAMINATION BY MR. O'CONNELL / MAUROU 200

1 A. Yes, sir.

2 **Q. Now, even before your authority was cancelled,**

3 **so before March 8th, you weren't supposed to pick up**

4 **people at the waterfront, were you?**

5 A. When they call me, when they call me, I go and

6 pick up.

7 **Q. No matter where they are?**

8 A. Yeah, no matter where they are. But I don't --

9 I don't have a scheduled departure, because I use those

10 calls on the charter, on my -- under my charter

11 certificate.

12 **Q. So if someone calls you from the city of Everett**

13 **and they need to go to the airport, will you take them**

14 **from Everett to the airport?**

15 A. Yes. When they call me and make an arrangement.

16 **Q. How long have you been doing such service where**

17 **they call you, and wherever they are, you take them?**

18 A. I've been doing this for almost -- since 1999.

19 Since 1999.

20 **Q. And since then, you go wherever they call you**

21 **from?**

22 A. Yes. When they call, sometimes -- because some

23 customer call you to take them to Vancouver, BC, to take

24 them to Vancouver, Washington, or Portland. So when

25 they call you, or when they call me, I go and take.

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1 **Q. Have you taken anyone to Spokane?**

2 A. Oh, yes, I did, sir.

3 **Q. Okay.**

4 A. But on-call. On-call.

5 **Q. You're aware that your certificate for authority**

6 **to operate was a limited certificate, correct?**

7 A. Yes, sir.

8 **Q. So your certificate was only to -- or only from**

9 **and to three places, and I think the Westin, two**

10 **casinos, to and from the airport?**

11 A. Yes, but those are -- if I can say something,

12 Mr. O'Connell -- O'Connell -- these are scheduled

13 departures, which means I have certain time that I

14 leave. So I operate under what's called on those -- on

15 that permit which allows me to pick up those three

16 places.

17 MR. O'CONNELL: I think those are all of my

18 questions, your Honor. Thank you.

19 JUDGE PEARSON: Okay.

20 MR. O'CONNELL: Thank you, Mr. Maurou.

21 JUDGE PEARSON: Okay. Thank you.

22 So Staff, do you have anything further

23 before we conclude today? And I think it was -- I

24 understand what Staff's recommendation is, and it's up

25 to you whether you have anything additional to say now

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<p style="text-align: center;">202</p> <p>1 that Mr. Maurou has presented his case, or if you --</p> <p>2 MR. O'CONNELL: Understanding that</p> <p>3 your Honor has already been presented with a</p> <p>4 recommendation of Staff, I did have one clarifying</p> <p>5 statement to make as closing.</p> <p>6 JUDGE PEARSON: Okay.</p> <p>7 MR. O'CONNELL: And that is to address a</p> <p>8 certain part of the timeline that Mr. Pratt touched</p> <p>9 upon, but to help explain Staff's position on that</p> <p>10 timeline, especially concerning the time between</p> <p>11 March 8th and April 9th.</p> <p>12 As your Honor is aware, because it's ordered</p> <p>13 in this docket, the Order 01 in TC-152296 was appealed</p> <p>14 by Mr. Maurou, and that administrative appeal took some</p> <p>15 time, and Order 02 was issued by the Commission on</p> <p>16 May 12th.</p> <p>17 So until May 12th, Staff didn't know whether</p> <p>18 the cancellation would be upheld by the Commission. At</p> <p>19 that time, there was -- so there was a delay caused by</p> <p>20 the necessity of giving due process to Mr. Maurou's</p> <p>21 request for administrative appeal.</p> <p>22 Shortly thereafter, Staff considered the</p> <p>23 conditions included in that Order 02, which required</p> <p>24 certain things to be given by the Company before their</p> <p>25 reinstatement application could be processed. So in</p>	<p style="text-align: center;">204</p> <p style="text-align: center;">C E R T I F I C A T E</p> <p>1</p> <p>2</p> <p>3 STATE OF WASHINGTON)</p> <p>4 COUNTY OF KING)</p> <p>5</p> <p>6</p> <p>7 I, ANITA W. SELF, a Certified Shorthand Reporter</p> <p>8 in and for the State of Washington, do hereby certify</p> <p>9 that the foregoing transcript is true and accurate to</p> <p>10 the best of my knowledge, skill and ability.</p> <p>11 IN WITNESS WHEREOF, I have hereunto set my hand</p> <p>12 and seal this 25th day of July, 2016.</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p style="text-align: center;">_____ ANITA W. SELF, RPR, CCR #3032</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
Page 203	Page 204
<p style="text-align: center;">203</p> <p>1 between the time of March 8th and the time of the Order</p> <p>2 02 being issued, Staff didn't know what those</p> <p>3 requirements were of the reinstatement application that</p> <p>4 the -- you know, the Commission only issued on May 12th.</p> <p>5 And with that clarification, I think</p> <p>6 your Honor has all of the information and evidence</p> <p>7 before her.</p> <p>8 Thank you.</p> <p>9 JUDGE PEARSON: Okay. Thank you.</p> <p>10 And Mr. Maurou, thank you for coming here</p> <p>11 today.</p> <p>12 MR. MAUROU: No problem.</p> <p>13 JUDGE PEARSON: I appreciate you coming and</p> <p>14 explaining your side of the story, and I also appreciate</p> <p>15 all of the work that Staff did.</p> <p>16 So if we don't have anything further, then</p> <p>17 as I explained, I will take everything under advisement</p> <p>18 and issue an order within the next ten days explaining</p> <p>19 my decision.</p> <p>20 MR. MAUROU: Okay.</p> <p>21 JUDGE PEARSON: All right. Thank you then.</p> <p>22 We are adjourned.</p> <p>23 MR. O'CONNELL: Thank you, your Honor.</p> <p>24 MR. MAUROU: Thank you, your Honor.</p> <p>25 (Hearing concluded at 4:10 p.m.)</p>	