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SUPERIOR COURT OF WASHINGTON
FOR THURSTON COUNTY

WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION,

Plaintiff,

v.

ALL MY SONS MOVING & STORAGE
OF SEATTLE, INC.

Defendant.

NO.

AFFIDAVIT OF LISA WYSE

I, LISA WYSE, hereby declare under penalty of perjury under the laws of the State of Washington that the following is true and correct:


1. I am, and at all times hereinafter mentioned, have been a citizen of the United States, over the age of 18 years old, and I have personal knowledge regarding the matters stated herein, and am competent to testify as a witness.
2. I am employed as the Records Manager for the Washington Utilities and Transportation Commission ("Commission") and I am the public records officer of the Commission.

1 3. I certify that Exhibit A is a true and correct copy of Commission Order 05, issued to the
2 Defendant on November 13, 2008, in Commission Docket TV-071125.

3 4. On November 13, 2008, I caused a true and correct copy of Commission Order 05 to be
4 served on Defendant by mailing it first class, postage prepaid, and by certified mail, to All
5 My Sons Moving and Storage, 21506 86th Ave. S., Kent, WA 98031, being the company's
6 last known address. I certify that Exhibit B contains a true and correct copy of the signed
7 certified card addressed to All My Sons Moving & Storage, which delivered Order 05 on
8 November 14, 2008.

9 I certify under penalty of perjury, under the laws of the State of Washington, that the
10 foregoing is true and correct.
11

12
13 DATED this 13th day of February, 2009 at Olympia, Washington.

14
15 
16 LISA WYSE
17 Records Manager
18 Washington Utilities and Transportation
19 Commission
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Exhibit

A

Certificate

STATE OF WASHINGTON,)
)
COUNTY OF THURSTON.)

I hereby certify that the foregoing and attached documents are a full, true and correct copy of

Order 05, Commission decision and Final Order Affirming Initial Order; Granting Staff Request to Enter

a Final Order; Canceling Carrier Permit, in Docket TV-071125, in the matter of Washington Utilities

and Transportation Commission v. All My Sons Moving and Storage of Seattle, Inc., dated

November 13, 2008, and

now on file in the office of the Washington Utilities and Transportation Commission at Olympia.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Washington Utilities and Transportation Commission, this 6th day of February, 2009.



A handwritten signature in cursive script, appearing to read "Eric [unclear]", is written over a horizontal line.

*Executive Secretary of the Washington Utilities
and Transportation Commission*

BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION,)	DOCKET TV-071125
)	
Complainant,)	ORDER 05
)	
v.)	COMMISSION DECISION AND
)	FINAL ORDER AFFIRMING
ALL MY SONS MOVING AND STORAGE OF SEATTLE, INC.,)	INITIAL ORDER; GRANTING
)	STAFF REQUEST TO ENTER A
)	FINAL ORDER; CANCELING
Respondent.)	CARRIER PERMIT
)	
.....)	

1 **SYNOPSIS:** *The Commission finds All My Sons Moving and Storage of Seattle, Inc., in default for failing to appear at the hearing, cancels the company's household goods carrier permit for cause, and requires the company to cease and desist from operating as a household goods carrier in the state of Washington.*

2 **NATURE OF PROCEEDING:** Docket TV-071125 involves a complaint brought by the Washington Utilities and Transportation Commission (Commission) Staff on July 26, 2007, alleging that All My Sons Moving and Storage of Seattle, Inc. (All My Sons), repeatedly violated numerous Commission rules governing household goods carriers, violated tariff provisions, and engaged in unfair and deceptive business practices.

3 **INITIAL ORDER; DEFAULT ORDER:** Administrative Law Judge Adam E. Torem entered an initial order on October 22, 2008, proposing that the Commission find All My Sons in default for failing to appear at the hearing, and proposing that the company's household goods carrier permit be canceled, requiring the company to cease and desist from operating as a household goods carrier in the state of Washington due to numerous violations of Commission rules and tariff provisions.

4 **DEFAULT:** The Commission's records indicate that All My Sons received the Initial Order on October 22, 2008.¹ The company did not seek to vacate under RCW 34.05.440(3) the Initial Order's finding that the company was in default for failing to appear at the evidentiary hearing.

5 **PETITION FOR REVIEW:** Neither the company nor Commission Staff filed a petition for administrative review within the 20 days allowed by rule for filing. In fact, Staff states in a letter filed on November 4, 2008, that it will not be seeking review of the Initial Order.

6 In that letter, however, Staff requests the Commission reconsider its decision to decline to enter a final order in this matter. When the Commission allows an initial order to become final by operation of law, the standard notice of finality provides that the Commission does not endorse the Initial Order's reasoning and conclusions, and that the order may only be cited as an administrative law judge's initial order. Staff asserts that it is critically important that the Commission enter a final order in this matter as Staff may need to bring a petition for enforcement of the Commission's decision in superior court to ensure that All My Sons of Seattle does not continue to provide service in the state as a household goods carrier.

7 We grant the Staff's request to enter a final order in this matter, rather than allowing the Initial Order to become final by operation of law. Staff has demonstrated All My Sons' repeated and ongoing violations of laws and rules governing household goods carriers, and that the company has not come into compliance despite substantial technical assistance and significant penalties. Entering a final order will allow the Commission to more effectively enforce its decision to cancel the company's certificate, protecting the consumers of this state from any further unlawful actions by All My Sons.

8 The Commission has reviewed the Initial Order and the evidence of record and believes that the findings, the conclusions, and the order are consistent with the record. In accordance with RCW 34.05.464 and WAC 480-07-825(7), the

¹ The Commission received a signed card indicating the company had received the Initial Order on October 22, 2008, via Certified Mail.

Commission accepts the findings of fact and conclusions of law, and adopts the Initial Order as its own, for purposes of this proceeding.

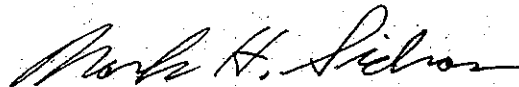
ORDER

THE COMMISSION ORDERS That:

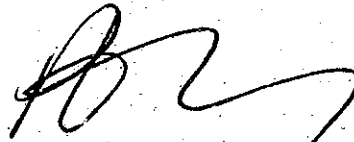
- 9 (1) The Commission affirms and adopts the Initial Order's findings of fact, conclusions of law, and adopts the Initial Order in this docket, as its own.
- 10 (2) The Commission holds All My Sons Moving and Storage of Seattle, Inc., in default.
- 11 (3) The household goods carrier permit of All My Sons Moving and Storage of Seattle, Inc., is cancelled for good cause under RCW.81.80.280 and WAC 480-15-450.
- 12 (4) All My Sons Moving and Storage of Seattle, Inc., must cease and desist from all operations in this state requiring permit authority under RCW 81.80.

DATED at Olympia, Washington, and effective November 12 2008.

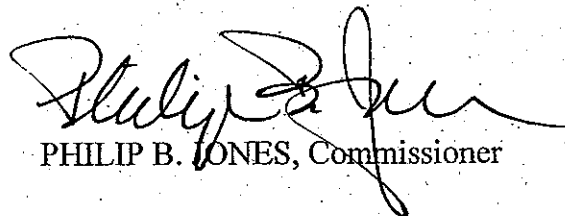
WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION



MARK H. SIDRAN, Chairman



PATRICK J. OSHIE, Commissioner



PHILIP B. JONES, Commissioner

NOTICE TO PARTIES:

This is a final order of the Commission. In addition to judicial review, administrative relief may be available through a petition for reconsideration, filed within 10 days of the service of this order pursuant to RCW 34.05.470 and WAC 480-07-850, or a petition for rehearing pursuant to RCW 80.04.200 or RCW 81.04.200 and WAC 480-07-870.

Exhibit

B

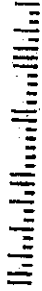
TV-07125 Order 05

RC-LW 11/13/08

SENDER: COMPLETE THIS SECTION

- Complete items 1, 4, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:


 All My Sons Moving and Storage
 21506 86th Ave. S.
 Kent, WA 98031

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee

[Signature]

B. Received by (Printed Name) C. Date of Delivery

ISAAC GARDIA 11/13/08

D. Is delivery address different from item 1? Yes No

If YES, enter delivery address below:

RMS *[Signature]*

3. Service Type

Certified Mail Express Mail

Registered Return Receipt for Merchandise

Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes No

2. Article Number
(Transfer from service label)

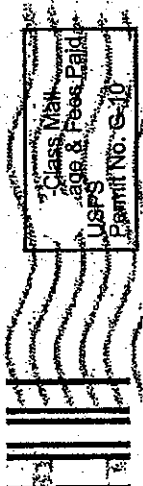
7007 0710 0000 5793 3377

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-154C

UNITED STATES POST SERVICE



• Sender: Please print your name, address, and ZIP+4 in this box •

2008 NOV 18 AM 8:13

RECEIVED

WASHINGTON UTILITIES & TRANSPORTATION COMMISSION
1300 S. EVERGREEN PARK DRIVE SW
PO BOX 47250
OLYMPIA WA 98504-7250

