



STATE OF WASHINGTON  
**UTILITIES AND TRANSPORTATION COMMISSION**

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State Of WASH.  
 UTIL. AND TRANSP.  
 COMMISSION

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Received  
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October 7, 2021

Amanda Maxwell, Executive Director and Secretary  
 Washington Utilities and Transportation Commission  
 P.O. Box 47250  
 Olympia, WA 98504-7250

RE: *Washington Utilities and Transportation Commission v. CWA, Inc.*  
 Commission Staff's Response to Contest of Violations  
 Docket TC-210632

Dear Ms. Maxwell:

On September 23, 2021, the Washington Utilities and Transportation Commission (Commission) issued a penalty assessment against CWA, Inc.,<sup>1</sup> (CWA or Company) in the amount of \$100 for a violation of Washington Administrative Code (WAC) 480-30-221, Vehicle and Driver Safety Requirements, which adopts Title 49 Code of Federal Regulations (49 CFR) Part 383 – Commercial Driver's License Standards; Requirements and Penalties, as follows:

- **One violation of 49 CFR § 383.23(a)(2) – Operating a commercial motor vehicle (CMV) without a commercial driver's license (CDL).** CWA allowed driver Felicia Mowatt to operate a CMV without a valid CDL. The driver was placed out-of-service.

On October 4, 2021, CWA filed a response contesting the violation of 49 CFR § 383.23(a)(2). In its response, the Company provided a copy of Felicia Mowatt's medical examination certificate and CDL, but did not provide any written explanation as to why it was contesting the violation.

At the time of inspection on August 11, 2021, Mowatt's medical certification was not on file with the Washington State Department of Licensing (DOL). The DOL had downgraded Mowatt's CDL, disqualifying the driver from operating a CMV. In its response, the Company failed to address the violation of operating a CMV without a valid CDL or provide reasons supporting its contest as required.

<sup>1</sup> CWA, Inc., d/b/a Central Washington Airporter; Airporter Shuttle; Travel Washington Grape Line; Travel Washington Gold Line; Bellair Charters; Hesselgrave South.

Amanda Maxwell

October 7, 2021

Page 2

Because the Company failed to provide any evidence to refute the violation occurred, Commission staff believes the evidence supports the violation and the penalty is consistent with the enforcement policy.

If you have any questions, please contact Michael Dotson, Compliance Investigator, Transportation Safety, at (360) 480-5420, or by email at Michael.Dotson@utc.wa.gov.

Sincerely,



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Jason (UTC)  
Date: 2021.10.07 11:27:18  
-07'00'

Jason Sharp

Motor Carrier Safety Supervisor, Transportation Safety