
	US DOT # 3582446	Legal: PACIFIC QUALITY MOVERS LLC Operating (DBA): PERFECT QUALITY MOVERS PQ MOVERS				
	MC/MX #:	State #: THG069597	Federal Tax ID:			
Review Type: Compliance Review (CR)						
Scope:	Principal Office	Location of Review/Audit: Company facility in the U. S.		Territory:		
Operation Types Interstate Intrastate						
Carrier:	N/A	Non-HM	Business: Corporation			
Shipper:	N/A	N/A	Gross Revenue: \$16,000.00 for year ending: 12/31/2021			
Cargo Tank:	N/A					
Company Physical Address:						
10002 AURORA AVE N STE 36 PMB 518 SEATTLE, WA 98133-9348						
Contact Name: Horst Kiessling						
Phone numbers: (1) 800-399-2135 (2) 206-779-3456 Fax 206-729-3638						
E-Mail Address: hkiessling@pqmovers.com						
Company Mailing Address:						
10002 AURORA AVE N STE 36 PMB 518 SEATTLE, WA 98133-9348						
Carrier Classification						
Authorized for Hire						
Cargo Classification						
Household Goods						
Equipment						
	Owned	Term Leased	Trip Leased	Owned	Term Leased	Trip Leased
Truck	2	0	0			
Power units used in the U.S.: 2						
Percentage of time used in the U.S.: 100						
Does carrier transport placardable quantities of HM? No						
Is an HM Permit required? N/A						
Driver Information						
	Inter	Intra	Average trip leased drivers/month: 0			
< 100 Miles:		2	Total Drivers: 2			
>= 100 Miles:			CDL Drivers: 0			



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Part A


QUESTIONS regarding this report may be addressed to the Office of Motor Carriers at:

Sandra Yeomans
P.O. Box 47250, Olympia, WA 98504-7250
[cell \(360\)701-1602](tel:3607011602) or sandra.yeomans@utc.wa.gov

This report will be used to assess your safety compliance.

<u>Person(s) Interviewed</u>	
Name: Horst Kiessling	Title: Owner
Name:	Title:



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	Part B Violations		

1 STATE CRITICAL	Primary: WAC 480-15-555 Secondary: RCW 81.80.132 CFR Equivalent: 392.2	Discovered 3	Checked 3	Drivers/Vehicles In Violation 3	Checked 3
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Description
Failure to complete a criminal background check for every person the carrier intends to hire.
Example
Driver Name: Dylan Howard
Trip Date: 6/29/2022
Description of violation: Occurred when carrier failed to acquire background checks prior to hiring employees.
Also in violation: April Rene Howard and Dakota Gomez

2 STATE CRITICAL	Primary: 395.8(a)(1) CFR Equivalent: 395.8(a)(1)	Discovered 30	Checked 30	Drivers/Vehicles In Violation 1	Checked 1
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Description
Failing to require driver to make a record of duty status.
Example
Driver Name: Dylan Howard
Trip Date: 6/29/2022
Description of violation: Occurred when the did not require the driver to make record of duty status for each move.

3 STATE	Primary: 390.19(b)(2) CFR Equivalent: 390.19(b)(2)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description
Failing to file the appropriate form under 390.19(a) (MCS-150, 150B, or 150C) each 24 months according to the schedule.
Example
Driver name: Dylan Howard
Trip Date: 6/29/2022
Description of violation: Occurred when the carrier failed to file a MCS-150 according to schedule of June even years.


4 STATE	Primary: 391.45(a) Secondary: 391.11(a) CFR Equivalent: 391.45(a)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description
Using a driver not medically examined and certified.
Example
Driver Name: Dylan Howard
Trip Date: 6/29/2022
Description of violation: Occurred when the driver failed to obtain a DOT medical certification prior to driving a commercial motor vehicle.

5 STATE	Primary: 391.51(a) CFR Equivalent: 391.51(a)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description
Failing to maintain driver qualification file on each driver employed.
Example
Driver Name: Dylan Howard
Trip Date: 6/29/2022
Description of violation: Occurred when the carrier failed to obtain the proper documentation for a driver qualification file.



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	Part B Violations		

6 STATE	Primary: WAC 480-15-530 Secondary: RCW 80.01.040 CFR Equivalent: 392.2	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description
Operating without acceptable proof of required liability insurance coverage.
Example
Driver Name: Dylan Howard
Trip Date: 6/29/2022
Description of violation: Occurred when the current insurance for liability did not match insurance on file with the commission

7 STATE	Primary: 396.3(b) CFR Equivalent: 396.3(b)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description
Failing to keep minimum records of inspection and vehicle maintenance.
Example
Vehicle: J8DC4B16767003802
Trip date: 6/29/2022
Description of violation: Occurred when carrier failed to keep records for vehicle maintenance and inspections.


8 STATE	Primary: WAC 480-15-550 CFR Equivalent: 392.2	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description
Carriers insurance or policy number does not match Form H on file with the commission.
Example
Driver Name: Dylan Howard
Trip Date: 6/29/2022
Description of violation: Occurred when the current insurance for cargo insurance did not match insurance on file with the commission

Safety Fitness Rating Information: Total Miles Operated 4,635 Recordable Accidents 0 Recordable Accidents/Million Miles 0.00	OOS Vehicle (CR): 0 Number of Vehicle Inspected (CR): 1 OOS Vehicle (MCMIS): 0 Number of Vehicles Inspected (MCMIS): 0
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CONDITIONAL	Rating Factors			Acute	Critical
	Factor 1:	S	0	0	
	Factor 2:	S	0	0	
	Factor 3:	U	0	3	
	Factor 4:	S	0	0	
	Factor 5:	N	0	0	
	Factor 6:	S	-	-	



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Part B Requirements and/or Recommendations		

1. HOS COMPLIANCE BASIC PROCESS BREAKDOWN: Roles and Responsibilities

DESCRIPTION OF PROCESS BREAKDOWN: Horst Kiessler failed to set up a policy for drivers to keep track of hours worked under the short-haul exemption. This resulted in no records of duty that could potentially lead to working over legal hours.

BASIC SPECIFIC RECOMMENDED REMEDIES

Implement Safety Improvement Practices: The following are recommended practices related to Roles and Responsibilities.

Define and document roles and responsibilities of managers and supervisors for monitoring compliance with Hours-of-Service (HOS) policies.

Ensure that managers are responsible for reviewing Records of Duty Status (RODS) for accuracy and for disciplining those who falsify their logs.

Assign responsibility for making sure that all Records of Duty Status (RODS) are collected and stored for six months.

Ensure that drivers are responsible for informing the carrier when they are sick, keeping accurate Records of Duty Status (RODS), and planning their route so that it can be completed efficiently within Hours-of-Service (HOS) rules.

Define and document roles and responsibilities of drivers and dispatchers as they pertain to Hours-of-Service (HOS) policies and procedures.

2. The Washington Utilities and Transportation Commission (UTC) adopted the Federal Motor Carrier Safety Administration (FMCSA) rules of 49 CFR and regulations pertaining to Commercial Motor Vehicle's safety, along with the Revised Code of Washington, and Washington Administrative Codes pertaining to Commercial Motor Vehicle safety and regulations.

How to request an upgrade to your INTRASTATE safety rating based on corrective actions:

Within sixty (60) days from receipt of your proposed rating, you may request in writing, a change in the rating based on corrective actions. You should do so as soon as possible so the UTC has the opportunity to review your corrections and make a final decision.

Your submission should be as detailed as possible and must:

1. Address each violation on the most recent Compliance Review. Any corrective actions you include to address other violations noted on your review may also be considered.


2. Identify why the violations cited were permitted to occur.

3. Discuss the actions taken to correct the deficiency or deficiencies that allowed the violations to occur. Include actual documentation of this corrective action with your petition. (For example: documentation may include items such as new policies and procedures, training programs and sign-in lists, or copies of missing drug/alcohol tests.

4. Outline actions taken to ensure that similar violations do not reoccur in the future. **YOU MUST DEMONSTRATE THAT YOUR OPERATIONS CURRENTLY MEET THE SAFETY STANDARD AND FACTORS SPECIFIED IN 49 CFR 385.5 and 385.7.** To do so, you must demonstrate that you now have adequate safety management controls in place which function effectively to ensure acceptable compliance with applicable safety requirements.

5. If your request includes actions that will be conducted in the near future, such as training, reorganization of departments, purchasing of computer programs, etc, include a detailed description of the activity or training and a schedule of when that activity will commence and when it will be completed.



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6. Include any additional documentation relating to motor carrier safety and the prevention of crashes that you believe supports your request.

7. Include a written statement certifying the carrier will operate within federal and state regulations and the carrier's operation currently meets the safety standard and factors specific in 49 CFR 385.5 and 385.7. A corporate officer; partner, or the owner of the company must sign the statement.

Address your response to:

You must submit your request to:
Attn: Jason Sharp
Motor Carrier Safety
Washington Utilities and Transportation Commission
621 Woodland Square Loop SE, Lacey, WA 98503
P.O. Box 47250
Olympia, WA 98504-7250
Work: (360) 701-1603
jason.sharp@utc.wa.gov

3. Safety Management Plan Requirement

Within 60 days, send and have approved, a safety management plan to the UTC describing what actions you have taken in response to this review to ensure that you are complying with the Motor Carrier Safety Regulations.

Identify each violation and why the violations were permitted to occur.

Address the actions taken to correct the deficiency or deficiencies that allowed the violations to occur. Include actual documentation of this corrective action (new policies, procedures, training programs etc.).

Outline actions taken to ensure that similar violations do not reoccur in the future. Include actual documentation of this corrective action (new policies, procedures, training programs etc.).

Address your response to:

Washington Utilities and Transportation Commission
Attention: Jason Sharp
PO Box 47250
Olympia, WA 98504-7250
(360) 701-1603
or jason.sharp@utc.wa.gov

Example of required explanation for violations


Violation #5: Failing to maintain driver qualification file on each driver.

A) Again, with lack of experience I was unaware I needed to keep a driver file on "myself" as owner and "only" driver at this time. To get the permit I had submitted this information prior and believed the commission to have this information.

B) I have corrected this by filling out an "application" for myself, getting a copy of my current drivers "abstract", Updating my DOT medical certificate, and running a WSP background check on myself and creating a physical and digital filing system.

C) I plan on using the "driver" file I have created for "myself" as a template to be completed before I hire any new "driver". Keeping and maintaining current and accurate "drivers" file will be a priority.



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Attach copy of corrected item


4. If you want some drivers to use the 100 air-mile radius exemption, make sure that the drivers meet all terms of the exemption, including being released from duty no more than 12 hours from when they report for duty. Logs must be prepared if a driver does not meet the 12 hour requirement.
5. Copies of the regulations, forms, interpretations, and manuals are available from a variety of sources. Check the FMCSA website for a current list of suppliers. www.fmcsa.dot.gov/safety-security/eta/index.htm
6. Do not allow drivers to drive intrastate unless they have been physically re-examined each 24 months.
7. Ensure that all drivers are fully and properly qualified before operating in intrastate commerce. Maintain a complete file as required for each driver, documenting the qualification process.
8. Use of radar detectors or similar devices on commercial vehicles is illegal. Do not require or permit drivers to use them. Take appropriate disciplinary action against drivers if they are using such devices.
9. Establish a systematic maintenance records program for all vehicles. Maintain a complete file for each subject vehicle, recording all repair, maintenance and inspection operations performed.
10. Carriers must insure that a Form E and or H has been sent to Utilities and Transportation Commission by the insurance company each time they change insurance carriers.
11. Each carrier must complete and maintain a criminal background check for every person the carrier intends to hire for the full time of employment and three years thereafter. No carrier may hire a person who has been convicted of any crime involving theft, burglary, assault, sexual misconduct, identity theft, fraud, false statement, or the manufacture, sale, or distribution of a controlled substance within the past five years.
12. Carrier must place note related to the verification of the medical examiner's listing on the National Registry of Certified Medical Examiners in driver qualification file(s)
13. Understand Why Compliance Saves Time and Money: Compliance with FMCSRs will not only save lives, but also saves your business time and money. Tracking how much your business spends on non-compliance activities can help you understand the many benefits of compliance to your business and why safety is good business.

Document and Follow Through on Action Plans: Document and follow through on action plans to ensure the actions you are taking are creating improvement in safety management and compliance.

NOTICE: A pattern and/or repeated violations of the same or related acute or critical regulations (violations of the same Part in Title 49, Code of Federal Regulations) will cause the maximum penalties allowed by law to be assessed under Section 222 of the Motor Carrier Safety Improvement Act of 1999 (MCSIA). A pattern of violations means two or more violations of acute and/or critical regulations in three or more Parts of Title 49, Code of Federal Regulations discovered during any eligible investigation. Repeated violations means violation(s) of an acute regulation of the same Part of Title 49, Code of Federal Regulations discovered in an investigation after one or more closed enforcement actions within a six year period and/or violation(s) of a critical regulation in the same Part of Title 49, Code of Federal Regulations discovered in an investigation after two or more closed enforcement actions within a six year period.

NOTICE: 49 CFR Part 391.23 requires prospective employers to, at a minimum, investigate a driver's employment information, crash record, and alcohol and controlled substances history from all employers the driver worked for within the previous 3 years.



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All motor carriers and truck drivers are needed to fight against terrorism and hijacking. You could be a target. Protect yourself, your trucks, your cargo, and your facilities. Discuss with your employees/drivers the "Security Measures for Truck Drivers and Companies" which were provided and reviewed with motor carrier official. Motor carriers should visit the following website for more information:
<http://www.fmcsa.dot.gov/documents/Hijacking-Brochure.pdf>

PLEASE NOTE: The violations discovered during this compliance review may affect the civil penalty proposed in any subsequent Notice of Claim. In addition, your history of prior violations of the Federal Motor Carrier Safety Regulations, Federal Hazardous Material Regulations or the Federal Motor Carrier Commercial Regulations may also affect the civil penalty proposed in any subsequent Notice of Claim. Your signature for receipt of this report acknowledges your understanding that the violations discovered by the UTC during this review may be used to calculate any civil penalty proposed as a result of this review.

Serious violations were recorded on this investigation report. These violations will impact your safety record. Furthermore, these violations may result in a follow-up investigation at a later date unless adequate evidence of corrective action is forwarded to our office:

Sandi Yeomans
Utilities and Transportation Commission
P.O. Box 47250
Olympia, WA 98504-7250
Email: sandra.yeomans@utc.wa.gov





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Review Date:

08/24/2022

Safety Fitness Rating Explanation

This report lists the facts which were used to determine the Safety Fitness Rating for the above motor carrier. Federal and State violations are combined for rating purposes. However, only the federal or federal equivalent section number is shown below. A check mark identifies the range within which the data fell when determining the Safety Fitness Rating. All information within a FACTOR block relates only to that FACTOR.

FACTOR 1		General (CFR Parts 387, 390)		0 Point = Satisfactory
VIOLATIONS AFFECTING RATING		POINTS		1 Point = Conditional
NONE		-----		>1 Point = Unsatisfactory
		TOTAL POINTS:	0	= SATISFACTORY
FACTOR 2		Driver Qualification (CFR Parts 382, 383, 391)		0 Point = Satisfactory
VIOLATIONS AFFECTING RATING		POINTS		1 Point = Conditional
NONE		-----		>1 Point = Unsatisfactory
		TOTAL POINTS:	0	= SATISFACTORY
FACTOR 3		Operational/Driving (CFR Parts 392, 395)		0 Point = Satisfactory
VIOLATIONS AFFECTING RATING		POINTS		1 Point = Conditional
S	392.2	1	(C)	>1 Point = Unsatisfactory
S	395.8(a)(1)	2	(C)	

		TOTAL POINTS:	3	= UNSATISFACTORY
FACTOR 4		Vehicle/Maintenance (CFR Parts 393, 396, Performance Data (OOS%))		
VIOLATIONS AFFECTING RATING		POINTS		Fewer than 3 inspections
NONE		-----		
		TOTAL POINTS:	0	= SATISFACTORY
Fewer than 3 Inspections		3 or more Inspections		
Rate same as other Regulatory Factors 1, 2, and 3		OOS Less than 34%	OOS 34% or Higher	
		Satisfactory	Conditional	
0 Point = Satisfactory		Conditional	Unsatisfactory	
1 Point = Conditional		If a pattern of Non-Compliance with a Critical or an Acute Violation	If a pattern of Non-Compliance with a Critical or an Acute Violation	
>1 Point = Unsatisfactory				
FACTOR 5		Hazardous Material (CFR Parts 397, 171, 172, 173, 177, 180)		
Not Applicable - Not a carrier of Hazardous Material				
NONE				
FACTOR 6		Accident (Recordable Accident Rate)		
((Recordable Accidents) X (1 million)) ÷ (Total Miles) = Rate				
(0 X 1,000,000) ÷ 4,635 = 0 = SATISFACTORY				
URBAN CARRIER - All Driver operate within <100 air miles				
ACCIDENT RATE		FACTOR RATING		
0.000 - 1.700		= Satisfactory		
>1.700		= Unsatisfactory		





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Safety Fitness Rating Explanation

OVERALL SAFETY FITNESS RATING

Number of Factors (1-6) shown above as less than satisfactory

Unsatisfactory

Conditional

1

0

= CONDITIONAL

FORMULA TO CALCULATE THE OVERALL SAFETY FITNESS RATING

Number of Factors

	Unsatisfactory	Conditional	OVERALL RATING
	0	2 or fewer	Satisfactory
	0	3 or more	Conditional
û	1	2 or fewer	Conditional
	1	3 or more	Unsatisfactory
	2	0 or more	Unsatisfactory

