

[Service Date December 21, 2007]

**BEFORE THE WASHINGTON STATE  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Penalty Assessment	)	DOCKET NO. TV-072234
Against	)	
	)	
DANIEL J. BUSBY, D/B/A	)	
CAREFUL MOVERS	)	NOTICE OF HEARING
	)	(Set for January 15, 2008, 1:30 p.m.)
	)	
	)	
.....	)	

- 1 On December 6, 2007, the Washington Utilities and Transportation Commission (Commission) issued Penalty Assessment TV-072234 against Daniel J. Busby, d/b/a Careful Movers (Careful Movers) in the amount of \$2,000.00, alleging a violation of RCW 81.80.070 by transporting household goods for compensation on the public highways of the state of Washington without the necessary permit required, and a violation of RCW 81.80.357, which requires a commission permit number be listed in any advertisement of household goods moving services.
  
- 2 On December 17, 2007, Careful Movers filed with the Commission a request for mitigation of the amount of the penalties.
  
- 3 On December 19, 2007, Commission Staff filed a Response to Careful Movers Application for Mitigation.
  
- 4 The Commission will hear this matter pursuant to Part IV of RCW 34.05 pertaining to adjudicative proceedings, including but not limited to RCW 34.05.413, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. Statutes involved, in addition to those previously cited, include those within RCW 81.01, RCW 81.04 and RCW 81.80, including but not limited to RCW 80.01.040, RCW 81.04.380, RCW 81.80.130, RCW 81.80.280, RCW 81.80.290, and RCW 81.80.330, and under WAC 480-07 and WAC 480-15, including but not limited to WAC 480-07-145, WAC 480-07-150, WAC 480-07-440, WAC 480-07-450, WAC 480-07-470, WAC 480-07-490, WAC 480-07-495, WAC 480-15-130, and WAC 480-15-450.

5 The ultimate issues include whether the penalty should be mitigated and what actions  
are necessary for Careful Movers to maintain substantial future compliance, pursuant  
to statutory provisions of RCW 81.04.

6 **THE COMMISSION GIVES NOTICE That an evidentiary hearing in this  
matter will be held at 1:30 p.m., on Tuesday, January 15, 2008, in Room 108,  
First Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W.,  
Olympia, Washington.**

7 Petitions to intervene should be made in writing prior to the hearing date or made  
orally at the hearing. Appearances will be taken. If any party or witness needs an  
interpreter or other assistance, please fill out the form attached to this notice and  
return it to the Commission.

8 **THE COMMISSION GIVES NOTICE that any party who fails to attend or  
participate in the hearing set by this Notice, or any other stage of this  
proceeding, may be held in default in accordance with RCW 34.05.440. The  
parties are further advised that the sanction provisions of WAC 480-07-450 are  
specifically invoked.**

9 The names and mailing addresses of all parties and their known representatives are as  
follows:

Complainant: Washington Utilities and  
Transportation Commission  
1300 S. Evergreen Park Drive S.W.  
P.O. Box 47250  
Olympia, WA 98504-7250

Representative: Michael A. Fassio  
Assistant Attorney General  
1400 S. Evergreen Park Drive S.W.  
P.O. Box 40128  
Olympia, WA 98504-0128  
(360) 664-1192

Respondent: Daniel John Busby  
d/b/a Careful Movers  
12529 Highway 99  
Everett, WA 98204-5506

Representative: Kevin Keefe  
Attorney at Law  
P.O. Box 20362  
Seattle, WA 98102  
(206) 325-9390

10 Administrative Law Judge Adam E. Torem, from the Utilities and Transportation  
Commission's Administrative Law Division, will preside during this proceeding.

11 Notice of any other procedural phase will be given in writing or on the record, as the  
Commission may deem appropriate during the course of this proceeding.

DATED at Olympia, Washington, and effective December 21, 2007.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN  
Executive Secretary

Inquiries may be address to:

Executive Secretary  
Washington Utilities and  
Transportation Commission  
Richard Hemstad Building  
1300 S. Evergreen Park Drive S.W.  
P.O. Box 47250  
Olympia, WA 98504-7250  
(360) 664-1160

**NOTICE**

PLEASE NOTE: The hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and if limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

The information needed to provide an appropriate interpreter or other assistance should be stated below and returned to Washington Utilities and Transportation Commission, Attention: Carole J. Washburn, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket No.: \_\_\_\_\_

Case Name: \_\_\_\_\_

Hearing Date: \_\_\_\_\_ Hearing Location: \_\_\_\_\_

Primary Language: \_\_\_\_\_

Hearing Impaired (Yes) \_\_\_\_\_ (No) \_\_\_\_\_

Do you need a certified sign language interpreter:

Visual \_\_\_\_\_ Tactile \_\_\_\_\_

Other type of assistance needed: \_\_\_\_\_

English-speaking person who can be contacted if there are questions:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone No.: (\_\_\_\_) \_\_\_\_\_