



UTILITIES AND TRANSPORTATION COMMISSION

Completed Activity Report Motor Carrier Safety

Upload? [] Yes [X] No

1. Investigator(s): Richard Smith 2. Assignment No.: 109142

3. Current Date: September 4, 2009 4. Date of Activity: September 2-3, 2009

5. Carrier Name: Best Moving and Delivery [check]

6. Permit: THG-63464 3/18/09 7. Industry Code: 207

8. MOTCAR No.: 1 D 5341

9. DOT No.: None 10. MC No.:

Intra only

11. [] Destination Check

[] Attached is a copy of the Destination Check Safety Plan.

- Number of buses inspected: # of 9-15 passenger # of 16+ passenger
Number of vehicle inspections: Level 1 Level 2 Level 3 Level 5
Describe any special emphasis placed on the destination check and the results:

- What might we do differently to increase our success at the next destination check:

12. [] Safety Complaint

[] Attach a copy of the Individual Safety Complaint Plan.

- What activity did staff complete for this safety complaint:

- [] Compliance review
[] Technical assistance
[] Number of vehicle inspections: Level 1 Level 2 Level 5
[] Unannounced terminal visit
[] Other (please explain):

13. **New Entrant – Charter, Auto Transportation**

- Is this carrier referred by FMCSA, operating intra and interstate: Yes No
- Is this carrier based in another state, requesting intrastate authority: Yes No
- Is this carrier based in Washington, requesting intrastate authority: Yes No
- Did staff complete the following:
 - ◆ Inspect all vehicles between three and nine months? Yes No
 - Number of vehicle inspections: Level 1 _____ Level 2 _____ Level 5 _____
 - ◆ Conduct a CR/SA between three and nine months? Yes No CR SA

14. **New Entrant– HHG**

- Is this carrier referred by FMCSA, operating intra and interstate: Yes No
- Is this carrier based in another state, requesting intrastate authority: Yes No
- Is this carrier based in Washington, requesting intrastate authority: Yes No
- Did staff complete the following:
 - ◆ Inspect all vehicles between three and eighteen months? Yes No
 - Number of vehicle inspections: Level 1 _____ Level 2 _____ Level 5 1
 - ◆ Conduct a CR/SA between three and eighteen months? Yes No CR SA
 - ◆ Conduct technical assistance within three months? Yes No

15. **Individual Safety Plan Only:**

Attach a copy of the Individual Carrier Safety Plan.

- What activity did staff complete for this safety complaint:
 - Compliance review
 - Technical assistance
 - Number of vehicle inspections: Level 1 _____ Level 2 _____ Level 5 _____
 - Unannounced terminal visit
 - Other (please explain): _____

16. **Compliance Review Data:**

- Safety Rating: Satisfactory Unsatisfactory Conditional
- Number of vehicles operated: 1
- Number of drivers operated: 1
- Total miles for prior year: 23,000
- Recordable accidents for prior year: 0
- Accident Ratio: 0.0

17. Part B Violations:

Part	Violations	Part	Violations	Part	Violations
382/40		383		387	
390		391		392	
395	1	396	1	397	

18. Vehicle Inspection Data:

	MC	MB 1-15	MB 16+	SB 1-8	SB 9-15	SB 16+	VAN 1-8	VAN 9-15	TRK	TT	TRA
Inspections									1		
Defective Vehicles									0		
OOS Vehicles									0		
Location									Termi		
Level									5		

19. Vehicle Inspection Violations:

	MC	MB 1-15	MB 16+	SB 1-8	SB 9-15	SB 16+	VAN 1-8	VAN 9-15	TRK	TT	TRA
Brakes											
Steering											
Lights											
Tires, wheels, rims											
Horn											
Windshield and Wipers											
Mirrors											
Emergency Equip, Exits											
Coupling Devices											
Frame											
Suspension											
Exhaust											
Other											

20. Driver Inspection Violations:

Medical Card	Medical Waiver	Hours of Service	Drivers License

21. Relevant carrier history, if any: Previous CR July 2009 carrier received an unsatisfactory rating. Carrier is in provisional status. This CR is a re-check.

22. Findings: Please see CAPRI Part B & C.

23. Recommended Action:

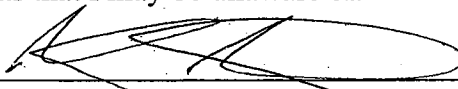
- No further action.
- Notify the company in writing of the findings by providing a copy of the CR, vehicle inspection report, safety audit or other similar document.
- Require the company to submit a compliance plan and copy of new medical card(s) in response to the 15-day letter requirement.
Recheck – Compliance review (Date: _____)
- Revisit to recheck a specific issue (Date: _____)
Describe: _____
- Send the company a compliance letter. Require a response: Yes No
- Issue administrative penalties in the amount of \$ Not recommended for first time CR.
- Issue a complaint.
- Stop company operations.

24. Is this carrier considered a high risk carrier as a result of this activity?

- Carrier accident ratio is higher than aggregate ratio.
- Carrier had an out-of-service ratio 25% or higher at the last vehicle inspection.
- Carrier had a defect ratio 75% or higher at the last vehicle inspection.
- Carrier received more than one conditional or unsatisfactory compliance review rating in more than one of the last four compliance reviews (or less than four if four are not completed).
- Other (please explain): _____

25. Additional Comments: Please see CAPRI Part C page. Ivan Ratko the business owner has done a very good job of bringing the files and business safety practices and procedures of his company into compliance with CFR and WAC standards and requirements. He is showing a strong desire and intent to keep his company moving in the right direction for success. Permanent authority is left to a decision of involving any additional economic complaints that I may be unaware of.

Investigator's signature: Richard Smith



Initial review by:

DPeATT

Date:

10/27/09

Reviewer's recommendation:

Agree with recommendations

close & file

Thanks Rick DPeATT

Final review by: _____


Date: _____

Reviewer's recommendation: _____

Date closed: 10/28/09 By: CAC
cc: Rick Smith

Company name Best Moving and Delivery Assignment # 109142

Staff Assigned Rick Smith

	US DOT #	Legal: BEST MOVING AND DELIVERY INC Operating (DBA):		
MC/MX #:	State #: THG-63464	Federal Tax ID: 534-51-1246 (SSN)		
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: Individual	
Shipper:	N/A	N/A	Gross Revenue: \$15,000.00 for year ending: 12/31/2009	
Cargo Tank:	N/A			
Company Physical Address:				
34051 51st Avenue S Auburn, WA 98001				
Contact Name: IVAN RATKO				
Phone numbers: (1) 206-613-9559 (2) Fax				
E-Mail Address: BESTMOVINGANDDELIVERY@GMAIL.COM				
Company Mailing Address:				
34051 51st Avenue S Auburn, WA 98001				
Carrier Classification				
Authorized for Hire		Private Property		
Cargo Classification				
General Freight		Household Goods		
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:	0	1	Total Drivers: 1	
>= 100 Miles:	0	0	CDL Drivers: 0	
Equipment				
	Owned	Term Leased	Trip Leased	Owned
Truck	1	0	0	Term Leased
Power units used in the U.S.: 1				
Percentage of time used in the U.S.: 100				





BEST MOVING AND DELIVERY INC

U.S. DOT #:

State #: THG-63464

Review Date:

09/03/2009

Part A

QUESTIONS regarding this report or the Federal Motor Carrier Safety Regulations should be address to:
Washington Utilities & Transportation Commission

P.O. Box 47250, Olympia, WA. 98504-7250
Attention: Richard Smith (360) 664-1236 Office, (360) 701-1601 Cell.
RSmith@utc.wa.gov

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: IVAN RATKO

Title: OWNER

Name:

Title:





BEST MOVING AND DELIVERY INC

U.S. DOT #:

State #: THG-63464

Review Date:

09/03/2009

Part B Violations

1 STATE	Primary: 395.8(f) CFR Equivalent: 395.8(f)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description

Failing to require driver to prepare record of duty status in form and manner prescribed.

Example

Driver Ivan Ratko working unnder 100 air mile rule on 7-17-09 entered start time but failed to enter an off duty time and total hours worked.

2 STATE	Primary: 396.3(b)(2) CFR Equivalent: 396.3(b)(2)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description

Failing to have a means of indicating the nature and due date of the various inspection and maintenance operations to be performed.

Example

No maintenance due dates are in file of Chev Hicube, license B17099G. All other maintenance files are present & current.

Safety Fitness Rating Information:		OOS Vehicle (CR): 0	
Total Miles Operated	23,000	Number of Vehicle Inspected (CR):	1
Recordable Accidents	0	OOS Vehicle (MCMIS):	0
Recordable Accidents/Million Miles	0.00	Number of Vehicles Inspected (MCMIS):	0

Your proposed safety rating is : SATISFACTORY	Rating Factors		Acute	Critical
	Factor 1:	S	0	0
	Factor 2:	S	0	0
	Factor 3:	S	0	0
	Factor 4:	S	0	0
	Factor 5:	N	0	0
	Factor 6:	S	-	-

Null
Null



**Part B Requirements and/or Recommendations**

1. 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
2. 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.
3. Do not schedule or require drivers to make trips requiring them to exceed posted speed limits in order to complete the run within the hours of service limits.
4. Require all drivers to prepare complete and accurate records of duty status for each day, and to submit them within 13 days. Maintain all duty status records on file, with all supporting documents, for at least 6 months.
5. Ensure that all documents supporting records of duty status (such as toll, fuel repair and other on-the-road expense receipts, as well as invoices, bills of lading, dispatch records, etc.) are kept on file for at least 6 months.
6. 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.
7. Keep all driver vehicle inspection reports, signed, certified, and reviewed as required on file for at least 90 days.
8. Ensure that the persons or entities that perform preventative maintenance inspections on your equipment are abiding by agreed time or mileage intervals. Ensure that records are kept of such periodic preventative maintenance inspections. Take corrective action, if schedules are not being adhered to.
9. Toll receipts and other on-the-road expense receipts, invoices, bills of lading, dispatch records, and other "supporting document" must be kept on file for six (6) months. This requirement also applies to records generated by the use of owner-operators. You may keep legible photocopies in lieu of originals.
10. Ensure that each commercial motor vehicle is periodically inspected annually and a record of the inspection is maintained on the vehicle and in the carrier's records. Retain the periodic inspection report for a period of 14 months.
11. IF YOU WANT A COPY OF YOUR INTRASTATE CARRIER PROFILE, CONTACT MS. CAROLYN CARUSO @ 360-664-1244.
12. If you have any questions concerning this report,, please contact the Washington Utilities & Transportation Commission @
UTC
PO BOX 47250
OLYMPIA, WA 98504
ATTN: RICK SMITH
360-664-1236





Part C

Reason for Review: Other Compliance Review
Planned Action: Compliance Monitoring
Safestat Category:

Parts Reviewed Certification:

325	382	383	387	390	391	392	393	395	396	397	398	399	171	172	173	177	178	180
			✓	✓	✓	✓	✓	✓	✓									

Prior Reviews Prior Prosecutions

Unsat/Unfit Information

Is the motor carrier of passengers subject to the safety fitness procedures contained in 49 CFR part 385 subpart A, AND does it transport passengers in a commercial motor vehicle?

Does carrier transport placardable quantities of hazardous materials?

Unsat/Unfit rule: Not Applicable

Corporate Contact: IVAN RATKO
Corporate Contact Title: OWNER

Special Study Information:

Remarks:

Mr. Ivan Ratko, owner, was contacted at the carrier's terminal located at 34051 51st Avenue S. Auburn WA on August 3, 2009 for the purpose of conducting a re-check compliance review (CR) after Best Moving and Delivery (Best Moving) received an unsatisfactory CR rating 7-14-09..

This carrier operates one commercial motor vehicles (CMV) 12,000 GVWR straight truck and will periodically rent larger 10,001+ GVWR straight trucks from Penske Truck Rentals. The company currently employs one driver as an intrastate general freight and household goods moving business. The truck owned and operated by Best Moving;

1997 Chevy Hicube. 1GBHG31R2V1043323. License B17099G. 12,000 GVWR.

The carrier was requested to produce the following information at least 48 hours before this compliance review was scheduled:

1. Financial responsibility
2. Crash information
3. Driver qualification files
4. Hours of service records
5. Inspection, repair and maintenance records, including annual (periodic) inspections

The company is expected to maintain supporting documents consisting of daily trip records, time cards, roadside inspections reports and other data. Most of these documents was reported in July 2009 by the company to either had been lost, or were non-existent as was explained by company owner Ivan Ratko. Since that date Mr. ratko has done a very good job of establishing a filing system that meets all CFR and WAC established standards. Information in the various files is well maintained and up to date. Ivan Ratko is responsible for the supporting documents. The documents produced on this date for inspection are located at the carriers principal place of business.

Records of duty status was compared to various supporting documents by checking time, date and location of vehicle and driver. These documents are now well prepared and correct to form.

This carrier was found with minor violations as indicated in Part B of this report.

The carriers vehicle was inspected and issued a CVSA decal number 11029758. The results of the inspected vehicle are





BEST MOVING AND DELIVERY INC

U.S. DOT #:

State #: THG-63464

Review Date:

09/03/2009

Part C

listed on the attached Uniform Driver/Vehicle Inspection Report form numbered WAU001000232.

This company does not have any CDL drivers. The one driver (Mr. Ratko) was checked via the WSDOL web site and found to have a current and valid Washington State Drivers License.

Ivan Ratko obtained a current medical certificate and was advised to not operate his company truck(s) until having obtained this document. He was further asked to send a business compliance plan letter to UTC within 15 days. He was advised that a full compliance review re-check of his business would be scheduled in approximately 45 days. Four hours of ETA was provided to Mr. Ratko before concluding this CR while using and referencing information in the manual "Your Guide to a Satisfactory Safety Record". It was also suggested that he should plan to attend the next UTC scheduled HHG safety training class, even though he had personally attended this same training March 2009 in Cheney WA.

A UTC compliance letter sent to Best Moving and Delivery is recommended. Penalties are not recommended in this particular case due to this being the company's first CR. Actions and words from Mr. Ratko during this CR led me to believe he does want to be in compliance, but may need to seek office and business procedures support.

Note: When first requesting DVIR's, RODS and vehicle maintenance files from Mr. Ratko on 7-14-09, he told me that they were in another location and he could not produce them on that date, but would have them at a later date. In further questioning on 7-14-09, Mr. Ratko told me that he had lost the files but could possibly re-construct them. The CR on this date proved Mr. ratko credible and intent on achieving a satisfactory safety record. His attitude on this date was indicative that he will continue to maintain a safe business operation.

It was indicative that Mr. Ratko was now applying appropriate attention to his required filing system and required procedures of vehicle maintenance, records of duty status, daily vehicle inspections reports and required driver qualifications.

This carrier is insured by Farmers Ins. for \$750,000 under policy 604691313.

The carrier said they have driven 23,000 miles in intrastate trips to date and produced \$15,000 in revenue.

Present during the Compliance Review was Ivan Ratko, owner.

The Compliance Review was started on 9-2-09 and finished on 9-3-09.

The proposed safety rating is satisfactory.

Upload Authorized:	Yes	No	
Authorized by:			Date:
Uploaded:	Yes	No	Failure Code:
Verified by:			Date:





US DOT #

Legal: BEST MOVING AND DELIVERY INC

Operating (DBA):

MC/MX #: State #: THG-63464 Federal Tax ID: 534-51-1246 (SSN)

Review Type: Compliance Review (CR) - Receipt

Scope: Principal Office Location of Review/Audit: Company facility in the U. S. Territory:

Operation Types Interstate Intrastate

Carrier: N/A Non-HM
 Shipper: N/A N/A
 Cargo Tank: N/A

Business: Individual
 Gross Revenue: \$10,000.00 for year ending: 12/31/2008

Company Physical Address:

34051 51st Avenue S
 Auburn, WA 98001

Contact Name: IVAN RATKO
 Phone numbers: (1) 206-613-9559 (2) Fax
 E-Mail Address: BESTMOVINGANDDELIVERY@GMAIL.COM

Company Mailing Address:

34051 51st Avenue S
 Auburn, WA 98001

Report Summary

Report	# of Pages
Part A - General	2
Part B - Violations	1
Part B - Recommendations	1
Review/Audit Receipt Page	1
Total Pages	5

Disclaimer: By signing below, I acknowledge that I have received a copy of this review/audit and agree with the total number of pages indicated (above) for each document. My signature does not imply agreement with the findings of the review/audit, however they have been discussed in detail with me.

QUESTIONS regarding this report or the Federal Motor Carrier Safety Regulations should be address to:
 Washington Utilities & Transportation Commission

P.O. Box 47250, Olympia, WA. 98504-7250
 Attention: Richard Smith (360) 664-1236 Office, (360) 701-1601 Cell.
 RSmith@utc.wa.gov

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: IVAN RATKO Title: OWNER
 Name: Title:

Reported By: *Rich Smith* Title: *Auditor* Code: WA0580 Date: 9/3/2009

Received By: _____ Title: _____



L. VERVEHICLE EXAMINATION REPORT

Washington State Patrol
Commercial Vehicle Enforcement Section
P.O. Box 42614
Olympia, WA 98504-2614
Phone: (360)596-3819 Fax: (360)596-3828

Report Number: WAU001000232
Inspection Date: 09/03/2009
Start Time: 10:15 AM End Time: 10:30 AM
Inspection Level: V - Terminal
HM Inspection Type: None

BEST MOVING AND DELIVERY INC
34051 51ST AVE S
AUBURN, WA 98001
USDOT#: 00000000 Phone#: (206)613-9559
MC/MX#: 000000 Fax#:
State#: THG63464
Location: 34051 51ST AVE S AUBURN
Highway: MilePost:
County: KING, WA Origin:
Destination:

Driver:
License#: State:
Date of Birth:
CoDriver:
License#: State:
Date of Birth:
Shipper:
Bill of Lading:
Cargo:

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate #	Company #	VIN	GVWR	CVSA #	CVSA Issued #	OOS Sticker
1	TR	CHEV	1997	WA	B17099G	1	1GBHG31R2V1043323	12,000		11029758	

BRAKE ADJUSTMENTS

Axle #	1	2
Right	N/A	N/A
Left	N/A	N/A
Chamber	HYDR	HYDR

VIOLATIONS: No Violations Were Discovered.

HazMat: No HM Transported.

Placard: No Cargo Tank:

Special Checks: No Data for Special Checks.

Report Prepared By:
SMITH, RICHARD

Badge #:
J580

Copy Received By:

Page 1 of 1



WAU001000232

X

X