

BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION

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|----------------------------|---|---|
| In the Matter of the |) | DOCKET NO. TV-050537 |
| |) | |
| PENALTY ASSESSMENT AGAINST |) | |
| ALL MY SONS MOVING & |) | |
| STORAGE OF SEATTLE, INC. |) | NOTICE OF PREHEARING |
| |) | CONFERENCE |
| |) | (Set for November 14, 2005, 1:30 |
| |) | p.m.) |
| |) | |

1 On September 15, 2005, the Washington Utilities and Transportation Commission (Commission) issued Penalty Assessment No. TV-050537 against All My Sons Moving & Storage of Seattle, Inc. (All My Sons) in the amount of \$69,600.00, alleging 696 violations of Commission rules and household goods tariff, specifically, WAC 480-015 and Commission Tariff 15-A.

2 On September 28, 2005, All My Sons filed with the Commission a Request For Hearing, or in the alternative a request for mitigation of the amount of the penalties.

3 The Commission will hear this matter pursuant to Part IV of chapter 34.05 RCW 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 chapters 81.01 RCW, 81.04 RCW and RCW 81.80 RCW, 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 chapter 480-07 WAC and chapter 480-15 WAC, 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.

- 4 The ultimate issues include whether the penalty should be mitigated as requested, and what actions are necessary for All My Sons, to cure previous instances of non-compliance with state law and Commission rules and to maintain substantial future compliance, pursuant to statutory provisions of chapter 81.04 RCW.
- 5 Although the Commission declines to conduct this proceeding as a brief adjudicative proceeding under WAC 480-07-610, the Commission intends that the adjudication proceed efficiently and with the greatest degree of informality consistent with fairness and the nature of the proceeding. *See RCW 34.12.010*
- 6 **THE COMMISSION GIVES NOTICE That a prehearing conference in this matter will be held at 1:30 p.m., on Monday, November 14, 2005, in Room 108, First Floor, Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.** If you are unable to attend the prehearing conference in person, you may attend via the Commission's teleconference bridge line, **360-664-3846**. Please appear on the teleconference bridge five minutes before the conference is scheduled to begin.
- 7 The purpose of the prehearing conference is to establish a procedural schedule, consider formulating the issues in the proceeding, and to determine other matters to aid in its disposition, as specified in WAC 480-07-430.
- 8 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. The time and place for the evidentiary hearings will be set at the prehearing conference or by later written notice.

9 **THE COMMISSION GIVES NOTICE that any party who fails to attend or participate in the prehearing conference 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.**

10 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: Judy Krebs
Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664-1192

Respondent: All My Sons Moving & Storage of Seattle, Inc.
8637 S 212th Street
Kent, WA 98031

Representative: Greg W. Haffner
Curran Mendoza P.S.
P.O. Box 140
555 West Smith Street
Kent, WA 98035-0140

(253) 852-2345

- 11 Administrative Law Judge Karen M. Caillé, from the Utilities and Transportation Commission's Administrative Law Division, will preside during this proceeding.
- 12 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 this 21st day of October, 2005.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN
Executive Secretary

Inquiries may be address to:

Secretary
Washington Utilities and
Transportation Commission
Chandler Plaza 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.: (____) _____