

Docket No. TV-161252 - Vol. I

In the Matter of: Victor Dumitrascu d/b/a 2 Buff  
Guys Moving and Dump

January 25, 2017



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BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION

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In the Matter of Determining )  
the Proper Carrier Classification ) DOCKET NO. TV-161252  
of, and Complaint for Penalties ) VOLUME I  
against, )  
)  
)  
VICTOR DUMITRASCU d/b/a 2 BUFF )  
GUYS MOVING AND DUMP )

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MOVER'S COURT  
Pages 1-27  
ADMINISTRATIVE LAW JUDGE RAYNE PEARSON

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9:01 A.M.  
January 25, 2017

Washington Utilities and Transportation Commission  
1300 South Evergreen Park Drive Southwest  
Olympia, Washington 98504

REPORTED BY: TAYLER RUSSELL, CCR 3358

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A P P E A R A N C E S

ADMINISTRATIVE LAW JUDGE:

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\* \* \* \* \*

1 OLYMPIA, WASHINGTON; JANUARY 25, 2017

2 9:01 A.M.

3 --000--

4 P R O C E E D I N G S

5  
6 JUDGE PEARSON: Good morning. My name is  
7 Rayne Pearson. I'm the administrative law judge with  
8 the Washington Utilities and Transportation Commission.  
9 I am the presiding officer for today's hearing being  
10 conducted at the Commission's headquarters in Olympia.

11 Today is Wednesday, January 25th, 2017, and  
12 the time is just after 9:00 a.m.

13 Today's hearing involves a total of three  
14 household goods carriers. So the first thing we will do  
15 is take a roll call to determine who is present in the  
16 hearing room today.

17 As you can see, there is a court reporter  
18 seated to my left creating a record of today's  
19 proceedings, so when I call your name, please raise your  
20 hand to identify yourself and also give a verbal  
21 response to the roll call such as "here" or "present."

22 The first is Docket TV-161207, Dustin Wick,  
23 d/b/a Lifters Moving.

24 Hearing nothing, Docket TV-161208, Ruben  
25 Escalera, d/b/a Northwest Moving and Delivery Services.

1 MR. ESCALERA: Here.

2 JUDGE PEARSON: Thank you.

3 And finally, Docket TV-161252, Victor  
4 Dumitrascu. Is that how you say your name?

5 MR. DUMITRASCU: Yes.

6 JUDGE PEARSON: Okay. D/b/a 2 Buff Guys  
7 Moving and Dump.

8 So there's one company that has not entered  
9 an appearance today, and that company is subject to  
10 being held in default and having an order entered  
11 against them without having a chance to address the  
12 Commission. So I will take that case up later this  
13 morning.

14 Each of you are here because the Commission  
15 filed a complaint alleging that your company is  
16 performing or advertising to perform work as a household  
17 goods carrier without the required permit that's issued  
18 by the Commission. And the purpose of today's  
19 proceeding is to formally explain what your choices are  
20 and then hear from each of you regarding which option  
21 you choose.

22 You can choose one of two options on behalf  
23 of your company. The first is to cease and desist  
24 providing, offering, or advertising unpermitted  
25 household goods services, and if you choose this option,

1 you'll need to demonstrate what you've done to shut down  
2 your business either partially or completely to avoid  
3 further enforcement action by the Commission. The  
4 Commission is going to want to see sufficient proof that  
5 you're no longer performing unlawful services, for  
6 example, showing that you've taken down your  
7 advertisements or changed or deactivated your website.

8           The second option is to request a formal  
9 classification hearing to demonstrate why you don't need  
10 a permit, and if you choose that option, then you're  
11 contesting the allegations in the complaint and claiming  
12 not to be conducting household goods moving services.  
13 If you choose that option, we will schedule a formal  
14 hearing for a date in the near future with a deadline  
15 two to three weeks from now for both your company and  
16 Commission Staff to declare all witnesses and file all  
17 exhibits.

18           So each of you has a right to be heard by  
19 the Commission. I will call you up to do that  
20 individually. Commission Staff also has a right to be  
21 heard and Ms. Rachel Jones will be representing the  
22 Commission this morning. If you've not already met  
23 Ms. Jones, she's seated to the table to my right and she  
24 is a Commission compliance investigator.

25           So now that we've gone over the general

1 options, I will explain the rest of today's proceeding.  
2 In a few minutes, I will call each of you forward to  
3 make your choice on how to proceed and at that time, I  
4 will swear you in so that anything that you tell us will  
5 be under oath and considered sworn testimony. Once  
6 you're sworn in, I will ask you if you understand your  
7 options for today's hearing and then ask you to state  
8 which option you choose. And if there's anything else  
9 you want to explain to me, you can do so at that time.

10 In each of the complaints, Commission Staff  
11 has alleged that you're providing household goods moving  
12 services without a permit and is also seeking to have a  
13 penalty imposed. The law sets the maximum penalty for  
14 each violation at \$5,000. Staff will be making a  
15 penalty recommendation as part of any agreed order.  
16 Ms. Jones will be explaining that recommendation, but  
17 the Commission will be making the final decision about  
18 the amount of penalty to be imposed.

19 If you choose to testify about how you're  
20 getting out of the household goods business, I will  
21 allow you to make a statement explaining how you plan to  
22 do that, and depending on what kind of proof you can  
23 provide, you should be able to reach an agreed order  
24 resolving this matter with Commission Staff, and you can  
25 speak to Ms. Jones about that during the recess. And if

1 you choose to contest the allegations of the complaint,  
2 like I said before, we will schedule another hearing for  
3 the Commission to present evidence necessary to prove  
4 its case. And if you're going to request a hearing, it  
5 will help if you know your schedule for the next month  
6 or so when we get to that point.

7 After I hear from each of you, we will take  
8 a break for as long as we need to, usually about an  
9 hour. That will provide Staff time to meet with each of  
10 you and prepare a final disposition for your cases.

11 So, Ms. Jones, I will go ahead and swear you  
12 in at this point so you're sworn in for the remainder of  
13 the proceeding.

14 (Rachel Jones sworn.)

15 JUDGE PEARSON: You may be seated.

16 So I will call each of the companies up and  
17 then we will turn to the companies who've not appeared  
18 today probably after the break. We can call those up  
19 and you can make your motion for default. It's also  
20 possible that the remaining person could still show up.

21 So the first is Docket TV-161208, Ruben  
22 Escalera, d/b/a Northwest Moving and Delivery Services.  
23 If you could come forward.

24 MS. PAUL: I am going to fix the microphone.

25 JUDGE PEARSON: Okay.



1           Okay. If you could just go ahead and have a  
2 seat. If you could just state your first and last name  
3 for the record and spell your last name for the court  
4 reporter.

5           MR. ESCALERA: My name is Ruben Escalera.  
6 My last name is spelled E-s-c-a-l-e-r-a.

7           JUDGE PEARSON: Okay. And what is your  
8 position with the company?

9           MR. ESCALERA: I am the sole proprietor of  
10 the company that no longer exists.

11           JUDGE PEARSON: Okay. So before you --  
12 before you go on, why don't I swear you in and then you  
13 can tell me a little bit more.

14           (Ruben Escalera sworn.)

15           JUDGE PEARSON: Okay. Go ahead and be  
16 seated. And how do you want to proceed this morning?

17           MR. ESCALERA: Can I grab my notes, please?

18           JUDGE PEARSON: Sure.

19           MR. ESCALERA: I want to choose to cease and  
20 desist.

21           JUDGE PEARSON: Okay.

22           MR. ESCALERA: Mm-hmm.

23           JUDGE PEARSON: That sounds good. And you  
24 said that you've shut your company down or it doesn't  
25 exist anymore?

1 MR. ESCALERA: That is correct.

2 JUDGE PEARSON: Okay.

3 And, Ms. Jones, have you had a chance to  
4 verify?

5 MS. JONES: Yes, I have. He does still have  
6 an advertisement on Facebook.

7 JUDGE PEARSON: Okay.

8 MS. JONES: And that's it.

9 JUDGE PEARSON: Okay. So do you wish to  
10 make a recommendation regarding the cease and desist  
11 order? Does Staff support that decision?

12 MS. JONES: Just that he get rid of his  
13 Facebook advertisement.

14 JUDGE PEARSON: Okay. So when we take a  
15 recess, you'll have the opportunity to chat with  
16 Ms. Jones and see if you can reach an agreement with  
17 respect to taking down your Facebook advertisement and  
18 whatever else you may need to do to satisfy Staff that  
19 your company is no longer in operation.

20 MR. ESCALERA: Can I elaborate on that  
21 issue?

22 JUDGE PEARSON: Yeah, sure.

23 MR. ESCALERA: On the exhibits that you send  
24 me and the paperwork that you send me or somebody send  
25 me, this department here, if -- can you please go to

1 Exhibit G or attachment C, page 1 of 4.

2 MS. JONES: I'm here.

3 MR. ESCALERA: That advertisement and the  
4 person who did the advertising is other than myself. I  
5 did not enter into this advertising. That is not the  
6 nature of the business I had at the time, and this  
7 website was not created by myself. Although it has my  
8 address and my company name on it, but I was not the  
9 originator of this advertisement.

10 I did contact the company, I don't even  
11 know. I have to hire somebody to do it because I don't  
12 even know how to do this advertising. I am not very  
13 fond with technology. So this advertisement was never  
14 originated by me. It was originated by somebody else.  
15 I did call the company that does these things and they  
16 told me that it will take about two weeks. It's been  
17 already more than two weeks since I received this, and I  
18 don't know why it has not been taken out.

19 But this was not originated by myself. You  
20 can look at the phone numbers in there. You can look at  
21 the other information, and this advertisement was not  
22 originated by me.

23 JUDGE PEARSON: Okay. Okay. Well, you will  
24 have a chance to discuss that with Ms. Jones, and if  
25 possible, and if you two can reach an agreed order, it

1 will essentially say that you agree that you were  
2 operating without a permit, that you advertised without  
3 a permit, and that you agree to stop operating until you  
4 get a permit if you decide that you want to get one.

5 And once you're satisfied that you understand all the  
6 terms of the order, you and Ms. Jones can then sign it.

7 And it will also include most likely an agreement about  
8 the amount of penalty to be imposed. But if not, you  
9 can make your case about why the penalty should be  
10 different from what Staff is recommending.

11 Do you have any questions?

12 MR. ESCALERA: Is there anything else that I  
13 can say to influence the decision that she's going to  
14 make? Because like I said, I do not know the whole  
15 procedures for this. I am on this side of the bench, so  
16 I would like to have an opportunity to defend myself in  
17 a fair way. I don't know how to do that.

18 JUDGE PEARSON: You will have that  
19 opportunity when you speak with Ms. Jones, and I will  
20 say based on past experience, we have seen repeatedly  
21 that there are sometimes companies on the web that will  
22 generate advertisements for household goods companies  
23 that they didn't necessarily ask for. They might pull  
24 an advertisement from somewhere else and create a new  
25 advertisement. So I am aware that that does happen and

1 that that can sometimes be beyond the company's control.

2 MR. ESCALERA: I have some documentation to  
3 prove that all the links or links that were on this  
4 company are being closed or they have already been  
5 closed. So I don't know if I can say that in front of  
6 you or --

7 JUDGE PEARSON: Sure. Yeah, that would be  
8 helpful. You should save it and show it to Ms. Jones,  
9 but I think that's exactly the kind of thing she is  
10 going to want to see so -- okay?

11 MR. ESCALERA: Okay.

12 JUDGE PEARSON: All right. So I will call  
13 the next -- but you can go ahead and have a seat until  
14 the break, and then they will escort you into the other  
15 room.

16 And next is Docket TV-161252, Victor  
17 Dumitrascu, d/b/a 2 Buff Guys Moving and Dump.

18 Good morning.

19 MR. DUMITRASCU: Good morning.

20 JUDGE PEARSON: So can you please state your  
21 first and last name for the record and spell your last  
22 name.

23 MR. DUMITRASCU: Victor and then

24 D-u-m-i-t-r-a-s-c-u.

25 JUDGE PEARSON: Okay. And what's your

1 position with the company?

2 MR. DUMITRASCU: I'm the owner.

3 JUDGE PEARSON: Okay. So if you could stand  
4 and raise your right hand, I'll go ahead and swear you  
5 in.

6 (Victor Dumitrascu sworn.)

7 JUDGE PEARSON: Okay. Go ahead and take a  
8 seat. And how would you like to proceed this morning?

9 MR. DUMITRASCU: So I'm going to default the  
10 company until I get the proper permits. I just applied  
11 for the permits, so I'm waiting for that.

12 JUDGE PEARSON: Okay. So you'll agree to  
13 cease and desist until --

14 MR. DUMITRASCU: For household goods until I  
15 get the actual permits.

16 JUDGE PEARSON: Okay. Great. So like I  
17 said to Mr. Escalera, you will have a chance to speak  
18 with Ms. Jones at the break.

19 And, Ms. Jones, do you have a recommendation  
20 regarding the cease and desist? Do you support that?

21 MS. JONES: I support that. The only thing  
22 I was able to find, he has closed down most of his  
23 advertisements.

24 JUDGE PEARSON: Okay.

25 MS. JONES: Is on Thumbtack, there is only

1 one advertisement left on Thumbtack.

2 JUDGE PEARSON: And I do think Thumbtack is  
3 one of those --

4 MR. DUMITRASCU: I can't, yeah.

5 JUDGE PEARSON: -- that you can't control.

6 MS. JONES: But everything else has been  
7 shut down.

8 JUDGE PEARSON: Okay.

9 MR. DUMITRASCU: Yeah, I was hoping it was.  
10 I mean, I tried to, but...

11 JUDGE PEARSON: Okay.

12 MR. DUMITRASCU: Like Mr. Escalera, I am not  
13 good with technology too.

14 JUDGE PEARSON: Okay. And so have you  
15 verified that an application for a permit has been filed  
16 with the Commission?

17 MS. JONES: I checked yesterday and no, it  
18 hadn't been so...

19 JUDGE PEARSON: Okay.

20 MR. DUMITRASCU: I mailed it in yesterday.

21 MS. JONES: Okay. So...

22 JUDGE PEARSON: That will take a few days.

23 Okay. So you heard everything that I said  
24 to Mr. Escalera, that you will have an opportunity to  
25 talk things over with Ms. Jones and then hopefully reach

1 an agreement that will state that you agree to cease and  
2 desist advertising, providing, and offering household  
3 goods moves until you get your permit from us, and then  
4 hopefully agreeing on the amount of penalty to be  
5 imposed. And, again, if you can't agree, then you will  
6 have the opportunity to explain to me why you think it  
7 should be different.

8 MR. DUMITRASCU: Okay.

9 JUDGE PEARSON: Okay. So you can go ahead  
10 and have a seat.

11 And, Ms. Jones, did you have any contact  
12 with Dustin Wick?

13 MS. JONES: I attempted contact. It's been  
14 a little bit, two weeks ago, and I got a voicemail. I  
15 left a message requesting a call back, and I never  
16 received a call back.

17 JUDGE PEARSON: Okay. All right. So at  
18 this point, we can go ahead and take a recess, and as  
19 soon as you have a chance -- each of you have a chance  
20 to review cease and desist orders, there will be some  
21 negotiation about the penalty. It may be nominal  
22 depending on the history of your company or there may be  
23 a reason Staff seeks a larger penalty, for example, if  
24 you've appeared here before, but neither of you have.  
25 Typically a portion of the penalty is suspended which is



1 meant to deter you from future illegal operations. So  
2 you would pay a portion today and the remaining portion  
3 of the \$5,000 penalty would not become payable unless  
4 you violated the order by, again, advertising, offering,  
5 or providing a household goods move without a permit.

6 So we can go ahead and take a break and when  
7 we come back, we will call each of you back up, make  
8 sure that you understand the order, and then I will sign  
9 it here in the hearing room today and you will leave  
10 with a signed copy.

11 So, Ms. Jones, is there anything else before  
12 we take a break?

13 MS. JONES: No, there is not.

14 JUDGE PEARSON: Okay. So at 9:17, we will  
15 be at recess and then, Ms. Jones, I will be in my office  
16 if someone could just come grab me when you're ready to  
17 come back.

18 Thanks.

19 (Recess taken from 9:17 a.m. to 10:16 a.m.)

20 JUDGE PEARSON: So let's be back on the  
21 record at 10:16. I understand that the cease and desist  
22 orders have been explained and presented to each  
23 company, and I just left them in my office.

24 Susie, would you mind going and grabbing  
25 them for me? Thank you.

1 I will call the companies back up one at a  
2 time in the order that we went in before.

3 So first is Mr. Escalera, if you could come  
4 up.

5 Okay. Mr. Escalera, did you have a chance  
6 to walk through the order with Ms. Jones? If you could  
7 just please speak into the microphone on the table.

8 MR. ESCALERA: Excuse me?

9 JUDGE PEARSON: Did you have a chance to  
10 walk through the order with Ms. Jones?

11 MR. ESCALERA: Yes.

12 JUDGE PEARSON: Okay. And you understand  
13 everything that's in it? Did you have any questions  
14 about its contents?

15 MR. ESCALERA: Yeah, but I'm not going to  
16 voice them.

17 JUDGE PEARSON: Okay. So here comes the  
18 order. I did look at it. It looks like, for the  
19 record, Ms. Jones, you recommended two violations in  
20 this case, one for offering to move and one for  
21 advertising; is that correct?

22 MS. JONES: Yes, it is.

23 JUDGE PEARSON: Okay. And the \$5,000  
24 penalty will be imposed, but a \$4500 portion will be  
25 suspended and the company will pay \$500; is that

1 correct?

2 MS. JONES: Yes, that is.

3 JUDGE PEARSON: Okay. And for the record,  
4 Mr. Escalera, you're agreeing to shut down Northwest  
5 Moving and Delivery Services unless or until you get a  
6 permit; is that correct?

7 MR. ESCALERA: It has been.

8 JUDGE PEARSON: Okay. So the suspension  
9 period for the \$4,500 is two years from today's date,  
10 which is January 25th, 2019. That means if Staff finds  
11 an advertisement or you offer a move during that time,  
12 the remaining \$4500 becomes due and payable; do you  
13 understand that?

14 MR. ESCALERA: No.

15 JUDGE PEARSON: You don't understand that?

16 MR. ESCALERA: No.

17 JUDGE PEARSON: Okay. So what part are you  
18 struggling with?

19 MR. ESCALERA: The part I have told you  
20 several times that the company has been shut down. How  
21 am I going to advertise when the company has already  
22 been shut down? So how am I going to advertise again if  
23 the company has been shut down?

24 JUDGE PEARSON: What we're talking about is  
25 if a new advertisement were to pop up, say, one that she

1 hadn't seen before; does that make sense?

2 MR. ESCALERA: No. So how am I going to  
3 advertise something out of a company that has been shut  
4 down?

5 JUDGE PEARSON: Well, if it's been shut  
6 down, then you wouldn't have to worry about it.

7 MR. ESCALERA: Exactly.

8 JUDGE PEARSON: What we're saying is if you  
9 decided to reopen the company, you understand that that  
10 would subject you to the penalty?

11 MR. ESCALERA: Yes.

12 JUDGE PEARSON: Okay. So the cease and  
13 desist order is permanent. So that does not expire  
14 after two years. So if after the two-year period Staff  
15 discovers you are still operating, Staff could go  
16 straight to superior court and seek enforcement of this  
17 order, so there's a very strong incentive for you to  
18 comply with the law. And it looks like there is a  
19 proposed payment schedule for the \$500 penalty and that  
20 you made a \$44 payment today; is that correct?

21 MR. ESCALERA: Yes.

22 JUDGE PEARSON: And you will make a second  
23 payment on or before February 27th and March 27th, both  
24 in the amount of \$228; is that correct?

25 MR. ESCALERA: That is correct.

1 JUDGE PEARSON: Okay. And you understand if  
2 you miss a payment, the entire amount including the  
3 \$4500 penalty will become due and payable?

4 MR. ESCALERA: Correct.

5 JUDGE PEARSON: Okay. And if for some  
6 reason you're going to be late making a payment, you  
7 just need to contact Staff and make arrangements. It's  
8 the failure to communicate that usually results in the  
9 penalty being imposed. So, you know, Staff can always  
10 work with you if you need to be a couple days late or  
11 something comes up, okay? And you also understand  
12 legally what you can and can't do?

13 MR. ESCALERA: No.

14 JUDGE PEARSON: You don't understand that?

15 MR. ESCALERA: No, because the company is an  
16 LLC. I don't want the company to be shut down again.  
17 You're making this personal and it's an LLC. And when  
18 LLC company has been shut down, you're telling me as I  
19 am the company, and I am not the company. It's an LLC  
20 and the LLC company has been shut down. So when you're  
21 saying "you," you're saying me instead of the LLC. If  
22 the LLC has been dissolved, then you're saying when you  
23 do it again, so you're like saying, you know, don't ever  
24 do business again because we're going to penalize you.  
25 It was an LLC entity that has been dissolved.

1 JUDGE PEARSON: Okay. I understand that,  
2 and I don't mean you personally. I mean people in  
3 general. I am asking you whether you understand that  
4 you need a permit before you operate a household goods  
5 company in the state of Washington. That's all I'm  
6 asking, that you understand that now.

7 MR. ESCALERA: Yeah, but you're not giving  
8 me that option. You're saying if I ever do it again.

9 JUDGE PEARSON: Without a permit. We are  
10 absolutely giving you the option to get a permit. What  
11 we're saying is you can't do it again without a permit.  
12 If you want to do it, then please fill out an  
13 application and get a permit from the Commission.  
14 That's absolutely what we want you to do.

15 MR. ESCALERA: Of course.

16 JUDGE PEARSON: Okay? Do you have any  
17 additional questions?

18 MR. ESCALERA: I wish on behalf of the  
19 people that are working out there that we can spend our  
20 taxpayers' money helping the small companies strive  
21 instead of persecuting them, but that's my personal  
22 opinion.

23 JUDGE PEARSON: Thank you. So I have signed  
24 the order and, Ms. Jones, I will hand this to you and  
25 then, Mr. Escalera, they'll make a copy for you and you

1 can leave here with that today.

2 All right. So next is Docket TV-161252,  
3 Victor Dumitrascu.

4 MR. DUMITRASCU: Hi.

5 JUDGE PEARSON: So did you have a chance to  
6 walk through the order with Ms. Jones?

7 MR. DUMITRASCU: I did.

8 JUDGE PEARSON: Okay. And you understand  
9 its contents and what you've agreed to?

10 MR. DUMITRASCU: I did, yes.

11 JUDGE PEARSON: Okay. And I see that you  
12 have both signed it, and just for the record here,  
13 Ms. Jones, it looks like you are recommending again two  
14 violations, one for offering a move and one for  
15 advertising a move, correct?

16 MS. JONES: Yes.

17 JUDGE PEARSON: Okay. And the \$5,000  
18 penalty will be imposed here as well with a \$4,500  
19 portion suspended, and the company will make a \$500  
20 payment; is that correct?

21 MS. JONES: Yes.

22 JUDGE PEARSON: Okay. And it looks like the  
23 payment schedule that you've agreed to is three  
24 payments -- or sorry, two payments of \$167 each on  
25 February 2nd and March 2nd and a final payment of \$166

1 on April 3rd; is that correct?

2 MR. DUMITRASCU: Yes.

3 JUDGE PEARSON: Okay. And for the record,  
4 you are agreeing to shut down unless you get a permit at  
5 some future date and you are currently working on your  
6 permit application, correct?

7 MR. DUMITRASCU: That is correct.

8 JUDGE PEARSON: Okay. So the suspension  
9 period for the \$4500, like I explained, is two years  
10 from today's date, and you heard everything that I said  
11 to Mr. Escalera, so you know that if Staff were to -- if  
12 you were for some reason to not get your permit or lose  
13 your permit and Staff found an advertisement or obtained  
14 an offer, the remaining \$4500 would become immediately  
15 due and payable.

16 MR. DUMITRASCU: Okay.

17 JUDGE PEARSON: Okay? And also the order to  
18 cease and desist is permanent. So, again, even if after  
19 that two years if for some reason you were no longer  
20 permitted and you were still operating, Staff could go  
21 straight to superior court to enforce this order that I  
22 am signing today.

23 And also, again, if you miss a payment, the  
24 entire amount could become due, so it's important that  
25 you work with Staff if you need to make any adjustments



1 to that payment arrangement. And also because you're  
2 applying for a permit, nonpayment of the penalty could  
3 threaten your permit status too. So it's really  
4 important that you make those payments because it sounds  
5 like your goal is to come into compliance and become a  
6 regulated mover so...

7 MR. DUMITRASCU: Hopefully soon, yeah.

8 JUDGE PEARSON: Okay. That sounds good.

9 Okay. So -- and I will just remind you that  
10 Commission Staff is always available to assist and  
11 answer any questions if you have them, and I'm assuming  
12 they told you about the next household goods movers  
13 training we hold here at the Commission, but if not, you  
14 can talk with Ms. Jones afterwards about that.

15 MR. DUMITRASCU: Okay.

16 JUDGE PEARSON: And that will give you an  
17 opportunity to come here and learn all the ins and outs  
18 of running a household goods moving company and what's  
19 required of you to maintain your permit and make sure  
20 you're in compliance with Commission rules.

21 MR. DUMITRASCU: Perfect. Thank you.

22 JUDGE PEARSON: All right. So do you have  
23 any additional questions?

24 MR. DUMITRASCU: I do not, no.

25 JUDGE PEARSON: Okay. So I will sign this

1 order. I will hand it down and you are free to go once  
2 you get your copy, okay?

3 MR. DUMITRASCU: Thank you.

4 JUDGE PEARSON: All right. Thanks for  
5 coming today.

6 So that concludes the list of companies that  
7 were present in the hearing room today. There is no one  
8 else in the hearing room, so we can proceed with a  
9 motion for default for Docket TV-161207, Dustin Wick,  
10 d/b/a/ Lifters Moving.

11 Ms. Jones, I've had a chance to review  
12 Docket TV-161207, the Commission's evidence that there  
13 was an offer to -- for an intrastate move in Washington  
14 and advertising that meets the definition of RCW  
15 81.80.075, engaging in business as a moving company  
16 without a household goods permit.

17 So what is the Company's motion at this  
18 point with respect to Dustin Wick, d/b/a Lifters Moving?

19 MS. JONES: We would like the default order  
20 classifying the defendant as a household goods carrier.  
21 We would like the order -- or order the defendant to  
22 cease and desist, and we would like to impose a full  
23 \$5,000 penalty for the two violations of offering a  
24 household goods move and advertising.

25 Mr. Wick was served on January 4th of 2017,

1 and as of today, he is still advertising as a household  
2 goods mover on Craigslist and on Yelp.

3 JUDGE PEARSON: Okay. Staff also obtained  
4 an offer for a move?

5 MS. JONES: Yes, two. One was on  
6 September 20th, 2016 and the other one was  
7 October 28th, 2016. Both are in the form of text  
8 messages.

9 JUDGE PEARSON: Okay. Great. Thank you.  
10 And has this company ever filed for a permit  
11 with the Commission to your knowledge?

12 MS. JONES: No.

13 JUDGE PEARSON: Okay. And this default  
14 order, again, you said it was the full \$5,000 penalty,  
15 so nothing would be suspended, correct?

16 MS. JONES: Yes, that's correct.

17 JUDGE PEARSON: Okay. So I will grant your  
18 motion for Dustin Wick, d/b/a Lifters Moving, and I will  
19 sign the order holding the company in default.

20 Okay. Is there any other business that we  
21 need to take care of today?

22 MS. JONES: No, that's it. Thank you.

23 JUDGE PEARSON: Okay. Thank you so much.

24 We are adjourned.

25 (Adjourned at 10:28 a.m.)

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CERTIFICATE

STATE OF WASHINGTON  
COUNTY OF THURSTON

I, Tayler Russell, a Certified Shorthand Reporter  
in and for the State of Washington, do hereby certify  
that the foregoing transcript is true and accurate to  
the best of my knowledge, skill and ability.

\_\_\_\_\_  
Tayler Russell, CCR