



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

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October 21, 2024

RE: *Washington Utilities and Transportation Commission v. Martinson Piano Moving, LLC,*
Docket TV-220148

TO ALL PARTIES:

On April 4, 2022, the Washington Utilities and Transportation Commission (Commission) assessed a \$13,800 penalty (Penalty Assessment) against Martinson Piano Moving, LLC, (Martinson Piano or Company) for 141 violations of Washington Administrative Code (WAC) 480-15-560, which adopts by reference Title 49 Code of Federal Regulations (C.F.R.), Part 396; and WAC 480-15-570, which adopts by reference 49 C.F.R. Part 391.¹

On May 3, 2022, the Washington Utilities and Transportation Commission (Commission) entered Order 01, Granting Mitigation; Imposing and Suspending Penalties Subject to Conditions (Order 01). Order 01 granted Martinson Piano's request for mitigation, assessed a penalty of \$7,000, and suspended a \$3,500 portion of the penalty for two years, to be waived, subject to the conditions that the Company pay the \$3,500 portion of the penalty that was not suspended, and the Company not incur any repeat violations of 49 C.F.R. § 391 upon reinspection by Commission staff (Staff) two years after the effective date of Order 01.

On April 27, 2022, Martinson Piano paid the \$3,500 portion of the penalty that was not suspended.

On October 18, 2024, Commission staff (Staff) filed a letter in this Docket informing the Commission that Staff had completed a follow-up investigation on September 30, 2024, as required by Order 01. During the follow-up investigation, Staff identified three repeat

¹ WAC 480-15-560 and 570 adopt by reference sections of Title 49 C.F.R. Accordingly, Commission safety regulations with parallel federal rules are hereinafter referenced only by the applicable provision of 49 C.F.R.

violations with 148 occurrences of 49 C.F.R. § 391.45(a) – Using a driver not medically examined and certified. These repeat violations occurred during the suspension period. As a result, Staff recommended that the Commission impose the suspended \$3,500 penalty due to failure by the Company to satisfy all requirements of Order 01.

As a result of Martinson Piano's failure to comply with all the terms of Order 01, the \$3,500 portion of the penalty that was suspended is now due and payable.

JEFF KILLIP
Executive Director and Secretary