

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of a Penalty Assessment Against	DOCKET TV-170178
RIGHT TURN MOVING LLC	ORDER 02
in the amount of \$10,200	ORDER GRANTING PAYMENT ARRANGEMENT

BACKGROUND

- 1 On March 23, 2017, the Washington Utilities and Transportation Commission (Commission) assessed a \$10,200 penalty (Penalty Assessment) against Right Turn Moving LLC (Right Turn Moving or Company) for 103 violations of Washington Administrative Code (WAC) 480-15-560 and WAC 480-15-570, which adopt by reference Title 49 Code of Federal Regulations Part 391 related to driver qualifications; Part 395 related to driver hours of service; and Part 396 related to vehicle inspection, repair, and maintenance.
- 2 On April 17, 2017, Right Turn Moving responded to the Penalty Assessment admitting the violations and requesting mitigation of the penalty.
- 3 On April 25, 2017, the Commission issued Order 01, Order Granting Mitigation to \$3,200. Order 01 directed the Company to either pay the penalty or file jointly with Staff a proposed payment arrangement by May 8, 2017.
- 4 On May 10, 2017, Commission staff (Staff) contacted the Executive Director and Secretary of the Commission explaining that the Company requested to pay the penalty in 12 monthly installments, and that Staff supports the request. The Company and Staff jointly propose the following payment schedule:

June 1, 2017	\$267
July 1, 2017	\$267
August 1, 2017	\$267
September 1, 2017	\$267
October 1, 2017	\$267
November 1, 2017	\$267
December 1, 2017	\$267

January 1, 2018	\$267
February 1, 2018	\$267
March 1, 2018	\$267
April 1, 2018	\$267
May 1, 2018	\$263

- 5 Staff also proposes that if Right Turn Moving misses one payment, the entire balance will become due and payable immediately.

DISCUSSION

- 6 The installment payment schedule Staff and the Company propose is reasonable. The Commission approves the proposal with three modifications. First, because three of the proposed due dates fall on weekends, those dates are changed to the following: July 3, 2017; October 2, 2017; and April 2, 2018. All other payments are due on the first day of each month as proposed by the parties. Second, Right Turn Moving may make additional payments in advance of the payment due dates or pay an increased amount on the due dates, but no additional payment or increased amount will relieve the Company of its obligation to make its timely monthly installment of \$267 until the full amount of \$3,200 is satisfied. Finally, if Right Turn Moving fails to pay the penalty by the date it becomes due in full – either immediately upon a missed installment, or May 1, 2018, whichever applies – the Commission may cancel the Company’s household goods permit.

ORDER

THE COMMISSION ORDERS THAT:

- 7 (1) The \$3,200 penalty is due and payable to the Commission in installments as set out in paragraphs 4 and 6, above.
- 8 (2) If Right Turn Moving LLC fails to pay any installment by 5 p.m. on the date it is due, the unpaid balance will immediately become due and payable without further order by the Commission.
- 9 (3) If Right Turn Moving LLC fails to pay any portion of the assessed penalty by the due date, the Commission may cancel the Company’s household goods permit by order in this docket.

10 The Secretary has been delegated authority to enter this order on behalf of the Commissioners under WAC 480-07-904(1)(h).

DATED at Olympia, Washington, and effective May 17, 2017.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING
Executive Director and Secretary

NOTICE TO PARTIES: This is an order delegated to the Executive Secretary for decision. As authorized in WAC 480-07-904(3), you must file any request for Commission review of this order no later than 14 days after the date the decision is posted on the Commission's website.