

Docket No. TG-190490 - Vol. I

**In the Matter of: Paulino Jose Gonzalez and Veronica
Luna D/B/A Universal Moving**

August 21, 2019



206.287.9066 | 800.846.6989

1325 Fourth Avenue, Suite 1840, Seattle, Washington 98101

www.buellrealtime.com

email: info@buellrealtime.com



BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of Determining the) DOCKET TG-190490
Proper Classification of, and)
Complaint for Penalties against:)
)
PAULINO JOSE GONZALEZ AND)
VERONICA LUNA D/B/A)
UNIVERSAL MOVING)

HEARING, VOLUME I
Pages 1-9
ADMINISTRATIVE LAW JUDGE LAURA CHARTOFF

August 21, 2019
9:08 a.m.

Washington Utilities and Transportation Commission
621 Woodland Square Loop Southeast
Lacey, Washington 98503

TRANSCRIBED BY: Marjorie Jackson, CETD
Buell Realtime Reporting, LLC
1325 Fourth Avenue, Suite 1840
Seattle, Washington 98101
(206) 287-9066 | Seattle
(360) 534-9066 | Olympia
(800) 846-6989 | National
www.buellrealtime.com

LACEY, WASHINGTON; AUGUST 21, 2019
9:08 A.M.

--oOo--

P R O C E E D I N G S

JUDGE CHARTOFF: Okay. We are on the record.
Good morning. Today is Wednesday, August 21st,
2019, and the time is 9:08 a.m. My name is Laura
Chartoff, I'm an administrative law judge with the
Washington Utilities and Transportation Commission.

This is Docket TG-190490, Paulino Jose Gonzalez
and Veronica Luna, doing business as Universal Moving.

So, before we went on the record, I was advised
by Staff that Mr. Gonzalez was unable to appear, that
Veronica Luna is here, but she has difficulty
understanding English and needs a translator.

Does Staff have a recommendation on this?

MS. MCPHERSON: In discussion with Mr. Gonzalez,
he had stated that he had planned -- and I just spoke
with Ms. Luna, and she concurred that they plan to
contest the violations.

Considering the necessity of a translator and
the intended request to contest the violations, I would
recommend that it be postponed, and prepare for a
translator and hearing at the next date.

A P P E A R A N C E S
ADMINISTRATIVE LAW JUDGE:
LAURA CHARTOFF
Utilities and Transportation Commission
621 Woodland Square Loop Southeast
Lacey, Washington 98503
(360) 664-1160
laura.chartoff@utc.wa.gov

FOR COMMISSION STAFF:
KATHRYN MCPHERSON
Compliance Investigator
Utilities and Transportation Commission
621 Woodland Square Loop Southeast
Lacey, Washington 98503
(360) 664-1107
kmcpherson@utc.wa.gov

FOR UNIVERSAL MOVING:
VERONICA LUNA
820 Fir Street Northeast
Olympia, Washington 98506

* * * * *

JUDGE CHARTOFF: Okay. And I agree that it
makes sense to postpone this because I'm not comfortable
moving forward without a translator.

I'm wondering, does Ms. Luna -- would she be
willing to -- can you -- is Ms. Luna present?

Can you come forward. I just want to ask you...

Oh, that. So if you understand, I just want to
pick a hearing date, and I'll either -- I have some dates
available. Do --

MS. LUNA: Can I say something?

JUDGE CHARTOFF: Mm-hmm.

MS. LUNA: My husband is about 15 minutes away
from here. He said he is almost get here. Is that okay
if we can wait or -- because he was trying to do it by
himself. His English is not perfect, but he was trying
to do it. I don't know if there is a possibility to wait
another ten minutes maybe today.

JUDGE CHARTOFF: So you believe he is on his
way --

MS. LUNA: Yeah.

JUDGE CHARTOFF: -- and he will be here in about
ten minutes.

MS. LUNA: Mm-hmm.

JUDGE CHARTOFF: Is it your understanding that
he wants to contest the violations?

Page 5	Page 7
<p>1 MS. LUNA: Yeah, because he is the one that do 2 the job. He is using -- my name is in the business 3 license, just because I have some of the things, but I 4 don't really know what he is doing because I am not 5 participating doing the labor. So he is the one that can 6 tell what he was really doing. And he also advertise his 7 business. 8 JUDGE CHARTOFF: Okay. Is Staff okay with 9 recess for ten minutes to see if he appears? 10 MS. MCPHERSON: Ten minutes. I mean, I'm fine 11 to recess at any time, barring the schedule of the 12 hearing room, and I think we are clear for the day. 13 But I thought you -- did you say 50 minutes? 14 MS. LUNA: In about ten, 15 minutes. 15 MS. MCPHERSON: Ten, 15 minutes. Okay. I 16 misunderstood. 17 I am fine with that. I do have hesitation, 18 considering the nature of what's going to be discussed, 19 that if we also need an interpreter anyway to postpone. 20 JUDGE CHARTOFF: Yeah, okay. 21 Since Mr. Gonzalez is planning on contesting the 22 violations anyway, what we do in that case is we set 23 another hearing where we actually get into the substance 24 of the matter, whether you're -- you know, the company is 25 operating as a solid waste collection company. So I'm</p>	<p>1 is there -- would any day of the week be better than any 2 other? Other, Monday -- 3 MS. LUNA: I think we can do it any day, just if 4 it is in the afternoon, it will be better. 5 JUDGE CHARTOFF: Okay. So I'm looking at my 6 calendar and fast-forwarding to October. 7 So I can do Monday -- oh, I should ask Staff 8 too. I'm looking at Monday, October 7th, at 1:30? 9 MS. MCPHERSON: My calendar is clear. I have a 10 clear calendar for that day. 11 JUDGE CHARTOFF: Okay. Thank you. 12 So I am going to schedule the hearing for 13 Monday, October 7th, at 1:30. I will send you a notice. 14 When you get the notice, if that hearing date does not 15 work for you and Mr. Gonzalez, please let us know as soon 16 as possible within a few days of receiving the notice, 17 and we can reschedule to another date. Suggest another 18 date within a week or two and it should -- we would be 19 able to approve that. 20 Do we have -- Ms. McPherson, do we have an 21 address for the company? 22 MS. MCPHERSON: Yes. The address is current. 23 JUDGE CHARTOFF: Okay. 24 MS. MCPHERSON: For the record, they are still 25 at 820 Fir Street Northeast, Olympia, in Thurston County.</p>
Page 6	Page 8
<p>1 going to go ahead and set another hearing to discuss 2 that. I don't know if he needs to be present for that. 3 We can go ahead and just select a date where we're going 4 to continue this proceeding, and at that time, we will 5 have an interpreter and we can go ahead and you can 6 present your case -- 7 MS. LUNA: Okay. 8 JUDGE CHARTOFF: -- as to why the company is not 9 subject to regulation of the Commission. 10 So I have a couple of dates picked out. It 11 doesn't look like you have a datebook in front of you. 12 I'm looking at October 1st -- basically, sometime in the 13 first week of October. 14 Do you know -- judging from the look on your 15 face, I'm guessing you don't know your's and 16 Mr. Gonzalez's availability? 17 MS. LUNA: Yeah, we still don't know, but we 18 have plenty of time to get permission from work. Because 19 I did it, but my husband couldn't make it today. 20 And all the dates that you have, is that in the 21 morning or -- 22 JUDGE CHARTOFF: I could do the morning or the 23 afternoon. 24 MS. LUNA: Because we prefer afternoon. 25 JUDGE CHARTOFF: Okay. So I'm going to suggest,</p>	<p>1 JUDGE CHARTOFF: Thank you. 2 Is there anything else we need to discuss today? 3 MS. MCPHERSON: No, Your Honor. 4 JUDGE CHARTOFF: Ms. Luna, do you have any 5 questions? 6 MS. LUNA: (No audible response). 7 JUDGE CHARTOFF: Okay. Thank you. 8 Okay. So we are adjourned. Thank you for 9 coming today. 10 MS. MCPHERSON: Thank you, Your Honor. 11 (Adjourned at 9:18 a.m.) 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>

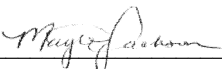
2 (Pages 5 to 8)

CERTIFICATE

STATE OF WASHINGTON)
)
COUNTY OF SNOHOMISH)

I, the undersigned, do hereby certify under penalty of perjury that the foregoing proceedings were transcribed under my direction as a certified transcriptionist; and that the transcript is true and accurate to the best of my knowledge and ability, including any changes made by the trial judge reviewing the transcript; that I received the audio and/or video files in the court format; that I am not a relative or employee of any attorney or counsel employed by the parties hereto, nor financially interested in its outcome.

IN WITNESS WHEREOF, I have hereunto set my hand this 5th day of September, 2019.


Marjorie Jackson, CETD



<p style="text-align: center;">A</p> <p>a.m 1:14 3:2,8 8:11 ability 9:11 able 7:19 accurate 9:11 address 7:21,22 adjourned 8:8,11 administrative 1:10 2:2 3:9 advertise 5:6 advised 3:13 afternoon 6:23,24 7:4 agree 4:1 ahead 6:1,3,5 and/or 9:13 anyway 5:19,22 appear 3:14 appears 5:9 approve 7:19 attorney 9:15 audible 8:6 audio 9:13 August 1:13 3:1,7 availability 6:16 available 4:9 Avenue 1:22</p> <hr/> <p style="text-align: center;">B</p> <p>barring 5:11 basically 6:12 believe 4:18 best 9:11 better 7:1,4 Buell 1:22 business 3:12 5:2,7</p> <hr/> <p style="text-align: center;">C</p> <p>C 2:1 3:4 9:1,1 calendar 7:6,9,10 case 5:22 6:6 certified 9:9 certify 9:7 CETD 1:21 9:24 changes 9:12 Chartoff 1:10 2:3</p>	<p>3:6,9 4:1,11,18,21 4:24 5:8,20 6:8,22 6:25 7:5,11,23 8:1 8:4,7 Classification 1:4 clear 5:12 7:9,10 collection 5:25 come 4:6 comfortable 4:2 coming 8:9 Commission 1:2,16 2:3,7,9 3:10 6:9 company 5:24,25 6:8 7:21 Complaint 1:5 Compliance 2:8 concurred 3:20 considering 3:22 5:18 contest 3:21,23 4:25 contesting 5:21 continue 6:4 counsel 9:15 County 7:25 9:5 couple 6:10 court 9:14 current 7:22</p> <hr/> <p style="text-align: center;">D</p> <p>D 3:4 D/B/A 1:6 date 3:25 4:8 6:3 7:14,17,18 datebook 6:11 dates 4:8 6:10,20 day 5:12 7:1,3,10 9:20 days 7:16 Determining 1:4 difficulty 3:15 direction 9:9 discuss 6:1 8:2 discussed 5:18 discussion 3:18 Docket 1:4 3:11</p>	<p>doing 3:12 5:4,5,6</p> <hr/> <p style="text-align: center;">E</p> <p>E 2:1,1 3:4,4 9:1,1 either 4:8 employed 9:15 employee 9:15 English 3:16 4:15</p> <hr/> <p style="text-align: center;">F</p> <p>F 9:1 face 6:15 fast-forwarding 7:6 files 9:14 financially 9:16 fine 5:10,17 Fir 2:14 7:25 first 6:13 foregoing 9:8 format 9:14 forward 4:3,6 Fourth 1:22 front 6:11</p> <hr/> <p style="text-align: center;">G</p> <p>G 3:4 go 6:1,3,5 going 5:18 6:1,3,25 7:12 Gonzalez 1:6 3:11 3:14,18 5:21 7:15 Gonzalez's 6:16 Good 3:7 guessing 6:15</p> <hr/> <p style="text-align: center;">H</p> <p>hand 9:19 hearing 1:8 3:25 4:8 5:12,23 6:1 7:12,14 hereto 9:16 hereunto 9:19 hesitation 5:17 Honor 8:3,10 husband 4:12 6:19</p>	<hr/> <p style="text-align: center;">I</p> <p>including 9:12 intended 3:23 interested 9:16 interpreter 5:19 6:5 Investigator 2:8</p> <hr/> <p style="text-align: center;">J</p> <p>Jackson 1:21 9:24 job 5:2 Jose 1:6 3:11 judge 1:10 2:2 3:6 3:9 4:1,11,18,21 4:24 5:8,20 6:8,22 6:25 7:5,11,23 8:1 8:4,7 9:12 judging 6:14</p> <hr/> <p style="text-align: center;">K</p> <p>KATHRYN 2:8 kmcperson@ut... 2:11 know 4:16 5:4,24 6:2,14,15,17 7:15 knowledge 9:11</p> <hr/> <p style="text-align: center;">L</p> <p>l 1:23,24,24 labor 5:5 Lacey 1:17 2:4,10 3:1 Laura 1:10 2:3 3:8 laura.chartoff@... 2:5 law 1:10 2:2 3:9 license 5:3 LLC 1:22 look 6:11,14 looking 6:12 7:5,8 Loop 1:16 2:4,9 Luna 1:6 2:14 3:12 3:15,20 4:4,5,10 4:12,20,23 5:1,14 6:7,17,24 7:3 8:4 8:6</p>	<hr/> <p style="text-align: center;">M</p> <p>Marjorie 1:21 9:24 matter 1:4 5:24 McPherson 2:8 3:18 5:10,15 7:9 7:20,22,24 8:3,10 mean 5:10 minutes 4:12,17,22 5:9,10,13,14,15 misunderstood 5:16 Mm-hmm 4:11,23 Monday 7:2,7,8,13 morning 3:7 6:21 6:22 moving 1:7 2:13 3:12 4:3</p> <hr/> <p style="text-align: center;">N</p> <p>N 2:1 3:4 name 3:8 5:2 National 1:24 nature 5:18 necessity 3:22 need 5:19 8:2 needs 3:16 6:2 Northeast 2:14 7:25 notice 7:13,14,16</p> <hr/> <p style="text-align: center;">O</p> <p>O 3:4 o0o-- 3:3 October 6:12,13 7:6,8,13 oh 4:7 7:7 okay 3:6 4:1,13 5:8 5:8,15,20 6:7,25 7:5,11,23 8:7,8 Olympia 1:24 2:15 7:25 operating 5:25 outcome 9:17</p> <hr/> <p style="text-align: center;">P</p> <p>P 2:1,1 3:4</p>
--	---	---	---	---

<p>Pages 1:9 participating 5:5 parties 9:16 Paulino 1:6 3:11 Penalties 1:5 penalty 9:7 perfect 4:15 perjury 9:8 permission 6:18 pick 4:8 picked 6:10 plan 3:20 planned 3:19 planning 5:21 please 7:15 plenty 6:18 possibility 4:16 possible 7:16 postpone 4:2 5:19 postponed 3:24 prefer 6:24 prepare 3:24 present 4:5 6:2,6 proceeding 6:4 proceedings 9:8 Proper 1:4</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>questions 8:5</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>R 2:1 3:4 9:1 really 5:4,6 Realtime 1:22 received 9:13 receiving 7:16 recess 5:9,11 recommend 3:24 recommendation 3:17 record 3:6,13 7:24 regulation 6:9 relative 9:14 Reporting 1:22 request 3:23 reschedule 7:17</p>	<p>response 8:6 reviewing 9:12 room 5:12</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>S 2:1 3:4 schedule 5:11 7:12 Seattle 1:23,23 see 5:9 select 6:3 send 7:13 sense 4:2 September 9:20 set 5:22 6:1 9:19 SNOHOMISH 9:5 solid 5:25 soon 7:15 Southeast 1:16 2:4 2:9 spoke 3:19 Square 1:16 2:4,9 Staff 2:7 3:14,17 5:8 7:7 STATE 9:3 stated 3:19 Street 2:14 7:25 subject 6:9 substance 5:23 suggest 6:25 7:17 Suite 1:22</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>T 9:1,1 tell 5:6 ten 4:17,22 5:9,10 5:14,15 TG-190490 1:4 3:11 Thank 7:11 8:1,7,8 8:10 things 5:3 think 5:12 7:3 thought 5:13 Thurston 7:25 time 3:8 5:11 6:4 6:18</p>	<p>today 3:7 4:17 6:19 8:2,9 transcribed 1:21 9:9 transcript 9:10,13 transcriptionist 9:10 translator 3:16,22 3:25 4:3 Transportation 1:2 1:16 2:3,9 3:10 trial 9:12 true 9:10 trying 4:14,15 two 7:18</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>unable 3:14 undersigned 9:7 understand 4:7 understanding 3:16 4:24 Universal 1:7 2:13 3:12 Utilities 1:2,16 2:3 2:9 3:10</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>Veronica 1:6 2:14 3:12,15 video 9:13 violations 3:21,23 4:25 5:22 VOLUME 1:8</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>wait 4:14,16 want 4:6,7 wants 4:25 Washington 1:2,16 1:17,23 2:4,10,15 3:1,10 9:3 waste 5:25 way 4:19 we're 6:3 Wednesday 3:7</p>	<p>week 6:13 7:1,18 went 3:13 WHEREOF 9:19 willing 4:5 WITNESS 9:19 wondering 4:4 Woodland 1:16 2:4 2:9 work 6:18 7:15 www.buellrealti... 1:25</p> <hr/> <p style="text-align: center;">X</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>Yeah 4:20 5:1,20 6:17 your's 6:15</p> <hr/> <p style="text-align: center;">Z</p> <hr/> <p style="text-align: center;">0</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>1-9 1:9 1:30 7:8,13 1325 1:22 15 4:12 5:14,15 1840 1:22 1st 6:12</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p>2019 1:13 3:1,8 9:20 206 1:23 21 1:13 3:1 21st 3:7 287-9066 1:23</p> <hr/> <p style="text-align: center;">3</p> <hr/> <p>360 1:24 2:5,10</p> <hr/> <p style="text-align: center;">4</p> <hr/> <p style="text-align: center;">5</p> <hr/> <p>50 5:13 534-9066 1:24</p>	<p>5th 9:20</p> <hr/> <p style="text-align: center;">6</p> <hr/> <p>621 1:16 2:4,9 664-1107 2:10 664-1160 2:5</p> <hr/> <p style="text-align: center;">7</p> <hr/> <p>7th 7:8,13</p> <hr/> <p style="text-align: center;">8</p> <hr/> <p>800 1:24 820 2:14 7:25 846-6989 1:24</p> <hr/> <p style="text-align: center;">9</p> <hr/> <p>9:08 1:14 3:2,8 9:18 8:11 98101 1:23 98503 1:17 2:4,10 98506 2:15</p>
--	---	---	---	--