

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In re Application of

JNS MOVERS, INC.

For a Permit to Operate as a Motor Carrier
of Household Goods

DOCKET TV-230373

DECLARATION OF PATRICK
REMFREY

I, PATRICK REMFREY, under penalty of perjury under the laws of the State of Washington, declare as follows:

1 I am over 18 years of age and competent to be a witness.

2 I am employed by the Washington Utilities and Transportation Commission as
Licensing Services Manager in the Transportation Safety Division.

3 When JNS Movers, Inc applied for a household goods moving permit, we performed
a criminal background check on the only person named in the application, Mr. Justin M.
Higbee. The WATCH report background check performed on June 6, 2023 revealed a gross
misdemeanor of “Assault 4” in the “Conviction and/or Adverse Finding Summary” with a
disposition date of 4/7/2021. Since this fell within five years of the date of the application,
Staff had to recommend dismissal of the application under WAC 480-15-302(8)(a).

4 This was the only charge that Mr. Higbee did not include in his application. There
were additional charges of burglary and theft from 2015 and 2016 included on the
application. Although older than five years, when taken in the context of the assault charge
in 2021, these charges also prompted Staff to recommend dismissal of the application under
WAC 480-15-302(8)(b). Finally, the omission of a charge in 2021 was an indication of
fraud or misrepresentation in the application, prompting the application to be denied under
WAC 480-15-302(2).

5 When the notice of intent to deny was served to Mr. Higbee, he contact Licensing to
inform us that the assault in 2021 was erroneous and that his lawyer was working with the
court system to have it expunged from his record. On 7/13/2023, Mr. Higbee again
contacted Licensing to inform us that this correction had been completed. On 7/17/2023, I
pulled a new WATCH report on Mr. Higbee and the assault from 2021 had indeed been
removed, leaving only the disclosed charges from 2015 and 2016 on his record.

6 Staff's original recommendation to dismiss was largely based on the context of an
assault charge in 2021 that had not been disclosed. Now that it is clear that there was no
assault charge in 2021, this is no longer a factor. Additionally, since there was no assault in
2021, Mr. Higbee has not appeared to fail to disclose anything on his application, alleviating
concerns about fraud or misrepresentation. Finally, in Staff's opinion, the only remaining
charges from 2015 and 2016 are less concerning without the more recent charge also on the
record and by themselves do not indicate an unacceptable risk to consumers and their
belongings.

7 In light of the removal of the 2021 assault from Mr. Higbee's criminal record, Staff
now feels comfortable allowing the application for a household goods moving permit to
proceed.

DATED at Lacey, Washington, and effective this 18th day of July, 2023.

Respectfully submitted,

/s/ Patrick Remfrey
PATRICK REMFREY