

**Docket No. TV-210962 - Vol. I**

**In the Matter of the Investigation of: ATeam Moving,  
LLC**

**February 2, 2022**



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<p style="text-align: center;">BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION</p> <hr/> <p>In the Matter of the Investigation ) DOCKET NO. TV-210962 of: ) ATEAM MOVING, LLC ) ) For compliance with WAC 480-15-555 ) and WAC 480-15-570 ) )</p> <hr/> <p style="text-align: center;">VIRTUAL BRIEF ADJUDICATIVE PROCEEDING ADMINISTRATIVE LAW JUDGE ANDREW J. O'CONNELL</p> <p style="text-align: center;">VOLUME I Pages 1 - 31</p> <hr/> <p style="text-align: center;">Washington Utilities and Transportation Commission 621 Woodland Square Loop Southeast Lacey, Washington 98503</p> <p>(All participants appeared via videoconference.)</p> <p>DATE TAKEN: February 2, 2022 REPORTED BY: Sarah K. Webb, RSR, CCR #5567</p>	<p style="text-align: center;">EXAMINATION INDEX</p> <p>DIRECT EXAMINATION BY: PAGE NO. Mr. Teimouri 10 Mr. Teimouri 15</p> <p style="text-align: center;">EXHIBIT INDEX</p> <p>EXHIBITS FOR ADMISSION: PAGE NO. EXHIBIT NO. TC-1 Report 14</p> <p style="text-align: center;">*****</p>
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<p style="text-align: center;">APPEARANCES</p> <p>ADMINISTRATIVE LAW JUDGE: ANDREW J. O'CONNELL</p> <p>COUNSEL FOR THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION: DANIEL J. TEIMOURI Assistant Attorney General P.O. Box 40128 Olympia, Washington 98504 360.664.1189 Daniel.teimouri@utc.wa.gov</p> <p>RESPONDENT: DANIEL BOLMAN ATeam Moving, LLC 2021 South Meadowlark Drive Ridgefield, Washington 98642 360.836.7735 Ateam98685@gmail.com</p> <p>WITNESS PANEL: JASON SHARP TRACY COBILE</p> <p>Also present: Ryan Smith, Mathew Perkins</p>	<p style="text-align: center;">LACEY, WASHINGTON FEBRUARY 2, 2022 1:38 p.m. -o0o- P R O C E E D I N G S</p> <p>JUDGE O'CONNELL: Good afternoon, this is Docket TV-210962, which is captioned in the matter of the investigation of ATeam Moving, LLC, for compliance with Washington Administrative Code 480-15-560 and 570. My name is Andrew O'Connell and I'm the administrative law judge presiding over today's brief adjudicative proceeding. Today is Wednesday, February 2nd, 2020 (sic) and the time is just about 1:40 in the afternoon.</p> <p>On December 22nd, 2021, the Commission issued a notice of intent to cancel, notice of brief adjudicative proceeding saving time for oral statements. The Commission issued that notice of intent to cancel following the compliance review conducted by Commission Staff and completed in December of 2021, which resulted in a proposed unsatisfactory safety rating for ATeam Moving. The Company had until January 19, 2022, to file a proposed safety management plan. As of this time of the hearing, I'm unaware of any proposed safety</p>

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1 management plan currently in the docket.  
 2 Before we get started, I want to address the  
 3 penalty assessment in Docket TV-210963 in the amount of  
 4 \$4,300. The Company has 15 days after receiving the  
 5 notice of the penalty assessment to return an attached  
 6 form indicating that would pay the penalty, contest the  
 7 violation for admit violations and request mitigation of  
 8 the amount. Again, I'm unaware of any response from the  
 9 Company to the penalty assessment in the docket at this  
 10 time.  
 11 So to the parties, as the penalty and the  
 12 unsatisfactory safety rating are from the same  
 13 compliance review, I'm assuming that neither party would  
 14 have an objection to consolidating the Dockets TV-210962  
 15 and 963, so that we can address all of the issues here  
 16 today. Is there any problem with consolidating them so  
 17 we can address all of those issues?  
 18 MR. TEIMOURI: Thank you, Your Honor. This  
 19 is Daniel Teimouri, assistant attorney general, here on  
 20 behalf of Commission Staff. And Staff has no objection  
 21 to consolidating the penalty assessment docket with the  
 22 safety rating docket, thank you.  
 23 THE COURT: Okay. From the Company,  
 24 Mr. Bolman, are you on the line?  
 25 MR. BOLMAN: Yes, sir, yes, Your Honor.

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1 THE COURT: Are you okay with us addressing  
 2 all of the issues from both of those dockets today?  
 3 MR. BOLMAN: Yes, sir, yes.  
 4 JUDGE O'CONNELL: Okay. And those matters  
 5 are consolidated and we'll hear from both parties from  
 6 both dockets this afternoon.  
 7 So as we go forward, I will swear in each  
 8 party's witness with the oath of witness so that  
 9 anything you tell the Court will be under oath and can  
 10 be considered sworn testimony. For the court reporter's  
 11 benefit, please speak slowly and clearly. Once you are  
 12 sworn in, you can present your testimony.  
 13 I'm going to have Staff address the violations  
 14 included in its report and its proposed unsatisfactory  
 15 safety rating and then following Staff's presentation,  
 16 the Company will have a chance to ask Staff's witnesses  
 17 questions and then the Company can present its  
 18 testimony.  
 19 At that time, Mr. Bolman, you can address the  
 20 violations and penalty assessment as well. And once you  
 21 are done testifying, Staff's attorney might also have  
 22 some questions for you and then Staff will make a  
 23 recommendation on the penalty.  
 24 Are there any questions before we get started  
 25 with appearances?

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1 MR. TEIMOURI: Not from me.  
 2 JUDGE O'CONNELL: Okay. And let's take  
 3 appearances from Commissions Staff, Mr. Teimouri.  
 4 MR. TEIMOURI: Thanks, Judge O'Connell.  
 5 This is Daniel Teimouri, assistant attorney general,  
 6 here on behalf of Commission Staff.  
 7 JUDGE O'CONNELL: And who will be testifying  
 8 today on behalf of Staff?  
 9 MR. TEIMOURI: We have two witnesses today,  
 10 Mr. Jason Sharp and Mrs. Tracy Cobile.  
 11 JUDGE O'CONNELL: Okay. And for the  
 12 Company, would you please state your name and address  
 13 for the record, spelling your last name?  
 14 MR. BOLMAN: Yes. That's Daniel Bolman,  
 15 B-O-L-M-A-N, representing ATeam Moving. Address is 2021  
 16 South Meadowlark Drive in Ridgefield, Washington 98642.  
 17 JUDGE O'CONNELL: And I see that you're  
 18 calling in on a telephone number. Can you give us that  
 19 phone number? Is that the phone number for you?  
 20 MR. BOLMAN: Yes, that is area code  
 21 (360)836-7735.  
 22 JUDGE O'CONNELL: Thank you. Is there any  
 23 email address for you?  
 24 MR. BOLMAN: Yes, there is. It is under  
 25 ATeam98685@gmail.com.

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1 JUDGE O'CONNELL: Okay. For the three  
 2 witnesses, Ms. Cobile and Mr. Sharp and Mr. Bolman, will  
 3 you please raise your right hand and I'll swear you in  
 4 at this time.  
 5 (Whereupon witnesses were duly sworn.)  
 6 MR. SHARP: I do.  
 7 MR. BOLMAN: I do.  
 8 JUDGE O'CONNELL: Okay. I've heard from  
 9 Mr. Sharp and Mr. Bolman. Ms. Cobile, I think you're  
 10 still on mute, can I have an affirmative "yes" from you?  
 11 MS. COBILE: Yes, Your Honor.  
 12 JUDGE O'CONNELL: Thank you.  
 13 So, Mr. Teimouri, you may proceed when you are  
 14 ready.  
 15 And to reiterate, Mr. Bolman, you will have an  
 16 opportunity to ask questions of Staff's witnesses and  
 17 then after Staff has finished its presentation, it will  
 18 be your turn to give testimony and tell your side of the  
 19 story.  
 20 Mr. Teimouri, go ahead.  
 21 MR. TEIMOURI: Thank you, Judge O'Connell.  
 22 And good afternoon to everyone. Again, I'm  
 23 Daniel Teimouri, assistant attorney general, here  
 24 representing the Utilities and Transportation Commission  
 25 Division, and I'm here on behalf of Commission Staff.

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1 We're here today for the proceeding involving  
 2 ATeam Moving, LLC. Commission WAC 480-15-560 requires  
 3 carriers to comply with various safety requirements  
 4 including standards adopted 49 CFR. Staff intends to  
 5 introduce evidence through its two witnesses today that  
 6 shows that Ateam Moving, LLC, has violated commission  
 7 safety requirements based on the results of a prior  
 8 investigation conducted by Special Investigator,  
 9 Tracy Cobile.  
 10 Staff will now seek to introduce evidence  
 11 through the testimony of Tracy Cobile, thank you.  
 12 JUDGE O'CONNELL: Okay. Mr. Teimouri, how  
 13 is the testimony between your witnesses going to be  
 14 split up?  
 15 MR. TEIMOURI: So we're going to start --  
 16 we're going to -- Tracy Cobile will be giving testimony  
 17 regarding the investigation. And then Jason Sharp will  
 18 be giving testimony regarding the safety rating  
 19 calculation and the penalty assessment.  
 20 JUDGE O'CONNELL: Okay, thank you. You can  
 21 go ahead.  
 22 MR. TEIMOURI: Thank you.  
 23  
 24 TRACY COBILE, witness herein, having been first duly  
 25 sworn on oath, was examined and

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1 testified as follows:  
 2  
 3 DIRECT EXAMINATION  
 4 BY MR. TEIMOURI:  
 5 **Q. Ms. Cobile, would you please state your name**  
 6 **and spell your last name for the record?**  
 7 A. Tracy Cobile. C-O, B as in boy, I-L-E.  
 8 **Q. What is your current position?**  
 9 A. Special investigator with the motor carrier  
 10 safety program for the Utilities and Transportation  
 11 Commission.  
 12 **Q. Thank you. And what are your responsibilities**  
 13 **in that position?**  
 14 A. As a special investigator with the motor  
 15 carrier safety program for the Commission, I conduct  
 16 compliance investigations on regulated transportation  
 17 companies, which includes inspecting applicable company  
 18 records and also commercial motor vehicles.  
 19 **Q. And what kind of training have you received in**  
 20 **order to prepare you to carry out those**  
 21 **responsibilities?**  
 22 A. I obtained my investigative safety analysis  
 23 certification from the Federal Motor Carrier Safety  
 24 Administration and the United States Department of  
 25 Transportation. And prior to working for the UTC, I

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1 served as a commercial motor vehicle enforcement officer  
 2 with the Washington State Patrol for seven years. Four  
 3 of those years were spent conducting new entrance safety  
 4 audits as a federal motor carrier administrative --  
 5 administration certified auditor.  
 6 **Q. Thank you. And how long have you been in your**  
 7 **current position at the Commission?**  
 8 A. As of January 16th, 2022, I have worked as a  
 9 special investigator with Utilities and Transportation  
 10 Commission for one year.  
 11 **Q. Thank you. I would now like to move to ask you**  
 12 **questions about the matter at issue in today's hearing.**  
 13 **Are you familiar with ATeam Moving, LLC?**  
 14 A. Yes, yes, I am.  
 15 **Q. And how did you become aware of the present**  
 16 **matter today involving ATeam Moving, LLC?**  
 17 A. As part of my 2021 work plan, on November 29th,  
 18 2021, ATeam Moving, LLC, a provisional household goods  
 19 carrier, was assigned to me to conduct a comprehensive  
 20 compliance review. And I met with the carrier for an  
 21 onsite investigation on December 7th, 2021.  
 22 **Q. And I'd like to turn to what's been circulated**  
 23 **as Proposed Exhibit TC-1, since we're doing this**  
 24 **remotely, obviously I can't show this to you in person,**  
 25 **but do you have a copy of that handy?**

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1 A. Yes, I do.  
 2 **Q. And what is this exhibit?**  
 3 A. The Exhibit TC-1, is the final, approved  
 4 compliance review report submitted by me.  
 5 **Q. And you completed this report?**  
 6 A. Yes.  
 7 **Q. What is the review date associated with this**  
 8 **report?**  
 9 A. The final report is dated December 15th, 2021.  
 10 **Q. And what does the report document overall?**  
 11 A. The report documents my complete investigation  
 12 of the Company's regulatory compliance with the  
 13 commissions rules, standards and enforcement policy.  
 14 **Q. And during your investigation of the Company,**  
 15 **did you find any safety violations?**  
 16 A. Yes.  
 17 **Q. How many violations did you find?**  
 18 A. I identified 13 types of violations with a  
 19 total of 110 violations counted.  
 20 **Q. And of those 110 violations, are there any that**  
 21 **were particularly concerning?**  
 22 A. Yes, sir. The Company had four critical  
 23 violations.  
 24 **Q. Can you explain a bit more for everyone what**  
 25 **you mean by "critical"?**

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1 A. A critical violation is where noncompliance  
 2 relates to a breakdown in the company's safety  
 3 management controls and are often demonstrated by a  
 4 pattern of noncompliance and are linked to higher  
 5 accident rates.

6 **Q. Okay. And so as a result of your**  
 7 **investigation, was there a proposed safety rating?**

8 A. Yes.

9 **Q. And what was that proposed rating?**

10 A. Proposed unsatisfactory.

11 **Q. Thank you. And how were the results of your**  
 12 **investigation communicated to the company, ATeam Moving,**  
 13 **LLC?**

14 A. On December 15th, 2021, I held a scheduled  
 15 closing appointment with Daniel Bolman, owner of the  
 16 company, where I provided a copy of the final report.  
 17 We went over the entire report together to include Part  
 18 A, Part B, recommendations and requirements as well as  
 19 the safety fitness rating and the safety management  
 20 plan. Guidance was also provided to Mr. Bolman and we  
 21 discussed that in detail as well.

22 **Q. Are there any changes that you would like to**  
 23 **make to your report today?**

24 A. No, sir.

25 **Q. Thank you.**

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1 MR. TEIMOURI: Your Honor, at this time I  
 2 would like to move to admit Proposed Exhibit TC-1 into  
 3 evidence.

4 JUDGE O'CONNELL: Mr. Bolman, do you have  
 5 any objection to me allowing that report into the  
 6 record?

7 MR. BOLMAN: No, Your Honor.

8 JUDGE O'CONNELL: Okay. Then it will be  
 9 admitted.

10 (Exhibit No. TC-1 was admitted.)

11 MR. TEIMOURI: Thank you, Your Honor. Staff  
 12 has no further questions of Special Investigator Cobile  
 13 at this time.

14 JUDGE O'CONNELL: Okay. Ms. Cobile, before  
 15 you step away, Mr. Bolman, do you have any questions of  
 16 Ms. Cobile?

17 MR. BOLMAN: No, your Honor. She's been  
 18 extremely helpful and at this further point, no, I  
 19 don't.

20 JUDGE O'CONNELL: Okay. Okay, then, thank  
 21 you.

22 Ms. Cobile, you'll be excused.

23 Mr. Teimouri, please call your next witness.

24 MR. TEIMOURI: Thank you, Judge O'Connell.  
 25 And now Staff would like to call Jason Sharp to discuss

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1 the safety rating determination and the penalty  
 2 assessment elements of this now consolidated docket.

3 JUDGE O'CONNELL: Mr. Sharp has already been  
 4 sworn in so, Mr. Teimouri, proceed.

5

6 JASON SHARP, witness herein, having been first duly  
 7 sworn on oath, was examined and  
 8 testified as follows:

9

10 DIRECT EXAMINATION  
 11 BY MR. TEIMOURI:

12 **Q. Good afternoon, Mr. Sharp. Would you please**  
 13 **state your name and spell your name for the record?**

14 A. Jason Sharp, S-H-A-R-P.

15 **Q. And what is your current position with the**  
 16 **Commission?**

17 A. I am the motor carrier safety supervisor.

18 **Q. And what are your responsibilities in that**  
 19 **position?**

20 A. As the supervisor of our safety investigation  
 21 staff, I assign the safety investigative assignments  
 22 that they conduct, I review their investigative reports  
 23 and issue recommendations based on the findings of those  
 24 reports.

25 **Q. And what kind of training have you received for**

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1 **your role -- for that role?**

2 A. Sure. So prior to becoming the supervisor, I  
 3 was also a safety investigator like Investigator Cobile.  
 4 I received training through the Federal Motor Care  
 5 Safety Administration as well as the Commercial Vehicle  
 6 Safety Alliance to conduct commercial vehicle  
 7 inspections as well as perform safety investigations.

8 **Q. And about how long have you been in your**  
 9 **position with the Commission?**

10 A. As supervisor, for four years.

11 **Q. Thank you. I'd now like to ask you some**  
 12 **questions about the matter at issue in today's hearing.**  
 13 **Are you familiar with ATeam Moving, LLC?**

14 A. Yes.

15 **Q. And how did you become aware of the present**  
 16 **matter today involving ATeam Moving, LLC?**

17 A. I assigned the investigation to  
 18 Investigator Cobile and reviewed her report and provided  
 19 the recommendations for follow-on action.

20 **Q. And have you reviewed what's now been admitted**  
 21 **as Exhibit TC-1 here today?**

22 A. Yes.

23 **Q. Staff's investigative report, okay, thank you.**  
 24 **And are you familiar with how the safety rating**  
 25 **was determined in this case?**

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1 A. Yes. So the Commission adopts the Federal  
 2 Motor Care Safety Administration's safety rating  
 3 methodology. It's adopted by reference in Title 49,  
 4 Part 385. And with that, a carrier safety rating is  
 5 determined by its compliance in six factors related to  
 6 safety performance. Those are general safety  
 7 regulation, driver qualifications, operational controls,  
 8 vehicle maintenance, hazardous material and accident  
 9 ratio.

10 In this case, ATeam Moving had two of the  
 11 factors that equated to being unsatisfactory, those  
 12 factors were for driver qualifications and its  
 13 operational controls. And if we refer to the  
 14 Exhibit TC-1, on pages 18 and 19, is the safety fitness  
 15 rating explanation, and within that, it breaks it down  
 16 where -- as Investigator Cobile noted, there were  
 17 identification of critical violations that occurred  
 18 during the review. And as such, those negatively  
 19 impacted the Company's overall safety rating.

20 In this case, Factors 2, for driver  
 21 qualifications, Factors 3, for operational driving  
 22 equated to unsatisfactory. And so if we go to Page 19,  
 23 the following page, there is a formula for calculating  
 24 the overall safety fitness. And in this case, because  
 25 the Company had two factors which equated to

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1 unsatisfactory, the overall proposed rating is  
 2 unsatisfactory.

3 **Q. Thank you very much for that helpful**  
 4 **explanation, Mr. Sharp. Since the date that the Company**  
 5 **received notification of this proposed safety fitness**  
 6 **rating, that as just testified to by**  
 7 **Investigator Cobile, has the Company requested an**  
 8 **upgrade to a safety rating by way of submitting a safety**  
 9 **management plan?**

10 A. Yes. The Company has submitted a couple of  
 11 versions of a safety management plan. As of yet, Staff  
 12 has been unable to accept the plan as it hasn't met all  
 13 the criteria in order for it to do so. Staff has been  
 14 in communication with the Company. I believe the  
 15 Company is working diligently to continue to work on a  
 16 plan to where Staff can accept it, but as of right now,  
 17 it is not at that state.

18 **Q. Okay. So just to clarify, there has been some**  
 19 **exchange back and forth, but as of today, there's no**  
 20 **recommendation on the safety management plan we can**  
 21 **offer?**

22 A. Not a recommendation for upgrade at this time.

23 **Q. Thank you. And I'd like to now turn to the**  
 24 **penalty assessment away from the safety rating. Has the**  
 25 **Company responded to the penalty assessment with any**

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1 **request for mitigation?**

2 A. Not as of yet. I checked with the docket and I  
 3 didn't see any response there. I did have a phone  
 4 conversation with the company owner, Mr. Bolman,  
 5 yesterday and I advised him on his ability to respond to  
 6 that, and forwarded him another copy of the penalty  
 7 assessment and offered, you know, to help get that  
 8 filed. I haven't seen anything come through yet on that  
 9 though, so no recommendation for action at this time  
 10 from Staff on that.

11 **Q. Thank you, Mr. Sharp. That's all the questions**  
 12 **I have for you at this time.**

13 **JUDGE O'CONNELL: Thank you.**

14 **Mr. Bolman, you're going to have a chance to**  
 15 **testify yourself in a moment, but before we get to that,**  
 16 **do you have any questions for Mr. Sharp?**

17 MR. BOLMAN: No questions at this point.  
 18 Just -- I would just like to thank him for -- thank him  
 19 a lot for trying -- and helping me with the situation.  
 20 I mean, it's pretty hard to hear all of this right now  
 21 with the penalties and whatnot. And I'd like to thank  
 22 him for that, for helping us and no, I have no more  
 23 further questions for him.

24 **JUDGE O'CONNELL: Okay, thank you.**  
 25 **Mr. Teimouri, is there anything else to present**

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1 from Staff?

2 MR. TEIMOURI: No, Your Honor. That's all  
 3 from Staff, thank you.

4 **JUDGE O'CONNELL: Okay. Let's turn to the**  
 5 **Company, Mr. Bolman.**

6 Mr. Bolman, I didn't receive any exhibits from  
 7 you in advance of the hearing, so we can proceed with  
 8 your testimony. Would you like to briefly explain about  
 9 the violations in the penalty assessment and describe  
 10 actions you're taking to correct violations and prevent  
 11 them from occurring again?

12 MR. BOLMAN: Yes, Your Honor. With my lack  
 13 of ability to work a computer, I know that sounds kind  
 14 of awful, but I've just ran into walls with a computer  
 15 on getting the proper documents to show my progression  
 16 on getting everything taken care of. I do know I have a  
 17 couple unsatisfactories, which are -- I don't know which  
 18 way to go about them. I've contacted UTC about my MC  
 19 number and then of course I have to get a more in-depth  
 20 background check.



21 And yeah, I just decided not knowing a lot of  
 22 the penalties that I have. I wasn't aware of most of  
 23 them and now that I am aware of them, I have taken steps  
 24 for me and the Company to provide the proper documents  
 25 for each employee, for all the work I've done

Page 21	Page 23
<p>1 interstate, intrastate and, you know, just trying to get 2 everything lined up. 3 I was actually told that I could possibly -- 4 you guys provide some type of class that would help us, 5 you know, continue to do good on this. I'm more of a 6 hands-on guy than a computer guy. And I would like to 7 add that -- well, I should have added that yesterday to 8 my safety management plan and that's -- yeah, that's, 9 you know, about it. I just want to try to just make 10 sure everything is legit, what you guys are needing it 11 to be and do whatever I need to do to make sure that, 12 you know, it stays up to par. 13 JUDGE O'CONNELL: Mr. Teimouri, do you have 14 any questions for Mr. Bolman? 15 MR. TEIMOURI: I do not at this time, thank 16 you, Your Honor. 17 JUDGE O'CONNELL: Mr. Bolman, in my review 18 of the penalty assessment, I see six notated types of 19 violations ranging -- well, the first one has to do with 20 conducting or failing to conduct or failing to retain 21 paperwork on criminal background checks for three 22 individuals and -- 23 MR. BOLMAN: Yes. 24 JUDGE O'CONNELL: -- would you like to 25 address that violation?</p>	<p>1 certified. Would you like to address those violations? 2 MR. BOLMAN: That's me, I'm the main driver 3 and I just didn't have it. Once I was aware of it, I 4 immediately went down and got our background checks. I 5 only had me and one other driver -- excuse me, not 6 background checks. We got our medical cards as soon as 7 the doctors would let us in and we do have our medical 8 cards for the two drivers. And I addressed that penalty 9 and I moved forward on it. 10 And also, I did set a calendar date for us to 11 make sure that that stays active without overlapping. 12 So I made a calendar note, an electronical calendar 13 note, to remind me before my two years is up to get an 14 updated one every two years. 15 JUDGE O'CONNELL: Thank you. And the third 16 violation I see has to do with maintaining driver 17 qualification files, I'm assuming that also includes 18 you. Would you like to address that violation? 19 MR. BOLMAN: Yeah. Again, I just didn't 20 realize the fine details of running a business and 21 having all that proper documents. 22 Since December -- or November 7th, we've been 23 keeping track of all of our work. Did have to do a 24 couple of corrections, like for instance today, Ms. 25 Tracy pointed out that this is considered work today</p>
Page 22	Page 24
<p>1 MR. BOLMAN: One is my best friend that I've 2 known since I was 14, the other one is my family member. 3 I honestly wasn't aware of that, being a new company, 4 that's my only defense on that. And now that it's been 5 addressed to me, I have gotten background checks. 6 One of my employees I did a background check on 7 and it came up -- he came up as a different race, so I 8 didn't download it, and I used his Social Security and 9 all that. 10 And even myself, I did a background check on 11 myself and certain things didn't pop up under mine, 12 which I chatted with Tracy about. But I guess I got to 13 get a nationwide background check, which I'm having a 14 difficult time kind of tracking down. 15 But yeah, besides me just not knowing and with 16 family and friends working so close, I know them 17 personally, I didn't take in any consideration for the 18 State of Washington to have the proper documents for 19 that. 20 In moving forward, for anybody that ever worked 21 with me, before they even step foot on the truck or in 22 any resident's house or any type of employment with me, 23 they will have a full background check. 24 JUDGE O'CONNELL: And the second violation, 25 about using drivers not medically examined and</p>	<p>1 having this meeting and I wasn't aware of those ones. 2 When, you know, if I had to upgrade that, you know, I 3 didn't -- I don't consider this work. I'm a hard 4 worker, I worked hard labor my whole life. So when I 5 have a meeting like this, you know, I wasn't aware of it 6 to be work-related. 7 But as moving forward, I am keeping a firm 8 record of all the dates that we are working and not 9 working and what type of work it was, where it's going 10 and who's with me. 11 JUDGE O'CONNELL: Thank you. And so I'm 12 sensing kind of a theme from what you're testifying to. 13 The last three violations are about requiring a driver 14 to make a recordkeeping status, keeping minimum records 15 of vehicle inspection and maintenance and that you used 16 a commercial motor vehicle subject to a state inspection 17 program without it having been inspected under that 18 program. Are those similar explanations? 19 MR. BOLMAN: I got it now. I went in ahead 20 in taking care of that, I wasn't aware of submitting the 21 documents and keeping it on files and records from, you 22 know, windshield wipers to new tires. I have always 23 just kept my receipts, but I've never submitted into a 24 safety management plan for my maintenance. 25 But as of now, we do have one. And we have one</p>

<p style="text-align: right;">Page 25</p> <p>1 in fine detail, so anytime that the truck has any type  2 of issues, any problems whatsoever, we date it and then  3 we address that problem with a certified mechanic. So  4 most definitely moving forward on keeping the truck up  5 to par for the State of Washington.  6 And I just wanted to go on a note to when  7 Ms. Tracy did inspect my truck, I believe I just had a  8 couple lights out and windshield wipers, but when she  9 inspected my truck, also, it was sitting in the yard  10 getting the windshield wipers done. So, I mean, we are  11 on top of keeping a safety maintenance record for the  12 ATeam truck.  13 JUDGE O'CONNELL: Okay, thank you,  14 Mr. Bolman. I want to -- before we turn back to Staff,  15 I want to reiterate what the outcome of Staff's notice  16 of intent to cancel could mean for you and your company.  17 The safety management plan, make sure that  18 you've updated your safety practices. And if you don't,  19 and there isn't a safety management plan that's  20 approved, your company will have its permit canceled and  21 you won't be able to operate anymore. Do you understand  22 that as being a consequence of this?  23 MR. BOLMAN: Yes, your Honor. I'm very  24 aware of that. It's huge, it's been really stressing me  25 out to the point of not being able to sleep and whatnot.</p>	<p style="text-align: right;">Page 27</p> <p>1 JUDGE O'CONNELL: Okay, thank you,  2 Mr. Teimouri.  3 So, Mr. Bolman, Staff is saying they want to  4 continue to work with you and try and get you all set up  5 to continue operating. Is there anything else you want  6 to say today on behalf of the Company?  7 MR. BOLMAN: On behalf of the Company, I'd  8 like to thank everybody for being patient with me and  9 thank you guys very much. And I will do my absolute  10 best to get on top of everything and stay on top of  11 everything for future audits.  12 Please show up anytime, any day, whatever. I  13 just definitely -- actually, I would like to know if  14 there is a class available and, you know, could I get  15 the information to line up for that.  16 I would just like to thank everybody for, you  17 know, thank you for giving me the opportunity to correct  18 this situation and move forward with a very positive  19 moving company.  20 JUDGE O'CONNELL: Okay. I'll let you get in  21 contact with Staff after this hearing to talk about  22 training. I do believe something is available, but I  23 will leave that to Staff to communicate with you about.  24 So before we are done for today, I want to  25 describe the process we'll have after this hearing. I</p>
<p style="text-align: right;">Page 26</p> <p>1 This is definitely something that I'm definitely  2 stepping up for in finding time and getting everything  3 arranged because this is my livelihood. And, yes, you  4 know, I can't afford to not work and I definitely can't  5 afford to be suspended. So I'm definitely wanting to  6 get everything lined up and I am aware of it, yes, sir,  7 yes, your Honor, I am aware.  8 JUDGE O'CONNELL: Okay. I'd like to turn  9 back to Staff. Mr. Teimouri, after the testimony and  10 evidence presented in the hearing today, does Staff have  11 a recommendation?  12 MR. TEIMOURI: Yes, Your Honor. Staff would  13 request an opportunity to review the Company's safety  14 management plan, which as of yet is not entirely  15 complete and then identify any mitigating factors, which  16 we've been presented, some of which today here for the  17 first time.  18 And we do believe that Mr. Bolman is operating  19 in good faith and trying to address these concerns. So  20 we would request an opportunity to review the safety  21 management plan, identify any mitigating factors during  22 that time and that includes Staff's recommendation in  23 conjunction with the evaluation of the safety management  24 plan to this docket. That would be our preferred  25 approach if possible.</p>	<p style="text-align: right;">Page 28</p> <p>1 agree with Staff, Mr. Bolman, that it sounds like you  2 are going forward in good faith and making attempts to  3 come into compliance and correct the safety violations  4 that were discovered.  5 The -- there is -- there are some deadlines  6 looming in the near future, Mr. Bolman. The Company has  7 until February 11th to submit a safety management plan  8 approved by Staff. I'm going to leave the record in  9 both matters, the penalty assessment and the notice of  10 intent to cancel based on the proposed unsatisfactory  11 safety rating. I'm going to leave the record open for  12 Staff and the Company to be able to file any agreed  13 resolution of the penalty assessment as well as the  14 Company's proposed safety management plan and an  15 evaluation of that safety management plan from Staff.  16 But in lieu of receiving any filings from Staff  17 and the Company in these dockets, I do plan to issue an  18 order by February 14th, 2022, based on the testimony and  19 the evidence provided today at this hearing. So that  20 date in particular is important. It will provide the  21 entire 61 days before any cancellation of the Company's  22 permit, and that is the last -- that is the date when,  23 Mr. Bolman, if these things are not taken care of, the  24 Commission might cancel your permit for your company,  25 so...</p>



1 MR. BOLMAN: Yes, sir, I understand.  
 2 JUDGE O'CONNELL: My plan to issue an order  
 3 on February 14, that -- are there any objections to that  
 4 timeline? This would typically -- or it would waive the  
 5 typical ten-day requirement for orders coming from  
 6 prejudicative proceedings, but given the timeline and  
 7 the good faith shown by the Company, I'd like to afford  
 8 the parties the time to see if these safety violations  
 9 can be remedied. So my question is, are there any  
 10 objections to the timeline?  
 11 MR. TEIMOURI: This is Dan Teimouri from  
 12 Commission Staff and no objections from us.  
 13 MR. BOLMAN: No, I think that's fair. I'm  
 14 fairly close to getting my SMP completed. Just -- yeah,  
 15 I think that's appropriate time.  
 16 JUDGE O'CONNELL: Okay.  
 17 MR. TEIMOURI: Your Honor, if I may raise  
 18 one point of clarification.  
 19 JUDGE O'CONNELL: Yes, please go ahead,  
 20 Mr. Teimouri.  
 21 MR. TEIMOURI: We just want to, you know, be  
 22 very technically clear, are we to assume that Staff has  
 23 requested mitigation today through his testimony?  
 24 Because the request was not made formally in the docket.  
 25 So are we to take it now that a formal request for

1 CERTIFICATE  
 2 STATE OF WASHINGTON  
 3 COUNTY OF KING  
 4  
 5 I, Sarah K. Webb, a Certified Court Reporter in  
 6 and for the State of Washington, do hereby certify that  
 7 the foregoing transcript is true and accurate to the  
 8 best of my knowledge, skill, and ability.  
 9 IN WITNESS WHEREOF, I have hereunto set my hand  
 10 and seal this February 14th, 2022.  
 11  
 12   
 13  
 14   
 15 Sarah K. Webb, RSR, CCR #5567  
 16  
 17  
 18  
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1 mitigation is in place going forward?  
 2 JUDGE O'CONNELL: I have not heard a request  
 3 for mitigation. But my intent in saying that I'm going  
 4 to leave the record open is that if Staff and the  
 5 Company are to come to an agreement, you can submit  
 6 something in the docket.  
 7 MR. TEIMOURI: Thank you for clarifying  
 8 that, Your Honor.  
 9 MR. BOLMAN: Thank you, Your Honor.  
 10 JUDGE O'CONNELL: Is there anything else,  
 11 Mr. Teimouri, Mr. Bolman, is there anything else we need  
 12 to address today before going off the record?  
 13 MR. BOLMAN: No, Your Honor. I'll be  
 14 keeping in contact with Mr. Jason and Mrs. Tracy to  
 15 finish, to get everything dialed in by the 11th.  
 16 MR. TEIMOURI: And nothing further from  
 17 Commission Staff, Your Honor.  
 18 JUDGE O'CONNELL: Okay, thank you. So as I  
 19 said, the records will remain open and the parties can  
 20 expect an order resolving this matter on February 14th.  
 21 We are adjourned and we are off the record.  
 22 (Hearing adjourned at 2:13 p.m.)  
 23 -o0o-  
 24  
 25

<p style="text-align: center;"><b>A</b></p> <p><b>ability</b> 19:5 20:13 31:8</p> <p><b>able</b> 25:21,25 28:12</p> <p><b>absolute</b> 27:9</p> <p><b>accept</b> 18:12,16</p> <p><b>accident</b> 13:5 17:8</p> <p><b>accurate</b> 31:7</p> <p><b>action</b> 16:19 19:9</p> <p><b>actions</b> 20:10</p> <p><b>active</b> 23:11</p> <p><b>add</b> 21:7</p> <p><b>added</b> 21:7</p> <p><b>address</b> 5:2,15,17 6:13,19 7:12,15 7:23 21:25 23:1 23:18 25:3 26:19 30:12</p> <p><b>addressed</b> 22:5 23:8</p> <p><b>addressing</b> 6:1</p> <p><b>adjourned</b> 30:21 30:22</p> <p><b>adjudicative</b> 1:9 4:13,17</p> <p><b>administration</b> 10:24 11:5 16:5</p> <p><b>Administration's</b> 17:2</p> <p><b>administrative</b> 1:10 2:3 4:10,12 11:4</p> <p><b>ADMISSION</b> 3:7</p> <p><b>admit</b> 5:7 14:2</p> <p><b>admitted</b> 14:9,10 16:20</p> <p><b>adopted</b> 9:4 17:3</p> <p><b>adopts</b> 17:1</p> <p><b>advance</b> 20:7</p> <p><b>advised</b> 19:5</p> <p><b>affirmative</b> 8:10</p> <p><b>afford</b> 26:4,5 29:7</p> 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