

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of a Penalty Assessment
Against

ABM ASSOCIATES, INC., D/B/A
SOLON MONTE CARLO

in the amount of \$ 7,300

DOCKET TE-210843

ORDER 02

GRANTING PAYMENT
ARRANGEMENT

BACKGROUND

- 1 On November 23, 2021, the Washington Utilities and Transportation Commission (Commission) issued a penalty assessment against ABM Associates, Inc., d/b/a Salon Monte Carlo (ABM Associates or Company) in the amount of \$7,300 for violations of Washington Administrative Code (WAC) 480-30-191, Bodily Injury and Property Damage Liability Insurance, and WAC 480-30-221, Vehicle and Driver Safety Requirements, which adopts Title 49 Code of Federal Regulations (49 C.F.R.) Part 382 – Controlled Substance and Alcohol Use and Testing, 49 C.F.R. Part 383 – Commercial Driver’s License Standards, and 49 C.F.R. Part 391 – Qualification of Drivers.
- 2 On December 3, 2021, ABM Associates filed with the Commission its application for mitigation of penalties. On December 6, the Company’s certificate was canceled for failing to submit acceptable proof of insurance by the deadline.
- 3 On December 20, 2021, the Commission entered Order 01 (Order), which denied the Company’s request to mitigate the \$7,300 penalty and suspended the entire amount for a period of two years, and waived it thereafter, subject to the condition that ABM Associates does not operate or apply for a certificate to provide charter and excursion service. The Order noted that if ABM Associates applies for reinstatement of its certificate, the Company must pay the penalty or work with Commission staff (Staff) to establish a mutually agreed payment arrangement prior to reinstatement.
- 4 On January 19, 2022, the Company notified Staff that it intends to apply for reinstatement, and Staff and ABM Associates came to a mutual agreement on a proposed payment plan, as follows:

Payment Plan		
Installment	Due Date	Amount
1	February 22, 2022	\$300
2	March 21, 2022	\$300
3	April 20, 2022	\$300
4	May 20, 2022	\$300
5	June 21, 2022	\$300
6	July 20, 2022	\$300
7	August 22, 2022	\$300
8	September 20, 2022	\$300
9	October 20, 2022	\$300
10	November 21, 2022	\$300
11	December 20, 2022	\$300
12	January 20, 2023	\$300
13	February 21, 2023	\$300
14	March 20, 2023	\$300
15	April 20, 2023	\$300
16	May 22, 2023	\$300
17	June 20, 2023	\$300
18	July 20, 2023	\$300
19	August 21, 2023	\$300
20	September 20, 2023	\$300
21	October 20, 2023	\$300
22	November 20, 2023	\$300
23	December 20, 2023	\$350
24	January 22, 2024	\$350

DISCUSSION

- 5 The installment payment schedule Staff and the Company propose is reasonable. The Commission approves the proposal with one modification. ABM Associates may make additional payments in advance of the payment due dates or pay an increased amount on the first due date, but no additional payment or increased amount will relieve the Company of its obligation to make its timely monthly installment until the full amount of \$7,300 is satisfied.

ORDER

THE COMMISSION ORDERS THAT:

- 6 (1) The \$7,300 penalty is due and payable to the Commission in installments as set out in paragraph 4, above.

- 7 (2) If ABM Associates, Inc., d/b/a Salon Monte Carlo 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.
- 8 The Secretary has been delegated authority to enter this order on behalf of the Commissioners under WAC 480-07-904(1)(h).

DATED at Lacey, Washington, and effective January 25, 2022.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

AMANDA MAXWELL
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.