



STATE OF WASHINGTON

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250

(360) 664-1160 • TTY (360) 586-8203

December 28, 2006

Mr. Jeff Suth, General Manager
Chipman Moving & Storage, Inc.
8939 South 190th Street
Kent, Washington 98031

RE: October 30 and 31, 2006, Compliance Review

Dear Mr. Suth:

On October 30 and 31, 2006, Washington Utilities and Transportation Commission (commission) Investigator Leon Macomber conducted a terminal safety inspection on Chipman Moving & Storage, Inc. (Chipman). Chipman received a conditional safety rating as a result of that review. Mr. Macomber placed one vehicle out of service and found four vehicles with defects resulting in a 20 percent out-of-service ratio and an 80 percent defective vehicle ratio.

Mr. Macomber found numerous violations of the Federal Code of Federal Regulations (CFR), which the commission has adopted in its rules, as follows:

- Two violations of CFR 382.301(a), using a driver before the motor carrier has received a negative pre-employment controlled substance test result.
- One violation of CFR 382.603, failing to ensure persons designated to determine that drivers undergo reasonable suspicion testing receive 60 minutes training for alcohol and/or 60 minutes training for controlled substances.
- One violation of CFR 390.15(b), failing to maintain, for a period of one year after an accident occurs, an accident register.
- One violation of CFR 391.45(b)(1), using a driver not medically examined and certified during the preceding 24 months.
- Two violations of CFR 391.51(b)(2), failing to maintain inquiries into driver's driving record in driver's qualification file.
- Two violations of CFR 391.51(b)(2), failing to maintain inquiries into driver's employment record in driver's qualification file.
- Two violations of CFR 391.51(b)(3), failing to maintain road test certificate in driver's qualification file, or copy of license or certificate the motor carrier accepted as equivalent.



- One violation of CFR 395.3(b)(2), requiring or permitting a property-carrying commercial motor vehicle driver to drive after having been on duty more than 70 hours in eight consecutive days.
- Four violations of CFR 396.3(a)(1), failing to inspect and maintain vehicle to ensure safe and proper operating condition.
- Five violations of CFR 396.3(b)(2), failing to have a means of indicating the nature and due date of the various inspection and maintenance operations to be performed.
- Five violations of CFR 396.3(b)(3), failing to keep a record of inspection, repairs and maintenance indicating their date and nature.
- Three hundred violations of CFR 396.11(a), failing to require driver to prepare driver vehicle inspection report.
- Two violations of CFR 396.17(a), using a commercial motor vehicle not periodically inspected.

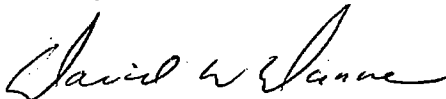
The commission takes motor carrier safety very seriously. We have adopted Title 49, Code of Federal Regulations Parts 382, 391 and 395 in Washington Administrative Code (WAC) 480-15-570 and CFR Part 396 in WAC 480-15-560.

Under Revised Code of Washington (RCW) 81.04.380, the commission may issue penalties of up to \$500 for each motor vehicle driver employed by the person or employer who is not in compliance with the motor vehicle testing requirements. In this case, we are recommending the commission issue a \$1,000 penalty for two violations of RCW 81.04.530, WAC 480-15-570, which adopts by reference Title 49, CFR 382.301(a), using a driver before the motor carrier has received a negative pre-employment controlled substance test result, which is a critical violation.

In addition, please consider this letter and the compliance review report Chipman received on October 30 and 31, 2006, to be technical assistance regarding the company's obligations to follow commission rules. Mr. Macomber has scheduled a follow-up compliance review to take place by February 2007. Repeated violations found in that compliance review will subject your company to further enforcement action, which may include monetary penalties.

If you have questions regarding this matter, you may contact Mr. Macomber at (360) 664-1236 or by email at lmacombe@wutc.wa.gov.

Sincerely,



David W. Danner
Executive Director