



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

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October 1, 2021

Amanda Maxwell, Executive Director and Secretary
 Washington Utilities and Transportation Commission
 P.O. Box 47250
 Olympia, Washington 98504-7250

RE: *Washington Utilities and Transportation Commission v. Ed's Moving and Storage Inc.*
 Commission Staff Recommendation to Impose Suspended Penalties of Order 01
 Docket TV-200875 and TV-200876 (Consolidated)

Dear Ms. Maxwell:

On December 9, 2020, the Washington Utilities and Transportation Commission (Commission) entered Order 01, Consolidating Dockets; Approving Safety Management Plan; Maintaining Safety Rating; Imposing and Suspending Penalties in Dockets TV-200875 and TV-200876 (Consolidated). Order 01 granted Ed's Moving and Storage Inc.'s, (Ed's Moving or Company) request for mitigation, assessed a penalty of \$7,600 and suspended a \$3,800 portion of the penalty for two years, and then waived, subject to the following conditions:

- (1) Ed's Moving must maintain a conditional safety rating;
- (2) Commission staff (Staff) conduct a follow-up investigation at least six months from the date of Order 01;
- (3) Ed's Moving does not incur any repeat acute or critical violations of WAC 480-15 upon re-inspection; and
- (4) The Company pays the \$3800 portion of the penalty that is not suspended within 10 days of the effective date of Order 01.

On January 15, 2021, Ed's Moving paid the \$3,800 portion of the penalty that was not suspended in full.

On August 28, 2021, Staff completed the follow-up review as required in Order 01. During the follow-up review, Staff identified 40 repeat violations of three critical regulations. These repeat violations are documented as follows:

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- Four violations of WAC 480-15-555 – Failing to conduct or retain paperwork containing criminal background check for a household goods carrier in the state of Washington as required.
- Thirty-two violations of 49 C.F.R. § 391.45(a) – Using a driver not medically examined and certified.
- Four violations of 49 C.F.R. § 391.51(a) – Failing to maintain a driver qualification file on each driver employed.

Staff finds that Ed's Moving failed to satisfy each requirement of Order 01 by incurring repeat violations of critical regulations of WAC 480-15 and recommends that the Commission impose the \$3,800 suspended penalty.

If you have any questions, please contact Jason Sharp, Motor Carrier Safety Supervisor, Transportation Safety at jason.sharp@utc.wa.gov or at (360) 701-1603.

Sincerely,



Digitally signed by Mathew
Perkinson
Date: 2021.09.29 07:43:56 -07'00'

Mathew Perkinson

Assistant Director, Transportation Safety