

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Investigation of SAFE TO GO MOVERS LLC For Compliance with WAC 480-15	DOCKETS TV-190515 and TV-190514 (Consolidated) ORDER 02
In the Matter of the Penalty Assessment against SAFE TO GO MOVERS LLC in the amount of \$8,600	ORDER GRANTING PAYMENT ARRANGEMENT

BACKGROUND

- 1 On July 1, 2019, the Washington Utilities and Transportation Commission (Commission) issued a Notice of Intent to Cancel and Notice of Brief Adjudicative Proceeding; Setting Time for Oral Statements in the Matter of the Investigation of Safe to Go Movers, LLC, (Safe to Go Movers or Company) for Compliance with Washington Administrative Code (WAC) 480-15 (Notice) in docket TV-190515. The Notice set this matter for brief adjudicative proceeding to be held on August 1, 2019.
- 2 On July 9, 2019, the Commission assessed an \$8,600 penalty (Penalty Assessment) against Safe to Go Movers in docket TV-190514 for the safety violations discovered during Staff's compliance review.¹
- 3 On July 30, 2019, Safe to Go Movers submitted a proposed safety management plan in docket TV-190515, and Commission staff (Staff) contacted the presiding officer and requested the Commission cancel the brief adjudicative proceeding and decide this matter on a paper record. The next day, the Commission issued a notice canceling the August 1, 2019, hearing and informing the parties that the Commission would enter an order based on the parties' written submissions.

¹ The Penalty Assessment cites violations of Washington Administrative Code (WAC) 480-15-555, WAC 480-15-560, and WAC 480-15-570. WAC 480-15-560 and -570 adopt by reference sections of Title 49 Code of Federal Regulations (C.F.R.). Accordingly, Commission safety regulations with parallel federal rules are hereinafter referenced only by the applicable provision of Title 49 C.F.R.

- 4 On August 1, 2019, Staff filed with the Commission its evaluation of the Company's safety management plan and penalty recommendation regarding the Penalty Assessment in docket TV-190514 (Evaluation).
- 5 On August 12, 2019, the Commission issued Order 01, Consolidating Dockets; Approving Safety Management Plan; Upgrading Safety Rating to Conditional; Imposing and Suspending Penalties (Order 01). Order 01 consolidated the dockets and, among other things, suspended a \$5,000 portion of the penalty, subject to conditions, and required that the Company pay the \$3,600 portion of the penalty that is not suspended within 10 days or work with Staff to establish a mutually agreeable payment arrangement.
- 6 On August 23, 2019, Staff contacted the Executive Director and Secretary of the Commission explaining that the Company requested to pay the penalty in 15 monthly installments, and that Staff supports the request. The Company and Staff jointly propose the following payment schedule:

Installment	Due Date	Amount
1	September 20, 2019	\$240
2	October 21, 2019	\$240
3	November 20, 2019	\$240
4	December 20, 2019	\$240
5	January 20, 2020	\$240
6	February 20, 2020	\$240
7	March 20, 2020	\$240
8	April 20, 2020	\$240
9	May 20, 2020	\$240
10	June 22, 2020	\$240
11	July 20, 2020	\$240
12	August 20, 2020	\$240
13	September 21, 2020	\$240
14	October 20, 2020	\$240
15	November 20, 2020	\$240

- 7 Staff also proposes that if Safe To Go Movers misses one payment, the entire balance will become due and payable immediately.

DISCUSSION

8 The installment payment schedule Staff and the Company propose is reasonable. The Commission approves the proposal with two modifications. First, Safe To Go Movers may make additional payments in advance of the payment due dates or pay an increased amount on the due dates, but no additional payment or increased amount will relieve the Company of its obligation to make its timely monthly installment of \$240 until the full amount of \$3,600 is satisfied. Finally, if Safe To Go Movers fails to pay the penalty by the date it becomes due in full – either immediately upon a missed installment, or November 20, 2020, whichever applies – the Commission may cancel the Company’s household goods permit.

ORDER

THE COMMISSION ORDERS THAT:

- 9 (1) The \$3,600 penalty is due and payable to the Commission in installments as set out in paragraph 6, above.
- 10 (2) If Safe to Go Movers, LLC, 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.
- 11 (3) If Safe to Go Movers, LLC, fails to pay any portion of the assessed penalty by the due date, the Commission may cancel the Company’s household goods permit by order in this docket.
- 12 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 August 29, 2019.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARK L. JOHNSON
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.