



STATE OF 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  
May 18, 2018

**NOTICE OF BENCH REQUEST  
(Due by Friday, June 1, at 5:00 p.m.)  
and  
NOTICE CONCERNING DATE FOR ENTRY OF INITIAL ORDER**

RE: *In re the Application of Cameron Brewer d/b/a Reliance Moving For a Permit to Operate as a Motor Carrier of Household Goods,*  
Docket TV-180213

The Washington Utilities and Transportation Commission (Commission) seeks information from Commission Staff in the form of the following bench request. Cameron Brewer d/b/a Reliance Moving is invited to provide a response to this bench request, but is not required to do so.

**BENCH REQUEST NO. 1:**

Washington Administrative Code (WAC) 480-15-302 provides in relevant part:

The commission will grant provisional authority to any applicant that meets the following criteria:

...

(2) The application does not contain any indication of fraud, misrepresentation, or erroneous information.

...

(8) Commission staff has completed a criminal background check on each person named in the application associated with the proposed moving company.

(a) The commission will not grant provisional authority if any named person has, within the past five years, been convicted of any crime involving theft, burglary, assault, sexual misconduct, identity theft, fraud, false statements, or the manufacture, sale, or distribution of a controlled substance.

WAC 480-07-110(1) provides that the Commission “may grant an exemption from, or modify the application of, any of its rules in individual circumstances if the exemption or

modification is consistent with the public interest, the purposes underlying regulation, and applicable statutes.”

WAC 480-07-110(2)(c) describes the standard for determination, as follows:

*Standard for determination.* The commission uses the public interest standard to determine whether to grant an exemption from, or modification to, a commission rule. Factors the commission may consider in making this determination include whether the rule imposes an undue hardship on the requesting person of a degree or a kind different from hardships imposed on other similarly situated persons, and whether the effect of applying the rule to the requesting person would be contrary to the underlying purposes of the rule and the public interest.

*See also* WAC 480-15-035.

Please explain in detail why Commission Staff is recommending an exemption from WAC 480-15-302(2) and (8)(a) in this case, and how the circumstances satisfy the standard in WAC 480-07-110 and WAC 480-15-035 for granting the exemption.

Please respond to this Bench Request no later than 5 p.m. on **Friday, June 1, 2018**, by filing the response with the Commission electronically, in accordance with WAC 480-07-140. Please also email a courtesy copy to the Administrative Law Judge. If you have any questions concerning this request, please contact Administrative Law Judge Laura Chartoff at 360-664-1139, or via e-mail at [laura.chartoff@utc.wa.gov](mailto:laura.chartoff@utc.wa.gov).

#### **NOTICE CONCERNING DATE FOR ENTRY OF INITIAL ORDER**

The Commission conducted a Brief Adjudicative Proceeding (BAP) in this docket on May 15, 2018. WAC 480-07-610(6) provides that: “[t]he presiding officer will enter an initial order that addresses the issues raised by the application within ten days after the date of the brief adjudication.” The Commission heard direct testimony and cross-examination of one witness who appeared at the BAP hearing. It is important that the Presiding Officer have the transcript of this testimony available prior to finalizing and entering an Initial Order. There is, therefore, good cause to extend the time limit for entry of an Initial Order to the date that falls ten business days after the transcript becomes available for review.

**THE COMMISSION GIVES NOTICE** that it will modify the time limits for entry of an Initial Order as discussed in the preceding paragraph.

LAURA CHARTOFF  
Administrative Law Judge

cc: All Parties