

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

**NOTICE OF PENALTIES INCURRED AND DUE
FOR VIOLATIONS OF LAWS AND RULES**

PENALTY ASSESSMENT: TV-260188
PENALTY AMOUNT: \$800

Diamond Moving LLC
3409 NE 62nd Avenue, Apt 160
Vancouver, WA 98661
mirgorodskayaalina@gmail.com

The Washington Utilities and Transportation Commission (Commission) believes Diamond Moving LLC (Diamond Moving or Company) violated Washington Administrative Code (WAC) 480-15-555, Criminal Background Checks for Prospective Employees; and WAC 480-15-560, Vehicle and Driver Safety Requirements, which adopts Title 49 Code of Federal Regulations (49 C.F.R.) Part 390 – General Safety Regulations, Part 391 – Qualifications of Drivers, Part 393 – Parts and Accessories Necessary for Safe Operation, and Part 396 – Inspection, Repair and Maintenance.

Revised Code of Washington (RCW) 81.04.405 allows penalties of \$100 for each violation. In the case of an ongoing violation, every day's continuance is considered a separate and distinct violation.

On March 18, 2026, Commission Motor Carrier Safety Investigator Tracy Coble completed a routine safety investigation of Diamond Moving and documented the following violations:

- **Five violations of WAC 480-15-555(1) – Failure to complete a national criminal background check for every person the carrier intends to hire.** The Company failed to acquire criminal background checks prior to hiring Andrii Bielov, Andrei Zarusneac, and three others the Company refused to provide full legal names.
- **One violation of 49 C.F.R § 390.35 – Making or causing to make a fraudulent or intentionally false entry on a record in a driver qualification file on driver(s).** On March 4, 2026, Dmitrii Vlasenko, owner, provided false, misleading or inaccurate information following questioning regarding the number of employees, helpers, and workers conducting household goods moves in the last 365 days, as required for compliance with WAC 480-15-555(1).
- **One violation of 49 C.F.R. § 393.41 – Inoperative parking brake.** Diamond Moving commercial motor vehicle¹ (CMV) was placed out of service for inoperative parking brake.

¹ Vehicle Identification Number (VIN): JALC4B16277009072

- **One violation of 49 C.F.R. § 396.3(b) – Failing to keep minimum records of inspection and vehicle maintenance.** The Company failed to provide a vehicle maintenance file for its CMV.

The Commission considered the following factors in determining the appropriate penalties for these violations:

1. **How serious or harmful the violations are to the public.** The violations noted are serious and potentially harmful to the public. Household goods moving companies that: (1) fail to complete national criminal background checks for employees, (2) make false statements or entries during investigations, (3) use vehicles with inoperative parking brakes, and (4) fail to keep minimum records of inspection and vehicle maintenance put their customers, their customers' belongings, and the traveling public at risk. These violations present significant safety concerns.
2. **Whether the violations were intentional.** Considerations include:
 - Whether the Company ignored Commission staff's (Staff) previous technical assistance; and
 - Whether there is clear evidence through documentation or other means that shows the Company knew of and failed to correct the violations.

On May 27, 2025, the Commission received the Company's application for household goods moving authority. In the application, Alina Mirgorodskaya, owner, acknowledged the Company's responsibility to understand and comply with applicable motor carrier safety laws and regulations.

On August 5, 2024, Mirgorodskaya completed Commission provided household goods industry training. This training includes a comprehensive overview of consumer protection and transportation safety requirements.

The Company knew or should have known about these requirements.

3. **Whether the Company self-reported the violations.** Diamond Moving did not self-report these violations.
4. **Whether the Company was cooperative and responsive.** The Company was not cooperative and reluctant to provide information during the safety investigation.
5. **Whether the Company promptly corrected the violations and remedied the impacts.** Diamond Moving has not provided Staff with evidence that violations have been corrected.
6. **The number of violations.** Staff identified 11 violation types with a total of 15 occurrences during the follow-up safety investigation. Of those violations, Staff identified four violation types with eight individual occurrences that warrant a penalty in accordance with the Commission's Enforcement Policy.

7. **The number of customers affected.** Diamond Moving reported 40,000 miles on their investigation questionnaire for 2025. These safety violations present a public safety risk.
8. **The likelihood of recurrence.** The Company was not cooperative during the routine safety investigation and subsequently cancelled their household goods moving authority on March 13, 2026.
9. **The Company's past performance regarding compliance, violations, and penalties.** This Company has no history of violations or penalties.
10. **The Company's existing compliance program.** Alina Mirgorodskaya and Dmitrii Vlasenko are responsible for the Company's safety compliance program.
11. **The size of the Company.** The Company currently employs two drivers and operates one CMV. The Company reported \$90,000.00 gross revenue in 2025.

The Commission's Enforcement Policy provides that some Commission requirements are so fundamental to safe operations that the Commission will issue mandatory penalties for each occurrence of a first-time violation.² The Commission generally will assess penalties by violation category, rather than per occurrence, for first-time violations of those critical regulations that do not meet the requirements for mandatory penalties. The Commission will assess penalties for any equipment violation meeting the Federal Motor Carrier Safety Administration's "out-of-service" criteria and for repeat violations of critical regulations, including each occurrence of a repeat violation.

The Commission has considered these factors and determined that it should penalize Diamond Moving \$800 (Penalty Assessment), calculated as follows:

- Five violations of WAC 480-15-555(1) - Failure to complete a national criminal background check for every person the carrier intends to hire. The Commission assesses a penalty of \$100 for each occurrence of these critical violations, for a total of \$500.
- One violation of 49 C.F.R. § 390.35 – Making or causing to make a fraudulent or intentionally false statement or record. The Commission assesses a penalty of \$100 for this violation.
- One violation of 49 C.F.R. § 393.41 – Inoperative parking brake. The Commission assesses a \$100 penalty for this violation.
- One violation of 49 C.F.R. § 396.3(b) – Failing to keep minimum records of inspection and vehicle maintenance. The Commission assesses a \$100 penalty for this critical-type violation.

² Docket A-120061 – Enforcement Policy of the Washington Utilities & Transportation Commission – Section V.

This information, if proven at a hearing and not rebutted or explained, is sufficient to support the Penalty Assessment.

Your penalty is due and payable now. If you believe the violation(s) did not occur, you may deny committing the violation(s) and contest the penalty through evidence presented at a hearing or in writing. Alternatively, if there is a reason for the violation(s) that you believe should excuse you from the penalty, you may ask for mitigation (reduction) of the penalty through evidence presented at a hearing or in writing. The Commission will grant a request for hearing only if material issues of law or fact require consideration of evidence and resolution in a hearing. Any request to contest the violation(s) or for mitigation of the penalty must include a written statement of the reasons supporting that request. Failure to provide such a statement will result in denial of the request. *See* RCW 81.04.405.

If you properly present your request for a hearing and the Commission grants that request, the Commission will review the evidence supporting your dispute of the violation(s) or application for mitigation in a Brief Adjudicative Proceeding before an administrative law judge. The administrative law judge will consider the evidence and will notify you of their decision.

You must act within 15 days after receiving this notice to do one of the following:

- Pay the amount due.
- Contest the occurrence of the violation.
- Admit the violation but request mitigation of the penalty amount.

Please indicate your selection on the enclosed form and submit it electronically through the Commission's web portal at <https://efiling.utc.wa.gov/Form> **within FIFTEEN (15) days** after you receive this Penalty Assessment.³ If you are unable to use the web portal, you may submit it via email to records@utc.wa.gov. If you are unable to submit the form electronically, you may send a paper copy to the Washington Utilities and Transportation Commission, PO Box 47250, Olympia, Washington 98504-7250.

If you wish to make a payment online, please use this link: [Make a Payment Now \(wa.gov\)](#).⁴

If you do not act within 15 days, the Commission may take additional enforcement action, including but not necessarily limited to suspending or revoking your certificate to provide regulated service, assessing additional penalties, or referring this matter to the Office of the Attorney General for collection.

DATED at Lacey, Washington, and effective March 31, 2026.

/s/ Connor Thompson
CONNOR THOMPSON
Director, Administrative Law Division

³ <https://efiling.utc.wa.gov/Form>.

⁴ <https://www.utc.wa.gov/documents-and-proceedings/online-payments/make-payment-now>

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PLEASE NOTE: You must complete and sign this document and send it to the Commission within 15 days after you receive the Penalty Assessment. Use additional paper if needed. I have read and understand RCW 9A.72.020 (printed below), which states that making false statements under oath is a class B felony. I am over the age of 18, competent to testify to the matters set forth below and I have personal knowledge of those matters. I hereby make, under oath, the following statements.

1. **Payment of penalty.** I admit that the violation(s) occurred.
 Enclose \$800 in payment of the penalty.
 OR Attest that I have paid the penalty in full through the Commission's payment portal.
2. **Contest the violation(s).** I believe that the alleged violation(s) did not occur for the reasons I describe below (**if you do not include reasons supporting your contest here, your request will be denied**):
- a) I ask for a hearing to present evidence on the information I provide above to an administrative law judge for a decision.
- OR b) I ask for a Commission decision based solely on the information I provide above.
3. **Application for mitigation.** I admit the violations, but I believe that the penalty should be reduced for the reasons set out below (**if you do not include reasons supporting your application here, your request will be denied**):
- a) I ask for a hearing to present evidence on the information I provide above to an administrative law judge for a decision.
- OR b) I ask for a Commission decision based solely on the information I provide above.

I declare under penalty of perjury under the laws of the state of Washington that the foregoing, including information I have presented on any attachments, is true and correct.

Dated: _____ [month/day/year], at _____ [city, state]

Name of Respondent (company) – please print

Signature of Applicant

RCW 9A.72.020 "Perjury in the first degree."

- (1) A person is guilty of perjury in the first degree if in any official proceeding they make a materially false statement which they know to be false under an oath required or authorized by law.
- (2) Knowledge of the materiality of the statement is not an element of this crime, and the actor's mistaken belief that their statement was not material is not a defense to a prosecution under this section.
- (3) Perjury in the first degree is a class B felony.