

Docket No. TE-180220 - Vol. I

In the Matter of Garza Wine Tours, LLC

April 11, 2018



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BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of Determining) DOCKET NO. TE-180220
the Proper Carrier Classification) VOLUME I
of, and Complaint for Penalties)
Against:)
))
))
))
GARZA WINE TOURS LLC)

MOVER'S COURT

Pages 1-28

ADMINISTRATIVE LAW JUDGE LAURA CHARTOFF

April 11, 2018

1:30 P.M.

Washington Utilities and Transportation Commission
1300 South Evergreen Park Drive SW
Olympia, Washington 98504

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1 A P P E A R A N C E S

2 ADMINISTRATIVE LAW JUDGE:

3 LAURA CHARTOFF
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5 Transportation Commission
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18 ALSO PRESENT:

19 GLORIA HERRERA
20 Spanish Interpreter

21 * * * * *

22
23
24
25

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1 OLYMPIA, WASHINGTON; APRIL 11, 2018

2 1:30 P.M.

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4

5 (All proceedings were translated by the interpreter, and
6 all answers given were through the interpreter,
7 unless otherwise noted.)

8

9 P R O C E E D I N G S

10

11 JUDGE CHARTOFF: So let's be on the record.
12 Good afternoon. My name is Laura Chartoff, and I am the
13 administrative law judge with the Washington Utilities
14 and Transportation Commission. I am the presiding
15 officer for today's hearing being conducted at the
16 Commission's headquarters in Olympia.

17 Today is Wednesday, April 11th, 2018, and
18 the time is approximately 1:30 p.m. Today's hearing
19 involves a total of four charter party or excursion
20 services carriers. So the first thing we will do is
21 take a roll call to determine which companies are
22 present. As you can see, there is a court reporter
23 creating a record of today's proceedings. So when I
24 call your name, please raise your hand to identify
25 yourself and also give a verbal response to the roll

1 call like "here" or "present."

2 So the first docket is TE-180219, Tiger
3 Express Shipping Corporation, doing business as Tiger
4 Travel.

5 MS. NGUYEN: Present.

6 JUDGE CHARTOFF: Thank you.

7 The next case is TE-180220, Carmen
8 Ceron-Garza, Garza Wine Tours.

9 MS. GARZA: Present.

10 JUDGE CHARTOFF: Thank you.

11 The next docket is TE-180210, Christene
12 Davis, Crescent Bar Charters.

13 MS. DAVIS: Present.

14 JUDGE CHARTOFF: Thank you.

15 And the fourth docket is TE-170879, Michael
16 Brown, doing business as DLux Limos LLC.

17 MR. BROWN: Here, Your Honor.

18 JUDGE CHARTOFF: So each of you are here
19 because the Commission filed a complaint alleging that
20 each of your companies is performing or advertising to
21 perform work as a charter party or excursion services
22 carrier without the required permit. The purpose of
23 today's proceeding is to formally explain what your
24 choices are and then hear from each of you regarding
25 which option you wish to pursue.

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1 You can choose one of two options on behalf
2 of your company. So the first option is to cease and
3 desist providing, offering, or advertising unpermitted
4 charter party or excursion services. If you choose this
5 option, you will need to demonstrate what you have done
6 to shut down your business either completely or
7 partially to avoid further enforcement action by the
8 Commission. The Commission is going to want to see
9 sufficient proof that you are no longer performing
10 unlawful services, for example, you will need to provide
11 proof that you have taken down or changed your website
12 or other online advertisements for your business.

13 The second option is to ask for a formal
14 classification hearing to show why you don't need a
15 permit. If you choose this option, you are contesting
16 the allegations in the complaint and claim not to be
17 conducting charter party or excursion services. For
18 this option, we will schedule a formal hearing for a
19 date in the near future with a deadline two to three
20 weeks from now for both your company and the Commission
21 Staff to declare all witnesses and file all exhibits.

22 Each of you has a right to be heard by the
23 Commission, and I will call you up to do that
24 individually. Commission Staff also has a right to be
25 heard, and the Commission compliance investigator will

1 be seated at the table to my right.

2 Now that we've gone over the general options
3 for each of your companies, let me explain the rest of
4 today's procedures. In a few minutes, I'll call each of
5 your companies forward to make your choice on how to
6 proceed. At that time, I will swear you in so that
7 anything you tell the Court will be under oath and can
8 be considered as sworn testimony. Once you are sworn
9 in, I will ask if you understand your options for
10 today's hearing and then ask you to state your
11 preference. If there's anything else you want to
12 explain to me, you can do so at that time.

13 In each of the complaints, Commission Staff
14 has not only alleged that you are providing charter or
15 excursion services without a permit, they are also
16 seeking to have a penalty imposed. The law sets the
17 maximum penalty for each violation at \$5,000. Staff
18 will be making a penalty recommendation as part of any
19 agreed order. Staff will be explaining that
20 recommendation, but the Commission will be making the
21 final decision about the amount of penalty to be
22 imposed.

23 If you choose to testify about how you are
24 getting out of the charter and excursion carrier
25 business, I will allow you to make a statement

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1 explaining how you plan to do that. Depending on what
2 proof you can provide, you should be able to reach an
3 agreed order resolving this matter with Commission
4 Staff, and you can speak to Staff about that during the
5 recess.

6 Finally, if you choose to contest the
7 allegations in the complaint, we will schedule another
8 hearing for the Commission to present the necessary
9 evidence to prove its case. If we're going to set a
10 hearing, it would help if you know your schedule for the
11 next month or so when we review calendars to choose a
12 date.

13 After I hear from each of your companies, we
14 will take a break to provide Commission Staff time to
15 meet with each of you and prepare a final disposition of
16 your case.

17 So I will start calling the companies now.
18 First company is Tiger Express Shipping Corporation,
19 d/b/a Tiger Travel and Zhongxiang Ye.

20 Oh, please sit right there and turn on the
21 microphone.

22 So let's start with Staff. Can you please
23 state your name and job title for the record?

24 MR. RAUB: My name is Justin Raub. I'm a
25 compliance investigator for consumer protection. My

1 name is Justin Raub. I'm a compliance -- or compliance
2 investigator for consumer protection.

3 JUDGE CHARTOFF: Can you spell your last
4 name?

5 MR. RAUB: R-a-u-b.

6 JUDGE CHARTOFF: Thank you.

7 And you?

8 MS. NGUYEN: Good afternoon, my name is
9 Trang Nguyen, N-g-u-y-e-n. I am making an appearance on
10 behalf of Patrick Feldman, who is seeking a continuance
11 of the hearing for this afternoon if that's possible.

12 JUDGE CHARTOFF: Can you repeat your first
13 name?

14 MS. NGUYEN: Yes, it's Trang, T-r-a-n-g.

15 JUDGE CHARTOFF: And the firm you are with?

16 MS. NGUYEN: I'm with Feldman & Lee.

17 JUDGE CHARTOFF: And how do you want to
18 proceed this morning?

19 MS. NGUYEN: I don't know. I'm just here to
20 seek a continuance. Honestly, this is my third week on
21 the job. I got a call yesterday saying can you cover a
22 hearing? Just go in there and ask for a continuance.

23 JUDGE CHARTOFF: Okay. Okay. Because your
24 firm was just retained?

25 MS. NGUYEN: I have no idea. I mean, I

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1 think I was told Patrick has a conflict and couldn't
2 attend the meeting today.

3 JUDGE CHARTOFF: Okay.

4 MS. NGUYEN: So my only job is to come down
5 and get another date. I apologize.

6 JUDGE CHARTOFF: Do you -- I think you -- we
7 previously mentioned May 18th in the afternoon as a
8 possible...

9 MS. NGUYEN: I believe Mr. Feldman will be
10 out of the country from May 1st to May 18th, and they
11 are hopefully requesting for any date after May 28th.

12 JUDGE CHARTOFF: Okay. I have several dates
13 in the first week of June.

14 MS. NGUYEN: Okay.

15 JUDGE CHARTOFF: June 1, June 4. Do you
16 have access to his calendar?

17 MS. NGUYEN: I -- let's just go with the
18 4th. I think that will give him enough time to get up
19 to speed again.

20 JUDGE CHARTOFF: Okay. 9:30 or 1:30?

21 MS. NGUYEN: Let's do 1:30, please.

22 JUDGE CHARTOFF: Okay. I think -- okay. I
23 agree to do a continuance to June 4th at 1:30, and I
24 will get a notice out to you probably tomorrow.

25 MS. NGUYEN: All right. Thank you. And I

1 have the notice of appearance. Did the Court need this?

2 JUDGE CHARTOFF: Sure.

3 MS. NGUYEN: Okay.

4 JUDGE CHARTOFF: Thank you.

5 MS. NGUYEN: My apologies.

6 JUDGE CHARTOFF: Okay. I'm going to call
7 next Carmen Ceron-Garza, Garza Wine Tours.

8 THE INTERPRETER: I am the interpreter for
9 Ms. Garza today, Your Honor, here with her husband.

10 MS. PAUL: We can get another chair. Are
11 all three of you coming up?

12 JUDGE CHARTOFF: Let's be off the record for
13 a minute.

14 (Pause in the proceedings.)

15 JUDGE CHARTOFF: We'll be back on the
16 record.

17 Let's start with Staff. Please state your
18 name and title.

19 MR. HOXIT: My name is Jason Hoxit. I'm a
20 compliance investigator with the safety and consumer
21 protection division. My last name is spelled
22 H-o-x-i-t.

23 JUDGE CHARTOFF: Okay. And can you please
24 state your first and last name?

25 MS. GARZA: Good afternoon. My name is

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1 Carmen Ceron-Garza.

2 JUDGE CHARTOFF: And your relationship to
3 the company?

4 MS. GARZA: The company is under my name,
5 was under my name.

6 JUDGE CHARTOFF: And do you understand
7 your -- the options I presented earlier?

8 MS. GARZA: Yes.

9 JUDGE CHARTOFF: And do you know which way
10 you want to proceed?

11 MS. GARZA: Yes.

12 JUDGE CHARTOFF: And how would you like to
13 proceed?

14 MS. GARZA: We close the company, but I have
15 to explain that Garza Tours didn't have any vehicles,
16 and they were using the vehicles for A Plus Taxi. So
17 then now A Plus Taxi is in the process of getting the
18 license that we need. A Plus Taxi is my husband's
19 company, and Garza Tours is under my name, but he was
20 the one who was managing the company.

21 JUDGE CHARTOFF: I forgot to swear you in.
22 So let me swear you in right now. Please stand.

23 (Carmen Ceron-Garza and Armando Garza
24 sworn.)

25 JUDGE CHARTOFF: Thank you.

1 I'm sorry, so you were saying that you
2 closed the company, that your husband has a company, A
3 Plus Taxi, and that he's going to get a permit for his
4 business; is that right?

5 MS. GARZA: Yes, that's correct, and I have
6 the documents that the lawyer prepared for you.

7 JUDGE CHARTOFF: Okay. Thank you.

8 Let me swear you in.

9 (Jason Hoxit sworn.)

10 JUDGE CHARTOFF: Thank you.

11 Okay. Have you had a chance to verify?

12 MR. HOXIT: Yes, I verified that the Garza
13 Wine Tours, LLC has been closed with the Department of
14 Revenue, and Garza Wine Tours has been added to that
15 d/b/a under A Plus Taxi, LLC, as well as the
16 Garzawinetours.net for the company has been modified to
17 not advertise for charter and excursion services.

18 JUDGE CHARTOFF: Okay. Okay. So we will
19 pursue a cease and desist order today?

20 MS. GARZA: I don't understand.

21 JUDGE CHARTOFF: Oh, okay. So your options
22 today are to either do a cease and desist order with
23 Staff or to challenge but...

24 MS. GARZA: I'm not going to challenge.

25 JUDGE CHARTOFF: Okay. Okay. So what I'd

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1 like you to do is to stay for the recess, stay in the
2 room for the recess until we recess and then meet with
3 Staff, and you'll be able to -- oh, here, I will read my
4 script. That'll make it easier. So when we take a
5 recess, you will have the opportunity to speak with
6 Staff and see if you can agree on an order for entry.
7 And essentially that order will say that you agree you
8 were operating without a permit, that you advertised
9 without a permit, and that you agree to stop operating
10 until you get a permit should you decide to apply for
11 one.

12 So once you are satisfied and understand all
13 the terms of the order, you and Staff will both sign it.
14 It will also include most likely an agreement about the
15 amount of penalty that will be imposed. But if not, you
16 can make your case about why the penalty should be
17 different than what Staff is recommending.

18 MS. GARZA: Okay. I'm going to sit here to
19 negotiate, then.

20 JUDGE CHARTOFF: Okay, good. Okay. Thank
21 you. So for now, you can return to your seat and then
22 at -- when we recess, you can speak with Staff.

23 MS. GARZA: Thank you.

24 JUDGE CHARTOFF: Okay. I'm going to call
25 now Christene Davis, Crescent Bar Charters LLC.

1 Okay. And please state your name and title
2 for the record.

3 MS. PAUL: I'm Susie Paul. My last name is
4 P-a-u-l, and I'm a compliance investigator with consumer
5 protection.

6 JUDGE CHARTOFF: Thank you.
7 And for the company?

8 MS. DAVIS: I'm Christene Davis with
9 Crescent Bar Charters.

10 JUDGE CHARTOFF: Okay.

11 MR. DAVIS: She's listed as the owner, but
12 I'm her husband, Troy Davis, and I pretty much do the
13 day-to-day work for the company.

14 JUDGE CHARTOFF: Okay. And I would like all
15 three of you to stand up.

16 (Christene Davis, Troy Davis, and Susie
17 Paul sworn.)

18 JUDGE CHARTOFF: Thank you.

19 Okay. So do you understand what I talked
20 about earlier, the options?

21 MS. DAVIS: Yes.

22 JUDGE CHARTOFF: And do you have a
23 preference on how you would like to proceed?

24 MR. DAVIS: Yes, we would like to suspend
25 our -- and then we've already reapplied for a new

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1 permit. So we've suspended our advertising already and
2 hopefully complied. I hope Susie's verified that. I've
3 been communicating with her via email as much as
4 possible, so then we would like to reapply, which we've
5 already done.

6 JUDGE CHARTOFF: Okay. And you want --
7 would you like to pursue the cease and desist order and
8 negotiate with Staff on the penalty?

9 MR. DAVIS: Yes.

10 JUDGE CHARTOFF: Okay. And did you hear the
11 paragraph I went through where I talked about the
12 recess?

13 MR. DAVIS: Yes, yes.

14 JUDGE CHARTOFF: Would you like me to repeat
15 it?

16 MR. DAVIS: No, you don't need to.

17 JUDGE CHARTOFF: Great. Okay. So yeah,
18 stick around, return to your seat, and wait for -- to
19 talk to Staff at the recess.

20 MR. DAVIS: Okay. Thank you.

21 JUDGE CHARTOFF: Thank you.

22 Okay. The last is Michael Brown, doing
23 business as DLux Limos LLC.

24 Okay. So starting with Staff, please state
25 your name and job title, spelling your last name for the

1 record.

2 MR. TURCOTT: Good afternoon, Your Honor.
3 It's Michael Turcott, T-u-r-c-o-t-t, compliance
4 investigator in consumer protection.

5 JUDGE CHARTOFF: Thank you.

6 And company?

7 MR. BROWN: DLux Limos.

8 JUDGE CHARTOFF: And your first and last
9 name, spelling your last name?

10 MR. BROWN: Yes, ma'am. Michael Brown, DLux
11 Limos, B-r-o-w-n.

12 JUDGE CHARTOFF: And you're the owner?

13 MR. BROWN: Yes, ma'am.

14 JUDGE CHARTOFF: Okay. So let me swear you
15 in, both of you.

16 (Michael Brown and Michael Turcott
17 sworn.)

18 JUDGE CHARTOFF: Thank you.

19 So did you hear the options --

20 MR. BROWN: Yes, ma'am.

21 JUDGE CHARTOFF: -- I said earlier?

22 Do you understand?

23 MR. BROWN: Yes, ma'am.

24 JUDGE CHARTOFF: Do you have a preference on
25 how you want to proceed?

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1 MR. BROWN: Cease and desist and speak with
2 Staff.

3 JUDGE CHARTOFF: Okay. Do you need -- do
4 you have any -- I assume you're -- you have no objection
5 to a cease and desist order?

6 MR. TURCOTT: No, Your Honor. No
7 objections.

8 JUDGE CHARTOFF: Okay. So did you hear --

9 MR. BROWN: Yes, ma'am.

10 JUDGE CHARTOFF: -- the directions?

11 Okay. Great. Do you have any questions?

12 MR. BROWN: No.

13 JUDGE CHARTOFF: Okay.

14 MR. BROWN: We're all set.

15 JUDGE CHARTOFF: So please return to your
16 seat and wait to speak with Staff at the recess.

17 MR. BROWN: Thank you, Your Honor.

18 JUDGE CHARTOFF: So at this point, we're
19 going to take a recess, and as soon as you have a chance
20 to review the cease and desist orders and language with
21 Staff, there will be some negotiation about the penalty.
22 It may be nominal depending on the history of your
23 company or there may be a reason that Staff asked for a
24 larger penalty; for example, if you have appeared here
25 before or have previously held a household goods per --

1 previously held an excursion or charter party carrier
2 permit with the Commission.

3 Typically, a portion of the penalty is
4 suspended, which is meant to deter you from future
5 illegal operations. So you may pay a portion today and
6 the remaining portion does not become payable unless you
7 violate the order. Then after the recess, we will call
8 each of you back up, make sure you understand the order,
9 and I will sign it on the record today, and then you
10 will leave with a copy of it.

11 So is there anything else before we take a
12 break? Okay. All right. We are at recess. Thank you.

13 (Recess taken from 1:56 p.m. to 3:08
14 p.m.)

15 JUDGE CHARTOFF: We will be on the record.
16 I understand the cease and desist orders have been
17 explained and presented to each company, so I will call
18 you back up one at a time in the order we went in
19 before. So first I will call Carmen Ceron-Garza, Garza
20 Wine Tours. Please come back up.

21 Ms. Ceron-Garza, did you have a chance to
22 walk through the multipage order?

23 MS. GARZA: Yes, my husband is going to talk
24 to you regarding the agreement that we talk about with
25 the Staff.

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1 JUDGE CHARTOFF: Is your microphone on?

2 MR. GARZA: I'm Armando Garza, Carmen's
3 husband. The agreement that we came up with is that my
4 wife has dissolved the company and in turn, I have
5 submitted a request to have Garza Wine Tours put on as a
6 trade name for A Plus Taxi, working as A Plus Taxi. And
7 I think we've complied with everything that we have to
8 as far as getting all the proper registrations and so
9 forth and blah, blah, blah, concerning the vehicle that
10 we want to use. And the only thing that I'm waiting on
11 right now would be proper insurance coverage. So
12 anyways, he's got the declarations for both my wife and
13 I.

14 JUDGE CHARTOFF: Okay.

15 MR. GARZA: And I think maybe he can explain
16 it better than I can.

17 MR. HOXIT: Your Honor, Staff would like to
18 enter in CCG-1 and AG-1 as exhibits. CCG-1 is a
19 declaration of Carmen Ceron-Garza and AG-1 is a
20 declaration of Armando Garza, Jr.

21 JUDGE CHARTOFF: Okay. Thank you. And
22 there's no objection?

23 MR. HOXIT: No objections, Your Honor.

24 JUDGE CHARTOFF: So I will admit these
25 exhibits marked as AG-1 and CCG-1.

1 (Exhibits AG-1 and CCG-1 admitted.)

2 JUDGE CHARTOFF: Thank you.

3 So I'm just going to talk about the
4 stipulated order to make sure you understand the order.
5 So for the record, it says that Garza Wine Tours admits
6 it conducted operations without the required certificate
7 and that it also advertised to operate as a charter
8 party or excursion service carrier without -- on at
9 least one occasion. And a \$5,000 penalty is being
10 imposed, 4,500 of the penalty is suspended for a period
11 of two years and waived thereafter provided the business
12 refrains permanently from operations as a charter party
13 or excursion carrier in the state of Washington.

14 The remainder of the penalty is payable
15 according to the schedule in Appendix A, which shows
16 \$150 today and payments monthly thereafter, and that you
17 agree to cease and desist operations as a charter party
18 and excursion carrier.

19 I just need to go over a couple more things.
20 The order to cease and desist is permanent, meaning it
21 does not expire. So even after the two-year period of
22 the suspended penalty, if Staff discovers you are still
23 operating, Staff can go straight to superior court and
24 seek enforcement of this order, which will include
25 significant additional penalties. So there is a strong

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1 incentive for you to comply with the law. And with
2 regard to the payment schedule, if you miss a payment,
3 the entire amount, including the \$4,500, will become due
4 and payable immediately. So if for some reason you're
5 going to be late making a payment, you will need to
6 contact Staff and make arrangements. Failing to contact
7 Staff will ensure that the entire penalty is imposed.
8 Do you understand that?

9 MR. GARZA: Yes.

10 MS. GARZA: Yes.

11 JUDGE CHARTOFF: Do you understand legally
12 what you can and can't do?

13 MS. GARZA: Yes.

14 MR. GARZA: Yes, a little bit more than what
15 I did before, yes.

16 JUDGE CHARTOFF: Okay. And remember that
17 Commission Staff is always available to assist you if
18 you have any questions. The Commission's goal is
19 compliance. Are there any additional questions?

20 MR. HOXIT: Not from Staff.

21 MR. GARZA: No.

22 JUDGE CHARTOFF: Okay. Then I will sign the
23 order. Okay. And Staff will make a copy for you and
24 then you are free to go.

25 MS. GARZA: Thank you so much.

1 JUDGE CHARTOFF: Thank you.

2 MR. GARZA: Thank you.

3 JUDGE CHARTOFF: So I will next call
4 Christene Davis, Crescent Bar Charters.

5 Okay. So, Ms. Davis, did you have a chance
6 to walk through the order?

7 MS. DAVIS: Yes.

8 JUDGE CHARTOFF: And did you understand all
9 the pages?

10 MS. DAVIS: I do.

11 JUDGE CHARTOFF: Okay. And I see you and
12 Staff have both signed the order.

13 MS. DAVIS: Mm-hmm.

14 JUDGE CHARTOFF: And it looks like you have
15 admitted that you conducted operations in the state
16 after the cancellation or revocation of the required
17 certificate?

18 MS. DAVIS: Yes.

19 JUDGE CHARTOFF: And the company offered to
20 provide charter party or excursion services on at least
21 one occasion and also advertised to operate as a charter
22 party or excursion service in the state of Washington.

23 MS. DAVIS: Yes.

24 JUDGE CHARTOFF: Okay. And -- let's see,
25 and Crescent Bar will immediately cease and desist

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1 operations as a charter party excursion service carrier?

2 MS. DAVIS: Yes.

3 JUDGE CHARTOFF: And assessed a penalty of
4 \$5,000. \$1,500 is suspended for a period of two years.

5 MS. DAVIS: Yes.

6 JUDGE CHARTOFF: And the remainder of the
7 penalty is due and payable...

8 MS. DAVIS: We paid it. We paid our due.

9 JUDGE CHARTOFF: Oh, okay. There's a -- the
10 order says according to the schedule in Appendix A. So
11 I'm going to just cross that out.

12 MS. PAUL: Okay. Yes, there was no payment
13 plan. They made the payment today.

14 JUDGE CHARTOFF: Okay. Okay. And did you
15 hear -- I'll just repeat this quickly. The order to
16 cease and desist is permanent, meaning it does not
17 expire. So even after the two years of the suspended
18 penalty, when that has run, if Staff discovers you are
19 still operating, Staff can go straight to superior court
20 to seek enforcement of the order which will include
21 significant additional penalties.

22 MR. DAVIS: That's unless we obtain a new
23 permit, correct?

24 JUDGE CHARTOFF: Yes.

25 MR. DAVIS: Thank you.

1 JUDGE CHARTOFF: Yes. Oh, so you paid the
2 penalty in full. Oh, wait. Right. So you paid the
3 penalty in full so no payment plan. Okay. And do you
4 understand legally what you can and can't do?

5 MR. DAVIS: Yes.

6 JUDGE CHARTOFF: Okay. I will go ahead and
7 sign this. Okay. We will get you a copy and you're
8 free to go.

9 MS. DAVIS: Thank you.

10 MR. DAVIS: Thank you, Your Honor.

11 JUDGE CHARTOFF: And Michael Brown?

12 MR. BROWN: Yes, ma'am.

13 JUDGE CHARTOFF: Okay. So you had a chance
14 to walk through the order?

15 MR. BROWN: Yes, ma'am.

16 JUDGE CHARTOFF: And do you understand all
17 five pages?

18 MR. BROWN: Yes, ma'am.

19 JUDGE CHARTOFF: Okay. And I see that you
20 and Staff have signed it.

21 MR. BROWN: Yes, ma'am.

22 JUDGE CHARTOFF: Okay. And you have
23 admitted that DLux Limos has conducted operations in the
24 state of Washington without the required certificate.

25 MR. BROWN: Yes, ma'am.

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1 JUDGE CHARTOFF: And offered to provide
2 charter party or excursion service carrier services on
3 at least one occasion and also advertised to operate
4 charter party or excursion services on at least one
5 occasion?

6 MR. BROWN: Yes, ma'am.

7 JUDGE CHARTOFF: Okay. And you have been
8 assessed a penalty of \$5,000. 3,500 of the penalty is
9 suspended?

10 MR. BROWN: Yes, ma'am.

11 JUDGE CHARTOFF: Okay. And the remainder of
12 the penalty --

13 MR. BROWN: Paid in full.

14 JUDGE CHARTOFF: Oh, that has been paid in
15 full, okay.

16 Is that correct?

17 MR. TURCOTT: Yes, ma'am.

18 JUDGE CHARTOFF: Okay.

19 MR. TURCOTT: Yes, Your Honor.

20 JUDGE CHARTOFF: Again, I'm just crossing
21 out subject of schedule on Appendix A. Since it's a
22 typo, I think it's -- we don't need to resign. And do
23 you understand the order to cease and desist is
24 permanent?

25 MR. BROWN: Yes, ma'am. Until further

1 licenses are in place?

2 JUDGE CHARTOFF: Right, unless you have a
3 license in place.

4 MR. BROWN: Yes, ma'am.

5 JUDGE CHARTOFF: Okay. And you understand
6 legally what you can and can't do?

7 MR. BROWN: Yes, ma'am.

8 JUDGE CHARTOFF: Okay. Any additional
9 questions? Okay. I will sign it. We'll get you a copy
10 and you will be free to go.

11 MR. BROWN: Thank you, Your Honor.

12 JUDGE CHARTOFF: Thank you. Okay. And we
13 are adjourned.

14 (Adjourned at 3:24 p.m.)

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C E R T I F I C A T E

STATE OF WASHINGTON
COUNTY OF THURSTON

I, Tayler Garlinghouse, a Certified Shorthand Reporter in and for the State of Washington, do hereby certify that the foregoing transcript is true and accurate to the best of my knowledge, skill and ability.



Tayler Garlinghouse

Tayler Garlinghouse, CCR 3358