

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of a Penalty Assessment  
Against

SAFE-TO-GO-MOVERS, LLC d/b/a  
JAMES & JOHN MOVERS

in the amount of \$10,200

DOCKET TV-170233

ORDER 03

ORDER GRANTING PAYMENT  
ARRANGEMENT

**BACKGROUND**

- 1 On April 19, 2017, the Washington Utilities and Transportation Commission (Commission) assessed a \$10,200 penalty (Penalty Assessment) against Safe-To-Go-Movers d/b/a James & John Movers (Safe-To-Go-Movers or Company) for 103 critical violations of Washington Administrative Code (WAC) 480-15-570, which adopt by reference Title 49 Code of Federal Regulations Part 391 related to driver qualifications, and Part 395 related to driver hours of service.
- 2 On April 27, 2017, Safe-To-Go-Movers responded to the Penalty Assessment admitting the violations and requesting mitigation of the penalty.
- 3 On May 8, 2017, the Commission entered Order 01, Order Granting Mitigation to \$5,200. Order 01 directed the Company to either pay the penalty or file jointly with Commission staff (Staff) a proposed payment arrangement by May 19, 2017.
- 4 On May 16, 2017, Safe-To-Go-Movers filed with the Commission a request for review of Order 01.
- 5 On June 5, 2017, the Commission entered Order 02, Final Order (Order 02). Order 02 suspended a \$2,600 portion of the penalty for a period of two years subject to several conditions, which include a requirement that the Company either pay the \$2,600 portion of the penalty that was not suspended within 90 days or file jointly with Staff a proposed payment arrangement within 20 days.
- 6 On June 26, 2017, Staff contacted the Executive Director and Secretary of the Commission explaining that the Company requested to pay the penalty in five monthly

installments, and that Staff supports the request. The Company and Staff jointly propose the following payment schedule:

July 3, 2017	\$520
August 1, 2017	\$520
September 1, 2017	\$520
October 2, 2017	\$520
November 1, 2017	\$520

- 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 \$520 until the full amount of \$2,600 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 1, 2017, whichever applies – the Commission may cancel the Company’s household goods permit.

### **ORDER**

#### **THE COMMISSION ORDERS THAT:**

- 9 (1) The \$2,600 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 d/b/a James & John Movers 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 d/b/a James & John Movers 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 Olympia, Washington, and effective July 3, 2017.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING  
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.**