



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

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April 14, 2023

Amanda Maxwell, Executive Director and Secretary
Washington Utilities and Transportation Commission
P.O. Box 47250
Olympia, Washington 98504-7250

RE: *Washington Utilities and Transportation Commission v. John F. Tuttle, d/b/a Alto Moving*
Commission Staff Recommendation to Impose Suspended Penalties of Order 01
Docket TV-200774 and TV-200775 (Consolidated)

Dear Ms. Maxwell:

On October 22, 2020, the Washington Utilities and Transportation Commission (Commission) entered Order 01, Consolidating Dockets; Approving Safety Management Plan; Upgrading Safety Rating; Imposing and Suspending Penalties in Dockets TV-200774 and TV-200775 (Consolidated). Order 01 assessed a \$5,150 penalty against John F. Tuttle, d/b/a Alto Moving (Alto Moving or Company) and suspended a \$3,000 portion of the penalty for two years, and then waived, subject to the following conditions:

- (1) Commission staff (Staff) conduct a follow-up investigation approximately six months from the effective date of Order 01;
- (2) Alto Moving must not incur any repeat violations critical regulations, and;
- (3) The Company must pay the remaining \$2,150 non-suspended portion of the penalty.

On June 18, 2021, Alto Moving paid the non-suspended portion of the penalty in full.

On December 8, 2021, the Company submitted a voluntary cancellation of its provisional household goods permit.

On July 21, 2022, the Company's provisional permit was reinstated in Docket TV-220460.

Amanda Maxwell

April 14, 2023

Page 2

On March 30, 2023, Staff completed the follow-up safety investigation as required in Order 01. During the investigation, Staff identified repeat critical violations of WAC 480-15. Of those repeat violations, Staff identified one critical-type violation that occurred during the suspension period. This violation is documented as follows:

- One violation of 49 C.F.R. § 391.45(a) – Using a driver not medically examined and certified. The Company allowed driver John Tuttle to operate a commercial vehicle without a valid medical certificate on 45 occasions between September 11, 2022, through February 16, 2023.

Staff finds that Alto Moving failed to satisfy each requirement of Order 01 by incurring repeat violations during the suspension period and recommends that the Commission impose the \$3,000 suspended penalty.

If you have any questions, please contact Jason Sharp, Motor Carrier Safety Supervisor, Transportation Safety at jason.sharp@utc.wa.gov or at (360) 701-1603.

Sincerely,

Jason Sharp
Motor Carrier Safety Supervisor, Transportation Safety