

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of Determining the Proper
Carrier Classification of, and Complaint
for Penalties Against:

SATWINDER SINGH, D/B/A LUXURY1
LIMO, LLC, BLACK CAR SEATTLE, LLC,
LUXURY LIMOS & TOURS, ET AL.

DOCKET TE-190842

COMMISSION STAFF'S MOTION
TO IMPOSE SUSPENDED PENALTY

I. INTRODUCTION

1 In Docket TE-190842 the Commission imposed a penalty on Satwinder Singh, d/b/a
Luxury1 Limo, LLC, Black Car Seattle, LLC, Luxury Limos & Tours, et al. (Luxury1 Limo
or Company) for violating RCW 81.70.260(1), but suspended a portion of that penalty on
the Company's compliance with certain conditions. One of these conditions required the
Company to permanently refrain from further operations as a charter party or excursion
service carrier in the state of Washington without first obtaining the required certificate from
the Commission. Staff performed a follow-up investigation and determined that the
Company continued to operate as a charter party or excursion service carrier without first
obtaining the required certificate for such operations from the Commission. The
Commission, consequently, should impose the suspended penalty.

II. RELIEF REQUESTED

2 Staff respectfully requests that the Commission order Luxury1 Limo to pay the
\$9,000 penalty that the Commission imposed, but then suspended, in Docket TE-190842.

III. STATEMENT OF FACTS

3 On April 12, 2017, Luxury1 Limo filed with the Commission an application for
charter and excursion carrier authority.¹

4 On May 31, 2017, the Commission granted Luxury1 Limo a certificate to provide
charter and excursion carrier authority.²

5 On June 27, 2019, Luxury1 Limo filed with the Commission a request to cancel its
certificate to provide charter and excursion service in the state of Washington.³ That same
day, the Commission issued a cancellation letter in Docket TE-190541, notifying the
Company that its charter and excursion carrier authority was cancelled and that the
Company must cease all operations associated with the certificate.⁴

6 On November 1, 2019, the Commission issued Order 01, Order Instituting Special
Proceeding; Complaint Seeking to Impose Penalties; Notice of Hearing; and Subpoena
Duces Tecum in this Docket, TE-190842.⁵

7 On December 6, 2019, Luxury1 Limo filed with the Commission an application to
reinstate its charter and excursion authority.⁶

8 On December 10, 2019, the Commission entered Order 02 in Docket TE-190842.⁷
In Order 02, the Commission imposed a penalty of \$10,000 on Luxury1 Limo for two
violations of RCW 81.70.260(1) for operating as a charter party or excursion service carrier
in the state of Washington after the cancellation of its certificate.⁸

¹ Declaration of Jason Hoxit (“Hoxit Decl.”) at ¶ 3.

² *Id.* at ¶ 4.

³ *Id.* at ¶ 5.

⁴ *Id.*

⁵ *Id.* at ¶ 6.

⁶ *Id.* at ¶ 7.

⁷ See generally *In re Determining the Proper Carrier Classification of, and Complaint for Penalties Against Satwinder Singh d/b/a Luxury1 Limo, LLC*, Docket TE-190842, Order 02 (Dec. 10, 2019) (“Order 02”).

⁸ *Id.* at 4-5 ¶ 20.

9 The Commission, however, suspended \$9,000 of the penalty that it imposed, conditioned on the Company's ongoing compliance with two conditions.⁹ The first condition required the Company to permanently refrain from further operations as a charter party or excursion service carrier in the state of Washington without obtaining the required certificate from the Commission.¹⁰ The second condition required the company to pay the remaining \$1,000 penalty in accordance with a defined payment schedule.¹¹

10 On February 18, 2020, the Company paid the \$1,000 portion of the penalty that was not suspended.¹²

11 On June 23, 2020, the Commission issued Order 03/01, Order Dismissing Application without Prejudice and Cancelling Payment Arrangement in Dockets TE-180596 and TE-191008, cancelling the Company's payment arrangement in Docket TE-180596 and dismissing its application to reinstate charter and excursion carrier authority in Docket TE-191008.¹³

12 On September 22, 2020, Commission staff (Staff) received a complaint pertaining to the Company alleging that it was operating as a charter or excursion carrier without the required authority from the Commission.¹⁴

13 In September and October 2020, Staff performed a follow-up investigation of Luxury1 Limo to check for compliance with Order 02 in Docket TE-190842.¹⁵ In the course of that review, Staff determined that the Company failed to comply with the condition in

⁹ *Id.*

¹⁰ *Id.*

¹¹ *Id.*

¹² Hoxit Decl. at ¶ 11.

¹³ *Id.* at ¶ 14.

¹⁴ *Id.* at ¶ 15.

¹⁵ *Id.* at ¶ 15-30.

Order 02 in Docket TE-190842 that it refrain from operations as a charter party or excursion service carrier in the state of Washington without first obtaining the required certificate from the Commission.¹⁶ Staff documented, as detailed in the Declaration of Jason Hoxit filed concurrently with this Motion, that the Company continued to advertise, operate, and/or offer charter party or excursion service without the required authority from the Commission.¹⁷

IV. STATEMENT OF ISSUES

14 Should the Commission order Luxury1 Limo to pay the \$9,000 portion of the penalty the Commission imposed on the Company, but then suspended, in Docket TE-190842?

V. EVIDENCE RELIED UPON

15 Staff relies on the record in Docket TE-190842 as well as the Declaration of Jason Hoxit and associated attachments, filed concurrently with this Motion.

VI. ARGUMENT

16 In Order 02 in this Docket, the Commission suspended a \$9,000 portion of the \$10,000 penalty it imposed against the Company “for a period of two years from the date of this Order, and waived thereafter, provided Satwinder Singh, d/b/a Luxury1 Limo, LLC, refrains permanently from further operations as a charter party or excursion service carrier in the state of Washington without first obtaining the required certificate from the Commission.”¹⁸ Based on its investigation conducted in September and October 2020, Staff determined that the Company continued to operate as a charter party or excursion service carrier without first obtaining the required certificate for such operations from the

¹⁶ *Id.*

¹⁷ *Id.*

¹⁸ Order 02 at 4-5 ¶ 20.

Commission. The Commission should, accordingly, find that the Company violated the terms of the penalty suspension and order the Company to pay the \$9,000 portion of the penalty imposed in Docket TE-190842 that was conditionally suspended in Order 02.

VII. CONCLUSION

17 Staff respectfully requests that the Commission grant its motion and order the Company to pay the \$9,000 portion of the penalty imposed but conditionally suspended in Docket TE-190842.

DATED this 16th day of November 2020.

Respectfully submitted,

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