

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

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

PAULINO JOSE GONZALEZ AND  
VERONICA LUNA D/B/A  
UNIVERSAL MOVING

DOCKET TG-190490

ORDER 03

GRANTING PAYMENT  
ARRANGEMENT

**BACKGROUND**

- 1 On July 8, 2019, the Washington Utilities and Transportation Commission (Commission) entered Order 01, Order Instituting Special Proceeding; Complaint Seeking to Impose Penalties; and Notice of Mandatory Appearance at Hearing (Order 01), initiating this docket on its own motion. The Complaint alleged that Paulino Jose Gonzalez and Veronica Luna, d/b/a Universal Moving, (Universal Moving or Company) violated RCW 81.77.040 by offering and advertising to provide solid waste collection services within the state of Washington without the necessary certificate required for such operations. On the same date, the Commission issued a Subpoena and Subpoena Duces Tecum for Production of Documents to the Company commanding Paulino Jose Gonzalez and Veronica Luna to appear before the Commission at a special proceeding scheduled to convene at 9 a.m. on August 21, 2019, and to bring the documents specified in the subpoenas.
- 2 On August 21, 2019, Ms. Luna appeared at the special proceeding and requested a hearing to contest the allegations set forth in Order 01. The Commission concluded that a formal classification hearing was necessary to determine whether Universal Moving had engaged in business as a solid waste collection company for compensation within the state of Washington without possessing the certificate required for such operations, and set a brief adjudicative proceeding for October 7, 2019.
- 3 On September 26, 2019, Commission staff (Staff) filed with the Commission a Settlement Agreement and a Joint Narrative Supporting Settlement Agreement (Narrative). On October 1, 2019, the Commission entered Order 02, Initial Order Cancelling Brief Adjudicative Proceeding; Approving Settlement Agreement (Order 02). Order 02 canceled the brief adjudicative proceeding, approved the settlement agreement, assessed a penalty of \$2,000 against the Company, and suspended a \$1,500 portion of the

penalty for a period of two years, subject to conditions. Order 02 allowed Universal Moving to work with Staff to establish a mutually agreeable payment arrangement to pay the \$500 penalty in installments.

- 4 On October 4, 2019, 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:

Installment	Due Date	Amount
1	October 15, 2019	\$100
2	November 15, 2019	\$100
3	December 16, 2019	\$100
4	January 15, 2020	\$100
5	February 17, 2020	\$100

- 5 Staff also proposes that if Universal Moving misses one payment, the entire balance will become due and payable immediately.

### **DISCUSSION**

- 6 The installment payment schedule Staff and the Company propose is reasonable. The Commission approves the proposal with one modification. Universal Moving 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 until the full amount of \$500 is satisfied.

### **ORDER**

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

- 7 (1) The \$500 penalty is due and payable to the Commission in installments as set out in paragraph 4, above.
- 8 (2) If Paulino Jose Gonzalez and Veronica Luna d/b/a Universal Moving 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.

- 9 The Secretary has been delegated authority to enter this order on behalf of the Commissioners under WAC 480-07-904(1)(h).

DATED at Lacey, Washington, and effective October 8, 2019.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARK L. JOHNSON  
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.**