

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Investigation of  
  
KEIKO MARTINEZ D/B/A U-RELAX  
MOVING AND DELIVERY SERVICE  
  
For Compliance with WAC 480-15-560 and  
WAC 480-15-570

DOCKET TV-180133  
  
NOTICE OF INTENT TO CANCEL  
OPERATING AUTHORITY  
  
NOTICE OF BRIEF ADJUDICATIVE  
PROCEEDING; SETTING TIME FOR  
ORAL STATEMENTS  
**(Set for April 13, 2018, at 9:30 a.m.)**

- 1 Pursuant to RCW 81.80.130, the Washington Utilities and Transportation Commission (Commission) regulates the safe operation of motor freight carriers, including household goods carriers. WAC 480-15-450(1) provides that the Commission may cancel a carrier’s permit for good cause. A carrier’s failure to comply with applicable laws and Commission rules, including those governing safe operations, constitutes good cause for canceling the carrier’s permit. WAC 480-15-450(1)(e).
- 2 On January 18, 2018, the Commission’s staff (Staff) initiated a review of Keiko Martinez d/b/a U-Relax Moving and Delivery Service (U-Relax Moving and Delivery Service or Company) for compliance with the safety requirements in WAC 480-15-560 and WAC 480-15-570, which adopt by reference provisions of Title 49 of the Code of Federal Regulations (C.F.R.) pertaining to driver and equipment safety. In the course of that compliance investigation, Staff documented 87 critical violations that resulted in a proposed unsatisfactory safety rating for the Company.
- 3 On February 21, 2018, Staff conducted a closing interview at One Cup Café in Shoreline, Washington, near the Company’s principal place of business. During the interview, Staff verbally notified the Company of the proposed unsatisfactory safety rating. Staff also delivered its final investigation report, which contained written notice of the proposed unsatisfactory safety rating.
- 4 Federal law incorporated into the Commission’s rules prohibits motor carriers like U-Relax Moving and Delivery Service from operating beginning on the 61st day after the date of the notice of a proposed unsatisfactory rating. 49 C.F.R. 385.13. A carrier may request a change in its safety rating based on evidence that it has taken corrective actions to address the identified violations, and that its operations currently meet the safety standard and factors in 49 C.F.R 385.5 and 385.7.

5 U-Relax Moving and Delivery Service must come into compliance with applicable laws by obtaining Commission approval of a safety management plan no later than April 22, 2018. If U-Relax Moving and Delivery Service fails to come into compliance by that date, the Commission will cancel its provisional household goods carrier permit effective April 23, 2018. U-Relax Moving and Delivery Service would thereafter be prohibited from engaging in business as a household goods carrier.

6 **THE COMMISSION GIVES NOTICE That it intends to cancel the provisional permit and authority of U-Relax Moving and Delivery Service to provide services as a household goods carrier effective April 23, 2018, unless U-Relax Moving and Delivery Service obtains Commission approval of a safety management plan prior to that date.**

7 The Company has the right to request a hearing in this matter. Due to the short time-frame determined by the upcoming deadline, and pursuant to RCW 34.05.482 and WAC 480-07-610, the Commission schedules a hearing on its own initiative and determines that a brief adjudicative proceeding is appropriate to determine whether the Commission should cancel U-Relax Moving and Delivery Service's provisional household goods carrier permit.

8 **THE COMMISSION GIVES FURTHER NOTICE That it will hold a brief adjudicative proceeding in this matter at 9:30 a.m., on Friday, April 13, 2018, in Room 206, Second Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

9 The record in this case will consist of any documents regarding the matter that are considered by or prepared for the presiding officer for the brief adjudicative proceeding and a transcript of any oral statements given at the hearing, which statements will be given under oath.

10 Written notice of any other stage in the proceeding or other formal proceedings that the Commission may deem appropriate will be given during the course of this case. The Commission will provide at its offices in Olympia, Washington, copies of documents in the current record for use by the parties or others who may want to review them.

11 **U-Relax Moving and Delivery Service must submit its proposed safety management plan no later than 5:00 p.m. on Friday, April 6, 2018.** Parties wishing to submit any other documents for consideration at the brief adjudicative proceeding must file electronically with the Commission any such documents **no later than 5:00 p.m. on Tuesday, April 10, 2018.** Parties must, after filing such documents, bring an original and three copies of those documents to the hearing. Filing shall be in accordance with WAC 480-07-140 and -145.

12 **THE COMMISSION GIVES NOTICE that any party who fails to attend or participate in the brief adjudicative proceeding set by this Notice, or any other stage of this proceeding, may be held in default under RCW 34.05.440 and WAC 480-07-450.**

13 The names and mailing addresses of all parties and their known representatives are shown as follows:

Commission Staff: Washington Utilities and Transportation Commission  
1300 S. Evergreen Park Drive S.W.  
P.O. Box 47250  
Olympia, WA 98504-7250

Representative: Julian Beattie  
Assistant Attorney General  
1400 S. Evergreen Park Drive S.W.  
P.O. Box 40128  
Olympia, WA 98504-0128  
(360) 664-1225  
julian.beattie@utc.wa.gov

Respondent: Keiko Martinez  
d/b/a U-Relax Moving and Delivery Service Service LLC  
2504 NE 145th St.  
Shoreline, WA 98155  
(206) 853-8595  
urelaxmoving@gmail.com

14 Administrative Law Judge Laura Chartoff, from the Commission's Administrative Law Division, will preside during this proceeding.

DATED at Olympia, Washington, and effective February 28, 2018.

STEVEN V. KING  
Executive Director and Secretary

**NOTICE**

PLEASE NOTE: Hearing facilities are accessible to interested people with disabilities. Smoking is prohibited. If limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

The information needed to provide an appropriate interpreter or other assistance should be stated below and returned to Washington Utilities and Transportation Commission, Attention: Steven V. King, 1300 S. Evergreen Park Drive SW, P.O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION.)

Docket: \_\_\_\_\_

Case Name: \_\_\_\_\_

Hearing Date: \_\_\_\_\_ Hearing Location: \_\_\_\_\_

Primary Language: \_\_\_\_\_

Hearing Impaired: (Yes) \_\_\_\_\_ (No) \_\_\_\_\_

Do you need a certified sign language interpreter?

Visual \_\_\_\_\_ Tactile \_\_\_\_\_

Other type of assistance needed: \_\_\_\_\_

English-speaking person who can be contacted if there are questions:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone No.: (\_\_\_\_) \_\_\_\_\_