



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

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January 27, 2021

Mark L. Johnson Executive Director and Secretary
Washington Utilities and Transportation Commission
P.O. Box 47250
Olympia, Washington 98504-7250

RE: *Washington Utilities and Transportation Commission v. Whidbey Logistics LLC, d/b/a Whidbey Moving and Storage*
Commission Staff's Recommendation to Impose Suspended Penalties of Order 01
Docket TV-190111

Dear Mr. Johnson:

On May 17, 2019, the Washington Utilities and Transportation Commission (commission) entered Order 01, Granting Mitigation, in Part, Imposing and Suspending Penalty (Order 01), in Docket TV-190111. Order 01 granted, in part, Whidbey Logistics LLC, d/b/a Whidbey Moving and Storage's (Whidbey Moving or Company) request for mitigation, assessed a reduced penalty of \$3,550, and suspended a \$1,775 portion of the reduced penalty for a period of two years, subject to the following conditions:

- (1) Commission staff (staff) conducts a focused non-rated follow-up safety investigation of each critical violation identified in two years or as soon thereafter as practicable;
- (2) Whidbey Moving must not incur any repeat violations of critical regulations during the two-year suspension period; and
- (3) The Company must pay the \$1,775 portion of the penalty that is not suspended.

On November 24, 2020, Whidbey Moving paid the \$1,775 non-suspended portion of the penalty in accordance with the payment arrangement granted in Order 02.


On January 15, 2021, staff completed a focused follow-up safety investigation of Whidbey Moving and identified repeat violations of critical regulations. The Company failed to conduct criminal background checks for two employees, both of whom had been convicted of assault within the past five years, and allowed a driver to operate a commercial motor vehicle without a valid medical certificate.

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Staff finds that Whidbey Moving failed to satisfy each requirement of Order 01 by incurring repeat violations of critical regulations and recommends that the \$1,775 suspended penalty be imposed.

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

Sincerely,

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Perkinson, Mathew (UTC)
Date: 2021.01.27
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Mathew Perkinson
Assistant Director, Transportation Safety