



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

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February 2, 2021

RE: *In the Matter of the Penalty Assessment Against Whidbey Logistics LLC, d/b/a Whidbey Moving and Storage, in the Amount of \$6,800, Docket TV-190111*

TO ALL PARTIES:

On April 10, 2019, the Washington Utilities and Transportation Commission (Commission) assessed a \$6,800 penalty (Penalty Assessment) against Whidbey Logistics LLC, d/b/a Whidbey Moving and Storage, (Whidbey Moving or Company) for 100 violations of Washington Administrative Code (WAC) 480-15-555, Criminal Background Checks for Prospective Employees; WAC 480-15-560, Equipment Safety Requirements, which adopts Title 49 CFR Part 393 – Parts and Accessories Necessary for Safe Operations and Title 49 CFR Part 396 – Inspection, Repair, and Maintenance; and WAC-480-15-570, Driver Safety Requirements, which adopts Title 49 CFR part 383 – Commercial Driver’s License Standards; Requirements, and Employer Responsibilities, Title 49 CFR Part 391 – Qualifications of Drivers, and Title 49 CFR Part 395 – Hours of Service of Drivers.

On April 22, 2019, the Company responded to the Penalty Assessment, admitting the violations and requesting mitigation of the penalty based on the written information provided.

On May 17, 2019, the Commission entered Order 01, Order Granting Mitigation to \$3,550, \$1,775 of which was suspended for a period of two years, subject to the following conditions: (1) Whidbey Moving must either pay the \$1,775 portion of the penalty that is not suspended or file jointly with Commission staff (Staff) a proposed payment arrangement within 10 days of the effective date of the Order; and (2) Whidbey Moving may not incur any repeat violations of critical regulations..

On June 4, 2020, the Commission entered Order 02, Granting Payment Arrangement.

On January 27, 2021, Staff filed a letter in this docket informing the Commission that Whidbey Moving had completed the payment plan as of November 2020, but that, upon re-inspection, Staff discovered repeat violations of critical regulations.

Due to Whidbey Moving's failure to comply with the terms of Order 01, the \$1,775 outstanding balance of the penalty is now due and payable.

MARK L. JOHNSON
Executive Director and Secretary