



Suddath Relocation Systems Of Oregon  
9611 NE Sunderland Rd.  
Portland, OR 97211  
503-288-6564

June 9, 2015

Washington Utilities and Transportation Commission  
PO Box 47250  
Olympia, WA 98504-7250

RE: Penalty Assessment: TV-150890

Dear Sir / Madam:

I submit to the Washington Utilities and Transportation Commission this Application for Mitigation in behalf of City / Suddath Relocation Systems.

I request that the penalty assessed should be omitted for the following reasons:

- 1) The report was filed timely without intent of omission of any item.
- 2) Fees of \$276.43 were paid timely. Information required is informational only.
  - a. Number of written estimates issued during the year.
  - b. Number of Loss and / or Damage Claims received during the year.
- 3) Lack of response to the email dated May 5, 2015 from Katie Hancock was merely an oversight and was not intended as avoidance to respond.
- 4) In prior years the information requested was not required and "n/a" was accepted.

Thank you in advance for your fair adjudication.

Sincerely,

A handwritten signature in black ink, appearing to read "Terry Dank", with a large, sweeping flourish extending to the right.

Terry Dank  
Controller  
City / Suddath Relocation Systems, LLC  
503.493.6162

Encl: Notice of Penalties Incurred  
Household Goods Carriers 2013 Annual Report (Schedule 1)  
Household Goods Carriers 2014 Annual Report

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

NOTICE OF PENALTIES INCURRED AND DUE SERVICE DATE  
FOR VIOLATIONS OF LAWS AND RULES

MAY 27 2015

**RECEIVED**  
JUN 04 2015

PENALTY ASSESSMENT: TV-150890

PENALTY AMOUNT: \$1,000

BY: .....

CITY/SUDDATH RELOCATION SYSTEMS, LLC  
7819 SOUTH 206TH STREET  
KENT, WA 98032

According to Washington Utilities and Transportation Commission (Commission) records, you have violated Washington Administrative Code (WAC) 480-15-480, which requires household goods carriers companies to file your annual report and pay regulatory fees each year by May 1. You did not file an annual report or pay regulatory fees by May 1, 2015.

Revised Code of Washington (RCW) 81.04.080 authorizes the Commission to assess a penalty of \$100 for each violation of a Commission rule. In the case of a continuing violation, every day's continuance is a separate and distinct violation. The Commission interprets noncompliance with WAC 480-15-480 beyond May 1 as a continuing violation, and assesses penalties of \$100 for each day a company fails to file its report or pay its regulatory fees after that date.

As a result, the Commission has assessed penalties against you in the amount of \$1,000 on the following basis:

On February 27, 2015, the Commission mailed the 2014 annual report forms and the 2015 regulatory fee packets to all household goods carriers companies registered in Washington. The instructions page for the annual report form instructed these companies to file annual reports and pay regulatory fees by May 1, 2015. The instructions page also stated that failure to file the annual report by May 1 would result in penalties. The deadline for requesting an extension to file your annual report was April 15. You did not request an extension.

On May 1, 2015, City/Suddath Relocation Systems, LLC filed an incomplete 2014 annual report and paid its 2015 regulatory fee. As of May 15, the report remains incomplete. May 15 is 10 business days from May 1, resulting in a total penalty of \$1,000.

Your penalty is due and payable now. If you believe the violation did not occur, you may request a hearing to contest the penalty assessment. The Commission will grant that request only if material issues of law or fact require consideration of evidence and resolution in a hearing. A request for a hearing must include a written statement of the reasons supporting that request. Failure to provide such a statement will result in denial of the request.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT TV-150890

**PLEASE NOTE:** You must complete and sign this document, and send it to the Commission within 15 days after you receive the penalty assessment. Use additional paper if needed.

I have read and understand RCW 9A.72.020 (printed below), which states that making false statements under oath is a class B felony. I am over the age of 18, am competent to testify to the matters set forth below and I have personal knowledge of those matters. I hereby make, under oath, the following statements.

1. **Payment of penalty.** I admit that the violations occurred. I have:

Enclosed \$ \_\_\_\_\_ in payment of the penalty

Submitted my payment of \$ \_\_\_\_\_ online at [www.utc.wa.gov](http://www.utc.wa.gov).  
My confirmation number is \_\_\_\_\_.

2. **Request for a hearing.** I believe that one or more of the alleged violations did not occur, for the reasons I describe below, and I request a hearing based on those reasons for a decision by an administrative law judge:

3. **Application for mitigation.** I admit the violations, but I believe that the penalty should be reduced for the reasons set out below:

PLEASE SEE ATTACHED

a) I ask for a hearing to present evidence on the information I provide above to an administrative law judge for a decision

OR  b) I ask for a Commission decision based solely on the information I provide above.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing, including information I have presented on any attachments, is true and correct.

Dated: JUNE 9, 2015 [month/day/year], at PORTLAND, OR [city, state]

CITY/SUDDATH RELOCATION SYSTEMS LLC  
TRISTY DANK

Name of Respondent (company) – please print

Signature of Applicant

RCW 9A.72.020:

“Perjury in the first degree. (1) A person is guilty of perjury in the first degree if in any official proceeding he makes a materially false statement which he knows to be false under an oath required or authorized by law. (2) Knowledge of the materiality of the statement is not an element of this crime, and the actor’s mistaken belief that his statement was not material is not a defense to a prosecution under this section. (3) Perjury in the first degree is a class B felony.”

If there is a reason for the violation that you think should excuse or reduce the penalty, you may ask for mitigation (reduction) of this penalty through evidence presented at a hearing or in writing. The Commission will grant a request for a hearing only if material issues of law or fact require consideration of evidence and resolution in a hearing. Any request for mitigation must include a written statement of the reasons supporting that request. Failure to provide such a statement will result in denial of the request. See RCW 81.04.405.

If you properly present your request for a hearing and the Commission grants that request, the Commission will review the evidence supporting your dispute of the violation or application for mitigation in a Brief Adjudicative Proceeding, before an administrative law judge. The administrative law judge will consider the evidence and will notify you of his or her decision.

**You must act within 15 days after receiving this notice** to do one of the following:

- Pay the amount due.
- Request a hearing to contest the occurrence of the violations.
- Request mitigation to contest the amount of the penalty.

Please indicate your selection on the enclosed form and send it to the Washington Utilities and Transportation Commission, Post Office Box 47250, Olympia, Washington 98504-7250, **within FIFTEEN (15) days** after you receive this notice.

**If you do not act within 15 days**, the Commission may refer this matter to the Office of the Attorney General for collection, which may file suit in state court to collect the penalty. The Commission may also initiate proceedings under WAC 480-15-450 to cancel your permit to operate as a household goods carrier in Washington.

DATED at Olympia, Washington, and effective May 27, 2015.

  
\_\_\_\_\_  
GREGORY J. KOPTA  
Administrative Law Judge

**HOUSEHOLD GOODS CARRIERS  
2014  
ANNUAL REPORT**

FOR

City/Suddath Relocation Systems, LLC

(NAME UNDER WHICH CORPORATION, PARTNERSHIP, OR INDIVIDUAL IS DOING BUSINESS)

7819 South 206th Street

(OFFICIAL MAILING ADDRESS)

Kent

(CITY)

WA

(STATE)

98032

(ZIP)

Please check if address listed above is an updated address

**Report Year Ended: December 31, 2014**

Inquiries concerning this Annual Report should be addressed to:

Name/Title: Terry Dank  
Address: 9611 NW Sunderland Ave  
City: Portland  
State/Zip: OR 97211  
Telephone: 503.288.6564  
Email: tdank@suddath.com

SUBMIT TO:

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION  
PO Box 47250  
Olympia, WA 98504-7250

File online: [www.utc.wa.gov](http://www.utc.wa.gov)



**REPORT MUST BE RECEIVED NO LATER THAN MAY 1, 2015**

\*\*\*Please refer to the Instructions for Completing the Annual Report on Page 2\*\*\*

## INSTRUCTIONS FOR ANNUAL REPORT COMPLETION

### *Commission Authority*

The purpose of this form is to collect financial and operational information from household goods companies regulated by the Washington Utilities and Transportation Commission (UTC). The commission's authority for requiring this report is found in RCW 81.04.080. This report is a non-confidential public use form.

### *Certification*

The Annual Report Certification must be signed by an authorized officer, partner or owner.

### *Regulatory Fees*

Regulatory fees are set by commission order A-140166.

### *Deadlines and Penalties*

All household goods companies regulated by the UTC are required to complete this form, including all schedules. Failure to complete all schedules will result in the report being considered incomplete and subject to penalties. Completed forms and regulatory fee payments must be received by the UTC no later than **May 1, 2015**. Failure to file the annual report by the above deadline will result in a financial penalty of \$100 for each business day after May 1. Failure to pay the regulatory fees by the above deadline will result in a 2 percent penalty on the amount due and a 1 percent monthly interest charge on the unpaid balance.

### *Extension Requests*

You may file a written request for an extension to file the completed annual report; however, the commission will not extend the deadline for paying regulatory fees. Any extension request must be filed with the commission by **April 15, 2015**, and must state a valid reason for why the extension is needed and identify a specific date which the report will be filed with the commission. The commission will notify you by April 30 whether your request is approved or denied. Even if your request is approved, you will still be liable for penalties and interest payments if you fail to pay your regulatory fees by May 1. To file your extension request online visit:

<http://www.utc.wa.gov/docs/Pages/ElectronicFiling.aspx>

### *No longer operating in Washington*

You may cancel your registration or permit by using the Voluntary Cancellation Form available at:  
<http://www.utc.wa.gov/regulatedIndustries/transportation/householdGoods/Pages/default.aspx>

However, if your company operated in Washington at any time during the 2014 calendar year, you must pay regulatory fees and file a closing annual report based on the months of operation during 2014.

### *Confidential Status*

Household goods companies are not permitted to file annual report documents as confidential. If a company regulated under RCW Title 81 submits its annual report or fee sheet as confidential, the commission will reject that submission and will not consider the report to be filed until the date the company submits the report and all required documents and information without any designation of confidentiality. If that date is after May 1, the company will be subject to the penalties described above. The commission will not disclose credit card information, if included, on the Payment Information Page or via online filing.

### *Electronic Filing and Payment*

To obtain an electronic format of the report, submit a report online or pay your regulatory fees online visit:  
[www.utc.wa.gov/regulatedindustries/pages/annualreports](http://www.utc.wa.gov/regulatedindustries/pages/annualreports)

### *Staff Contact*

Katie Hancock at (360) 664-1349 or [khancock@utc.wa.gov](mailto:khancock@utc.wa.gov)  
TTY Toll-Free phone number 1-800-416-5289



# SCHEDULE 1

(complete all information for the year 2014)

## Staff Contact Information

Safety Director Name: Mike Lesmeister Phone: 253.518.8800

Claims Manager Name: Jay Keen Phone: 253.518.8800

## Vehicle and Mileage Information

Driver and Vehicle Information		Mileage Information	
Drivers employed	9	Total Operating Miles	
Total vehicles operated	16	Intrastate	82,680
Total vehicles owned	27	Interstate	212,430
Total vehicles leased	0	<i>Intrastate: Trips that operate exclusive within WA</i>	
Total vehicles under 10,000 lbs. (gvw rating)	4	<i>Interstate: Trips that operate outside of WA</i>	

## Recordable Intrastate and Interstate Accidents

Recordable Accidents	Intrastate	Interstate
A fatality	0	0
An injury to a person requiring immediate treatment away from the scene of the accident	0	0
Disabling damage to a vehicle, requiring it to be towed from the accident scene	0	0
<b>Total number of recordable accidents</b>	<b>0</b>	<b>0</b>

## General Operations

Terminal Facilities	Storage Facilities
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Do you operate terminals at locations other than the primary address of record? <i>If yes, list (or attach list) the address of each terminal located in Washington State:</i>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Do you operate your own storage facilities? <i>If yes, list (or attach list) the address of each warehouse located in Washington State:</i>
	7819 S 206th Street, Kent WA 98032

Interstate Operations	Agent Operations
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Do you have interstate operating authority? <i>If yes, list your MC#:</i> MC#:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Do you operate as the agent of an interstate carrier? <i>If yes, what is the name of the carrier:</i> Carrier Name United Van Lines

## Household Goods Moves

	Total Company	Intrastate (WA only)
Number of household goods moves completed during the year	317	82
Number of written estimates issued during the year	174	20
Number of Loss and/or Damage Claims received during the year	74	3

## Cargo Insurance

Cargo Insurance Company Name Vanliner Insurance Company  
Cargo Insurance Policy Number CGT3044600 14



## SCHEDULE 2

(this schedule is MANDATORY unless reporting "\$0" revenue)

INTRASTATE OPERATING REVENUES		
1	Gross Washington Intrastate Operating Revenue	\$4,028,934
2	Non-Fee Paying Revenue (INTRASTATE ONLY)	\$3,918,363
3	Balance-Adjusted Gross Intrastate Operating Revenue (Line 1 minus Line 2)	\$110,571
INTRASTATE OPERATING EXPENSES		
4	Total Salaries and Wages	\$710,781
5	Total Payroll Taxes and Related Expenses	
6	Total Payroll Fringe Benefits	
7	Fuel, Including Fuel Tax	\$332,062
8	Oil and Lubricants; Repairs; Vehicle Parts and Outside Maintenance; Tires and Tubes; Other Operating Supplies and Expenses	
9	Total General Supplies & Expenses	\$222,955
10	Total Operating Taxes & Licenses	\$21,185
11	Total Insurance & Safety	\$29,883
12	Total Communications & Utilities	\$42,238
13	Total Depreciation & Amortization	\$208,315
14	Total Operating Rents	\$455,425
15	Gain or Loss on Disposition of Operating Assets	-\$2,221
16	Legal Services	
17	Accounting Services	\$156,692
18	Uncollectible Revenue; Other Miscellaneous Expenses and Professional Fees	\$2,562,218
19	<b>TOTAL OPERATING EXPENSES (Total of Lines 4 through 18)</b>	<b>\$4,739,533</b>
20	<b>NET CARRIER OPERATING INCOME (Line 1 minus Line 19)</b>	<b>-\$710,599</b>
OTHER INTRASTATE INCOME AND DEDUCTIONS		
21	Other Income (Credit) <i>Describe:</i>	
22	Interest Expense	\$8,224
23	Corporate Income Tax	
24	Other Deductions <i>Describe:</i>	\$29,432
25	<b>INCOME DEDUCTIONS (Total of Lines 21 through 24)</b>	<b>\$37,656</b>
26	<b>NET INCOME (Line 20 minus Line 25)</b>	<b>-\$748,255</b>

**REGULATORY FEE CALCULATION SCHEDULE**

**Due May 1, 2015**

Annual Report Year  
**2014**

Company Name City/Suddath Relocation Systems, LLC

In accordance with RCW 81.24.010 and 81.24.321 "Regulatory Fees", the Commission requires Household Goods companies to file reports of gross intrastate revenue and pay fees on that revenue. Every company subject to regulation shall file with the Commission a statement under oath showing its gross intrastate operating revenue from operations for the preceding year and pay to the Commission a fee as instructed below. There is no minimum fee.

**Regulatory Fee Calculations**

1 Total Gross Intrastate Operating Revenue** (From Schedule 2, Line 1)	\$110,571.00
2 Less Non Fee-Paying Intrastate Revenue (from Schedule 2, Line 2)	_____
3 Balance-Adjusted Gross Intrastate Operating Revenue (Line 1 minus Line 2)	\$110,571.00
4 Adjusted Gross Intrastate Operating Revenue x .25%	\$110,571.00 x 0.0025 = \$276.43
<i>Agency Use Only 001-111-0268-207-01</i>	

**Penalty & Interest Calculations**

5 Penalties on Regulatory Fees being paid after <b>May 1</b>	
5a Total Penalties on Regulatory Fees owed (enter amount from Line 4 x 2%)	_____ x 0.02 = \$0.00
6 Interest on Regulatory Fees being paid after <b>May 31</b>	
6a Amount from Line 4 x Number of months past May 31 x 1%	_____ x _____ x 0.01 = \$0.00
7 Total Penalties and Interest owed (Line 5a plus Line 6a)	\$0.00
8 Total Regulatory, Penalties and Interest Fees Due (Line 4 plus Line 7)	\$276.43
<i>Agency Use Only 001-111-0268-207-11</i>	

**\*\*Note:** Gross Washington intrastate operating revenue is defined as **all revenue collected for the year** from rates under Washington Utilities and Transportation Commission Tariff 15C. The revenues subject to the Commission's regulatory fees are gross Washington intrastate operating revenues **before** deductions for uncollectibles, unbillables, or the payment of state and federal taxes.

**COMMISSION USE ONLY**

Reception #:	_____	001-111-0268-207-01	_____
Reference:	AR2014	001-111-0268-207-11	_____
Payment ID:	_____	001-111-0268-032-2C	_____
		Total Paid:	_____

## SCHEDULE 1

(complete all information for the year 2013)

### Staff Contact Information

Safety Director Name: Kirkland Aitkens Phone: 253-518-8800  
 Claims Manager Name: Tom Shaugnessy Phone: 253-518-8800

### Vehicle and Mileage Information

Driver and Vehicle Information		Mileage Information	
Drivers employed	18	Total Operating Miles	
Total vehicles operated	16	Intrastate	n/a
Total vehicles owned	27	Interstate	n/a
Total vehicles leased	0	<i>Intrastate: Trips that operate exclusive within WA</i>	
Total vehicles under 10,000 lbs. (gvw rating)	4	<i>Interstate: Trips that operate outside of WA</i>	

### Recordable Intrastate and Interstate Accidents

Recordable Accidents	Intrastate	Interstate
A fatality		
An injury to a person requiring immediate treatment away from the scene of the accident		
Disabling damage to a vehicle, requiring it to be towed from the accident scene		
<b>Total number of recordable accidents</b>	<b>0</b>	<b>0</b>

### General Operations

Terminal Facilities	Storage Facilities
Do you operate terminals at locations other than the primary address of record? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <i>If yes, list (or attach list) the address of each terminal located in Washington State:</i>	Do you operate your own storage facilities? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <i>If yes, list (or attach list) the address of each warehouse located in Washington State:</i>
	7819 Sout 206th Street, Kent WA 98032

Interstate Operations	Agent Operations
Do you have interstate operating authority? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <i>If yes, list you MC#:</i> MC#:	Do you operate as the agent of an interstate carrier? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <i>If yes, what is the name of the carrier:</i> Carrier Name United Van Lines

### Household Goods Moves

	Total Company	Intrastate (WA only)
Number of household goods moves completed during the year	n/a	
Number of written estimates issued during the year	n/a	
Number of Loss and/or Damage Claims received during the year	n/a	

### Cargo Insurance

Cargo Insurance Company Name Vanliner Insuranc Company  
 Cargo Insurance Policy Number CGT3044600