



TWO MEN AND A TRUCK®

Each franchise independently owned and operated

19011 Woodinville-Snohomish Rd NE
Suite-270
Woodinville, WA 98072
DOT # 2947979 THG # 67469

“Movers Who Care®”

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Received
Records Management
06/04/18 13:35
State of WASH.
JULIAN AND TRANSP.
COMMISSION
June 4, 2018

Washington Utilities and Transportation Commission
Office of Motor Carriers
Rayne Pearson – Director, Administrative Law Division
1300 S. Evergreen Park Dr SW
PO Box 47250
Olympia WA 98504-7250

Cc: Wayne Gilbert

Reference: Penalty Assessment: TV-180394
Relo6 LLC D/b/a TWO MEN AND A TRUCK

Dear Mr. Pearson,

We have received and reviewed the subject letter from your office. We feel that the assessment amount of \$ 8,600.00 is quite severe. We ask for sincere consideration of a significantly mitigated amount for the following reasons:

1. The responsibility to insure driver medical certificates were kept up to date was assigned to our HR Manager, Brad Pike. Mr. Pike left our employment at the end of September 2017 and had not scheduled new medical tests. We realized this had not been done right before Mr. Gilbert's visit and corrected the error. We also re-assigned this duty to our operations managers to prevent it from happening again. So, this was an innocent error which has been corrected.
2. No customer issues or road safety issues occurred during this lapse period, therefore this error violated our safety requirements but did not result in an actual driver problem.
3. Our company reviews customer service and referral rates constantly and have maintained a 4.70 (out of 5.00) score for customer service and a 95.0% customer referral rate. We are providing excellent moving services with all our movers and drivers. This medical card lapse did not reduce our quality service to the public in any way.

We ask that the amount of assessment be greatly reduced and the timing of payment be extended. We remain hopeful for your reconsideration. Please let us know, thank you.

Best Regards,

Rick Clendenen
Owner

attached: Page 5, filled out of subject letter

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION
PENALTY ASSESSMENT TV-180394

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 and enclose \$ _____ in payment of the penalty.

2. **Contest the violation(s).** I believe that the alleged violation(s) did not occur for the reasons I describe below (if you do not include reasons supporting your contest here, your request will be denied):

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.

3. **Application for mitigation.** I admit the violations, but I believe that the penalty should be reduced for the reasons set out below (if you do not include reasons supporting your application here, your request will be denied):

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. **PER MY LETTER DATED 6/4/2018**

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: 6/4/2018 [month/day/year], at WOODINVILLE, WA [city, state]

RICK CLENDENEN
Name of Respondent (company) – please print

Rick Clendenen
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.”