



STATE OF WASHINGTON
 UTILITIES AND TRANSPORTATION COMMISSION

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April 25, 2022

Amanda Maxwell, Executive Director and Secretary
 Washington Utilities and Transportation Commission
 P.O. Box 47250
 Olympia, Washington 98504-7250

RE: *In the Matter of the Application of Americam Movers LLC for a Permit to Operate as a Motor Carrier of Household Goods – Docket TV-190858*

Dear Ms. Maxwell:

On February 24, 2020, the Washington Utilities and Transportation Commission (Commission) issued Order 01, Granting Provisional Household Goods Permit, Subject to Conditions in Docket TV-190858. Order 01 granted Americam Movers LLC's, (Americam or Company) application for provisional household goods operating authority while establishing conditions for the provisional period as follows:

- (1) Americam's provisional period is extended to March 8, 2022;
- (2) The Company must complete all requirements for permanent authority within 18 months of the date of this Order;
- (3) Americam must implement a random alcohol and controlled substances testing program for its drivers and effective immediately and for the duration of its provisional period, Gahagan must be enrolled in that program;
- (4) For the duration of its provisional period, Americam must maintain and provide to Commission staff (Staff) upon request all records of Camano Gahagan's, owner, participation in its random alcohol and controlled substances testing program;
- (5) For the duration of its provisional period, Americam must complete and keep records of background checks for every employee and intended employee; and
- (6) For the duration of its provisional period, Americam must not employ any person with a criminal history.

On April 21, 2021, Staff completed a routine safety investigation of Americam, resulting in a satisfactory safety rating. Staff discovered that while the Company had established a random

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controlled substances testing program, the program was being administered by Gahagan. Gahagan was provided with technical assistance on how to enroll into a non-Department of Transportation random alcohol and controlled substances testing program. This program is administered by a third-party tester and Gahagan would not be aware of the testing dates prior to selections. Following Staff's guidance, Gahagan enrolled the Company into a third-party testing pool with Drug Free Business.

On April 12, 2022, Staff completed a follow-up focused review of Americam's random alcohol and controlled substances testing. During the provisional period, the Company demonstrated that it continuously participated in a form of random controlled substances testing but failed to produce any evidence of performing any random alcohol tests. Staff determined that since enrolling with Drug Free Business that Americam's employees were eligible for alcohol testing, though Drug Free Business did not select any employees for alcohol testing.

By not performing random alcohol tests, Staff finds that Americam has not met each condition establish in Order 01, though Staff believes the Company has cooperated throughout its provisional period, been accepting of technical assistance, and shown a desire to follow Commission rules and regulations.

Staff recommends that the Commission extend the Company's provisional authority an additional six months to demonstrate its compliance with the random alcohol testing condition of Order 01.

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

Sincerely,



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Mathew (UTC)
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Mathew Perkinson
Assistant Director, Transportation Safety