

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of Determining the Proper
Carrier Classification of, and Complaint
for Penalties against:

JEET SIDHU a/k/a GEETAR SIDHU
d/b/a JJ LIMOUSINE, JJ LIMOUSINE
SERVICES, JJ'S BEST LIMOUSINE
SERVICE, and JJ LIMOUSINE
SERVICES, INC.

DOCKET TE-151982

ORDER 03

IMPOSING SUSPENDED PENALTY

BACKGROUND

- 1 On July 11, 2018, the Washington Utilities and Transportation Commission (Commission) entered Order 02, Initial Order Classifying Respondent as a Charter Party or Excursion Service Carrier; Ordering Respondent to Cease & Desist; Imposing and Suspending Penalties on Condition of Future Compliance (Order 02). Order 02 required Jeet Sidhu a/k/a Geetar Sidhu d/b/a JJ Limousine, JJ Limousine Services, JJ's Best Limousine Service, and JJ Limousine Services, Inc. (JJ Limousine or Company) to cease and desist operating as a charter party or excursion service carrier and imposed a fine of \$15,000 for three violations of RCW 81.70, all but \$5,000 of which was suspended for a period of two years conditioned on the Company: (1) submitting a complete application for a certificate to operate as a charter party no later than July 26, 2016, (2) permanently refraining from operating as a charter party or excursion service carrier without first obtaining a certificate from the Commission, (3) refunding Michael Hornsby \$318 no later than July 26, 2016, (4) complying with all applicable statutes and Commission rules, and (5) paying the \$5,000 portion of the penalty that was not suspended within 10 days of the effective date of Order 02.
- 2 On May 18, 2018, Staff filed with the Commission a Motion to Impose Suspended Penalties. In its Motion, Staff notes that the Company has neither paid the \$5,000 penalty as required nor contacted Staff to discuss payment arrangements. Staff further alleges that JJ Limousine continues to operate as a charter party or excursion service carrier without the required certificate by advertising party bus services on its website, www.jjlimo.com, and that JJ Limousine entered into an agreement with a consumer for party bus transportation in Washington in May 2018. Staff recommends the Commission impose

the remaining \$10,000 suspended portion of the penalty for failing to comply with all of the conditions in Order 02.

3 The Company did not file a response to Staff's motion.

DISCUSSION AND DECISION

4 We find that JJ Limousine violated the conditions of Order 02 and impose the \$10,000 suspended portion of the penalty. The Company failed to pay the \$5,000 portion of the penalty that was not suspended and violated the Commission's order to cease and desist engaging in business as a charter party carrier without first obtaining a certificate.

5 RCW 81.70.020(1) defines "charter party carrier" as any person "engaged in the transportation over any public highways of this state of a group of persons who, pursuant to a common purpose and under a single contract, acquire the use of a motor vehicle to travel together as a group to a specified destination or for a particular itinerary, either agreed upon in advance or modified by the chartered group after leaving the place of origin." Under RCW 81.70.220, a person operates as a charter party carrier by providing charter party service, or by advertising or soliciting, offering, or entering into an agreement to provide such service.

6 Staff provided evidence that JJ Limousine is engaging in the business of a charter party carrier by advertising party bus transportation on its website, and provided further evidence that the Company entered into an agreement with a consumer for party bus transportation. JJ Limousine failed to respond to Staff's motion or rebut Staff's evidence. Moreover, the Company failed to pay the \$5,000 portion of the penalty that was not suspended. Because the Company has failed to fulfill the conditions under which the Commission suspended \$10,000 of the assessed penalty, that penalty amount is now due and payable.

ORDER

THE COMMISSION ORDERS That

7 (1) Jeet Sidhu a/k/a Geetar Sidhu d/b/a JJ Limousine, JJ Limousine Services, JJ's Best Limousine Service, and JJ Limousine Services, Inc. has not complied with the conditions under which the Commission suspended \$10,000 of the \$15,000 penalty assessment.

- 8 (2) The full \$15,000 penalty is now due and payable.

DATED at Olympia, Washington, and effective August 27, 2018.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

RAYNE PEARSON
Administrative Law Judge