
	<b>US DOT #</b> 2013092	<b>Legal:</b> SMOOTH MOVES LLC <b>Operating (DBA):</b>			
<b>MC/MX #:</b> 933761		<b>State #:</b> HG-064212		<b>Federal Tax ID:</b> 27-1865564 (EIN)	
<b>Review Type:</b> Compliance Review (CR)					
<b>Scope:</b> Principal Office		<b>Location of Review/Audit:</b> Company facility in the U. S.			<b>Territory:</b>
<b>Operation Types</b>		<b>Interstate</b>	<b>Intrastate</b>		
<b>Carrier:</b>	Non-HM	Non-HM	<b>Business:</b> Individual		
<b>Shipper:</b>	N/A	N/A	<b>Gross Revenue:</b> \$766,047.53		<b>for year ending:</b> 12/31/2020
<b>Cargo Tank:</b>	N/A				
<b>Company Physical Address:</b>					
516 E 1ST AVE STE C KENNEWICK, WA 99336					
<b>Contact Name:</b>					
<b>Phone numbers:</b> (1) 509- 460-8158		(2)	<b>Fax</b>		
<b>E-Mail Address:</b>					
<b>Company Mailing Address:</b>					
516 E 1ST AVE STE C KENNEWICK, WA 99336					
<b>Carrier Classification</b>					
Authorized for Hire			Private Property		
<b>Cargo Classification</b>					
Household Goods					
<b>Equipment</b>					
	<b>Owned</b>	<b>Term Leased</b>	<b>Trip Leased</b>		<b>Owned</b> <b>Term Leased</b> <b>Trip Leased</b>
Truck	5	0	0		
Power units used in the U.S.:5					
Percentage of time used in the U.S.:100					
<b>Does carrier transport placardable quantities of HM?</b> No					
<b>Is an HM Permit required?</b> N/A					
<b>Driver Information</b>					
	<b>Inter</b>	<b>Intra</b>	<b>Average trip leased drivers/month:</b> 0		
< 100 Miles:		0	<b>Total Drivers:</b> 8		
>= 100 Miles:	8	0	<b>CDL Drivers:</b> 0		



	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212 Review Date: 11/08/2021
---	--	--

**Part A**

QUESTIONS regarding this report or the Federal Motor Carrier Safety or Hazardous Materials rules may be addressed to the Office of Motor Carriers at:  
[edward.steiner@utc.wa.gov](mailto:edward.steiner@utc.wa.gov)

**This report will be used to assess your safety compliance.**

<b><u>Person(s) Interviewed</u></b>	
<b>Name:</b> Kenneth Teasdale	<b>Title:</b> Owner
<b>Name:</b> Matthew Mason	<b>Title:</b> Operations Manager



	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212	Review Date: 11/08/2021
---	--	--------------------	----------------------------

**Part B Violations**

1 STATE <b>CRITICAL</b>	Primary: 391.45(a) Secondary: 391.11(a)	<b>Discovered</b> 2	<b>Checked</b> 5	<b>Drivers/Vehicles</b> <b>In Violation</b> 2 <b>Checked</b> 5
-------------------------------	--	------------------------	---------------------	---

**Description**  
Using a driver not medically examined and certified.

**Example**  
Driver name: Jason Bradley  
Trip date: 09/25/2021  
Description of violation: Carrier utilized drivers not medically examined and certified.

Also in violation:  
Driver name: Jared Boleware  
Trip date: 09/24/2021

2 STATE <b>CRITICAL</b>	Primary: 391.51(a)	<b>Discovered</b> 4	<b>Checked</b> 5	<b>Drivers/Vehicles</b> <b>In Violation</b> 4 <b>Checked</b> 5
-------------------------------	--------------------	------------------------	---------------------	---

**Description**  
Failing to maintain driver qualification file on each driver employed.

**Example**  
Driver name: Jason Bradley  
Trip date: 09/25/2021  
Description of violation: Carrier failed to maintain driver qualification files on drivers as required.

Also in violation:  
Driver name: Jared Boleware  
Trip date: 09/24/2021

Driver name: Gregory Carter  
Trip date: 09/25/2021

Driver name: Daniel Lane  
Trip date: 09/25/2021



	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212	Review Date: 11/08/2021
---	--	--------------------	----------------------------

**Part B Violations**

3 STATE <b>CRITICAL</b>	Primary: WAC 480-15-555 Secondary: RCW 81.80.130 CFR Equivalent: 392.2	<b>Discovered</b> 12	<b>Checked</b> 18	<b>Drivers/Vehicles</b> <b>In Violation</b> 12 <b>Checked</b> 18
-------------------------------	--	-------------------------	----------------------	---

**Description**

Failing to conduct or retain paperwork containing criminal background check for a household goods carrier in the state of Washington as required.  
Driver name: Matthew Mason  
Trip date: 09/10/2021  
Description of violation: Carrier failed to conduct or retain paperwork containing criminal background check information for employees the carrier intends to hire as required for household goods carriers in the state of Washington.

**In violation:**

Anthony Hernandez hired September 12, 2020, had no criminal background check on file.  
Bruce Egbert hired September 10, 2020, had no criminal background check on file.  
Seth Ross hired April 5, 2021, had no criminal background check on file.  
Brandon Vanwinkle hired August 30, 2021, had no criminal check on file.  
Matthew Mason hired October 27, 2018, check completed October 29, 2018.  
Jordan Beachene hired July 17, 2020, check completed July 30, 2020.  
Jacob Montano hired November 12, 2020, check completed November 18, 2020.  
Mike Sage hired April 25, 2020, check completed April 29, 2020.  
Gregory Carter hired March 25, 2021, check completed March 30, 2021.  
Timothy Navarro hired October 15, 2020, check completed July 29, 2021.  
Pedro Montoya hired June 2, 2021, check completed July 1, 2021.  
Devon Keil hired July 17, 2021, check completed July 23, 2021.

4 STATE <b>CRITICAL</b>	Primary: 395.8(a)(1)	<b>Discovered</b> 150	<b>Checked</b> 150	<b>Drivers/Vehicles</b> <b>In Violation</b> 5 <b>Checked</b> 5
-------------------------------	----------------------	--------------------------	-----------------------	---

**Description**

Failing to require a driver to prepare a record of duty status.

**Example**

Driver name: Matthew Mason  
Trip date: 07/08/2021  
Description of violation: Carrier failed to have drivers complete Records of Duty Status as required.

**Also in violation:**


Driver name: Jason Bradley  
Trip date: 05/01/2021

Driver name: Jared Boleware  
Trip date: 07/16/2021

Driver name: Gregory Carter  
Trip date: 07/21/2021

Driver name: Daniel Lane  
Trip date: 07/20/2021



	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212	Review Date: 11/08/2021
---	--	--------------------	----------------------------

**Part B Violations**

5 STATE <b>CRITICAL</b>	Primary: 396.3(b)	<b>Discovered</b> 5	<b>Checked</b> 5	<b>Drivers/Vehicles</b> <b>In Violation</b> 5 <b>Checked</b> 5
-------------------------------	-------------------	------------------------	---------------------	---

**Description**  
Failing to keep minimum records of inspection and vehicle maintenance.  
Vehicle identification number: 3ALACWDT7GDGV9110  
Trip date: 09/25/2021

Vehicle identification number: 1GDL7C1355F515109  
Trip date: 09/22/2021

Vehicle identification number: 1HTMMAAM14H651144  
Trip date: 09/22/2021

Vehicle identification number: 1HTMMAAM05H687151  
Trip date: 09/22/2021

Vehicle identification number: JALB14447001237  
Trip date: 09/20/2021

6 STATE	Primary: 391.23(a)(1)	<b>Discovered</b> 1	<b>Checked</b> 5	<b>Drivers/Vehicles</b> <b>In Violation</b> 1 <b>Checked</b> 5
------------	-----------------------	------------------------	---------------------	---

**Description**  
Failing to investigate driver's background within 30 days of employment.

**Example**  
Driver name: Matthew Mason  
Trip date: 09/10/2021  
Description of violation: Carrier failed to investigate driver's background within 30 days of employment.

7 STATE	Primary: 391.23(m)(1)	<b>Discovered</b> 1	<b>Checked</b> 5	<b>Drivers/Vehicles</b> <b>In Violation</b> 1 <b>Checked</b> 5
------------	-----------------------	------------------------	---------------------	---

**Description**  
Carrier failed to complete medical certificate verification with the National Registry of Certified Medical Examiners.


**Example**  
Driver name: Matthew Mason  
Trip date: 09/10/2021  
Description of violation: Carrier failed to complete medical certificate verification with the National Registry of Certified Medical Examiners.

8 STATE	Primary: 391.51(b)(4)	<b>Discovered</b> 1	<b>Checked</b> 5	<b>Drivers/Vehicles</b> <b>In Violation</b> 1 <b>Checked</b> 5
------------	-----------------------	------------------------	---------------------	---

**Description**  
Failing to maintain the responses of each State agency to the annual driver record inquiry required by 391.25(a).

**Example**  
Driver name: Matthew Mason  
Trip date: 09/10/2021  
Description of violation: Carrier failed to maintain annual driving record inquiries for 2019 and 2020.



	<b>SMOOTH MOVES LLC</b>	State #: HG-064212	Review Date:
	U.S. DOT #: 2013092		11/08/2021

**Part B Violations**

9 STATE	Primary: 396.17(a)	<b>Discovered</b> 1	<b>Checked</b> 5	<b>Drivers/Vehicles</b> <b>In Violation</b> 1	<b>Checked</b> 5
------------	--------------------	------------------------	---------------------	---	---------------------

**Description**  
Using a commercial motor vehicle not periodically inspected.  
**Example**  
Vehicle identification number: JALB14447001237  
Trip date: 09/20/2021

<b>Safety Fitness Rating Information:</b>		<b>OOS Vehicle (CR): 3</b>
<b>Total Miles Operated</b> 32,392		<b>Number of Vehicle Inspected (CR): 4</b>
<b>Recordable Accidents</b> 0		<b>OOS Vehicle (MCMIS): 0</b>
<b>Recordable Accidents/Million Miles</b> 0.00		<b>Number of Vehicles Inspected (MCMIS): 0</b>

<b>Your proposed safety rating is :</b>  <b>UNSATISFACTORY</b>	<b>Rating Factors</b>	<b>Acute</b>	<b>Critical</b>
	<b>Factor 1:</b> S	0	0
	<b>Factor 2:</b> U	0	2
	<b>Factor 3:</b> U	0	3
	<b>Factor 4:</b> U	0	1
	<b>Factor 5:</b> N	0	0
	<b>Factor 6:</b> S	-	-

Effective date: The unsatisfactory rating will take effect 60 days after the date of a forthcoming official notice from the Federal Motor Carrier Safety Administration headquarters office in Washington, D.C.

**PROHIBITION:** Under 49 USC sections 13905(f)(1)(B) and 31144, and 49 CFR section 385.13 a motor carrier that receives a final safety rating of unsatisfactory is prohibited from operating a commercial motor vehicle in interstate and intrastate commerce and, if applicable, shall have its registration revoked unless and until such time the FMCSA determines the motor carrier is fit and the motor carrier has reinstated its registration.


49 U.S.C. 31144 provides that the prohibition takes effect unless the motor carrier, within 60 days of the date of the forthcoming official notice, takes the necessary steps to improve the rating to conditional or satisfactory.

Unless the motor carrier receives an improved rating within 60 days from the date of the forthcoming official notice from Washington, D.C, the motor carrier will be subject to the prohibition in 49 CFR 385.13.

Corrective actions must be taken for the violations (deficiencies) listed on Part B of this review. Title 49 CFR Sections 385.15 and 385.17 provide for administrative review and a change to a safety rating based on corrective actions, respectively. A request for a change to a safety rating under section 385.17 may be made at any time. A motor carrier may request, in writing, a change in the rating by providing evidence of corrective actions to the Field Administrator for the FMCSA Service Center in which the carrier maintains its principal place of business. (See 49 CFR 385.17 for additional details). A request for administrative review under section 385.15 must be made within 90 days of the date of the proposed safety rating issued under section 385.11(c) or a final safety rating issued under section 385.11(b), or within 90 days after denial of a request for a change in rating under section 385.17.

**Administrative Review:** A motor carrier may appeal its proposed safety rating in a petition filed pursuant to 49 CFR section 385.15 if it believes that the rating is in error and there are factual and procedural issues in dispute. Such appeals must be made within 90 days of the date of the proposed safety rating, but should be made within 15 days of the date of the safety rating notice to allow the FMCSA to issue a written decision before the prohibitions in 49 CFR 385.13 take effect. Appeals filed pursuant to section 385.15 should be addressed to: Chief Safety Officer, Federal Motor Carrier Safety Administration, 1200 New Jersey Ave., S.E., Washington, DC 20590. The motor carrier will receive a written decision on the petition within 45 days from receipt of the petition by the Chief Safety Officer. (See 49 CFR 385.15 for additional details.)




	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212 Review Date: 11/08/2021
<b>Part B Violations</b>		

(Note: Neither a petition to contest the rating nor a request for a change in the rating will delay the effective date of the rating, if unchanged.)

If this was a focused investigation, which will be noted in the Review Type on the first page of this report (Part A), some factors shown above may be marked "SATISFACTORY" even if they were not reviewed. A focused investigation will not result in a SATISFACTORY safety rating because all standards and factors specified in 40 CFR 383.5 and 385.7 were not examined in full, even though it may appear that they were under the rating factors in Part B of this document. It may, however, result in a less than SATISFACTORY rating if sufficient violations are discovered in the parts and factors examined to result in a CONDITIONAL or UNSATISFACTORY rating, or a non-ratable review.

If you receive a conditional or unsatisfactory rating, you may request an administrative review under 49 CFR 385.15 or a safety rating upgrade based on corrective action under 49 CFR 385.17. However, a successful request may only result in a non-ratable status, upgrade to a conditional safety rating, or reinstatement of your most recent safety rating. You will not receive a new satisfactory safety rating as a result of your request(s) under 49 CFR 385.15 and/or 49 CFR 385.17.



	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212 Review Date: 11/08/2021
<b>Part B Requirements and/or Recommendations</b>		

1. The Washington Utilities and Transportation Commission (UTC) adopted the Federal Motor Carrier Safety Administration (FMCSA) rules of 49 CFR and regulations pertaining to the Commercial Motor Vehicle's Safety along with the Revised Code of Washington and Washington Administrative Codes pertaining to Commercial Motor Vehicle Safety and Regulations.

How to request an upgrade to your INTRASTATE safety rating based on corrective actions:

Within sixty (60) days from receipt of your proposed safety rating, you may request in writing, a change in the rating based on corrective actions. You should do so as soon as possible so the UTC has the opportunity to review your corrective actions and make a final decision. Your Safety Management Plan should be submitted within the first 30 days after receiving this report.

Your submission should be as detailed as possible:

You must develop a safety management plan:

1. The plan must address all violations on the most recent Compliance Review. Corrective actions to address other violations noted on your review must also be included.
2. Identify why the violations were permitted to occur.
3. Discuss the actions taken to correct the deficiency or deficiencies that allowed the violations to occur. Include actual documentation of this corrective action. (For example: documentation may include items such as new policies and procedures, training programs and sign-in lists, or copies of new forms.
4. Outline actions taken to ensure that similar violations do not reoccur in the future. **YOU MUST DEMONSTRATE THAT YOUR OPERATIONS CURRENTLY MEET THE SAFETY STANDARD AND FACTORS SPECIFIED IN 49 CFR 385.5 and 385.7.** To do so, you must demonstrate that you now have adequate safety management controls in place which function effectively to ensure acceptable compliance with applicable safety requirements.
5. If your request includes actions that will be conducted in the near future, such as training, reorganization of departments, purchasing of computer programs, etc, include a detailed description of the activity or training and a schedule of when that activity will commence and when it will be completed.
6. Include any additional documentation relating to motor carrier safety and the prevention of crashes that you believe supports your request.
7. Include a written statement certifying the carrier will operate within federal and state regulations and the carrier's operation currently meets the safety standard and factors specific in 49 CFR 385.5 and 385.7. A corporate officer; partner, or the owner of the company must sign the statement.


You must submit your request to:

Investigator Edward Steiner  
Email: Edward.Steiner@UTC.WA.GOV

2. **Understand Why Compliance Saves Time and Money:** Compliance with FMCSRs will not only save lives, but also saves your business time and money. Tracking how much your business spends on non-compliance activities can help you understand the many benefits of compliance to your business and why safety is good business.  
**Document and Follow Through on Action Plans:** Document and follow through on action plans to ensure the actions you are taking are creating improvement in safety management and compliance.  
**NOTICE:** A pattern and/or repeated violations of the same or related acute or critical regulations (violations of the same Part in Title 49, Code of Federal Regulations) will cause the maximum penalties allowed by law to be assessed under Section 222 of the Motor Carrier Safety Improvement Act of 1999 (MCSIA). A pattern of violations means two or more violations of acute and/or critical regulations in three or more Parts of Title 49, Code of Federal Regulations discovered during any eligible investigation. Repeated violations means violation(s) of an acute regulation of the same Part of Title 49, Code of Federal Regulations discovered in an investigation after one or more closed





	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212 Review Date: 11/08/2021
<b>Part B Requirements and/or Recommendations</b>		

enforcement actions within a six year period and/or violation(s) of a critical regulation in the same Part of Title 49, Code of Federal Regulations discovered in an investigation after two or more closed enforcement actions within a six year period.

NOTICE: 49 CFR Part 391.23 requires prospective employers to, at a minimum, investigate a driver's employment information, crash record, and alcohol and controlled substances history from all employers the driver worked for within the previous 3 years.

The Pre-Employment Screening Program (PSP) is a screening tool that assists motor carriers in investigating crash history and roadside safety performance of prospective drivers. The PSP allows motor carriers to purchase 5 years of crash data and 3 years of roadside inspection data from the Federal Motor Carrier Safety Administration's (FMCSA) Motor Carrier Management Information System (MCMIS). Records are available 24 hours a day via Web request. Motor carriers should visit the following website for more information:

<http://www.psp.fmcsa.dot.gov/Pages/default.aspx>

All motor carriers and truck drivers are needed to fight against terrorism and hijacking. You could be a target. Protect yourself, your trucks, your cargo, and your facilities. Discuss with your employees/drivers the "Security Measures for Truck Drivers and Companies" which were provided and reviewed with motor carrier official. Motor carriers should visit the following website for more information:

<http://www.fmcsa.dot.gov/documents/Hijacking-Brochure.pdf>

### 3. DRIVER FITNESS BASIC PROCESS BREAKDOWN: Policies and Procedures

DESCRIPTION OF PROCESS BREAKDOWN - Carrier owner Kenneth Teasdale failed to maintain driver qualification files.

#### BASIC SPECIFIC RECOMMENDED REMEDIES


Implement Safety Improvement Practices: The following are recommended practices related to Policies and Procedures.

- Develop a policy for the periodic review (at least twice per year) of driver qualification files. The motor carrier should not rely on third-party sources, such as insurance agencies. The procedure should include controls to ensure that documents requiring renewals are in place, to remind drivers of expiration dates on medical certificates, so they can schedule another physical examination in advance, and to prevent falsification of documents related to driver qualification.
- Establish a policy requiring drivers to submit copies of all vehicle and roadside inspections and moving violations to carrier management within 24 hours, and to notify management of suspended or revoked Commercial Driver's Licenses (CDLs) immediately following notification of suspension/revocation.
- Establish a policy requiring all new (since 2003) Commercial Driver's License (CDL) drivers to submit documentation of entry-level driver training in - for example, driver qualification requirements, Hours of Service (HOS), driver wellness, and whistleblower protection - or to take entry-level training provided by the carrier.
- Develop a policy for document retention and recordkeeping, including documents that are to be in the possession of the driver as proof of credentials.
- Develop a process to ensure that operations will always have the proper amount of fit drivers. This process would address how to deal with issues such as sick leave, vacation, training, suspension, and termination.
- Develop a written and progressive disciplinary policy focused on taking corrective action to ensure drivers comply with regulations and policies. A progressive disciplinary policy could include, among other things, written warnings, suspensions, or work restrictions, monetary penalties, and termination. This policy should also specify consequences for any carrier official who knowingly and willfully allows Driver Fitness Violations.

#### Seek Out Resources:

- You are encouraged to review your company's record at the following website: <http://ai.fmcsa.dot.gov/SMS>. You will need to use your PIN Number that has been provided by the FMCSA.
- Contact industry associations to get resources and ideas on safety improvement practices from other carriers in the industry



	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212 Review Date: 11/08/2021
<b>Part B Requirements and/or Recommendations</b>		

**4. VEHICLE MAINTENANCE BASIC - INSPECTION-REPAIR-MAINTENANCE PROCESS BREAKDOWN: Policies and Procedures**

DESCRIPTION OF PROCESS BREAKDOWN - Carrier owner Kenneth Teasdale failed to maintain required vehicle maintenance records.

**BASIC SPECIFIC RECOMMENDED REMEDIES**

Implement Safety Improvement Practices: The following are recommended practices related to Policies and Procedures.

- Develop a system of preventive maintenance for compliant, safe, and efficient fleet operations, including a schedule for periodic maintenance, inspection, and recordkeeping. This system should be attuned to manufacturer recommendations, the carrier's own experience, and regulatory requirements.
- Develop a procedure ensuring that vehicle defects that impact safety and/or safety compliance are reported, repaired, and certified before the vehicle is operated.
- Develop procedures to ensure that management is notified of vehicle defects through the use of Driver Vehicle Inspection Records (DVIRs) and other communication channels, such as driver call-in and e-mail from mechanics.
- Develop a policy ensuring that drivers are qualified to complete thorough and timely Driver Vehicle Inspection Records (DVIRs) by the end of the day of the trip and prior to a subsequent assignment.
- Establish a policy requiring drivers to submit copies of all roadside inspections to carrier management within 24 hours.
- Develop policies and procedures requiring drivers to immediately notify appropriate management of any roadside vehicle Out-of-Service (OOS) order.
- Develop a written and progressive disciplinary policy focused on taking corrective action to ensure drivers comply with regulations and policies. A progressive disciplinary policy could include, among other things, written warnings, suspensions, or work restrictions, monetary penalties, and termination. This policy should also specify consequences for any carrier official who knowingly and willfully allows vehicle maintenance violations.

**5. HOS COMPLIANCE BASIC PROCESS BREAKDOWN: Policies and Procedures**


DESCRIPTION OF PROCESS BREAKDOWN - Carrier owner Kenneth Teasdale failed to ensure proper completion of Record of Duty status.

**BASIC SPECIFIC RECOMMENDED REMEDIES**

Implement Safety Improvement Practices: The following are recommended practices related to Policies and Procedures.

- Develop a policy and procedure describing how management will monitor and track logs for falsification.
- Establish a policy that prohibits dispatchers from assigning a load to drivers without hours available to complete the load on time.
- Develop a policy stating that drivers should not violate their Hours-of-Service (HOS) Out-of-Service (OOS) order under any circumstances, and immediately contact the carrier when a driver is placed OOS.
- Develop a policy requiring drivers to report their available hours to dispatch during "check-in" calls.
- Develop policies and procedures for ensuring proper retention of Record of Duty Status (RODS) according to regulations.
- Establish a policy requiring drivers to submit copies of all roadside inspections to carrier management within 24 hours.
- Develop a policy stating that drivers are required to submit all Records of Duty Status (RODS) and supporting documentation, such as expense receipts, within 13 days of the end of the trip.
- Establish a policy stating that drivers are required to check with their supervisor, manager, or dispatcher to review their "fit-for-duty" status before starting a job, and that drivers who are ill to the extent that their ability and/or alertness is impaired are prohibited from working on safety-sensitive assignments.
- Develop a written and progressive disciplinary policy focused on taking corrective action to ensure drivers comply with regulations and policies. A progressive disciplinary policy could include, among other things, written warnings,




	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212 Review Date: 11/08/2021
<b>Part B Requirements and/or Recommendations</b>		

suspensions, or work restrictions, monetary penalties, and termination. This policy should also specify consequences for any carrier official who knowingly and willfully allows Hours-of-Service (HOS) violations.

6. Require all drivers to prepare complete and accurate records of duty status for each day, and to submit them within 13 days. Maintain all duty status records on file, with all supporting documents, for at least 6 months.
7. Ensure that all documents supporting records of duty status (such as toll, fuel repair and other on-the-road expense receipts, as well as invoices, bills of lading, dispatch records, etc.) are kept on file for at least 6 months.
8. Criminal background checks for prospective employees.
  - (1) Each carrier must complete a criminal background check for every person the carrier intends to hire. This check must be completed prior to the prospective employee being hired and working as a household goods moving company employee.
  - (2) The carrier must keep evidence that it has completed a criminal background check for every person the carrier intends to hire for as long as that person is employed and for three years thereafter.
  - (3) No carrier may hire a person who has been convicted of any crime involving theft, burglary, assault, sexual misconduct, identity theft, fraud, false statements, or the manufacture, sale, or distribution of a controlled substance within the past five years.



	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212	Review Date: 11/08/2021
<b>Part C</b>			

**Reason for Review:** Compliance Review  
**Planned Action:** Compliance Monitoring

**Parts Reviewed Certification:**

325 382 383 387 390 391 392 393 395 396 397 398 399 171 172 173 177 178 180  
ü ü ü ü ü ü ü ü ü ü

**Prior Reviews**      **Prior Prosecutions**  
10/18/2011

**Unsat/Unfit Information**

**Is the motor carrier of passengers subject to the safety fitness procedures contained in 49 CFR part 385 subpart A, AND does it transport passengers in a commercial motor vehicle?**

**Does carrier transport placardable quantities of hazardous materials?**

**Unsat/Unfit rule:** 60-Day - no Interstate Passengers or Placardable HM

**Corporate Contact:** Kenneth Teasdale  
**Corporate Contact Title:** Owner

**Special Study Information:**

**Remarks:**

INVESTIGATIVE REPORT RECEIVED BY:  
Name: Mr. Kenneth Teasdale  
Title: Owner  
Carrier/Shipper Name: Smooth Moves LLC  
Date: November 8, 2021

**REASON FOR THE INVESTIGATION:**

This investigation was assigned to Special Investigator Edward Steiner due to the carrier receiving a consumer complaint on a possible operational safety hazard. This carrier operates in intrastate and interstate commerce.

**SCOPE OF THE INVESTIGATION:**

This investigation is a comprehensive intrastate/interstate investigation and was assigned to Special Investigator Edward Steiner on September 24, 2021. The carrier was contacted on September 24, 2021, and a full investigation was scheduled for September 29, 2021, with Mr. Teasdale. SMS was checked on September 27, 2021, and it was noted that no BASICS were in alert status.


**CARRIER OPERATION DESCRIPTION:**

Smooth Moves LLC is a household goods carrier that operates in Kennewick, WA. The carrier began operations in the area in 2009. Mr. Teasdale attended household goods training on July 16, 2014. The carrier currently owns five vehicles and employs eight drivers. The carrier's gross revenue reported for fiscal year ending December 31, 2020, was reported as \$766,047.53. The carrier has not been involved in any emergency relief efforts in the last 365 days. The carrier's mileage was reported as 32,392 for the last fiscal year.

**PRE-INVESTIGATION:**

On September 24, 2021, a carrier information packet was emailed to the carrier listing the records that would need to be reviewed and the information the carrier would need to make available. The carrier was requested to fill-out and return a carrier information packet with a list of all commercial motor vehicle drivers utilized in the past 12 months and a list of all commercial motor vehicles utilized in the last 12 months prior to the start of this investigation. The carrier packet was returned on September 27, 2021. On September 29, 2021, documents requested that were available, were provided to the investigator for review. The document request included a list of all accidents for the past 365 days from the date of review, driver qualification files for all drivers used within the past 12 months, insurance documentation, all records of duty status (logbooks/timecards) for the previous six months, all maintenance files and records for each unit. A copy of the carrier's



	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	Review Date: 11/08/2021
<b>Part C</b>		

profile was obtained through MCMIS on September 27, 2021.

**CDLIS (DRIVER LICENSE) CHECK:**

In accordance with the eFOTM, all CDL drivers were required to be checked. Smooth Moves LLC employed 15 non-commercial drivers in the past 365 days. Driver licenses for Matthew Mason, Anthony Hernandez, Bruce Egbert, Daniel Lane, Jeffery Stokes, Jordan Beachene, Ulyses Ibarra Montejano, Eric Grenell, Mike Sage, Gregory Carter, Jason Bradley, Santos Salgado, Brandon Vanwinkle, Jared Boleware, and Levi Wells were checked through the Washington State Department of Licensing and CDLIS revealing the licenses to be current. Jacob Montano and Seth Ross were listed as having licenses from the state of Illinois which could not be checked.

**AUTHORITY:**

The carrier is an authorized household goods carrier operating in intrastate commerce. The carrier operates under the USDOT Number 2013092. Smooth Moves LLC has intrastate authority through the commission under provisional permit number HG-064212. The carrier's interstate MC number is 933761.

**INSURANCE:**

Smooth Moves LLC is required to maintain a minimum level of public liability of \$750,000. A check with the carrier's insurance agent shows a \$1,000,000 Auto Liability effective January 15, 2021, with Transguard Insurance Company. See Part 387 below for details.

**RED FLAG DRIVERS:**

A&I (SMS) was checked through Portal on September 27, 2021, and the carrier has no drivers with red flag violations in the last 365 days.

**DRUG AND ALCOHOL SUPPLEMENTAL REVIEW:**

This is a full comprehensive investigation therefore a Drug and Alcohol Supplemental Review was not required.

**HAZARDOUS MATERIALS SUPPLEMENTAL REVIEW:**

Smooth Moves LLC does not transport any hazardous materials. A Hazardous Materials Supplemental Review was not required.

**INVESTIGATION:**

The following investigation is a comprehensive investigation that checked Parts 376, 380, 382, 383, 387, 390, 391, 392, 393, 395 and 396.

**Part 376 Lease and Interchange of Vehicles:**

Smooth Moves LLC does not lease vehicles.

**Part 380 Special Training:**

Smooth Moves LLC does not operate long combination vehicles (LCVs). The carrier has not employed drivers that meet the definition of entry level driver.

**Part 382 Controlled Substance and Alcohol Testing:**

Smooth Moves LLC does not operate vehicles with a GVWR above 26,001 lbs. and is not required to have a controlled substance and alcohol program.

**Part 383 Commercial Driver's License:**

The carrier does not currently employ CDL drivers.

**Part 387 Financial Responsibility:**


The carrier's automobile liability is insured through Transguard Insurance Company. Insurance agent Brittany Korst at PayneWest Insurance was contacted at telephone number (406) 403-8610, verifying the carrier maintained \$1,000,000 in Auto Liability coverage and \$100,000 cargo insurance effective January 15, 2021, (policy # TCP0001558-02). The company's Form E on file with the commission was effective January 15, 2019.

**Part 390 General FMSCR:**

The carrier has not been involved in any DOT-recordable accidents within the last 365 days.

MCS-150 form was last updated on February 3, 2021.



	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212	Review Date: 11/08/2021
<b>Part C</b>			

**Part 391 Qualification of Drivers:**

The carrier employed a total of 17 drivers that operated in the state of Washington during the last 365 days. Per eFOTM guidelines, a sample size of five Driver Qualification Files were to be inspected based on the number of current drivers. The drivers checked were Jason Bradley, Jared Boleware, Gregory Carter, Daniel Lane and Matthew Mason.

Four critical violations of 391.51(a) occurred when the carrier failed to maintain driver qualification files on each driver employed.

One violation of 391.23(a)(1) occurred when the carrier failed to investigate driver's background within 30 days of employment. Driver Matthew Mason had no driving background check within 30 days of employment.

One violation of 391.51(b)(4) occurred when the carrier failed to maintain driving record inquiry in driver's qualification file. Carrier did not maintain 2019 and 2020 driver record inquiry for driver Matthew Mason.

One violation of 391.23(m)(1) occurred when the carrier failed to verify medical certificate with the National Registry of Certified Medical Examiners. Driver Matthew Mason had no medical certificate verification.

The carrier utilized two drivers that were not medically examined and certified prior to operating a commercial motor vehicle. There were 145 occurrences of drivers driving a CMV without being medically certified as follows:

Jared Boleware (107 times): March 31. April 1, 2, 3, 5, 6, 8, 12, 14, 15, 16, 19, 21, 22, 22, 23, 24, 26, 27, 28, 30. May 1, 2, 3, 5, 6, 7, 11, 12, 13, 14, 15, 17, 18, 20, 21, 22, 24, 25, 26, 27, 28, 29. June 1, 2, 3, 4, 5, 7, 8, 9, 11, 12, 14, 15, 16, 17, 18, 21, 22, 23, 24, 25, 26, 28, 29, 30. July 1, 2, 3, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20. August 2, 3, 4, 5, 7, 9, 10, 11, 12, 13, 16, 19, 20, 21, 23, 24, 25, 26, 30, 31. September 1, 3, 16, 17.

Jason Bradley (38 times): March 30, 31. April 14, 16, 17, 20, 21, 23, 27, 28, 29. May 1, 2, 3, 4, 5, 6, 14, 15, 19, 21, 22, 26, 27, 28, 29. June 1, 2. September 10, 11, 13, 14, 16, 17, 18, 21, 22, 23.

Two critical violations of 391.45(a) occurred when the carrier utilized drivers not medically examined and certified.

In accordance with FMCSA Memorandum MC-ECS-2012-004 medical certificates for 25 percent of the driver qualification file sample size. Two drivers were selected for verification.

Driver Name: Gregory Carter  
Date of Birth: January 17, 1996  
ME's License/Certificate Number: AP603191958  
Date of Issuance of the MEC: April 21, 2021  
National Registry Identification Number: 3379970731  
Phone Number: (509) 786-1576  
Date and Time Contacted: October 12, 2021 @ 1:09 pm  
Person Contacted: Jessi  
Results: MEC Check Confirmed

Driver Name: Daniel Lane  
Date of Birth: October 12, 1989  
ME's License/Certificate Number: AP603191958  
Date of Issuance of the MEC: April 19, 2021  
National Registry Identification Number: 3379970731  
Phone Number: (509) 786-1576  
Date and Time Contacted: October 12, 2021 @ 1:10 pm  
Person Contacted: Jessi  
Results: MEC Check Confirmed


**Part 392 - Driving of Commercial Motor Vehicles:**

Smooth Moves LLC operates in intrastate commerce. Carrier advised on no handheld cellphones and texting.

Twelve critical violations for WAC 480-15-555, failing to acquire a criminal background check for prospective employees.

Anthony Hernandez hired September 12, 2020, had no criminal background check on file.



	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	Review Date: 11/08/2021
<b>Part C</b>		

Bruce Egbert hired September 10, 2020, had no criminal background check on file.  
Seth Ross hired April 5, 2021, had no criminal background check on file.  
Brandon Vanwinkle hired August 30, 2021, had no criminal check on file.  
Matthew Mason hired October 27, 2018, check completed October 29, 2018.  
Jordan Beachene hired July 17, 2020, check completed July 30, 2020.  
Jacob Montano hired November 12, 2020, check completed November 18, 2020.  
Mike Sage hired April 25, 2020, check completed April 29, 2020.  
Gregory Carter hired March 25, 2021, check completed March 30, 2021.  
Timothy Navarro hired October 15, 2020, check completed July 29, 2021.  
Pedro Montoya hired June 2, 2021, check completed July 1, 2021.  
Devon Keil hired July 17, 2021, check completed July 23, 2021.

**Part 395 - Hours of Service:**

The carrier employed five drivers during the previous six months. In accordance with eFOTM procedures, a sample size of five Record of Duty Status (RODS) based on the number of current drivers is required to be checked for a 30-day period. Smooth Moves LLC operated most service under the short-haul exemption of Part 395.1(e) within the last 365 days.

For this investigation, a 30-day period was chosen from July 1 - July 30, 2021, for drivers Jared Boleware, Gregory Carter, Daniel Lane, and Matthew Mason. Driver Jason Bradley was chosen from May 1 - May 30, 2021. This required that 150 RODS be checked.

Further investigation revealed that the carrier failed to have drivers record true and accurate hours of service. Driver time records and supporting documentation (Bill of Ladings), recorded identical hours of service for the driver daily start times. The carrier operations manager Matthew Mason informed investigator that the recorded times on hours-of-service records and bill of ladings were the times transiting to and from the customer location and the time while at the customer location. Mr. Mason acknowledged the time record times did not include total duty time such as vehicle pre-inspections.

One hundred and fifty critical violations of 395.8(a)(1) occurred when the carrier failed to require drivers to prepare a record of duty status as required.

**Part 393 & 396 - Maintenance and Inspection:**

The carrier currently owns five vehicles that are classified as commercial motor vehicles in intrastate commerce for the last 365 days.

**Vehicle Maintenance Records:**

In accordance with eFOTM, a sample size of five vehicle maintenance files was requested for review. The initial customer complaint reported one of the vehicles possibly not having a parking brake. The vehicle was inspected and contained a parking brake mechanism.

Five critical violations of 396.3(b) occurred when the carrier failed to keep minimum records of inspection and vehicle maintenance.

One critical-type violation of 396.17(a) occurred when the carrier utilized a commercial vehicle not periodically inspected. Vehicle VIN # JALB14447001237 had no annual periodic inspection on file.

**Driver Vehicle Inspection Reports (DVIRs):**

In accordance with eFOTM, a sample size of five vehicles and 150 DVIR's were requested for review. No violations were discovered.


**Vehicle Inspections:**

In accordance with eFOTM, a sample size of three vehicles were to be inspected, however, because the nature of the initial complaint was in regard to vehicle maintenance, a fourth available vehicle was inspected. Three out of service violations noted on Aspen reports.

**CLOSING INTERVIEW:**

The closing interview was conducted on November 8, 2021, with Mr. Kenneth Teasdale, carrier owner. This investigation resulted in a proposed "Unsatisfactory" rating. The carrier was cooperative throughout the entire scope of this investigation. Safety Management Plan instructions and sample were provided to the carrier. Technical assistance was also provided to the carrier during the process of this review.



	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212 Review Date: 11/08/2021
<b>Part C</b>		

**DOCUMENTS PROVIDED TO THE CARRIER:**

The carrier was informed on how to access an electronic copy of "Achieving a Satisfactory Motor Carrier Safety Record" and "Fitness Rating Explanation."

**FOLLOW-ON ACTION:**

Recommend administrative penalties as required and require company to submit a Safety Management Plan.

<b>Upload Authorized:</b>	<b>Yes</b>	<b>No</b>	
<b>Authorized by:</b>			<b>Date:</b>
<b>Uploaded:</b>	<b>Yes</b>	<b>No</b>	<b>Failure Code:</b>
<b>Verified by:</b>			<b>Date:</b>






	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212	Review Date: 11/08/2021
---	--	--------------------	----------------------------

**Safety Fitness Rating Explanation**

This report lists the facts which were used to determine the Safety Fitness Rating for the above motor carrier. Federal and State violations are combined for rating purposes. However, only the federal or federal equivalent section number is shown below. A check mark identifies the range within which the data fell when determining the Safety Fitness Rating. All information within a FACTOR block relates only to that FACTOR.

<b>FACTOR 1</b>	<b>General (CFR Parts 387, 390)</b>	0 Point = Satisfactory 1 Point = Conditional >1 Point = Unsatisfactory															
<b>VIOLATIONS AFFECTING RATING</b>	<b>POINTS</b>																
NONE	<b>TOTAL POINTS: 0 = SATISFACTORY</b>																
<b>FACTOR 2</b>	<b>Driver Qualification (CFR Parts 382, 383, 391)</b>	0 Point = Satisfactory 1 Point = Conditional >1 Point = Unsatisfactory															
<b>VIOLATIONS AFFECTING RATING</b>	<b>POINTS</b>																
S	1 (C)																
S	1 (C)																
	<b>TOTAL POINTS: 2 = UNSATISFACTORY</b>																
<b>FACTOR 3</b>	<b>Operational/Driving (CFR Parts 392, 395)</b>	0 Point = Satisfactory 1 Point = Conditional >1 Point = Unsatisfactory															
<b>VIOLATIONS AFFECTING RATING</b>	<b>POINTS</b>																
S 392.2	1 (C)																
S	1 (C)																
	<b>TOTAL POINTS: 3 = UNSATISFACTORY</b>																
<b>FACTOR 4</b>	<b>Vehicle/Maintenance (CFR Parts 393, 396, Performance Data (OOS%))</b>	Out-of-Service (OOS) Percentage: 75.0															
<b>VIOLATIONS AFFECTING RATING</b>	<b>POINTS</b>																
S	1 (C)																
	<b>TOTAL POINTS: 1 &amp; 75.0% OOS = UNSATISFACTORY (see chart)</b>																
<table border="1"> <tr> <th data-bbox="120 1283 448 1318">Fewer than 3 Inspections</th> <th colspan="2" data-bbox="448 1283 1481 1318">3 or more Inspections</th> </tr> <tr> <td data-bbox="120 1318 448 1377">Rate same as other Regulatory Factors 1, 2, and 3</td> <td data-bbox="448 1318 976 1352">OOS Less than 34%</td> <td data-bbox="976 1318 1481 1352">OOS 34% or Higher</td> </tr> <tr> <td data-bbox="120 1377 448 1411">0 Point = Satisfactory</td> <td data-bbox="448 1352 976 1386">Satisfactory</td> <td data-bbox="976 1352 1481 1386">Conditional</td> </tr> <tr> <td data-bbox="120 1411 448 1444">1 Point = Conditional</td> <td data-bbox="448 1386 976 1419">Conditional</td> <td data-bbox="976 1386 1481 1419">û Unsatisfactory</td> </tr> <tr> <td data-bbox="120 1444 448 1482">&gt;1 Point = Unsatisfactory</td> <td data-bbox="448 1419 976 1482">If a pattern of Non-Compliance with a Critical or an Acute Violation</td> <td data-bbox="976 1419 1481 1482">If a pattern of Non-Compliance with a Critical or an Acute Violation</td> </tr> </table>	Fewer than 3 Inspections	3 or more Inspections		Rate same as other Regulatory Factors 1, 2, and 3	OOS Less than 34%	OOS 34% or Higher	0 Point = Satisfactory	Satisfactory	Conditional	1 Point = Conditional	Conditional	û Unsatisfactory	>1 Point = Unsatisfactory	If a pattern of Non-Compliance with a Critical or an Acute Violation	If a pattern of Non-Compliance with a Critical or an Acute Violation		
Fewer than 3 Inspections	3 or more Inspections																
Rate same as other Regulatory Factors 1, 2, and 3	OOS Less than 34%	OOS 34% or Higher															
0 Point = Satisfactory	Satisfactory	Conditional															
1 Point = Conditional	Conditional	û Unsatisfactory															
>1 Point = Unsatisfactory	If a pattern of Non-Compliance with a Critical or an Acute Violation	If a pattern of Non-Compliance with a Critical or an Acute Violation															
<b>FACTOR 5</b>	<b>Hazardous Material (CFR Parts 397, 171, 172, 173, 177, 180)</b>																
<b>Not Applicable - Not a carrier of Hazardous Material</b>																	
NONE																	
<b>FACTOR 6</b>	<b>Accident (Recordable Accident Rate)</b>																
(( Recordable Accidents ) X ( 1 million ) ) ÷ ( Total Miles ) = Rate																	
( 0 X 1,000,000 ) ÷ 32,392 = 0 = SATISFACTORY																	
	<b>ACCIDENT RATE</b>	<b>FACTOR RATING</b>															
	û 0.000 - 1.500	= Satisfactory															
	>1.500	= Unsatisfactory															



	<b>SMOOTH MOVES LLC</b> U.S. DOT #: 2013092	State #: HG-064212	Review Date: 11/08/2021	
<b>Safety Fitness Rating Explanation</b>				
<b>OVERALL SAFETY FITNESS RATING</b>				
Number of Factors (1-6) shown above as less than satisfactory				
Unsatisfactory	Conditional	= UNSATISFACTORY		
3	0			
<b>FORMULA TO CALCULATE THE OVERALL SAFETY FITNESS RATING</b>				
Number of Factors				
Unsatisfactory	Conditional	OVERALL RATING		
0	2 or fewer	Satisfactory		
0	3 or more	Conditional		
1	2 or fewer	Conditional		
1	3 or more	Unsatisfactory		
0	2	0 or more	Unsatisfactory	

