

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION
PENALTY ASSESSMENT TV-190410

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 \$11,000 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):

- All violations has been fixed.
- A Safety Management Plan has been implemented
- Please see my letter attached.

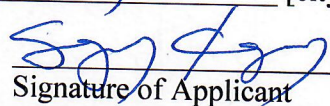
a) I ask for a hearing to present evidence on the information I provide above to an administrative law judge for a decision.

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: 6/25/2019 [month/day/year], at Bellevue, WA [city, state]

People Movers LLC.
Name of Respondent (company) – please print

 /sergey.kogay/
Signature of Applicant

To : The Washington Utilities and Transportation Commission

From: Sergey Kogay, CEO and CO-Owner of People Movers LLC.

Dear Sirs and Madams,

This letter is the response to the notice we received from the Commission on June 18th, regarding the penalty assessment TV-190410 in the amount of \$11,000.

While I fully admit my fault in having the violations occurred I am asking for a mitigation of the amount of the penalty as it will severely damage our ability to conduct the business going forward and will seriously and negatively affect our family's financial situation as People Movers is a small moving company owned and operated by me and my wife Elena Kogay.

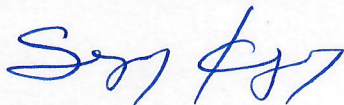
I am asking the Commission to kindly consider the following factors to reduce the penalty amount.

- This is the first-time violation and our first-time safety inspection. As it is stated in the safety report we have been opened and cooperative in the process and intend to do so going forward.
- One of the drivers listed in the report to be in violation actually had the necessary medical certification as he has spent some time working as a long-distance commercial truck driver prior to joining People Movers. The driver in question is Radzhy Guseinov and I have included a copy of his medical certificate to our Safety Management Plan that is submitted to Edward Steiner. All other drivers that are still working with us Yurii Nadtochii and Yehor Melnik have obtained all necessary medical certification, the copies are also submitted as part of our Safety Management plan.
- All violations that were indicated in the safety report have been addressed and fixed. A plan has been created in order to maintain compliance with the regulation going forward. The plan and the evidence of violations being fixed has been submitted as part of Safety Management Plan.
- People Movers is a small moving company owned and operated by my wife and myself. We funded the start of this business out of my 401K and are still closing the gaps in funding by using my salary from my full-time employment with Microsoft. The first two years we did not have any profit and have accumulated significant credit card debt in order to fund our contractual obligations with vendors and keep the business alive. We are currently about \$14K behind on our rental payments for the trucks. People Movers also has about \$13K in debt to Square Capital. This is our third year and have made a significant progress in our sales volumes and profitability. This year has great significance for our business as we were hoping to use this seasons profits to close significant part of our debt. The \$11,000 penalty will be a huge set back for us as it will set us a few months back before the end of season and we will not be able to maintain our business going into the fall and winter slowdown... This might essentially kill the business and leave us without a way to pay out our debt.
- Both my wife and I had a major focus on increasing our sales and making sure our overall business reputation is high. Therefore, all our time and effort went to making sure the quality of our service is the best and the equipment we utilize is in perfect condition. Unfortunately, we failed to pay as much attention on documentation and compliance side of the business, but we have learned our lesson and will maintain compliance with regulations going forward.

Please do not hesitate to contact me should you have any questions or need additional information to process my request.

I appreciate your consideration and look forward to your decision on this matter.

Thank you,
Sergey Kogay



6/25/2019

Co-owner of People Movers LLC