

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Investigation of

TETRIS MOVING COMPANY  
LLC,

For Compliance with WAC 480-15-480,  
WAC 480-15-550, WAC 480-15-555,  
WAC 480-15-560, and WAC 480-15-570.

DOCKET TV-220659

NOTICE OF INTENT TO CANCEL

NOTICE OF BRIEF ADJUDICATIVE  
PROCEEDING; SETTING TIME  
FOR ORAL STATEMENTS

**(Set for October 17, 2022, at 2:30 p.m.)**

- 1 Pursuant to RCW 81.80.130, the Washington Utilities and Transportation Commission (Commission) regulates the safe operation of motor freight carriers, including household goods carriers.
- 2 Tetris Moving Company LLC (Tetris Moving or Company) engages in business as a household goods carrier under Commission-issued provisional permit number THG-067790.
- 3 In August 2022, the Commission’s staff (Staff) reviewed Tetris Moving’s compliance with the requirements of Washington Administrative Code (WAC) 480-15-560 and WAC 480-15-570, which adopt, among other provisions, Title 49 of the Code of Federal Regulations (C.F.R.) Parts 390, 391, 392, 393, 395, and 396. Staff also reviewed the Company’s compliance with WAC 480-15-480, WAC 480-15-550, and WAC 480-15-555.
- 4 In August 2022, Staff completed an investigation of Tetris Moving’s compliance with the safety and other requirements in WAC 480-15. As a result of the compliance investigation, Staff documented 136 violations<sup>1</sup> of Commission rules, including 91 acute or critical violations.<sup>2</sup> On August 30, Staff notified the Company that the investigation resulted in a proposed conditional safety rating based on the acute and critical violations discovered and provided the Company a copy of the investigation report.
- 5 A carrier may request a change in its safety rating based on evidence that it has taken

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<sup>1</sup> The total violations include 5 violations of 49 C.F.R. Parts 393 and 396 found during commercial vehicle inspections. These violations did not affect the Company’s safety rating.

<sup>2</sup> An acute violation is a violation of a regulation where “noncompliance is so severe as to require immediate corrective actions by a motor carrier regardless of the overall safety posture of the motor carrier.” 49 C.F.R. Part 385, Appendix B.II.b; WAC 480-15-560; WAC 480-15-570; WAC 480-14-999. A critical violation is a violation of a regulation where “noncompliance relates to management and/or operational controls. These are indicative of breakdowns in a carrier’s management controls.” 49 C.F.R. Part 385, Appendix B.II.c; WAC 480-15-560; WAC 480-15-570; WAC 480-14-999.

corrective actions to address the identified violations and that company operations currently meet the safety fitness standard specified in 49 C.F.R. § 385.5 and § 385.7.

- 6 The Commission will grant permanent operating authority to a carrier that successfully completes its provisional period. Successful completion requires, among other things, that the carrier receives a satisfactory safety rating based on a review conducted by Staff.<sup>3</sup> If a carrier fails to receive a satisfactory safety rating within 18 months of obtaining its provisional permit, the Commission will cancel the carrier's provisional permit and dismiss the company's application for permanent authority unless the Commission finds good cause to extend the provisional period. WAC 480-15-305(3).
- 7 Under the circumstances presented in this case, the Commission determines that it will afford Tetris Moving the same opportunity as companies that have received a proposed unsatisfactory rating to provide evidence, in the form of an approved safety management plan, showing that it has taken corrective action to address the identified violations. Tetris Moving must come into compliance with applicable laws by obtaining Commission approval of a safety management plan no later than October 28, 2022. If the Company fails to come into compliance by that date, the Commission will cancel its household goods carrier permit effective October 31, 2022. Thereafter, as an unregistered company, Tetris Moving would be prohibited from providing household goods carrier services in the state of Washington.
- 8 **THE COMMISSION GIVES NOTICE That it intends to cancel the permit and authority of Tetris Moving to provide services as a household goods carrier effective October 31, 2022, for cause, following a hearing on the factual allegations set out above, unless Tetris Moving obtains Commission approval of a safety management plan prior to that date.**
- 9 Pursuant to RCW 34.05.482 and WAC 480-07-610, the Commission schedules a hearing on its own initiative and determines that a brief adjudicative proceeding is appropriate to determine whether the Commission should cancel Tetris Moving's household goods carrier permit.
- 10 **THE COMMISSION GIVES FURTHER NOTICE That it will hold a virtual brief adjudicative proceeding in this matter at 2:30 p.m., October 17, 2022. To attend the hearing by telephone, please call (253) 215-8782 and enter the Meeting ID: 897 4913 9739 and the Passcode: 096271. To attend via Zoom, please use the following link: [Click here to join meeting.](#)**
- 11 The record in this case will consist of any documents regarding the matter that are considered

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<sup>3</sup> WAC 480-15-305(1)(e).

by or prepared for the presiding officer for the brief adjudicative proceeding and a transcript of any oral statements given at the hearing, which statements will be given under oath.

- 12 Written notice of any other stage in the proceeding or other formal proceedings that the Commission may deem appropriate will be given during the course of this case. The Commission will provide on its website copies of documents in the current record for use by the parties or others who may want to review them.
- 13 **Tetris Moving must submit its proposed safety management plan no later than 5 p.m. on October 3, 2022.** Parties wishing to submit any other documents for consideration at the brief adjudicative proceeding must file with the Commission a list enumerating and describing any such documents **no later than 5 p.m. on October 10, 2022**, and provide any such documents to Staff counsel and the presiding offer by email **by 5 p.m. on October 10, 2022**.
- 14 **THE COMMISSION GIVES NOTICE that any party who fails to attend or participate in the brief adjudicative proceeding set by this Notice, or any other stage of this proceeding, may be held in default under RCW 34.05.440 and WAC 480-07-450.**
- 15 The names and mailing addresses of all parties and their known representatives are shown as follows:

Commission: Washington Utilities and Transportation  
Commission  
P.O. Box 47250  
Olympia, WA 98504-7250

Representative: Harry Fukano  
Assistant Attorney General  
P.O. Box 47250  
Olympia, WA 98504-7250  
(360) 664-1225  
[harry.fukano@utc.wa.gov](mailto:harry.fukano@utc.wa.gov)

Respondent: Michael Rayl  
Owner  
20010 104th St. E  
Bonney Lake, WA 98391  
206-396-0784  
[michaelr@tetrismovingcompany.com](mailto:michaelr@tetrismovingcompany.com)

16 Administrative Law Judge Samantha Doyle, from the Commission's Administrative Law Division, will preside during this proceeding.<sup>4</sup>

DATED at Lacey, Washington and effective September 15, 2022.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

*/s/ Amanda Maxwell*  
AMANDA MAXWELL  
Executive Director and Secretary

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<sup>4</sup> Judge Doyle can be reached at (360) 664-1164 or [samantha.doyle@utc.wa.gov](mailto:samantha.doyle@utc.wa.gov).

Inquiries may be addressed to:

Executive Director and Secretary  
Washington Utilities and Transportation Commission  
P.O. Box 47250  
Olympia, WA 98504-7250  
(360) 664-1160

**NOTICE**

Hearing facilities are accessible to persons with disabilities and persons who do not speak English as a first language. If limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

If you need an interpreter, or have other special needs, please provide the information requested below via email to Paige Doyle, paralegal, at [paige.doyle@utc.wa.gov](mailto:paige.doyle@utc.wa.gov).

(PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket: \_\_\_\_\_

Case Name: \_\_\_\_\_

Hearing Date: \_\_\_\_\_ Hearing Location: \_\_\_\_\_

Primary Language: \_\_\_\_\_

Hearing Impaired: (Yes) \_\_\_\_\_ (No) \_\_\_\_\_

Do you need a certified sign language interpreter:

Visual \_\_\_\_\_ Tactile \_\_\_\_\_

Other type of assistance needed: \_\_\_\_\_