



STATE OF WASHINGTON

UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250

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July 22, 2016

Steven V. King, Executive Director and Secretary
Utilities and Transportation Commission
1300 S. Evergreen Park Dr. SW
P.O. Box 47250
Olympia, WA 98504-7250

RE: *Washington Utilities and Transportation Commission v. TLC Moving and Storage, Inc.*

Commission Staff's Response to Request for Hearing TV-160646

Dear Mr. King:

On June 29, 2016, the Utilities and Transportation Commission issued a \$1,000 Penalty Assessment in Docket TV-160646 against TLC Moving and Storage, Inc. for ten violations of Washington Administrative Code (WAC 480-15-480), which requires household good moving companies to furnish annual reports, supporting documentation and the regulatory fee to the commission no later than May 1 each year, or in this case, May 2 as May 1 was a Sunday.

On July 7, 2016, TLC Moving and Storage, Inc. wrote the commission requesting a hearing disputing the violation occurred. In its hearing request, the company states, "...I faxed my report on 5/10/2016 to UTC Attn: Shawn"

It is the company's responsibility to ensure that the regulatory fee is paid and a complete and accurate annual report is filed by the May 1 deadline, or in this case, May 2 as May 1 was a Sunday. On February 29, 2016, Annual Report packets were mailed to all regulated household good moving companies. The instruction page informs the regulated company that it must complete the annual report form and pay the regulatory fees, and return the materials by May 2, 2016, to avoid enforcement action.

From July 5 through July 7, TLC Moving and Storage, Inc. sent several faxes to commission staff and provided a complete annual report. Additionally, TLC Moving and Storage, Inc. provided a fax log that shows the fax sent on May 10 by TLC Moving and Storage, Inc. did not go through. TLC Moving and Storage, Inc. admits that this error was over looked.

UTC Annual Reports

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Staff does not support the company's request for hearing as commission staff did not receive a complete and accurate annual report prior to the May 2 deadline and it is the company's responsibility to file a complete and accurate annual report. TLC Moving and Storage, Inc. became active in 2005 and violated WAC 480-15-480 with the 2012 annual report. The annual report was filed one day late and the company paid the \$25 penalty. Although the company filed the 2012 annual report late, the company has historically filed on time. As such, staff recommends a reduced penalty of \$25 per day for a total penalty assessment of \$250.

If you have any questions regarding this recommendation, please contact Sean Bennett, Regulatory Analyst, at (360) 664-1157, or sbennett@utc.wa.gov.

Sincerely,



Sondra Walsh, Director
Administrative Services