



STATE OF WASHINGTON  
 UTILITIES AND TRANSPORTATION COMMISSION

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 COMMISSION

March 30, 2022

Amanda Maxwell, Executive Director and Secretary  
 Washington Utilities and Transportation Commission  
 P.O. Box 47250  
 Olympia, WA 98504-7250

RE: *Washington Utilities and Transportation Commission v. Renzenberger, Inc., d/b/a Hallcon*  
 Commission Staff's Response to Application for Mitigation of Penalties  
 Docket TH-220108

Dear Ms. Maxwell:

On March 8, 2022, the Washington Utilities and Transportation Commission (Commission) issued a penalty assessment against Renzenberger, Inc., d/b/a Hallcon (Hallcon or Company) in the amount of \$26,800 for violations of Washington Administrative Code (WAC) 480-62-278, Contract Crew Transportation Vehicle and Driver Safety Requirements, which adopts Title 49 Code of Federal Regulations (49 C.F.R.) Part 391 – Qualification of Drivers, as follows:

- **Two hundred sixty-eight violations of 49 C.F.R. § 391.45(a) – Using a driver not medically examined and certified.** The Company allowed drivers Kenneth Perkins, Richard Scoles, and Jacob Higgins to operate a vehicle without a valid medical certificate on 268 occasions between September 1, 2021, and January 19, 2022.

On March 22, 2022, Hallcon filed with the Commission its application for mitigation of penalties. In the request for mitigation, Mark Knickerbocker, Director of Safety and Risk Management for Hallcon, admits the violations, asks that the penalties be reduced, describes the corrective actions Hallcon implemented to prevent recurrence, and provides valid medical certificates for its drivers.

In response to Hallcon's application for mitigation of penalties, the Company corrected the violations, provided copies of valid driver medical certificates, and implemented new procedures to ensure compliance and prevent recurrence.

Amanda Maxwell


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For these reasons, Staff recommends the penalty of \$26,800 be reduced to \$20,000. Staff further recommends that \$10,000 of the reduced penalty be suspended for a period of two years before being waived, subject to the conditions that: (1) Staff conducts a focused safety investigation within two years or as soon thereafter as practicable to review the Company's compliance with driver medical certification, (2) Hallcon not incur any repeat violations of 49 C.F.R. § 391.45(a), and (3) the Company pays the \$10,000 portion of the penalty that is not suspended.

If you have any questions, please contact Jason Hoxit, Compliance Investigator, Transportation Safety, at (360) 867-8305, or by email at Jason.Hoxit@utc.wa.gov.

Sincerely,

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Sharp, Jason (UTC)  
Date: 2022.03.30  
15:19:21 -07'00'

Jason Sharp  
Motor Carrier Safety Supervisor, Transportation Safety