Before the Washington Utilities

and Transportation Commission

|  |  |  |
| --- | --- | --- |
| *In the Matter of Determining the Proper Carrier Classification of, and Complaint for Penalties against:*  BLESSED LIMOUSINE, INC. |  | №: TE-151667  MOTION TO VACATE AND MOTION TO REINSTATE ORDER 04 |

COMES NOW Blessed Limousine, Inc. (the “Company”), by and through its attorney of record, David Ruzumna, of the Law Office of David Ruzumna, PLLC, and files this Motion to Vacate the March 15, 2016 Directive for Blessed Limousine to pay a full $10,000.00 penalty immediately.

**Background Facts**

On December 7, 2015, the Washington UTC entered Order 02 imposing and suspending penalties on condition of future compliance. On January 26, 2016, a final order was imposed (Order 03), imposing a fine of $10,000.00 against Blessed Limousine, Inc. for four violation of RCW 81.70.220. The UTC suspended $6,000 of that penalty for a period of two years subject to several conditions, including the requirement that Blaessed Limousine pay the $4,000 penalty amount that had not been suspended.

Shortly thereafter, Blessed Limousine, through counsel, sought and received leave to satisfy the $4,000.00 unsuspended portion of the penalty via payment plans of via 20 installments of $200.00 per month. The Order granting leave to make payments was embodied in Order 04, dated February 3, 2016. On March 11, 2016, counsel for Blessed Limousine received a copy of a letter from AAG Andrew J. O’Connell to Rayne Pearson, ALJ, indicating that Blessed Limousine had not made any payments pursuant to the Order allowing same. *See* Exhibit A attached hereto. The March 11, 2016 letter was the undersigned counsel’s first indication that payments had not been made. On March 15, 2016, the undersigned counsel received a copy of Steven V. King’s letter indicating Blessed Limousine’s failure to make payments, and revoking the payment plan, and imposing the entire $10,000.00 penalty. *See Exhibit B attached hereto.*

Upon contact with Blessed Limousine, counsel learned that there had been many expenses incurred by Blessed Limousine in furtherance of complying with Commission regulations. For example, Blessed Limousine purchased the required insurance, at a cost of nearly $44,000.00. *See* Exhibit C attached hereto. The insurance required a down payment of $8,900.00. UTC inspection of Blessed Limousine’s vehicles incurred an additional $790.00 expense. Blessed Limousine also incurred the $275 registration fee for the vehicles.

Nevertheless, upon being notified (by counsel) of the UTC’s actions revoking the payment plan and imposing the entire penalty, Blessed Limousine made a payment of $400.00 in person on March 15, 2016. Thus, on the same date as Mr. King’s letter (Exhibit B), Blessed Limousine made the missed payments.

**Motion**

Blessed Limousine is ready, willing, and able to continue with its payments, and to that end respectfully requests that the Order contained in Exhibit B be vacated, and that the opportunity for Blessed Limousine to remain in compliance via a payment plan be reinstated (and the originally suspended $6,000.00 be re-suspended on the same terms as Order 04.

RESPECTFULLY SUBMITTED this day of , 2016.

Law Office of David Ruzumna, PLLC:

David Ruzumna, WSBA #27094

Counsel for Blessed Limousine