

1500 SW Arrowhead Road
Topeka, KS 66604-4027

Andrew J. French, Chairperson
Dwight D. Keen, Commissioner
Annie Kuether, Commissioner



20251007113257
Kansas Corporation
Commission
Phone: 785-271-3100
Fax: 785-271-3354
<http://kcc.ks.gov/>

Laura Kelly, Governor

NOTICE OF PENALTY ASSESSMENT
26-TRAM-105-PEN

October 7, 2025

Mr. Marvin Bauman, Owner
Bauman Logistics LLC
24161 NW Kentucky Road
Garnett, Kansas 66032

This is a notice of a penalty assessment against Bauman Logistics LLC (“Bauman Logistics”) for violations of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on September 22, 2025, by Kansas Corporation Commission Special Investigators. The Special Investigators identified five (5) violations of the Motor Carrier Safety regulations. Penalties for the violations are assessed in accordance with the FY 2026 Uniform Penalty Assessment Matrix, approved by the Commission on July 1, 2025. Bauman Logistics has been assessed a \$600.00 penalty. For a full description of the penalties and terms and obligations please refer to the Order attached to this notice.

IF YOU ACCEPT THE PENALTY: You have thirty (30) days from the date of service of the Penalty Order to pay the penalty. Please remit payment of \$600.00 through your personal account with the Kansas Corporation Commission’s Kansas Trucking Regulatory Assistance Network (“KTRAN”) system located at <https://puc.kcc.ks.gov/ktran/>. If you have not received a letter from the Commission’s Transportation Division assigning you a PIN, please contact that Division at 785-271-3145. You must have an account through KTRAN to pay the penalty owed.

The attached Order also requires a representative of Bauman Logistics:

- a. To attend a Commission-sponsored safety seminar within thirty (30) days from the date of the Order and to provide the undersigned Litigation Counsel with written proof of attendance. A schedule of dates and locations for safety seminars can be found at the Commission’s website http://www.kcc.state.ks.us/trans/safety_meetings.htm.
- b. To submit a written, comprehensive Corrective Action Plan (“CAP”) to Commission Transportation Staff (Staff) within thirty (30) days of the date of this order, documenting the violations described in this Penalty Order, including specific and detailed information explaining Carrier’s efforts and concrete steps taken to ensure the violations do not occur in the future.
- c. To submit to one follow-up safety compliance review within eighteen (18) months from the date of this Penalty Order. Staff will contact the motor carrier at a later date to determine an appropriate time for the review.

IF YOU CONTEST THE PENALTY ORDER: You have the right to request a hearing. A request for a hearing must be made in writing, and within fifteen (15) days from the date of service of this Order, setting forth the specific grounds upon which relief is sought. You may request a hearing through the Commission’s electronic filing system found at <https://puc.kcc.ks.gov/e-filing/e-express/>, and you must also mail a copy of the request for hearing to the undersigned at the above address. If you do not have access to the internet, you can mail an

original and seven copies of the request to the Executive Director at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and mail a copy to the undersigned Litigation Counsel.¹

IF YOU FAIL TO ACT: Failure to pay the penalty of \$600.00 within thirty (30) days from the date of service of the Penalty Order or failure to comply with the terms of the Order, or in the alternative, failure to provide a timely written request for a hearing, will result in the Order becoming final and may result in additional sanctions of suspension and/or revocation of your motor carrier operating authority.

Respectfully,
/s/ Ahsan A. Latif
Ahsan A. Latif
Litigation Counsel
(785) 271-3118
Ahsan.Latif@ks.gov

¹ K.A.R. 82-1-215; K.S.A. 77-542.

**THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

Before Commissioners: Andrew J. French, Chairperson
 Dwight D. Keen
 Annie Kuether

In the Matter of the Investigation of **Bauman**)
Logistics LLC of Garnett, Kansas, Regarding)
the Violation(s) of the Motor Carrier Safety) Docket No. 26-TRAM-105-PEN
Statutes, Rules and Regulations and the)
Commission's Authority to Impose Penalties,)
Sanctions and/or the Revocation of Motor Carrier)
Authority.)

PENALTY ORDER

The above-captioned matter comes before the State Corporation Commission of the State of Kansas ("Commission"). Having examined its files and records, and being duly advised in the premises, the Commission finds and concludes as follows:

1. Pursuant to K.S.A. 66-1,108b, 66-1,111, 66-1,112 and 66-1,114b, the Commission is given full power, authority, and jurisdiction to supervise and control motor carriers, as defined in 49 C.F.R. Part 390.5 as adopted by K.A.R. 82-4-3f, doing business or procuring business in Kansas, and is empowered to do all things necessary and convenient for the exercise of such power, authority, and jurisdiction.

2. Pursuant to K.S.A. 66-1,129a, 66-1,130, and 66-1,142b, the Commission may suspend operations, revoke or amend certificates, and initiate sanctions or fines against every motor carrier and every person who violates any provision of Kansas law in regard to the regulation of such motor carriers and persons, or who fails to obey any order, decision, or regulation of the Commission.

3. The Commission has the authority, pursuant to K.A.R. 82-1-237, to investigate an entity under the Commission's jurisdiction and issue an order on the Commission's own motion when the Commission believes the entity is in violation of the law or any order of the Commission.

4. Bauman Logistics LLC ("Bauman Logistics" or "Carrier") provides transportation of property or passengers by commercial motor vehicle and is therefore a motor carrier as defined in 49 C.F.R. 390.5. Carrier operates under USDOT number 2981214.

5. The Commission finds it has jurisdiction over Bauman Logistics pursuant to K.S.A. 66-1,108b because it is a motor carrier as defined in 49 C.F.R. Part 390.5 as adopted by K.A.R. 82-4-3f.

6. On September 22, 2025, Commission Staff Special Investigators ("SIs") completed a safety compliance investigation of Bauman Logistics. As a result of the compliance investigation, the SIs identified five (5) violations, set forth in three (3) counts, of the Motor Carrier Safety Regulations ("MCSRs"), which carry a penalty set forth in the FY2026 Uniform Penalty Assessment Matrix.¹

7. On September 30, 2025, Commission Transportation Staff ("Staff") submitted its Report and Recommendation ("R&R"), attached hereto as "Attachment A" and hereby incorporated by reference herein, recommending a penalty of \$600.00 to be issued to Bauman Logistics based on the frequency, timeline, and severity of the violations discovered.

8. Specifically, pursuant to Staff's R&R, the Commission finds that Bauman Logistics committed five (5) violations of the following three (3) counts, discussed more fully in Staff's R&R:²

¹ Order Designating Guidance Document and Approving Staff's Use of the Transportation Division's Uniform Penalty Assessment Table, pp. 10 – 24 (Jul. 1, 2025) ("Penalty Matrix").

² See Staff's Report and Recommendation, Transportation Division (Sep. 30, 2025).

- a. Count 1: On June 10, 2025, Bauman Logistics required or permitted its driver, Branden Clark, to operate a commercial driver's license (CDL) required commercial motor vehicle (CMV) (a 1997 Kenworth, VIN ending in 5572, GVWR 52,000 lbs.) in Kansas on a public road (Overlook, Kansas to Garnett, Kansas) without first having the individual tasked with supervising drivers complete required trainings, resulting in one (1) violation of 49 C.F.R. 382.603, as adopted by K.A.R. 82-4-3c. The Commission finds that Staff's recommendation of a penalty of \$100.00 is appropriate and in accordance with the FY2026 Penalty Matrix.
- b. Count 2: On June 10, 2025, Bauman Logistics required or permitted its driver, Branden Clark, to operate a commercial driver's license (CDL) required commercial motor vehicle (CMV) (a 1997 Kenworth, VIN ending in 5572, GVWR 52,000 lbs.) in Kansas on a public road (Overlook, Kansas to Garnett, Kansas) without first conducting annual queries for driver Branden Clark. Additionally the Carrier had failed to conduct annual queries for drivers Michael Scott and Jacob Weatherred , resulting in three (3) violations of 49 C.F.R. 382.701(b)(1), as adopted by K.A.R. 82-4-3c. The Commission finds that Staff's recommendation of a penalty of \$250.00 is appropriate and in accordance with the FY2026 Penalty Matrix.
- c. Count 3: On June 10, 2025, Bauman Logistics required or permitted its driver, Branden Clark, to operate a commercial driver's license (CDL) required commercial motor vehicle (CMV) (a 1997 Kenworth, VIN ending in 5572, GVWR 52,000 lbs.) in Kansas on a public road (Overlook, Kansas to Garnett, Kansas) without first requiring driver Branden Clark to be medically examined and certified, resulting in one (1) violation of 49 C.F.R. 391.45, as adopted by K.A.R. 82-4-3g.

The Commission finds that Staff's recommendation of a penalty of \$250.00 is appropriate and in accordance with the FY2026 Penalty Matrix.

9. The Commission hereby adopts Staff's September 30, 2025, R&R as additional findings.

10. The Commission finds that Bauman Logistics is required to have a representative responsible for the Carrier's safety compliance attend a Commission-sponsored safety seminar within thirty (30) days from the date of this Order.³ A schedule of the dates and locations for safety seminars can be found on the Commission's website at http://kcc.ks.gov/trans/safety_meetings.htm.

11. The Commission further finds that Bauman Logistics is required to submit a written, comprehensive Corrective Action Plan ("CAP") that is satisfactory to Staff within thirty (30) days of the date of this order, documenting the violation(s) described in this Penalty Order, including specific and detailed information explaining Carrier's efforts and concrete steps taken to ensure the violation(s) do not occur in the future.⁴

12. The Commission further finds that Bauman Logistics is required to submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order at a time agreeable to Staff.⁵

13. Failure to comply with the requirements of this Penalty Order shall result in the suspension of Bauman Logistics' motor carrier operating authority without further notice.⁶

³ See Id., p. 4.

⁴ See Id.

⁵ See Id.

⁶ K.S.A. 66-1,105.

14. The Commission concludes the penalty of \$600.00 for the five (5) violations set forth above, and the additional three requirements set forth in paragraphs 10, 11, and 12 are just and reasonable.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. Bauman Logistics LLC is hereby assessed a \$600.00 civil penalty for five (5) violations, set forth in the three (3) counts of Kansas law governing the regulation of motor carriers, the Kansas Administrative regulations, and provisions of the Federal Motor Carrier Safety Regulations, as adopted by the Kansas Administrative Regulations.

B. Bauman Logistics is hereby ordered to have a representative responsible for the Carrier's safety compliance attend a Commission-sponsored safety seminar within thirty (30) days of the date of this Order.

C. Bauman Logistics is hereby ordered to submit a written, comprehensive corrective action plan ("CAP") that is satisfactory to Staff within thirty (30) days of the date of this order, documenting the violations described in this Penalty Order, including specific and detailed information explaining Carrier's efforts and concrete steps taken to ensure the violations do not occur in the future.

D. Bauman Logistics is ordered to submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order at a time agreeable to Staff.

E. Pursuant to K.S.A. 77-537 and K.S.A. 77-542, any party may request a hearing on the above issue(s) by submitting a written request setting forth the specific grounds upon which relief is sought. The request may be electronically filed with the Commission's electronic filing system at <https://puc.kcc.ks.gov/e-filing/e-express/>, within fifteen (15) days from the date of service of this Order, and a copy of the request mailed to the Litigation Division. If you do not

have access to the internet, you can mail an original and seven copies of the request to the Executive Director at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and mail a copy of the request to Litigation Counsel. A hearing will be scheduled only upon written request. Failure to timely request a hearing will result in a waiver of Bauman Logistics' right to a hearing, and this Penalty Order will become a Final Order.

F. If a request for a hearing is filed, attorneys for all parties shall enter their appearances in Commission proceedings by giving their names and addresses for the record. For civil penalties exceeding \$500.00, a corporation shall appear before the Commission by its attorney, unless waived by the Commission for good cause shown and a determination that such waiver is in the public interest.⁷ For civil penalties of \$500.00 or less, a corporation may appear by a duly authorized representative of the corporation.⁸

G. If you do not request a hearing, the payment of the civil penalty of \$600.00 is due thirty (30) days from the date of service of this Order. Payment of \$600.00 must be made through your personal account with the Kansas Corporation Commission's Kansas Trucking Regulatory Assistance Network ("KTRAN") system located at <https://puc.kcc.ks.gov/ktran/>. You must have an account through KTRAN to pay the penalty.

H. Failure of Bauman Logistics to perform, pay, or fully comply with the provisions of this Order, including but not limited to Ordering Clauses A through D, above, will result in suspension of Bauman Logistics' motor carrier operating authority without further notice.⁹ Additionally, the Commission may impose further sanctions to include, but not limited to, the

⁷ K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2); K.A.R. 82-1-202(a).

⁸ K.S.A. 66-1,142b(e) and amendments thereto.

⁹ K.S.A. 66-1,105.

issuance and enforcement of revocation of authority and/or cease and desist orders, and any other remedies available to the Commission by law, without further notice.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 10/07/2025



Celeste Chaney-Tucker
Executive Director

AAL

ATTACHMENT “A”

REPORT AND RECOMMENDATION TRANSPORTATION DIVISION

TO: Andrew J. French, Chairperson
Dwight D. Keen, Commissioner
Annie Kuether, Commissioner

FROM: Jared Smith, Deputy Director of Transportation

DATE: September 30, 2025

SUBJECT: Docket No. 26-TRAM-105-PEN
In the Matter of the Investigation of **Bauman Logistics LLC of Garnett, Kansas**
Regarding the Violation of the Motor Carrier Rules and Regulations and the
Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of
Motor Carrier Authority

EXECUTIVE SUMMARY:

Bauman Logistics LLC (Bauman Logistics) is a motor carrier (MC) possessing private and for-hire operating authority from the Commission, primarily hauling commodities: dry bulk, feed, hay and farm supplies. Bauman Logistics operates under USDOT 2981214. On September 22, 2025, a Commission Staff Special Investigator (SI) completed a safety compliance investigation of the operations of Bauman Logistics. A copy of the safety compliance report is attached hereto as **Exhibit 1** and is hereby incorporated by reference. As a result of this investigation, the SI identified five (5) violations, set forth as three (3) specific counts, of the Motor Carrier Safety Regulations (MCSRs), which carry a penalty according to the FY2026 Uniform Penalty Assessment Matrix approved by the Commission. Based on the frequency, timeline and severity of the violations discovered by the SI, Staff recommends penalty of \$600.00 be issued to the MC.

DISCUSSION AND ANALYSIS:

On September 22, 2025, a Commission Staff SI conducted a safety compliance investigation of the operations of Bauman Logistics. The investigation covers a 365-day period and any previous compliance review. Each specific count is detailed below.

Count One (1 of 3)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: 49 C.F.R 382.603 states: “Each employer shall ensure that all persons designated to supervise drivers receive at least 60 minutes of training on alcohol misuse and receive at least an additional 60 minutes of training on controlled substances use. The training will be used by the supervisors to determine whether reasonable suspicion exists to require a driver to undergo testing under § 382.307. The training shall include the physical, behavioral, speech, and performance indicators of probable alcohol misuse and use of controlled substances. Recurrent training for supervisory personnel is not required.”

Material Facts and Supporting Documents: On June 10, 2025, Bauman Logistics required or permitted its driver, Branden Clark, to operate a commercial driver’s license (CDL)-required commercial motor vehicle (CMV), a 1997 Kenworth, VIN ending in 5572, GVWR 52,000 lbs., in intrastate commerce from Overbrook, Kansas to Garnett, Kansas. This transport is evidenced by a Bauman Logistics’ bill of lading, attached hereto as **Exhibit 2**. At the time of this transport, the MC did not have a certificate evidencing completion of the required training, resulting in one (1) total violation.

Violation: Bauman Logistics failed to ensure the person designated to determine that drivers undergo reasonable suspicion testing received 60 minutes of training for alcohol and/or 60 minutes of training for controlled substances, which is a violation of 49 C.F.R. 382.603, as adopted by K.A.R. 82-4-3c (**Exhibit 1, Page 3**). One (1) violation discovered (**Exhibit 1, Page 9**).

Recommendation: Staff recommend a fine of \$100, in accordance with the FY2025 Penalty Matrix.

Count Two (2 of 3)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: 49 C.F.R 382.701 (b) states: Employers must conduct a query of the Clearinghouse at least once per year for information for all employees subject to controlled substance and alcohol testing under this part to determine whether information exists in the Clearinghouse about those employees.”

Material Facts and Supporting Documents: This violation took place on June 10, 2025, during the transport described in Count One, above. This transport is evidenced by Bauman Logistics LLC’s Federal Motor Carrier Safety Administration (FMCSA) Drug and Alcohol Clearinghouse (DACH) report, attached hereto as **Exhibit 3**. The report states that at the time of this transport, the MC had not conducted annual queries in the twelve months prior to this transport for drivers Branden Clark, Michael Scott and Jacob Weatherred, resulting in three (3) total violations.

Violation: Bauman Logistics failed to conduct annual queries in the FMCSA DACH, which is a violation of 49 C.F.R. 382.701(b)(1), as adopted by K.A.R. 82-4-3c (**Exhibit 1, Page 3**). Three (3) violations discovered (**Exhibit 1, Page 9**).

Recommendation: Staff recommends a fine of \$250, in accordance with the FY2025 Penalty Matrix.

Count Three (3 of 3)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: 49 C.F.R 391.45 states:” The following persons must be medically examined

and certified in accordance with § 391.43 as physically qualified to operate a commercial motor vehicle:

- (a) Any person who has not been medically examined and certified as physically qualified to operate a commercial motor vehicle;
- (b) Any driver who has not been medically examined and certified as qualified to operate a commercial motor vehicle during the preceding 24 months, unless the driver is required to be examined and certified in accordance with paragraph (c), (d), (e), (f), (g), or (h) of this section;
- (c) Any driver authorized to operate a commercial motor vehicle only within an exempt intracity zone pursuant to § 391.62, if such driver has not been medically examined and certified as qualified to drive in such zone during the preceding 12 months;
- (d) [Reserved]
- (e) Any driver who has diabetes mellitus treated with insulin for control and who has obtained a medical examiner's certificate under the standards in § 391.46, if such driver's most recent medical examination and certification as qualified to drive did not occur during the preceding 12 months;
- (f) Any driver who does not satisfy, with the worse eye, either the distant visual acuity standard with corrective lenses or the field of vision standard, or both, in § 391.41(b)(10)(i) and who has obtained a medical examiner's certificate under the standards in § 391.44, if such driver's most recent medical examination and certification as qualified to drive did not occur during the preceding 12 months;
- (g) Any driver whose ability to perform his or her normal duties has been impaired by a physical or mental injury or disease; and
- (h) On or after June 23, 2025, any person found by a medical examiner not to be physically qualified to operate a commercial motor vehicle under the provisions of paragraph (g)(3) of § 391.43.”

Material Facts and Supporting Documents: This violation took place on June 10, 2025, during the transport described in Count One, above. This transport is evidenced by Branden Clark’s Medical Examiner’s Certificate, dated July 15, 2025, attached hereto as **Exhibit 4**. Additionally attached is Driver/Vehicle Examination Report No. KSHP92103574. This inspection took place on July 15, 2025, over a month after the transport described in Count One. During the inspection, the inspector cited the MC for using a driver that had not been medically examined or certified, noting that the “Med card on file expired on 2-27-2025.” No valid medical examiner’s certificate for this time period was provided by the MC. At the time of this transport, the MC used a driver that was not medically certified, resulting in one (1) total violation.

Violation: Bauman Logistics used a driver that was not medically examined and certified, which is a violation of 49 C.F.R. 391.45, as adopted by K.A.R. 82-4-3g (**Exhibit 1, Page 3**). One (1) violation discovered (**Exhibit 1, Page 9**).

Recommendation: Staff recommends a fine of \$250, in accordance with the FY2025 Penalty Matrix.

RECOMMENDATION:

Transportation Staff recommends the Commission find Bauman Logistics LLC committed five (5) violation(s), set forth as three (3) specific counts, of Kansas law that governs MCs,

including various provisions of the Federal Motor Carrier Safety Regulations (FMCSRs), as adopted by the Kansas Administrative Regulations (K.A.R.s), and is therefore subject to sanctions or fines imposed by the Commission.

Due to the frequency, timeline and severity of the violations, Staff recommends a civil penalty of \$600 for five (5) violation(s) of the MC Safety Statutes, Rules and Regulations, in accordance with the recommended penalties listed in the applicable Uniform Penalty Assessment Matrix.

Staff further recommends Bauman Logistics LLC require a representative responsible for the company's safety to attend a Commission-sponsored safety seminar within thirty (30) days from the date of the Order, and provide Litigation Counsel with written proof of attendance. A schedule of the dates and locations for safety seminars can be found on the Commission's website at http://kcc.ks.gov/trans/safety_meetings.htm.

Staff further recommends Bauman Logistics LLC submit a written, comprehensive Corrective Action Plan (CAP) to Transportation Staff within thirty (30) days of the date of this order, documenting the violation(s) described in the Penalty Order, including specific and detailed information explaining the carrier's efforts and concrete steps taken to ensure the violation(s) do not occur in the future.

Finally, Staff recommends that Bauman Logistics LLC submit to one follow-up safety compliance review within eighteen (18) months from the date of the Penalty Order. Transportation Staff will contact the motor carrier at a later date to determine an appropriate time for the review.

EXHIBIT 1

UNITED STATES DEPARTMENT OF TRANSPORTATION

	U.S. DOT#: 2981214 MC/MX#: 1695589	Legal: BAUMAN LOGISTICS LLC Operating (DBA):	Investigation Date: 09/22/2025			
Investigation Type: Offsite Investigation						
Physical Address			Mailing Address			
24161 NW KENTUCKY RD GARNETT, KS 66032 United States			24161 NW KENTUCKY RD GARNETT, KS 66032 United States			
Contact Information						
Contact Name: MARVIN BAUMAN Email: trucking@baumanbrosllc.com Phone: (785)448-8189 Ext Cell: () - Ext Fax: () - Ext						
Business and Financial						
Business Type: Limited Liability Corporation Name of Gross Revenue Provider: Title of Gross Revenue Provider: Gross Revenue: For Year Ending: Federal Tax ID:						
Operation Classification and Type			Cargo			
Type of Operation: Non-HM Interstate Carrier Operation Classification For-Hire Motor Carrier Property Other Non-Hazardous Freight			Commodities Dry Bulk, Grain, Feed, Hay, Farm Supplies			
Equipment			Driver Information			
	Owned	Term Leased	Trip Leased	Drivers		
Truck Tractors	10				Intrastate	Interstate
Trailers	5			< 100 Miles		3
				>= 100 Miles		
Power units used in the U.S.: 10 Percentage of time used in the U.S.: 100%				Average trip leased driver/month: 0 Drivers with CDL: 3 Total Drivers: 3		
Person(s) Interviewed						
Name: MARVIN BAUMAN				Title: OWNER		

Questions

Questions about this report or the Federal Motor Carrier Safety or Hazardous Materials regulations may be addressed to the Federal Motor Carrier Safety Administration at:	1303 SW FIRST AMERICAN PL STE 200 TOPEKA, KS 66604-4040 Phone: (785) 271-1260 Fax: (877) 547-0378
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This report will be used to assess your safety compliance.

Violations

1. Primary: 382.603

Failing to ensure person designated to determine that drivers undergo reasonable suspicion testing receive 60 minutes training for alcohol and/or 60 minutes of training for controlled substances.

Example/Notes:

Driver name, Branden Clark

Trip date, 6/10/2025

Supervisor/Company official not trained. Marvin Bauman is the official who acts as the carrier supervisor. Bauman Logistics LLC failed to provide documentation that Marvin Bauman completed supervisor reasonable suspicion training. The trip was an intrastate trip, going from Overbrook, KS to Garnett, KS.

2. Primary: 382.701 (b)(1)

Failing to conduct an annual query.

Example/Notes:

Trip Date:6/10/2025

Driver: Branden Clark

Violation Description: On 6/10/2025, Bauman Logistics LLC allowed or required driver, Branden Clark, to operate a CMV and trailer, weighing over 26,001 lbs. without conducting an annual query. The trip was an intrastate trip, going from Overbrook, KS to Garnett, KS. The other two drivers that did not have an annual query conducted on them were Jacob Weatherred and Michael Scott.

3. Primary: 391.45(a)

Secondary: 391.11(a)

Using a driver not medically examined and certified.

Example/Notes:

Violations Discovered

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

Drivers/Vehicles in Violation

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

Violations Discovered

Fed	State	Total
	3	3

Checked

Fed	State	Total
	3	3

Drivers/Vehicles in Violation

Fed	State	Total
	3	3

Checked

Fed	State	Total
	3	3

Violations Discovered

Fed	State	Total
	1	1

Checked

Fed	State	Total
	3	3

Drivers/Vehicles in Violation

Fed	State	Total
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Driver name, Branden Clark		1	1
Trip date. 6/10/2025	Checked		
Description of violation: On 6/10/2025, Bauman Logistics LLC allowed or required driver, Branden Clark, to operate a cmv while not being medically certified. The trip was an intrastate trip, going from Overbrook, KS to Garnett, KS.	Fed	State	Total
		3	3

Safety Fitness Rating

This Investigation is Not Rated

You must take corrective actions for any violations (deficiencies) identified in the Violations section of this report.

This was an offsite investigation. An offsite investigation allows FMCSA to evaluate your safety compliance with minimal disruption to your business. An offsite investigation will not result in a safety rating.

DataQs: If you dispute the violations recorded in the Violations section of this investigation report, and the violations were not used in the calculation of your safety rating, you may submit a Request for Data Review (RDR) through DataQs. The DataQs system is the method to remove violations that did not affect your safety rating. DataQs is an online system that allows a motor carrier or driver to request and track a review of Federal and State issued data that it believes to be incomplete or incorrect. To submit an RDR, go to <https://dataqs.fmcsa.dot.gov>.

Process Breakdown and Remedies

BASIC: Controlled Substances/Alcohol

Process Breakdown: Monitoring and Tracking

Bauman Logistics LLC will ensure all records related to controlled substances are conducted and met for compliance purposes.

Specific Recommended Remedies

To implement Safety Improvement Practices, the following list are recommended practices related to Monitoring and Tracking:

1. Implement a system for keeping accurate records of controlled-substance and alcohol completed training needs and completed training, via software, checklist in the driver's file, and/or another appropriate method.

BASIC: Driver Fitness

Process Breakdown: Monitoring and Tracking

Bauman Logistics LLC will ensure that all drivers are medically examined prior to operating a CMV.

Specific Recommended Remedies

To implement Safety Improvement Practices, the following list are recommended practices related to Monitoring and Tracking:

1. Maintain roadside inspection reports, moving violation records, training records, the Commercial Driver's License (CDL), the dispatch schedule, bills of lading, and the medical report to help evaluate the performance of all staff involved in qualifying drivers (dispatchers and managers) and the effectiveness of the policies and procedures.

Recommendations

1. **Additional Information**

Please visit the CSA outreach site for additional guidance: <https://csa.fmcsa.dot.gov>.

2. **Obtain copies of the regulations, forms, interpretations, manuals.**

Copies of the regulations, forms, interpretations, and manuals are available from a variety of sources. Check the FMCSA website for a current list of suppliers. www.fmcsa.dot.gov/safety-security/eta/index.htm

3. **SMS website**

You are encouraged to review your company's SMS results and take action to make the roads safer for everyone. Your public safety records are available at the following website: <http://ai.fmcsa.dot.gov/sms>. Also visit <https://portal.fmcsa.dot.gov> which provides real time data and the opportunity to review your safety data. You will need to use your PIN number that has been provided by FMCSA. Registration and access is free.

4. **Drug and Alcohol Clearinghouse**

Find out your responsibilities and requirements for FMCSA's Drug and Alcohol Clearinghouse by visiting <https://clearinghouse.fmcsa.dot.gov>.

5. **Reasonable Suspicion Training**

Provide new-hire and refresher training, to all managers, other designated personnel, and the designated employer representative (DER), on controlled-substance and alcohol regulations and related company policies and procedures, including those pertaining to prohibited behavior; testing protocols and monitoring, for example, on grounds of "reasonable suspicion"; the consequences of a positive test result; referral to a substance-abuse professional (SAP); and confidentiality requirements in relation to recordkeeping.

6. **Maintain a complete file documenting the qualification process.**

Ensure that all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file as required for each driver, documenting the qualification process.

7. **A copy of your profile can be obtained by accessing the Portal.**

A copy of your carrier profile can be obtained at no cost from the FMCSA Portal (<https://portal.fmcsa.dot.gov/login>).

8. **Serious Violations**

This review contains violations that are serious in nature and may result in a penalty assessment against the company and/or drivers.

9. **CAP to Commission**

The KCC requires that you prepare a corrective action plan, addressing the measures taken to correct all the violations identified within this report. Submit this letter within 30 days outlining the carrier's updated changes to their policies and procedures regarding all listed violations. Explain in detail how, as a carrier representative, you will rectify these deficiencies and prevent their reoccurrence going forward. Include any supporting documentation and evidence as indicated in the recommendations above, (example: vehicle, inspections performed, proof of drug and alcohol testing in place, etc.) necessary to prove that corrective action has been taken. Submit the letter along with copies of your supporting evidence to:

Email: jared.l.smith@ks.gov

FAX: 785-721-3124

or mail:

Kansas Corporation Commission

Attn: Jared Smith

1500 SW Arrowhead Rd

Topeka, KS 66604-4027

10. **Acknowledgment Signature**

The KCC requires a representative from Bauman Logistics LLC to attend a Commission-sponsored safety seminar within thirty (30) days from the date of the penalty order. Schedule of the dates for safety seminars can be found on the Commissions website at <https://www.kcc.ks.gov/transportation/calendar-of-events>.

FAILURE TO SUBMIT THE CORRECTIVE ACTION PLAN (CAP) AND ATTEND A SAFETY SEMINAR WITHIN 30 DAYS WILL RESULT IN THE SUSPENSION OF Bauman Logistics LLC AND/OR THE IMPOUNDMENT OF Bauman Logistic LLC's VEHICLES.

I understand that these requirements/violations and/or recommendations have been discussed with me and my questions have been answered. I understand that monetary penalties will be assessed as a result of violations found in this compliance review.

Signed:_____

Date: _____

Table 1: Violations Discovered During Review/Inspection

Violation	Date	Identifying Information	Description
382.603 - Fail to get "reasonable suspicion" designee 60 min training			
1	06/10/2025	Driver: BRANDEN CLARK- Failing to ensure person designated to determine that drivers undergo reasonable suspicion testing receive 60 minutes training for alcohol and/or 60 minutes of training for controlled substances.	
391.45(a) - Using a driver not medically examined and certified			
1	06/10/2025	Driver: BRANDEN CLARK- Using a driver not medically examined and certified.	
382.701 (b)(1) - Failing to conduct an annual query.			
1	06/10/2025	Driver: BRANDEN CLARK-Failing to conduct an annual query.	
2	05/23/2025	Driver: MICHAEL SCOTT-Failing to conduct an annual query.	
3	08/22/2025	Driver: JACOB WEATHERRED-Failing to conduct an annual query.	

EXHIBIT 2



Shipper:



PO Box 444; 118 W. Main
Beloit, KS 67420
888-848-9979

Shipment Date: 06/10/2025
In/Outbound: OUTBOUND
Ticket/BOL #: 978-0014125
Commodity: CORN
Vehicle ID: Brandon
Driver On: N
Dispatch #: 97819162
Load #: 4274675
Unload #: EK011025309
BOL #:

Sale To:

EASTKANS
EAST KANSAS AGRI-ENERGY LLC

1304 SOUTH MAIN STR
GARNETT KS 66220

Carrier:

BAUMLOG
BAUMAN LOGISTICS LLC

24161 NW JENTUCKY RD
GARNETT KS 66032

Delivery Point/Destination East Kansas Agri Energy. Garnett. KS

Prior Load Corn

Comment

Origin Contract B007997

Buyer's Contract EK011025309

TEST WEIGHT 58.60

MOISTURE 12.40

BCFM 1.80

06/10/2025 4:02 PM Gross (Lbs) **84,240.00**

06/10/2025 3:47 PM Tare (Lbs) **25,880.00**

Net Weight (Lbs) **58,360.00**

Shrink(Lbs) **0.00**

Net (Lbs) **58,359.84**

Gross (BU) 1,042.14

Total Shrink(BU) 0.00

Net (BU) **1,042.14**

Weighmaster Keaton

Sample Number 35

Grader Comment

Grader/Inspector

Trucking Company Bauman Logistics LLC

MC/DOT # 2981214

Driver Name(print) Brandon

Driver Signature

Combustible Dust WARNING

May form combustible dust concentrations in air, SDS has been sent to buyer

EXHIBIT 3

Report Compliance - DRIVER CHECK (ANNUAL QUERIES CONDUCTED)

BAUMAN LOGISTICS LLC (USDOT# 2981214)

Address:24161 NW KENTUCKY RD; GARNETT, KS 66032-8291; US

As of:9/29/2025 12:25

Report Generated on : 09/29/2025 12:25

Name	Country	CDL	Most Recent Query	Submitted On
PARIS SPOONER	United States		Limited	1/4/2021
BRANDEN CLARK	United States		Limited	2/7/2023
MARVIN BAUMAN	United States		Limited	2/7/2023
DAVID CASTLEBERRY	United States		Limited	2/7/2023
JONAS TROYER	United States		Limited	2/7/2023
DAVID CASTLEBERRY	United States		Limited	2/7/2023

Disclaimer:**This document contains sensitive information and is for official use only. Improper handling of this information could negatively affect individuals. Handle and secure this information according to Federal Motor Carrier Safety Administration privacy and security guidelines. Properly dispose of this document according to agency policy when this document is no longer needed.**

[illegible]

EXHIBIT 4

Public Burden Statement

A Federal agency may not conduct or sponsor, and a person is not required to respond to, nor shall a person be subject to a penalty for failure to comply with a collection of information subject to the requirements of the Paperwork Reduction Act unless that collection of information displays a current valid OMB Control Number. The OMB Control Number for this information collection is 2126-0006. Public reporting for this collection of information is estimated to be approximately one minute per response, including the time for reviewing instructions, gathering the data needed, and completing and reviewing the collection of information. All responses to this collection of information are mandatory. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to Information Collection Clearance Officer, Federal Motor Carrier Safety Administration, MC-RRR, 1200 New Jersey Avenue, SE, Washington, D.C. 20590.



U.S. Department of Transportation
Federal Motor Carrier
Safety Administration

Medical Examiner's Certificate

(for Commercial Driver Medical Certification)

I certify that I have examined Last Name: Clark First Name: Brandon In accordance with (please check only one):

- ☒ the Federal Motor Carrier Safety Regulations (49 CFR 391.41-391.49) and, with knowledge of the driving duties, I find this person is qualified, and, if applicable, only when (check all that apply) **OR**
☐ the Federal Motor Carrier Safety Regulations (49 CFR 391.41-391.49) with any applicable State variances (which will only be valid for intrastate operations), and, with knowledge of the driving duties, I find this person is qualified, and, if applicable, only when (check all that apply):

- ☐ Wearing corrective lenses ☐ Accompanied by a _____ waiver/exemption ☐ Driving within an exempt intracity zone (49 CFR 391.62) (Federal)
☐ Wearing hearing aid ☐ Accompanied by a Skill Performance Evaluation (SPE) Certificate ☐ Grandfathered from State requirements (State)

The information I have provided regarding this physical examination is true and complete. A complete Medical Examination Report Form, MCSA-5875, with any attachments, embodies my findings completely and correctly, and is on file in my office.

Medical Examiner's Certificate Expiration Date

7-15-27

Medical Examiner's Signature

Medical Examiner's Telephone Number

9132064667

Date Certificate Signed

7-15-25

Medical Examiner's Name (please print or type)

Damon M. Dennis DC

☐ MD ☐ Physician Assistant ☐ Advanced Practice Nurse

☐ DO ☒ Chiropractor

☐ Other Practitioner (specify) _____

Medical Examiner's State License, Certificate, or Registration Number

01-04068

Issuing State

Kansas

National Registry Number



4789014270

Driver's Signature

Driver's License Number

[REDACTED]

Issuing State/Province

Kansas

Driver's Address

Street Address: 432 E. 1st Ave City: Garrett

State/Province: K3

Zip Code: 66032

CLP/CDL Applicant/Holder

☒ Yes ☐ No

This document contains sensitive information and is for official use only. Improper handling of this information could negatively affect individuals. Handle and secure this information appropriately to prevent inadvertent disclosure by keeping the documents under the control of authorized persons. Properly dispose of this document when no longer required to be maintained by regulatory requirements.

EXHIBIT 5

DRIVER/VEHICLE EXAMINATION REPORT

Kansas Highway Patrol
Email: Khp.TruckInspection@KS.GOV
700 SW Jackson, Ste 704
Topeka, KS 66603
Phone: (785)296-7189 Fax: (785)296-2858

Report Number: KSHP92103574
Inspection Date: 07/15/2025
Start: 9:35 AM CT End: 10:01 AM CT
Inspection Level: III - Driver/Credential
HM Inspection Type: None

Carrier: BAUMAN LOGISTICS LLC

DBA:

24161 NW KENTUCKY RD
GARNETT, KS, 66032

USDOT: 2981214

Phone#: (785)448-8189

MC/MX#:

Fax#:

State#:

Location: ANDERSON COUNTY - 003

Highway: U-59

County:

Email:

Driver: CLARK, BRANDEN L

License#:

State: KS

Date of Birth:

CoDriver:

License#:

State:

Date of Birth:

Milepost: 101 Shipper: N/A

Origin: LONE ELM,KS

Destination: GARNETT,KS

Bill of Lading: N/A

Cargo: CORN

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate	Equipment ID	VIN	GVWR	CVSA #	Issued #	OOS Sticker
1	TT	KW	1997	KS		19		5572 52000			
2	ST	WILX	2013	KS		100A		4094 65000			

BRAKE ADJUSTMENTS:No brake measurements required for level II or level III

VIOLATIONS

Vio Code	Section	Type	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
392.2-SLLEWA3	392.2	F	D	N	NA17977901	N	N	State/Local Laws - Excessive weight - More than 5000 lbs over on an axle/axle groups: 6,800 pounds over 69,500 pounds allowed on #2, #3, #4 & #5 axles, 4 axle, 41 ft inner bridged length (76,300 pounds)
392.2-SLLEWG1	392.2	F	D	N		N	N	State/Local Laws - Excessive weight - 1-2500 lbs over on allowable gross weight: 1,800 pounds over 85,500 pounds maximum allowed weight in KS (87,300 pounds)
392.2-SLLEWG2	392.2	F	D	N		N	N	State/Local Laws - Excessive weight - 2501-5000 lbs over on allowable gross weight: 2900 pounds over 34,000 pounds allowed on #2 & #3 tandem axles (36,900 pounds)
392.2-SLLEWA3	392.2	F	D	N		N	N	State/Local Laws - Excessive weight - More than 5000 lbs over on an axle/axle groups: 5,400 pounds over 34,000 pounds allowed on #4 & #5 tandem axles (39,400 pounds)
383.23A2-LCDLN	383.23(a)(2)	F	D	Y		N	N	License (CDL) - Operate a CMV and does not possess a valid CDL: Class A CDL required
391.41APC	391.41(a)	F	D	Y		N	N	Medical (Cert) - Operating property-carrying vehicle w/o a valid med cert in possession or on file with state drivers license agency when med cert is required: Med card on file expired on 2-27-2025; Driver advised he had a new one, but did not have a copy of it with him.
396.17C-PI	396.17(c)	F	2	N		N	N	Operating a CMV without documentation of a periodic inspection: None located for trailer on trailer or in registration book

HazMat: No HM transported

Placard:

Cargo Tank:

Special Checks: X Size and Weight Enforcement

* NOTE TO MECHANIC: The undersigned certifies that all mechanical defects listed on this report HAVE BEEN CORRECTED at the time of signature.
Signature Of Repairer X: _____ Facility: _____ Date: _____

**** DRIVER: THIS FORM IS REQUIRED TO BE RETURNED TO THE CARRIER BY REGULATION. **//** *CARRIER CERTIFICATION: All defects on this sheet must be corrected or acknowledged PRIOR TO RE-DISPATCH and then certified by a responsible carrier official who must sign below. RETURN THIS FORM WITHIN 15 DAYS to the Motor Carrier Division of the KANSAS HIGHWAY PATROL at the address listed at the top of this form.

Signature Of Motor Carrier X: _____ Title: _____ Date: _____

Report Prepared By: ID/Badge #:
D. Bales 9210

Copy Received By:
BRANDEN CLARK

X

X



CERTIFICATE OF SERVICE

26-TRAM-105-PEN

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of first class mail and electronic service on 10/07/2025.

MARVIN G. BAUMAN, DIRECTOR
Bauman Logistics LLC
24161NW KENTUCKY RD
GARNETT, KS 66032
trucking@baumanbrosllc.com

AHSAN LATIF, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
ahsan.latif@ks.gov

/S/ KCC Docket Room
KCC Docket Room