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

1500 SW Arrowhead Road
Topeka, KS 66604-4027

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

Laura Kelly, Governor

NOTICE OF PENALTY ASSESSMENT
24-TRAM-355-PEN

November 21, 2023
Stephanie Bray, Office Manager
White Knight Drilling LLC
PO Box 583
Russell, KS 67665

This is a notice of a penalty assessment against White Knight Drilling LLC (White Knight Drilling) for violation(s) of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on September 18, 2023, by Kansas Corporation Commission Special Investigator Gregory Askren. Penalties are assessed in accordance with the FY 2024 Uniform Penalty Assessment Matrix, approved by the Commission on June 29, 2023. For a full description of the penalty(s) and terms and obligations please refer to the Order attached to this notice.

IF YOU ACCEPT THE PENALTY: White Knight Drilling has been assessed a \$3,300 penalty. You have thirty (30) days from the date of service of the Penalty Order to pay the penalty. Please remit payment of \$3,300, 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 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.

IF YOU CONTEST THE PENALTY ORDER: You have the right to request a hearing. A request for a hearing must be made in writing, setting forth the specific grounds upon which relief is sought. White Knight Drilling must file, within fifteen (15) days from the date of service of this Order, the request for hearing with the Commission's electronic filing system found at <https://puc.kcc.ks.gov/e-filing/e-express/>, and 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 \$3,300 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/ Kyler Wineinger
Kyler C. Wineinger
Litigation Counsel
(785) 271-3109
k.wineinger@kcc.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 **White**)
Knight Drilling LLC, of Schoenchen, KS,)
Regarding the Violation(s) of the Motor Carrier)
Safety Statutes, Rules and Regulations and the) Docket No. 24-TRAM-355-PEN
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. On September 21, 2023, Commission Staff Special Investigator (SI) Gregory Askren, completed a safety compliance investigation of the operations of White Knight Drilling LLC (White Knight Drilling or Carrier). White Knight Drilling is a motor carrier as defined in 49 C.F.R. 390.5, and operates under USDOT number 3561701.

2. On October 18, 2023, Staff submitted its Report and Recommendation (R&R), attached hereto as Attachment “A” and is hereby incorporated by reference, recommending a penalty of \$3,300 to be issued to White Knight Drilling based on the frequency, timeline and severity of the violations discovered. Staff’s R&R indicates that as a result of the safety compliance investigations, SI Gregory Askren identified twelve (12) violation(s), accounting for

seven (7) count(s), of the Motor Carrier Safety Regulations (MCSRs), which carry a penalty according to the FY2024 Uniform Penalty Assessment Matrix.²

3. Staff further recommends White Knight Drilling 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 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.³

4. Finally, Staff recommends that White Knight Drilling submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order.⁴ Transportation Staff will contact the motor carrier at a later date to determine an appropriate time for this review.

5. Pursuant to K.S.A 66-1,108b, 66-1,111, 66-1,112g and 66-1,115, 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.

6. 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.

² Order Designating Guidance Document and Approving Staff's Use of the Transportation Division's Uniform Penalty Assessment Table, pp. 11 – 26 (Jun. 29, 2023) ("Penalty Matrix").

³ See Staff's Report and Recommendation, p. 4 (Oct. 18, 2023).

⁴ *Id.*

7. 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.

IT IS THEREFORE, BY THE COMMISSION ORDERED THAT:

A. White Knight Drilling LLC, of Schoenchen, KS is hereby assessed a \$3,300 civil penalty for twelve (12) violation(s), accounting for seven (7) count(s), 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. Carrier is hereby ordered to 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 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.

C. White Knight Drilling is ordered to submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order. Transportation Staff will contact the Carrier to set up the appointment.

D. 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 White Knight Drilling's right to a hearing, and this Penalty Order will become a Final Order.

E. If a request for 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, 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.⁵

F. If you do not request a hearing, the payment of the civil penalty of \$3,300 is due in thirty (30) days from the date of service of this Order. Payment of \$3,300 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.

G. Failure to pay the \$3,300 civil penalty within thirty (30) days from the date of service of this Penalty Order and/or failure to comply with the provisions of this Order may result in suspension of White Knight Drilling's motor carrier operating authority without further notice.⁶ Additionally, the Commission may impose further sanctions to include, but not limited to, the 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.

⁵ . K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2); K.A.R. 82-1-202(a).

⁶ K.S.A. 66-1,105.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 11/21/2023



Lynn M. Retz
Executive Director

KCW

ATTACHMENT “A”

**REPORT AND RECOMMENDATION
TRANSPORTATION DIVISION**

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

FROM: Gary Davenport, Deputy Director of Transportation
Jared Smith, Public Service Executive

DATE: October 18, 2023

SUBJECT: Docket No. 24-TRAM-355-PEN
In the Matter of the Investigation of **White Knight Drilling Inc of Schoenchen, 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:

White Knight Drilling Inc is a motor carrier (MC) operating as private carrier, primarily hauling general freight, oil field equipment, machinery and large objects. White Knight Drilling Inc operates under USDOT 3561701. On September 18, 2023, Commission Staff Special Investigator (SI) Greg Askren completed a safety compliance investigation of the operations of White Knight Drilling Inc. 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 twelve (12) violations, accounting for seven (7) specific counts, of the Motor Carrier Safety Regulations (MCSRs), which carry a penalty according to the FY2024 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 \$3,300 be issued to the MC.

DISCUSSION AND ANALYSIS:

On September 18, 2023, Commission Staff SI Greg Askren conducted a safety compliance investigation of the operations of White Knight Drilling Inc. The investigation covers a 365 day period. Each specific count is detailed below.

Count One (1 of 7)

Jurisdiction: 49 C.F.R. 382.115(a), adopted by K.A.R. 82-4-3c, and authorized by K.S.A. 66-1,129.

Intent of Law: Requires the MC to establish an alcohol and controlled substances testing program for its CDL drivers that complies with the procedures established in 49 C.F.R. 382.105.

Supporting Documents: On July 23, 2023, White Knight Drilling LLC required or permitted its driver, Dennis Klima, to operate a commercial driver's license (CDL) required commercial motor vehicle (CMV), a 1982 Ford, VIN ending in 6511, GVWR 55,000 lbs., in intrastate commerce from the Wamego, Kansas to Hays, Kansas. This transport is evidenced by driver Dennis Klima's fatality accident report, attached hereto as **Exhibit 2**. At the time of this transport, the MC had not established an alcohol and controlled substance testing program.

Violation: White Knight Drilling LLC failed to implement an alcohol and/or controlled substances testing program on the date the employer begins commercial motor vehicle operations (**Exhibit 1, Page 3**). One (1) violation was discovered.

Recommendation: Staff recommends a fine of \$650.

Count Two (2 of 7)

Jurisdiction: 49 C.F.R. 382.711, adopted by K.A.R. 82-4-3c, and authorized by K.S.A. 66-1,129.

Intent of Law: The MC must be enrolled in the FMCSA Drug and Alcohol Clearinghouse (DACH).

Supporting Documents: This violation took place during the transport described in Count One, above. Additionally attached is MC's DACH search history, attached hereto as **Exhibit 3**. The DACH search did not return a carrier named White Knight in Kansas.

Violation: White Knight Drilling LLC failed to register in DACH (**Exhibit 1, Page 3**). One (1) violation was discovered.

Recommendation: Staff recommends a fine of \$650.

Count Three (3 of 7)

Jurisdiction: 49 C.F.R. 391.45, adopted by K.A.R. 82-4-3g, and authorized by K.S.A. 66-1,129.

Intent of Law: The MC must confirm that its driver is medically examined and certified prior to operation of a commercial motor vehicle and maintain documentation of the medical certificate in the driver qualification file pursuant to 49 C.F.R. 391.51.

Supporting Documents: This violation took place during the transport described in Count One, above. Mr. Klima's medical card is attached hereto as **Exhibit 4**. The medical expired on April 29, 2023.

Violation: White Knight Drilling LLC was found to be in violation of using a driver not medically examined and certified (**Exhibit 1, Page 3 to 4**). One (1) violation was discovered.

Recommendation: Staff recommends a fine of \$250.

Count Four (4 of 7)

Jurisdiction: 49 C.F.R. 391.51(b) (2) and (4), adopted by K.A.R. 82-4-3g, and authorized by K.S.A. 66-1,129.

Intent of Law: The MC must maintain a copy of the motor vehicle record (MVR) received from each State in the driver qualification file.

Supporting Documents: On July 23, 2023, White Knight Drilling LLC required or permitted its driver, Daniel Fehrenbach, to operate a CDL-required CMV, a 1992 Freightliner, VIN ending in 8654, GVWR 55,000 lbs., in intrastate commerce from Hays, Kansas to Schoenchen, Kansas. This transport is evidenced by driver Daniel Fehrenbach's maintenance invoice #128950, attached hereto as **Exhibit 5**. The MC could not produce MVRs for Mr. Fehrenbach.

Violation: White Knight Drilling LLC was found to be in violation of failing to maintain the responses of each state agency to the annual driver record inquiry required by 391.25(a) (**Exhibit 1, Page 4**). One (1) violation was discovered.

Recommendation: Staff recommends a fine of \$250.

Count Five (5 of 7)

Jurisdiction: K.S.A. 66-1,112g and 49 C.F.R. 392.2, adopted by K.A.R. 82-4-3h, and authorized by K.S.A. 66-1,129.

Intent of Law: The MC must obtain proper Kansas Corporation Commission authority to operate as a Private MC before conducting intrastate commercial operations.

Supporting Documents: This violation took place during the transport described in Count One, above. Additionally, attached is a copy of the MC's KTRAN profile, attached hereto as **Exhibit 5**. The MC was operating point to point within Kansas in a manner that requires KCC authority. The KTRAN profile states the MC possess no authority from the KCC to operate.

Violation: White Knight Drilling LLC was found to be in violation of having not having KCC Private Motor Carrier Operating Authority (**Exhibit 1, Page 5**). One (1) violation was discovered.

Recommendation: Staff recommends a fine of \$500.

Count Six (6 of 7)

Jurisdiction: 49 C.F.R. 395.8, adopted by K.A.R. 82-4-3a, and authorized by K.S.A. 66-1,129.

Intent of Law: The MC shall require its driver to keep records of duty status for each 24-hour period using the method described in 49 C.F.R. 395.8(a) and to submit the original record to the motor carrier within 13 days of creation.

Supporting Documents: This violation took place during the transport described in Count One, above. The MC was not able to produce time records for this transport.

Violation: White Knight Drilling LLC Failing to require a driver to prepare a record of duty status using the appropriate method (**Exhibit 1, Page 6**). Two (2) violations were discovered.

Recommendation: Staff recommends a fine of \$250.

Count Seven (7 of 7)

Jurisdiction: 49 C.F.R. 396.17, adopted by K.A.R. 82-4-3j, and authorized by K.S.A. 66-1,129.

Intent of Law: The MC shall obtain and document a successful periodic (annual) inspection on the commercial motor vehicle during the preceding 12-month period. The inspection shall be retained by the MC pursuant to 49 C.F.R. 396.21(b).

Supporting Documents: This violation took place during the transport described in Count One, above. The MC could not produce an annual inspection for the CMV involved in the fatality accident on July 25, 2023.

Violation: White Knight Drilling LLC was found to be in violation of using a commercial motor vehicle not periodically inspected in accordance with minimum standards (**Exhibit 1, Page 6**). Five (5) violations were discovered.

Recommendation: Staff recommends a fine of \$750.

RECOMMENDATION:

Transportation Staff recommends the Commission find White Knight Drilling Inc committed twelve (12) violations, accounting for seven (7) 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 \$3,300 for twelve (12) violations 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 White Knight Drilling Inc 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 White Knight Drilling Inc 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#: 3561701
MC/MX#: 0

Legal: WHITE KNIGHT DRILLING LLC
Operating (DBA):

Investigation Date:
09/18/2023

Investigation Type: Onsite Comprehensive Investigation

Location of Investigation: Company principal place of business (PPOB)

Extent of Operations: Entire Operation

Physical Address

114 OAK ST
SCHOENCHEN, KS 67667-2403
United States

Mailing Address

PO Box 583
Russell, KS 67665-0583
United States

Contact Information

Contact Name: Stephanie Bray
Email: castleresources@hotmail.com
Phone: (785)625-5155 **Cell:** (785)324-1885 **Fax:** (785)625-4151

Business and Financial

Business Type: Limited Liability Corporation
Name of Gross Revenue Provider: Stephanie Bray
Title of Gross Revenue Provider: Office manager
Gross Revenue: ██████████ **For Year Ending:** 12/31/2022
Federal Tax ID: ██████████ (EIN)

Operation Classification and Type

Type of Operation: Non-HM Intrastate Carrier

Operation Classification

Private Motor Carrier
Property – Non-Hazardous Materials

Cargo

General Freight, Oil Field Equipment, Machinery, Large Objects

Equipment

	Owned	Term Leased	Trip Leased
Straight Trucks	3	1	
Trailers	3		

Driver Information

Drivers	Intrastate	Interstate
	< 100 Miles	
>= 100 Miles	3	

Power units used in the U.S.: 4
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: JERRY GREEN	Title: OWNER
Name: Stephanie Bray	Title: Office manager

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: 382.115(a)

Failing to implement an alcohol and/or controlled substances testing program on the date the employer begins commercial motor vehicle operations.



Acute

Violations Discovered

Fed	State	Total
1		1

Checked

Fed	State	Total
1		1

BASIC Impacted
Controlled
Substances/Alcohol

Rating Factor 2:
Driver = Part 382

Example/Notes:

Driver name,: Dennis Klima

Trip date.: 7/23/2023

Failing to implement an alcohol and/or controlled substances testing program on the date the employer begins commercial motor vehicle operations. Klima's hire date was 3/26/2023. Klima was killed when his left front tire blew causing the vehicle to leave the roadway, ejecting Klima who was not wearing a seatbelt.

Drivers/Vehicles in Violation

Fed	State	Total

Checked

Fed	State	Total

2. Primary: 382.711(b)

Failing to register in the Clearinghouse.

Violations Discovered

Fed	State	Total
1		1

Checked

Fed	State	Total
1		1

Example/Notes:

Failing to register in the Clearinghouse. The company was involved in a fatality accident on 7/25/2023. 1 employee was killed in the accident. They began operations on 2/2/2021.

Drivers/Vehicles in Violation

Fed	State	Total

Checked

Fed	State	Total

3. Primary: 391.45(a)

Secondary: 391.11(a)

Using a driver not medically examined and certified.

Violations Discovered

Fed	State	Total
	1	1

Checked

Fed	State	Total
	2	2

Example/Notes:

Drivers/Vehicles in Violation

Driver name: Dennis Klima

Trip date: 7/25/2023

Description of violation: Using a driver not medically examined and certified. Klima;s medical card expired 4/29/2023 and was not renewed.

Fed	State	Total
	1	1

Checked		
Fed	State	Total
	2	2

4. Primary: 391.51(b)(1)

Failing to maintain driver's employment application in driver's qualification file.

Violations Discovered		
Fed	State	Total
	1	1

Checked		
Fed	State	Total
	2	2

Example/Notes:

Driver name, Dennis Klima

Trip date. 7/25/2023

Description of violation: Failing to maintain driver's employment application in driver's qualification file. Of the two drivers used, Klima did not have a employ app in his file. Using a driver who has not completed and furnished an employment application. Klima had no application. Fehrenbach had an application but no previous employment dates were listed and no DOB on the application.

Drivers/Vehicles in Violation		
Fed	State	Total
	1	1

Checked		
Fed	State	Total
	2	2

5. Primary: 391.51(b)(4)

Failing to maintain the responses of each State agency to the annual driver record inquiry required by 391.25(a).

Violations Discovered		
Fed	State	Total
	1	1

Checked		
Fed	State	Total
	2	2

Example/Notes:

Driver name: Fehrenbach, Daniel

Trip date. 8-15-2023

Description of violation; Failing to maintain the responses of each State agency to the annual driver record inquiry required by 391.25(a).

Drivers/Vehicles in Violation		
Fed	State	Total
	1	1

Checked		
Fed	State	Total
	2	2

6. Primary: 391.51(b)(5)

Failing to maintain a note relating to the annual review of the driver's driving record as required by 391.25(c)(2).

Violations Discovered		
Fed	State	Total
	1	1

Checked		
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Fed	State	Total
	2	2

Example/Notes:

Driver name,
Trip date.

Description of violation: Failing to maintain a note relating to the annual review of the driver's driving record as required by 391.25(c)(2). Fehrenbach was hired 8/3/2021. Klima was hired 3/26/23 so the annual review was not applicable.

Drivers/Vehicles in Violation

Fed	State	Total
	1	1

Checked

Fed	State	Total
	2	2

7. Primary: 391.51(b)(8)

Failing to place a note related to the verification of the medical examiner's listing on the National Registry of Certified Medical Examiners required by 391.23(m) in driver qualification file(s).

Violations Discovered

Fed	State	Total
	2	2

Checked

Fed	State	Total
	2	2

Example/Notes:

Driver name, Dennis Klima
Trip date.: 7/23/2023

Description of violation: Failing to place a note related to the verification of the medical examiner's listing on the National Registry of Certified Medical Examiners required by 391.23(m) in driver qualification file(s).

Drivers/Vehicles in Violation

Fed	State	Total
	2	2

Checked

Fed	State	Total
	2	2

**8. Primary: 392.2
State Equivalent: 66-1,112**

Operating in Intrastate Commerce without having Kansas Operating Authority.

Violations Discovered

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

Example/Notes:

The company operates point to point in Kansas but has never registered with the KCC for authority.
Operating in Intrastate Commerce without having Kansas Operating Authority as a private carrier.

Drivers/Vehicles in Violation

Fed	State	Total
	2	2

Checked

Fed	State	Total
	2	2

9. Primary: 395.8(a)(1)

Failing to require a driver to prepare a record of duty status using the appropriate method.

Violations Discovered		
Fed	State	Total
	2	2
Checked		
Fed	State	Total
	60	60

Example/Notes:

Number Checked - Number of days in sample. 60

Number Discovered - Missing 2 logs when hours of service were required.

Drivers/Vehicles in Violation		
Fed	State	Total
	2	2
Checked		
Fed	State	Total
	2	2

10. Primary: 396.17(c)

Using a commercial motor vehicle not periodically inspected in accordance with minimum standards.

Violations Discovered		
Fed	State	Total
	5	5
Checked		
Fed	State	Total
	5	5

Example/Notes:

Vehicle : Unit 1982 Ford, vin A26511,

Trip date: 7/25/2023

Description of violation: Using a commercial motor vehicle not periodically inspected in accordance with minimum standards. No annuals were provided for 2022. An annual inspection was performed on the vehicles in Aug of 2023.,

Drivers/Vehicles in Violation		
Fed	State	Total
	5	5
Checked		
Fed	State	Total
	5	5

Safety Fitness Rating

This Investigation is Not Rated

Vehicle OOS Rate:

OOS Vehicles (CR): 0

Number of Vehicles Inspected (CR): 0

OOS Vehicles (MCMIS): 1

Number of Vehicles Inspected (MCMIS): 1

OOS Rate: 100%

Crash Rate:

Total Miles Operated: 8,000

Recordable Accidents: 1

Recordable Accidents/Million Miles: 125.00

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: Policies and Procedures

Develop a drug and alcohol testing program.

Specific Recommended Remedies

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

1. Develop a written company policy incorporating by reference all regulations regarding controlled substances and alcohol use, testing, training, and records retention for all employees.
2. Establish a process to ensure that drivers who are randomly tested can be immediately removed if they are found to be positive and that they do not return to safety-sensitive duties until they have complied with the "return-to-duty" process.
3. Develop a written and progressive disciplinary policy focused on taking corrective action to ensure drivers comply with regulations and policies. A progressive disciplinary policy could include, among other things, written warnings, suspensions, or work restrictions, monetary penalties, and termination. This policy should also specify consequences for any carrier official who knowingly and willfully allows controlled-substance and alcohol violations.
4. Establish written policies and procedures that promote, verify, and enforce adherence to all controlled-substance and alcohol rules and regulations. Procedures should be tailored to company operations and should provide specific checks and guidelines for interacting with a consortium, if applicable.

BASIC: Driver Fitness

Process Breakdown: Monitoring and Tracking

One drivers medical card expired in April of 2023.

Specific Recommended Remedies

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

1. Implement an effective process for monitoring and documenting all drivers' job functions, training, qualifications, renewal dates, disclosed medical conditions, and operational restrictions, including those of drivers on a waiver program or with impairments that may be satisfied by a Skill Performance Evaluation certificate, to ensure that assignments are covered by qualified drivers.
2. Review and retain each driver's Motor Vehicle Record (MVR) at least annually to ensure compliance with company policies, Federal regulations, and State and local laws and ordinances related to driver fitness. If a driver seems to have numerous violations, the MVR should be reviewed more often. Random MVR checks in addition to annual checks are also effective. File the MVR in each driver's driver qualification file after review.
3. 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.

BASIC: Vehicle Maintenance

Process Breakdown: Policies and Procedures

Specific Recommended Remedies

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

1. Develop procedures to ensure that management is notified of vehicle defects through the use of Driver Vehicle Inspection Records (DVIRs) and other communication channels, such as driver call-in and e-mail from mechanics.
2. Develop a policy ensuring that drivers are qualified to complete thorough and timely Driver Vehicle Inspection Records (DVIRs) by the end of the day of the trip and prior to a subsequent assignment.

Recommendations

1. **Additional Information**

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

2. **Drug and Alcohol Clearinghouse**

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

3. **Clearinghouse Registration - Employer**

Ensure you are registered in the Clearinghouse by visiting <https://clearinghouse.fmcsa.dot.gov>.

4. **Clearinghouse Registration - Owner/Operator**

As a registered Owner/Operator you must designate a C/TPA in the Clearinghouse to comply with the employer requirements related to your own drug and alcohol program compliance. You may continue to perform the employer functions for any other drivers that you employ who are subject to the requirements of 49 CFR Part 382.

5. **Clearinghouse Pre-employment Query**

Ensure pre-employment (full) queries are conducted in the Clearinghouse before hiring a driver to perform a safety sensitive function.

6. **Clearinghouse Annual Query**

Ensure annual queries are conducted in the Clearinghouse at least once per year. You may conduct a full or limited query to fulfill this requirement.

7. **Clearinghouse Driver Consent**

Ensure driver consent has been obtained and is on file before conducting a limited query.

8. **CDL or CLP holders who certify to non-excepted INTER or INTRA state**

CDL or CLP holders who certify to non-excepted INTER or INTRA state driving must comply with 383.71(h). When a CLP or CDL holder renews the medical certificate, the CLP or CDL holder must provide the State with an original or copy of each subsequently issued medical examiner's certificate and the State will post a certification update on the driver record. IF THE CLP OR CDL HOLDER DOES NOT PROVIDE THE MEDICAL CERTIFICATE AS REQUIRED, THE DRIVER WILL BE DOWNGRADED TO A REGULAR LICENSE AND THE CLP OR CDL WILL NO LONGER BE VALID. The driver needs to update the information within 12 months of the expiration date or the written and skills test will need to be retaken.

9. **Obtain a copy of each driver's driving record and review it.**

Obtain a copy of each driver's driving record and review it annually.

10. **10-year driver employment history required.**

Ensure that drivers provide a 10-year employment history on their employment application.

11. **Maintain all required controlled substance testing records.**

Maintain all required alcohol and controlled substance testing records including yearly summaries, quarterly summaries, test information, test results, records of training etc., as required by 49 CFR Parts 40 and 382 of the FMCSR.

12. **Require drivers to prepare complete and accurate records.**

Require all drivers to prepare complete and accurate records of duty status for each day, and to submit them within 13 days. Maintain all duty status records on file, with all supporting documents, for at least 6 months.

13. **Duty status records must be kept on file for 6 months.**

Ensure that all documents supporting records of duty status (such as toll, fuel repair and other on-the-road expense receipts, as well as invoices, bills of lading, dispatch records, etc.) are kept on file for at least 6 months.

14. **Retain supporting documents for 6 months.**

Toll receipts and other on-the-road expense receipts, invoices, bills of lading, dispatch records, and other "supporting document" must be kept on file for six (6) months. This requirement also applies to records generated by the use of owner-operators. You may keep legible photocopies in lieu of originals.

15. **150-mile exemption terms must be met.**

If you want some drivers to use the 150 air-mile radius exemption, make sure that the drivers meet all terms of the exemption, including being released from duty no more than 14 hours from when they report for duty. Logs must be prepared if a driver does not meet the 14 hour requirement.

16. Establish a maintenance records program for all vehicles.

Establish a systematic maintenance records program for all vehicles. Maintain a complete file for each subject vehicle, recording all repair, maintenance and inspection operations performed.

17. Drug and Alcohol Testing Company Policy (Educational Materials)

Provide employees with a written controlled substance and alcohol testing policy that complies with all the requirements noted in Part 382.601(b). Also, ensure you maintain a certificate signed by the employee certifying they have received your company drug and alcohol testing policy.

18. Part 40 Violations

Ensure that your drug and alcohol testing program conforms with all applicable parts of Part 40.

19. Random Test Selections

After selection of drivers for random testing, the program coordinator should send confidential correspondence to whoever is informing the selected drivers, noting the selection date, selected names, proper notification procedure, testing location, and when test results need to be completed. Drivers should be reminded that refusal to take the test will be equivalent to a positive result.

20. New Hires

Ensure that applicants for safety-sensitive positions do not have a current controlled-substance and/or alcohol problem by querying them and checking with their previous employers regarding controlled-substance and alcohol violations, related background, conditions and behaviors indicative of controlled-substance and/or alcohol abuse or misuse, and by conducting pre-employment testing as required by regulation and company policy. Create a detailed written record of each inquiry.

Review and evaluate driver applicants' gaps in employment, frequent job changes, and incomplete applications. Require applicants to explain reasons for any gaps in their employment record in order to allay suspicion of controlled-substance and/or alcohol abuse or misuse.

21. MCS-150 biennial updates

Is Your Registration Information Current?

FMCSA requires carriers to update their registration data via a MCS-150 form every 24 months. Please review, verify and update your contact information, Vehicle Miles Travelled (VMT) and Power Unit (PU) data to ensure that it is current and accurate, since it is used in the new Carrier Safety Measurement System. You should access the system, review all the information and press the submit button. Once you've done this, the system will record that you've reviewed the information and you will be in compliance with the biennial update requirement.

https://li-public.fmcsa.dot.gov/LIVIEW/PKG_REGISTRATION.prc_option

22. DQ File Required

Each motor carrier shall maintain a driver qualification (DQ) file for each driver it employs. A driver's qualification file may be combined with his/her personnel file. The DQ file must include: driver's application for employment completed in accordance with 391.21; a copy of the motor vehicle record received from each State within 30 days of the hire date pursuant to 391.23(a)(1); certificate of the driver's road test issued to the driver [391.31(e)] or a copy of the CDL license [391.33]; copy of the annual motor vehicle record received from each State agency [391.25(a)]; note relating to the annual review of the driver's driving record [391.25(c)(2)]; list or certificate relating to violations of motor vehicle laws and ordinances of the annual review of the driver's driving record [391.27]; copy of the medical examiner's certificate [391.43(g)]; a note relating to the verification of medical examiner listing on the National Registry of Certified Medical Examiners [391.23(m)]; and a Skill Performance Evaluation Certificate if applicable [391.49].

23. DQ retained 3 yrs after termination

Per 391.51(c), Except as provided in paragraph (d) of this section, each driver's qualification file shall be retained for as long as a driver is employed by that motor carrier and for three years thereafter.

24. MC verify Nal Registry

As per 391.51(b)(9), The qualification file must include a note relating to verification of medical examiner listing on the National Registry of Certified Medical Examiners required by 391.23(m).

25. Reasonable Suspicion Training

Ensure that all persons designated to supervise CDL drivers receive at least 60 minutes of training on alcohol misuse and receive at least an additional 60 minutes of training on controlled substance use.

26. 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: g.davenport@kcc.ks.gov FAX: 785-271-3124 or mail: Kansas Corporation Commission Attn: Gary Davenport 1500 SW Arrowhead Rd Topeka, KS 66604-4027

Failure to submit the plan & attend a KCC safety presentation within 30 days of the closing of the compliance review can result in further penalties in a follow up review. Carrier _____ Date _____

I acknowledge that these requirements/violations and/or recommendations have been discussed with me and my questions have been answered. I understand that failure to satisfactorily remedy the above-listed requirements, and/or failure to comply with Kansas Motor Carrier Safety Statutes and Regulations could result in the suspension of White Knight Drilling LLC vehicles operating authority and/or the impoundment of White Knight Drilling LLC vehicles.

Signed _____ Date _____

I understand that monetary penalties will be assessed as a result of violations found in this compliance review. Carrier representative: _____ Date: _____

Exhibit 2

Kansas Motor Vehicle Crash Report

KDOT Form 850A page 1 Rev. 2019

Investigating Department
Kansas Highway Patrol

Reviewed by
Local Case No. **2023007968**

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Amended Report

DUI

Hit & Run

Investigating Officer Name
D. ZAMECNIK

Badge Number
306

County
CD

City Name

Milepost
250.0

Block No

Dir Pfx

On Road Name
U024

Road Type
HWY

Dir Sfx

SpdLmt
65

Date of Crash (mm/dd/yyyy)
07/25/2023

Time Occur.
18:38

Day
TU

F Crash Severity

From Dist
0.43

Ft/Mi
M

From Dir
E

FROM
 AT

Dir Pfx

Reference or At Road Name
160th

Road Type
RD

Dir Sfx

SpdLmt

Date Notified (mm/dd/yyyy)
07/25/2023

Time Notif.
18:38

Day
TU

Fatal Injury
PDO >= \$1,000
PDO < \$1,000

Narrative: Describe each traffic unit's pre-crash movement and direction of travel

V1 was traveling westbound on US 24 HWY near MP 250 when the front left steer tire blew out causing V1 to veer off the roadway to the left. V1 entered the south ditch and became air borne after hitting a hill. V1 then rolled and the driver was ejected.

Date Arrived (mm/dd/yyyy)
07/25/2023

Time Arriv.
19:09

Day
TU

Latitude (AOI)

00

WORK ZONE TYPE AT

00 None Apply

01 Construction Zone -

02 Maintenance Zone -

03 Utility Zone -

99 Unknown

- LOCATION IN WORK ZONE (AOI)

01 Before first warning sign

02 Advance warning area

03 Transition area

04 Activity area

05 Termination area 99 Unknown

- WORK ZONE CATEGORY

01 Lane closure

02 Lane shift / crossover

03 Work on shoulder / median

04 Intermittent or moving vehicle

88 Other: _____

99 Unknown

*COLLISION WITH VEHICLE
(mark 1 box per side if applicable)

1st Harmful Event Most Harmful Event

01 Head on

02 Rear end

03 Angle - side impact

04 Sideswipe: opposite direction

05 Sideswipe: Same direction

06 Backed into

88 Other: _____

99 Unknown

TRAFFIC CONTROLS

(On / At Road) O/A

Type Present OK/NF

00 None

01 Officer, flagger

02 Traffic signal

03 Stop sign

04 Flasher

05 Yield sign

06 RR gates / signal

07 RR crossing signs

08 No passing zone

09 Center/Edge lines

10 Warning signs

11 School zone signs

12 Parking lines

88 Other: _____

99 Unknown

1	1	1
O	09	OK
2	2	2
3	3	3
4	4	4
5	5	5

KDOT? Object 1 Damaged & Nature of Damage (show in diagram) Owner Street Address Personal Phone

Owner Last Name First Name Middle Name City State Zip Work Phone

KDOT? Object 2 Damaged & Nature of Damage (show in diagram) Owner Street Address Personal Phone

Owner Last Name First Name Middle Name City State Zip Work Phone

ONLY CHOOSE ONE CODE PER CATEGORY UNLESS SPECIFIED OTHERWISE

01 LIGHT CONDITIONS

01 Daylight 04 Dark: street lights on
02 Dawn 05 Dark: no street lights
03 Dusk 99 Unknown

00 ADVERSE WEATHER CONDITIONS

00 No adverse conditions
01 Rain, mist, drizzle
02 Sleet, hail
03 Snow
04 Fog
05 Smoke
06 Strong wind
07 Blowing dust, sand, etc.
08 Freezing rain, mist, drizzle
14 Rain & fog
16 Rain & wind 88 Other: _____
24 Sleet & fog
36 Snow & wind 99 Unknown

02 SURFACE TYPE

01 Concrete
02 Blacktop (Asphalt)
03 Gravel 88 Other: _____
04 Dirt
05 Brick 99 Unknown

01 SURFACE CONDITIONS

01 Dry 88 Other: _____
02 Wet
03 Snow 99 Unknown
04 Ice
05 Mud/dirt/sand
06 Debris (oil, etc.)
07 Standing/ moving water
08 Slush

21 CRASH LOCATION

(of 1st Harmful Event)
ON ROADWAY: (within travel lanes)
11 Non-intersection
12 Intersection +
13 Intersection-related +
14 Access to Parking lot/Drvrwy
15 Interchange Area +
16 On Crossover
17 Toll Plaza
OFF ROADWAY:
20 Shoulder
21 Roadside (not shoulder)
22 Median
23 Rest area
88 Other: _____
99 Unknown

+INTERSECTION TYPE

01 Four-way intersection
02 Five-way or more
03 T - intersection
04 Y - intersection
05 L - intersection
06 Roundabout (See Manual for Definitions)
07 Traffic Circle
08 Part of an interchange
99 Unknown

ROAD SPECIAL FEATURES (up to 3)

00 None 1 00 2 3
01 Bridge
02 Bridge Overhead
03 Railroad Bridge
04 RRRXING
05 Interchange
06 Ramp
99 Unknown

08 CRASH CLASS

(mark 1 box per side)
1st Harmful Event Most Harmful Event
00 Other non-collision
01 Overturned/Rollover
COLLISION WITH:
02 Pedestrian
03 Motor vehicle in-transport*
04 Legally Parked Vehicle
05 Railway train
06 Pedal cyclist
07 Animal Type: _____
08 Fixed object**
09 Other object: _____
99 Unknown

18 **FIXED OBJECT TYPE

(mark 1 box per side if applicable)

1st Harmful Event Most Harmful Event
01 Bridge structure
02 Bridge rail
03 Crash cush./Impact attenuator
04 Divider, median barrier
05 Overhead sign support
06 Utility devices: pole, meter, etc
07 Other post or pole
08 Building
09 Guardrail
10 Sign post
11 Culvert
12 Curb
13 Fence/Gate
14 Hydrant
15 Barricade
16 Mailbox
17 Ditch
18 Embankment
19 Wall
20 Tree
21 RRRXING fixtures
88 Other: _____
99 Unknown

Crash Diagram

850A page 2

SPECIAL EVENT

SPECIAL DATA

Local Case No.

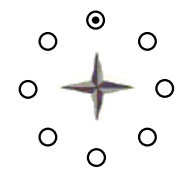
Page of

2023007968

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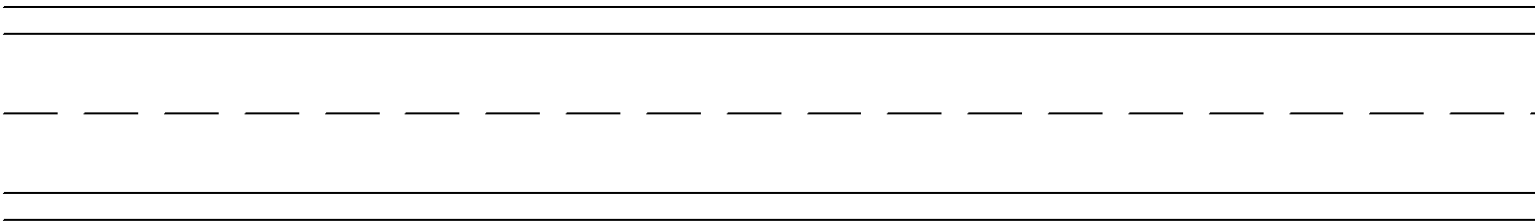
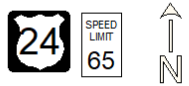
02 ON	ROADWAY NUMBER OF LANES AT	02 ON	ROAD CHARACTER AT	00	SPECIAL JURISDICTION
01 One		01 Straight & Level		00 Normal Jurisdiction (Not Special)	
02 Two		02 Straight on grade/slope		01 National Park Service	
03 Three		03 Straight on hillcrest		02 Military	
04 Four to Six		04 Curved & level		03 Indian Reservation	
05 Seven or more		05 Curved on grade/slope		04 College / University Campus	
88 Other: _____		06 Curved on hillcrest		05 Other Federal property	
99 Unknown		88 Other: _____		88 Other: _____	
		99 Unknown		99 Unknown	

A basic diagram is required for all state reportable crashes showing movements, direction, and positions of all traffic units in relationship to the trafficway. Identify (label) the street(s) and traffic unit(s) along with the area of impact (AOI) where possible. Refer to vehicles and pedestrians by unique numbers assigned in this report.

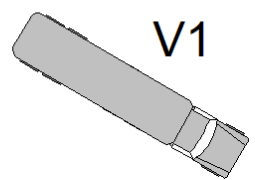


Draw scene as observed or recreate per statements and evidence available

NOT TO SCALE



NO MEASUREMENTS DUE TO CHART DIAGRAM



TU#	VIOLATIONS CHARGED	CITATION#	TU#	VIOLATIONS CHARGED	CITATION#

OFFICER'S OPINION OF APPARENT CONTRIBUTING CIRCUMSTANCES - ENTER AS MANY AS APPLY TO THIS CRASH (FACTOR TYPE, TU#, CC CODE)

V1	02	D1	00																
----	----	----	----	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Unit #	DRIVER Last Name	Middle Name	DRIVER ADDRESS (Number, Street, Suffix, etc.)	Personal Phone Number	Gender	SE Used	Inj Severity	Transpt Unit
Seat Type	DRIVER First Name	Date of Birth	City State Zip	Work Phone Number	Age	Eject/Trap	Eject Path	Extrication?
TU	1 KLIMA	MN	VERNON [REDACTED]	Personal	M	N	F	A
ST	01 DENNIS	DOB [REDACTED]	[REDACTED]	Work	71	E	03	<input type="checkbox"/>
TU		MN		Personal				
ST		DOB		Work				<input type="checkbox"/>

TRAFFIC UNIT#	(01, 03, N3, X3, etc)	TRAFFIC UNIT#	(02, 04, N2, X4, etc)						
DL State	Driver's License Number	DL Class	Driving for Employer?	CDL?	DL State	Driver's License Number	DL Class	Driving for Employer?	CDL?
KS	[REDACTED]	B	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>				<input type="checkbox"/>	<input type="checkbox"/>

01	DR LICENSE COMPLY	RESTRICT COMPLY	COMMERCIAL ENDORSEMENTS	01	DR LICENSE COMPLY	RESTRICT COMPLY	COMMERCIAL ENDORSEMENTS
00 Not licensed	Restrictions? <input type="checkbox"/>	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>	Z - None	00 Not licensed	Restrictions? <input type="checkbox"/>	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>	Z - None
01 Valid License	Driver's Lic Restrictions Y_N	Y <input type="checkbox"/> N <input type="checkbox"/>	T - Double/Triple Trailer	01 Valid License	Driver's Lic Restrictions Y_N	Y <input type="checkbox"/> N <input type="checkbox"/>	T - Double/Triple Trailer
02 Suspended	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		P - Passenger Vehicle	02 Suspended	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		P - Passenger Vehicle
03 Revoked	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		N - Tank Vehicle	03 Revoked	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		N - Tank Vehicle
04 Expired	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		H - Placarded Haz. Material	04 Expired	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		H - Placarded Haz. Material
05 Cancl'd or Denied	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		X - Combination Tank/HazMat	05 Cancl'd or Denied	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		X - Combination Tank/HazMat
06 Disqualified	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		S - School Bus	06 Disqualified	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		S - School Bus
07 Restricted	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		U - Unknown	07 Restricted	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		U - Unknown
99 Unknown	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>			99 Unknown	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/>		

SUBSTANCE USE (mark all that apply)		SUBSTANCE USE (mark all that apply)		SUBSTANCE USE (mark all that apply)	
<input type="checkbox"/> AP - Alcohol ingested	<input type="checkbox"/> DC - Illegal drugs contributed	<input type="checkbox"/> AP - Alcohol ingested	<input type="checkbox"/> DC - Illegal drugs contributed	<input type="checkbox"/> AP - Alcohol ingested	<input type="checkbox"/> DC - Illegal drugs contributed
<input type="checkbox"/> AC - Alcohol contributed	<input type="checkbox"/> MP - Medication ingested	<input type="checkbox"/> AC - Alcohol contributed	<input type="checkbox"/> MP - Medication ingested	<input type="checkbox"/> AC - Alcohol contributed	<input type="checkbox"/> MP - Medication ingested
<input type="checkbox"/> DP - Illegal drugs ingested	<input type="checkbox"/> MC - Medication contributed	<input type="checkbox"/> DP - Illegal drugs ingested	<input type="checkbox"/> MC - Medication contributed	<input type="checkbox"/> DP - Illegal drugs ingested	<input type="checkbox"/> MC - Medication contributed

METHOD OF DETERMINATION (mark all that apply)		IMPAIRMENT TEST (mark all that apply)		METHOD OF DETERMINATION (mark all that apply)		IMPAIRMENT TEST (mark all that apply)	
<input checked="" type="checkbox"/> 00 No evidence of impairment	<input checked="" type="checkbox"/> DRUGS	<input checked="" type="checkbox"/> NG - No Test given	<input type="checkbox"/> TR - Test Refused (Alcohol/Drug)	<input type="checkbox"/> 00 No evidence of impairment	<input type="checkbox"/> DRUGS	<input type="checkbox"/> NG - No Test given	<input type="checkbox"/> TR - Test Refused (Alcohol/Drug)
<input type="checkbox"/> 01 Evidential Test (Breath,Blood,etc)	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> PT - Prelim Positive Test (PBT)	<input type="checkbox"/> TG - Evidentiary Test given	<input type="checkbox"/> 01 Evidential Test (Breath,Blood,etc)	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> PT - Prelim Positive Test (PBT)	<input type="checkbox"/> TG - Evidentiary Test given
<input type="checkbox"/> 02 Preliminary Breath Test PBT	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> RP - Results pending	<input type="checkbox"/> RP - Results pending	<input type="checkbox"/> 02 Preliminary Breath Test PBT	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> RP - Results pending	<input type="checkbox"/> RP - Results pending
<input type="checkbox"/> 03 Behavioral	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> Evidentiary Breath	<input type="checkbox"/> Eye Fluid	<input type="checkbox"/> 03 Behavioral	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> Evidentiary Breath	<input type="checkbox"/> Eye Fluid
<input type="checkbox"/> 04 Passive Alcohol Sensor (detects alcohol from driver's mouth)	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> Blood (BAC)	<input type="checkbox"/> Other	<input type="checkbox"/> 04 Passive Alcohol Sensor (detects alcohol from driver's mouth)	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> Blood (BAC)	<input type="checkbox"/> Other
<input type="checkbox"/> 05 Observed (Odor, staggering, slurred speech, etc)	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> Drug screen result	<input type="checkbox"/> Drug screen result	<input type="checkbox"/> 05 Observed (Odor, staggering, slurred speech, etc)	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> Drug screen result	<input type="checkbox"/> Drug screen result
<input type="checkbox"/> 06 Other (e.g. saliva test)	<input type="checkbox"/> <input type="checkbox"/>			<input type="checkbox"/> 06 Other (e.g. saliva test)	<input type="checkbox"/> <input type="checkbox"/>		

Unit #	PASSENGER Last Name	Middle Name	PASSENGER ADDRESS (Number, Street, Sfx, etc.)	Personal Phone Number	Gender	SE Used	Inj Severity	Transpt Unit
Seat Type	PASSENGER First Name	Date of Birth	City State Zip	Work Phone Number	Age	Eject/Trap	Eject Path	Extrication?
TU		MN		Personal				
ST		DOB		Work				<input type="checkbox"/>
TU		MN		Personal				
ST		DOB		Work				<input type="checkbox"/>
TU		MN		Personal				
ST		DOB		Work				<input type="checkbox"/>
TU		MN		Personal				
ST		DOB		Work				<input type="checkbox"/>

Transport Unit A	EMS Time Notified 18:38	Injured taken by: CLOUD COUNTY EMS	Transport Unit	EMS Time Notified	Injured taken by:
EMS Arrived 18:52	EMS Time@Hosp 19:25	Injured taken to: NCK MEDICAL CENTER	EMS Arrived	EMS Time@Hosp	Injured taken to:

Occupants & Vehicles

850B page 2

VEHICLE# 1
(01, 03, N3, X3, etc)

SPECIAL DATA

VEHICLE#
(02, 04, N2, X4, etc)

SPECIAL DATA

Local Case No. 2023007968

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OWNER Last Name ("Same" if Driver) GREEN
OWNER First Name JERRY
Middle Name

OWNER Last Name ("Same" if Driver)
OWNER First Name
Middle Name

OWNER ADDRESS (Number, Street) [Redacted]
New address? Personal Phone [Redacted]

OWNER ADDRESS (Number, Street) [Redacted]
New address? Personal Phone

CITY [Redacted] ST [Redacted] ZIP [Redacted] Work Phone (785) 625-5155

CITY [Redacted] ST [Redacted] ZIP [Redacted] Work Phone

COLOR WHI YEAR 1982 MAKE FORD MODEL LT90 BODY STYLE DS ST KS

COLOR [Redacted] YEAR [Redacted] MAKE [Redacted] MODEL [Redacted] BODY STYLE [Redacted] ST [Redacted]

LICENSE PLATE # 7307 County EL Exp YR 2020 Removed by: RENEGADE TOWING MC CCs

LICENSE PLATE # [Redacted] County [Redacted] Exp YR [Redacted] Removed by: [Redacted] MC CCs

VEHICLE IDENTIFICATION NUMBER [Redacted] 6511 Dir of Travel W # Occupants 1

VEHICLE IDENTIFICATION NUMBER [Redacted] Dir of Travel [Redacted] # Occupants [Redacted]

Insurance Company MIDCO INS. Policy Number CAP3731175

Insurance Company [Redacted] Policy Number [Redacted]

SPECIAL CONDITIONS FOR TRAFFIC UNITS 1 7 2 3 4 5 Odometer Fire?

SPECIAL CONDITIONS FOR TRAFFIC UNITS 1 2 3 4 5 Odometer Fire?

1 Hit & Run 2 Non-Contact 3 Stolen 7 Towed away due to damage
4 Legally Parked 5 Pursued by LE 6 Driverless

1 Hit & Run 2 Non-Contact 3 Stolen 7 Towed away due to damage
4 Legally Parked 5 Pursued by LE 6 Driverless

10 VEHICLE BODY TYPE LARGE / HEAVY VEHICLE (GCVWR over 10,000lbs)
01 Automobile 10 Single heavy truck >10,000 lbs
02 Motorcycle 11 Truck & trailer(s)
03 Motor scooter or Moped 12 Tractor-trailer(s) Calculated speed at impact
04 Van 13 Cross country bus
05 Pickup truck <10,001 lbs 14 School bus } Bus Seat Capacity
06 Sport utility veh - SUV 15 Transit (city) bus
07 Camper or RV 16 Other bus
08 Farm machinery 25 Train Power Source F
09 All-terrain vehicle - ATV 88 Other: 99 Unknown

VEHICLE BODY TYPE LARGE / HEAVY VEHICLE (GCVWR over 10,000lbs)
01 Automobile 10 Single heavy truck >10,000 lbs
02 Motorcycle 11 Truck & trailer(s)
03 Motor scooter or Moped 12 Tractor-trailer(s) Calculated speed at impact
04 Van 13 Cross country bus
05 Pickup truck <10,001 lbs 14 School bus } Bus Seat Capacity
06 Sport utility veh - SUV 15 Transit (city) bus
07 Camper or RV 16 Other bus
08 Farm machinery 25 Train Power Source
09 All-terrain vehicle - ATV 88 Other: 99 Unknown

01 VEHICLE USE 04 VEHICLE DAMAGE
01 No special use 06 Police 00 None 04 Destroyed
02 Taxi / Limo 07 Ambulance 01 Damage (minor) 88 Other:
03 School bus 08 Fire 02 Functional
04 Other bus 09 Mail/Parcel 03 Disabling 99 Unknown
05 Military 99 Unknown

VEHICLE USE VEHICLE DAMAGE
01 No special use 06 Police 00 None 04 Destroyed
02 Taxi / Limo 07 Ambulance 01 Damage (minor) 88 Other:
03 School bus 08 Fire 02 Functional
04 Other bus 09 Mail/Parcel 03 Disabling 99 Unknown
05 Military 99 Unknown

DAMAGE LOCATION AREA First Impact 12 Major Impact 13
14 Undercarriage 15 Windshield
16 Other windows 99 Unknown
17 Entire vehicle damaged
88 Other:
Trailer: Present / Damaged

DAMAGE LOCATION AREA First Impact Major Impact
14 Undercarriage 15 Windshield
16 Other windows 99 Unknown
17 Entire vehicle damaged
88 Other:
Trailer: Present / Damaged

VEHICLE SEQUENCE OF EVENTS (List up to 4 per unit in the order of occurrence)
1 09 2 02 3 27 4 04 The exact sequence is unknown

VEHICLE SEQUENCE OF EVENTS (List up to 4 per unit in the order of occurrence)
1 2 3 4 The exact sequence is unknown

NON-COLLISION COLLISION WITH
01 Ran off road right 10 Downhill runaway 21 Pedestrian
02 Ran off road left 11 Trailer swing 22 Motor veh in-transport
03 Crossed centerline 12 Separation of units 23 Legally Parked Vehicle
04 Overturn/Rollover 13 Jackknife 24 Train
05 Crossed median 14 Fire 25 Pedal cycle (bike, etc)
06 Fell/Jumped from veh 15 Explosion 26 Animal
07 Thrown or falling object 16 Immersion in water 27 Fixed Object
08 Cargo loss or shift 88 Other event: 28 Other moveable object
09 Equipment failure (tire, brakes, etc.) 98 Unknown non-coll. 99 Unknown object

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INCIDENT SYNOPSIS

On Tuesday, July 25, 2023, at approximately 1858 hours, I, Trooper Andrew Mai along with Master Trooper Donavon Zamecnik of the Kansas Highway Patrol were notified of a single vehicle roll over. Based on evidence available on scene, the truck (V1) appeared to have blown a front left tire causing the truck to go off the roadway to the south and into a field. After entering the field, the truck rolled. No seatbelt appeared to be used causing the driver to be ejected. The truck was traveling westbound on US 24 Highway near mile post 250.

OBSERVATIONS

As I arrived on scene, I could see a white truck, on its wheels in a field to the south of US 24 Highway. EMS and Cloud County Sheriff's Office was already on scene. EMS was working on loading the driver and performing CPR. The cab of the truck had severe damage with the front of the cab being opened. Oil and equipment were scattered across the field.

ROADWAY

US 24 Highway near mile post 250 is a straight roadway on a downward slope. It is a two-lane highway with one east bound lane and one west bound lane. US 24 Highway near the collision location has a dashed center line and has white edge lines.

ROADWAY CONDITIONS

At the area of the collision, it is an asphalt roadway with no noticeable defects.

WEATHER CONDITIONS

At the time of the collision, the temperature was 100.4 degrees Fahrenheit, wind was 8 mph out of the South Southwest, and the Barometer was 29.81. Humidity was 33.22 and the roadway was dry. The weather was sunny and clear.

SIGHT DISTANCE

At the time of occurrence, there were no line-of-sight issues for US 24 Highway that would have played a role for D1.

VEHICLES

Vehicle 1 is a white 1982 Ford (VIN: 1FDYU90W6CVA26511) straight truck with 3 axles. V1 has a Kansas registration plate of "7307". V1 had major damage to the cab with the roof being caved in on the passenger side. The driver's side of the cab was pushed in as well. The windshield of V1 was missing and the opening for the windshield appeared to be opened more than normal. V1 appeared to be an oil drilling truck with a boom. The boom was laying on the ground to the west of the truck. Other equipment and tools from the truck were spread out across the ground. The front left tire appeared to be shredded and the front right tire appeared to be blown out as a result of the collision.

DRIVER AND OCCUPANTS

Driver 1, Dennis Klima, DOB: 09/09/1951, had been ejected from V1. EMS began life saving measures and then transported Klima to North Central Kansas Medical Center in Concordia, KS. Klima was pronounced dead at the Hospital at 1950 hours by Dr. Dorothy Breault.

24 HOUR HISTORY

I was able to contact Klima's wife Rhonda Klima. Rhonda stated Klima was working in Wamego, Kansas on Monday and stayed the night there. She stated he usually got up around 0530 to 0600 hours. Rhonda stated she knew Klima was working on "Tube and Packing" for the day. At approximately 1530 hours, Rhonda called Klima, and he asked her if he could call her on his way home since he was busy. Rhonda stated she did not hear back from him. She stated she received a call from Jason Hull stating Klima was in a crash and told her "It doesn't look good". Rhonda (spouse) stated Klima was a diabetic but took care of himself and has never had issues during the day. Rhonda told me Klima was coming from Paxico, Kansas and going to Hays, Kansas.

ON SCENE ACTIONS

As I arrived on scene, I heard a female identified as Sonya Harris state she witnessed the collision. I asked her to fill out a witness statement. I then asked the Cloud County Deputies to get statements from Klima's coworkers who were traveling behind V1 at the time of the collision. Master Trooper Zamecnik and I observed EMS conducting life saving measures. We walked the tire trail from V1 and followed it to US 24 Highway near mile post 250. There we saw where the tire appeared to be falling apart and where it appeared to blow out. I took photographs of the scene. I collected the witness statements and was able to get a phone number for the owner of the company. Dispatch was able to get a Next of Kin for Klima and Kansas Troopers notified her. Renegade Towing was dispatched to our location to collect V1. CHART was contacted to diagram the scene.

PHYSICAL EVIDENCE

Physical evidence on scene was a large area of tire debris on the roadway. Small pieces of tire debris were located near the mile post 250 sign of US 24 Highway. As we walked west, we located an area where it appeared the front driver's side tire had blown out. There was a larger area of debris in the roadway along with wheel marks leading across the east bound lane and onto the south shoulder. Tire marks continued southwest into the ditch and into a field just south of US 24 Highway. Once in the field, large gouges were located on the ground where it appears V1 started to roll. V1 came to a stop on its wheels and was surrounded by a large debris field. An area of blood was located near V1, and witnesses stated that was where Klima was

laying when they arrived.

WITNESS STATEMENTS

A written statement was provided by Sonya Harris. She stated "The driver drove off the road. I'm not sure if he was still conscious, but it appeared like he might be due to it appearing like he was trying to keep the truck from flipping. The truck then went completely off the road and flipped. After that there was too much dust to see anything. (Call 911). I parked west of the accident and was headed down to where Dennis and his truck were located when his friends / employees were pulling Dennis (who appeared had been thrown from the truck) away from the wreckage and out of the fuel that was on the ground. Dennis was on his back and unresponsive. He was breathing and had a heartbeat. Due to the blood filling his mouth and nostrils he was rocked on his left side. His breathing and heart rate started to slow rapidly. Blood continued to flow but appeared to slow. The medic team was very professional. They all worked well together. The officers were all helpful and professional. One of his friends said that he heard Dennis's glucose / diabetic monitor go off before the accident. I requested that his medication was found, and that Dennis be given his insulin. Insulin was administered."

Another written statement was provided by Travis Chism. Chism stated "was following Dennis in the pickup from Wamego, KS when we came over the hill. Seen Dennis go left of center kinda corrected the semi when he kept going down thru the ditch into the field caught air then rolled maybe twice was thrown from truck. We followed up to him huely called 911 while we tried to work with Dennis."

Kyson Scott provided a written statement as well. He stated "Driving in front of us on highway saw him go towards left side of road. He drove down in field then rolled it. Me and Travis pulled him from the diesel fluid. Then we held him trying to see if he would still breathe."

Later, we spoke with Rhonda. She stated Klima regularly shut off his monitor due to it going off when he was sweaty. She stated he had disconnected his monitor at 1630 hours and told us everything was normal on it at the time of disconnection.

CONCLUSION

V1 was westbound on US 24 Highway near mile post 250 in Cloud County, Kansas when a front left tire blew out on V1. This caused V1 to cross the center line and enter the south ditch. After entering into the ditch, V1 traveled up a hill and entered the field where it rolled and ejected the driver.

HEAVY VEHICLE & HAZMAT Supplement

INFORMATION ON HEAVY VEHICLES / BUSES / HAZARDOUS MATERIALS

Investigating Officer / Badge No.
D. ZAMECNIK 306

Local Case No.
2023007968

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7 / 7

KDOT Form 852 - Rev. 2019

MOTOR CARRIER INFORMATION

1 WHITE KNIGHT DRILLING LLC 114 OAK ST SCHOENCHEN
 TU # Carrier Name Carrier Street Address (P.O. Box only if no street address) City

KS 67667 (785) 625-5155 USA
 State Zip Phone Carrier Country

CARRIER IDENTIFICATION NUMBER(S)
 3561701 USDOT# MC/MX# NONE

0 CARRIER TYPE
 0 - Intra state 1 - Inter state 2 - Not in Commerce - Other Truck or Bus 3 - Not in Commerce - Government Veh 4 - Other / Not Specified


01 AT THE TIME OF CRASH, THIS VEHICLE WAS: 01 Operating on a trafficway open to the public (In-Transport) 02 Parked on or off the trafficway 88 Other: _____ 99 Unknown	03 GVWR/GCWR 01 10,000 lbs or less 02 10,001-26,000 lbs 03 More than 26,000 lbs 99 Unknown ACTUAL WEIGHT _____ lbs	01 SOURCE OF CARRIER NAME 01 Side of vehicle 02 Shipping papers or manifest 03 Driver 04 Logbook	PERMITS (Issuer and Permit Number) 1. _____ 2. _____ 3. _____
---	---	--	--

VEHICLE INFORMATION

HAZMAT / ROADWAY INFORMATION

TRAILER DIMENSIONS		TRAILER(S) DAMAGED?	OVERSIZED LOAD
WIDTH (in)	LENGTH (ft)		
Trailer 1		<input type="checkbox"/> None	<input type="checkbox"/> Height
Trailer 2		<input type="checkbox"/> Trailer 1	<input type="checkbox"/> Weight
Trailer 3		<input type="checkbox"/> Trailer 2	<input type="checkbox"/> Width
		<input type="checkbox"/> Trailer 3	

HAZARDOUS MATERIALS INVOLVEMENT
 Did the vehicle have a Hazardous Materials Placard?
If Yes, Include The Following Information From The Placard:
 HazMat 4-digit # from the diamond center box: _____
 HazMat Class # from the bottom of diamond: _____ HazMat Weight (lbs) _____
 Was HazMat released (spilled) from THIS vehicle's cargo? _____



TRUCK AND TRAILER TOTALS
 Vehicle Length (include trailer(s)) 30 ft No. of Trailers 0 No. of Axles 3
 TRAILER 1 - IDENTIFICATION NUMBER _____
 TRAILER 2 - IDENTIFICATION NUMBER _____
 TRAILER 3 - IDENTIFICATION NUMBER _____

00 ON-ROAD LANE TYPE
 00 Two-way traffic - Undivided roadway
 01 One-way traffic - Undivided roadway
 02 Two-way traffic - Median strip w/o barrier
 03 Two-way traffic - Median strip w/ barrier
 04 Two-way traffic - Undivided with a continuous left turn lane
 99 Unknown

00 VEHICLE ACCESS CONTROL TO ROADWAYS
 00 No access control (Unlimited access - Roads with no interchanges)
 01 Partial access control (mix of interchanges and "at-grade" intersections)
 02 Full access control (entry/exit only by interchange ramps)
 99 Unknown

SEE BACK OF THIS FORM FOR EXAMPLES OF VEHICLE CONFIGURATIONS AND CARGO TYPES

03 VEHICLE CONFIGURATION
 00 Bus 9-15 passengers, including driver
 01 Bus more than 15 passengers
 02 Single-unit truck (2-axles)
 03 Single-unit truck (3 or more axles)
 04 Single-unit truck with trailer(s)
 05 Truck Tractor only (bobtail)
 06 Truck Tractor and semi-trailer
 07 Truck Tractor and two trailers
 08 Truck Tractor and three trailers
 09 Heavy truck > 10,000 lbs cannot classify
 10 Vehicles less than 10,000 lbs carrying hazardous materials
 88 Other: _____
 99 Unknown

88 CARGO BODY TYPE
 00 Not applicable/No cargo body
 01 Van or Enclosed box
 02 Hopper (e.g. Grain, Chips, Gravel)
 03 Cargo tank (liquid, powder, etc)
 04 Flatbed
 05 Dump
 06 Concrete mixer
 07 Vehicle transporter
 08 Garbage or refuse
 09 Bus 9-15 people, including driver
 10 Bus more than 15 people
 11 Pole
 12 Vehicle towing another motor vehicle
 13 Intermodal chassis
 14 Logging
 88 Other: _____
 99 Unknown

07 CARGO TYPE
 00 None
 01 Drive away or Tow away
 02 Explosives
 03 Animals: farm or other
 04 Farm products
 05 Gases
 06 General freight (packages)
 07 Heavy machinery, objects
 08 Household goods
 09 Liquids (bulk)
 10 Logs, poles, lumber
 11 Metal (coils, sheets, etc)
 12 Mobile / Modular home
 13 Motor vehicles
 14 Refrigerated foods
 15 Solids (bulk)
 16 Rock, sand, gravel, salt
 17 Other food products
 18 Plastic products
 19 People
 20 Garbage / refuse
 21 Pavement mixture: concrete, asphalt, etc.
 88 Other: _____
 99 Unknown

01 CAB TYPE
 01 Cab behind engine 99 Unknown
 02 Cab over engine

OIL DRILLING
 99 Unknown

SPECIAL DATA

COMPLETE THIS SUPPLEMENT FOR EACH OF THE FOLLOWING VEHICLES INVOLVED WHERE AT LEAST ONE MOTOR VEHICLE IN-TRANSPORT WAS ON A TRAFFICWAY OPEN TO THE PUBLIC:

>10,000 lbs Any truck having a gross vehicle weight rating (GVW/GVWR) of more than 10,000 pounds or a gross combination weight rating (GCWR) over 10,000 pounds used on public trafficways, OR...

BUS Any motor vehicle with seats to transport nine (9) or more people, including the driver OR...

HAZMAT Any vehicle, regardless of weight, carrying placardable hazardous materials or displaying a hazardous materials placard.

AND

IF THIS CRASH INCLUDES:

A FATALITY: Any person(s) killed in or outside of any vehicle (truck, bus, car, etc.) involved in the crash or who dies within 30 days of the crash as a result of an injury sustained in the crash, OR...

AN INJURY: Any person(s) injured as a result of the crash who immediately receives medical treatment away from the crash scene, OR...

TOW-AWAY: Any motor vehicle (truck combination, bus, car, etc.) disabled as a result of the crash and transported away from the scene by a tow truck or other vehicle.

Vehicle Configuration

00	Bus (9-15 Seats, Including Driver) 	04	Truck/Trailer (Single-Unit Truck Pulling a Trailer)
01	Bus (16 or More Seats, Including Driver) 	05	Truck Tractor (Bobtail)
02	Single-Unit (2 Axles, 6 Tires) 	06	Tractor/Semi Trailer (One Trailer)
03	Single-Unit (3 or More Axles) 	07	Truck Tractor/Double (Two Trailers)
		08	Truck Tractor/Triple (Three Trailers)

Revised 06/05

Cargo Body Type

09	Bus (9-15 Seats, Including Driver) 	05	Dump 	11	Pole
	Bus (16 or More Seats, Including Driver) 	06	Concrete Mixer 	14	Log
10	Van/Enclosed Box 	07	Auto Transporter 	13	Intermodal Chassis
03	Cargo Tank 	08	Garbage/Refuse 	12	Vehicle Towing Motor Vehicle
04	Flat Bed 	02	Grain, Chips, Gravel 	00	No Cargo Body



PROPERTY / EVIDENCE CUSTODY RECEIPT / LABORATORY REQUEST

Contributing Agency/Address Kansas Highway Patrol 2019 E IRON AVE SALINA KS 67401 Phone: (785) 827-4437		Nature of Offense: FATALITY PROPERTY				KBI Case Number			
		Victim							
		Last Name KLIMA		First Name DENNIS		Middle VERNON			
		Address Street [REDACTED]		City [REDACTED]		State KS	Zip Code [REDACTED]		
		Date of Birth [REDACTED]	SSN/ID: [REDACTED]	Race W	Sex M	Ethnicity N			
Send Report To: <u> C </u> <u> B </u> Troop Zone		Suspect							
D. ZAMECNIK Officer Name		306 Radio		Last Name [REDACTED]		First Name [REDACTED]		Middle [REDACTED]	
Agency Case # 2023007968	County of Offense CD	Address Street [REDACTED]		City [REDACTED]		State [REDACTED]	Zip Code [REDACTED]		
Agency ORI KSKHP0200		Date of Birth [REDACTED]	SSN/ID: [REDACTED]	Race [REDACTED]	Sex [REDACTED]	Ethnicity [REDACTED]			

Exhibit Number	Exhibit Type	Number of Items	Exhibit Description	Requested Examination
DZ1	Property	1	BROWN WALLET WITH \$92 AND CARDS	
DZ2	Property	1	BLACK PHONE IN CASE - SHATTERED	

IF CHARGES ARE FILED UNDER THE ILLEGAL DRUG TAX STAMP LAW, WEIGHING OR COUNTING MUST BE REQUESTED.

Previous evidence submitted in this case? Yes No
 Brief Case Synopsis (See Back) Yes No

Do any of the items submitted present a safety or health hazard? (If answer is yes, describe hazard in case synopsis.) Yes No

Date Collected:	Printed or Typed Name of Collector:	Written Signature of Collector:
-----------------	-------------------------------------	---------------------------------

COPIES: Original to remain with evidence/property until final disposition; 1st copy to T.E.P.O.; 2nd copy to impounding officer's file; 3rd copy to be used as receipt for individual(s)/Agency(s) upon initial collection.

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: KSHP04001830
Inspection Date: 07/26/2023
Start: 10:00 AM CT End: 2:00 PM CT
Inspection Level: I - Full
HM Inspection Type: None

Carrier: WHITE KNIGHT DRILLING LLC

DBA:
 114 OAK ST
 SCHOENCHEN, KS, 67667
USDOT: 3561701 **Phone#: (785)625-5155**
MC/MX#: **Fax#: (785)625-4151**
State#:

Driver: KLIMA, DENNIS V
License#: [REDACTED] **State: KS**
Date of Birth: [REDACTED]
CoDriver:
License#: **State:**
Date of Birth:

Location: RENEGADE TOW LOT **Milepost: 249.5** **Shipper: WHITE KNIGHT DRILLING LLC**
Highway: U.S.-24 **Origin: WAMEGO,KS** **Bill of Lading: NONE**
County: **Destination: HAYS,KS** **Cargo: M.O.T.**
Email:

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate	Equipment ID	VIN	GVWR	CVSA #	Issued #	OOS Sticker
1	TR	FORD	1982	KS	7307	1	[REDACTED]	6511 55000			161786

BRAKE ADJUSTMENTS

Axle #	1	2	3
Right	5/8	1 5/8	7/8
Left	3/4	1	1/2
Chamber	C-16	L-24	C-24

VIOLATIONS

Section	Type	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
393.9H	F	1	N		N	Y	Inoperable head lamps: HEADLIGHTS BROKEN/MISSING/INOPERABLE
393.9TS	F	1	N		N	Y	Inoperable turn signal: LEFT AND RIGHT TURN SIGNALS BROKEN/MISSING/INOPERABLE FRONT
393.9T	F	1	N		N	Y	Inoperable tail lamp: TAIL LAMPS BROKEN/MISSING/INOPERABLE
393.9TS	F	1	Y		U	Y	Inoperable turn signal: LEFT AND RIGHT REAR TURN SIGNALS MISSING/BROKEN/INOPERABLE
393.9BRKLAMP	F	1	Y		U	Y	Inoperative Brake Lamps: BRAKE LAMPS MISSING/BROKEN/INOPERABLE
393.9	F	1	N		N	Y	Inoperable Required Lamp: ALL I.D., CLEARANCE & SIDE MARKER LAMPS MISSING/BROKEN/INOPERABLE
393.207C	F	1	Y		U	Y	Leaf spring assembly defective/missing: LEFT FRONT LEAF SPRING FRONT HANGER BROKEN
393.75A	F	1	Y		U	N	Flat tire or fabric exposed: LEFT FRONT TIRE BLOWN
393.201D	F	1	Y		U	Y	Frame accessories improperly attached: MOTOR MOUNTS BROKEN
393.65C	F	1	Y		U	Y	Improper securement of fuel tank: DRIVERS SIDE FUEL TANK TORN OFF VEHICLE
393.60B	F	1	N		N	Y	Each bus and truck shall be equipped with a windshield: WINDSHIELD BROKEN OUT
393.78	F	1	N		N	Y	Windshield wipers inoperative/defective: WIPERS BROKEN OFF
393.203B	F	1	Y		U	Y	Cab/body improperly secured to frame: CAB MOUNTS BROKEN
392.9A2	F	1	Y		U	Y	Failing to secure vehicle equipment: BOOM AND MOTOR NOT SECURED TO BED OF TRUCK FOR WINCH SYSTEM
393.75A	F	1	Y		U	U	Flat tire or fabric exposed: AXLE 2 LEFT SIDE OUTSIDE TIRE OFF OF THE RIM
396.3A1-TC	F	1	Y		U	Y	Tire in contact with another part of the vehicle: AXLE 2 LEFT SIDE OUTSIDE TIRE CONTACTING BED OF TRUCK
393.75A	F	1	Y		U	U	Flat tire or fabric exposed: AXLE 3 LEFT SIDE OUTSIDE TIRE OFF OF RIM
393.75A	F	1	Y		U	U	Flat tire or fabric exposed: AXLE 3 LEFT SIDE INSIDE TIRE OFF OF RIM
393.207C	F	1	Y		U	Y	Leaf spring assembly defective/missing: LEFT REAR LEAF SPRING HANGER BROKEN ON THE TANDEM WITH AXLE SHIFT. (WALKING BEAM SUSPENSION ON REAR TANDEM)
393.207C	F	1	Y		U	Y	Leaf spring assembly defective/missing: RIGHT REAR LEAF SPRING HANGER BROKEN ON THE TANDEM WITH AXLE SHIFT. (WALKING BEAM SUSPENSION ON REAR TANDEM)
393.75A	F	1	Y		U	U	Flat tire or fabric exposed: AXLE 4 RIGHT SIDE OUTSIDE TIRE OFF OF RIM



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: KSHP04001830
Inspection Date: 07/26/2023
Start: 10:00 AM CT End: 2:00 PM CT
Inspection Level: I - Full
HM Inspection Type: None

393.75A	F	1	Y	U	U	Flat tire or fabric exposed: AXLE 4 RIGHT SIDE INSIDE TIRE OFF OF RIM
393.75A	F	1	Y	U	U	Flat tire or fabric exposed: AXLE 3 RIGHT SIDE INSIDE TIRE OFF OF RIM
393.75A	F	1	Y	U	U	Flat tire or fabric exposed: AXLE 3 RIGHT SIDE OUTSIDE TIRE OFF OF RIM
393.65C	F	1	Y	U	Y	Improper securement of fuel tank: RIGHT SIDE FUEL TANK TORN FROM VEHICLE
393.75A	F	1	Y	U	U	Flat tire or fabric exposed: RIGHT FRONT TIRE BLOWN AND OFF OF RIM
393.83G	F	1	Y	U	Y	Exhaust leak under driver and/or sleeper compartment: EXHAUST BROKEN AT MANIFOLD
393.209D	F	1	Y	U	Y	Steering system components worn, welded, or missing: STEERING SHAFT BROKEN/DISCONNECTED ABOVE GEAR BOX

HazMat: No HM transported	Placard:	Cargo Tank:
Special Checks: Alcohol/Controlled Substance Check Conducted by Local Jurisdiction Size and Weight Enforcement eScreen Inspection	Traffic Enforcement PASA Conducted Inspection Drug Interdiction Search	X Post Crash Inspection PBBT Inspection

* Pursuant to the authority contained in Title 49, CFR; K.S.A. 66-1,129; K.C.C. Reg. 82-4-3, I hereby declare the above marked unit(s) as "OUT OF SERVICE". No person and/or carrier shall permit and/or require the removal of the "OUT OF SERVICE" stickers or the operation of this motor vehicle until ALL out of service defects have been corrected. This Out of Service condition may result in the assessment of a Civil Penalty being issued against the Carrier indicated on this report. Driver Initials _____

* 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: W.M. V. Meter
ID/Badge #: 0400

Copy Received By: DENNIS KLIMA

X

X



Exhibit 3



DRUG & ALCOHOL CLEARINGHOUSE

[← BACK TO DASHBOARD](#)

EMPLOYER SEARCH RESULTS

Employer	Country	State	Registration Date	Owner Operator	C/TPAs Designated?	
WHITE KNIGHT LLC (USDOT# 3912082)	United States	Washington	2/10/2023	Yes	Yes	View
White Knight Limousine, Inc.	United States	Missouri	2/11/2020	No	Yes	View
WHITE KNIGHT TRUCKING LLC (USDOT# 2829096)	United States	New York	6/3/2020	No	Yes	View

U.S. DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

1200 NEW JERSEY AVENUE, SE

WASHINGTON, DC 20590

202-366-4000

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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 2126-0005. Public reporting for this collection of information is estimated to average 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 the Information Collection Clearance Office, Federal Motor Carrier Safety Administration, 14C-004, 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: Klima First Name: Dennis 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 Qualified by operation of 49 CFR 391.64 (Federal)
 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: 4-29-23

Medical Examiner's Signature: Ashley R. Vonada DDC Medical Examiner's Telephone Number: 620-786-6115 Date Certificate Signed: 4-29-22
Medical Examiner's Name (please print or type): Ashley R. Vonada DDC
 MD Physician Assistant Advanced Practice Nurse
 DO Chiropractor Other Practitioner (specify) _____
Medical Examiner's State License, Certificate, or Registration Number: IS-01629 Issuing State: KS National Registry Number: 5420606192

Driver's Signature: Dennis V. Klima Driver's License Number: _____ Issuing State/Province: Kansas
Driver's Address: _____ City: _____ State/Province: _____ Zip Code: _____ CLP/CDL Applicant/Holder: Yes No
Street Address: _____

*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. Rev 3/3/22

EXHIBIT 5



MICHELIN®



Hays Car and Truck Alignment, Inc.
 Complete Brake and Exhaust System Service
 628-8912 710 East 8th Street
 WERTH FAMILY
 HAYS, KANSAS 67801

INVOICE

128950

Name White Freight Drilling

Address _____

City _____

Amt.	PART NO.	NAME OF PART	Sale Amt.	Date	Cust. Order No.	When Promised	Phone	
1	H2K51XV8X	headlight	25 ⁰⁰	8-18-23			628 2151	
1	G6002	lamp	59 ⁰⁰	Year & Make of Car-Type or Model 1992 Freightliner		Serial No.		
		assembly		License No.		Motor No.		
1	B4C03	side marker light	18 ⁰⁰	Mileage 122972		Written By		
		wiring supplies	10 ⁰⁰	Description of Work				Amount
				Dangle + Align front end + check over, straighten front axle, DOT annual inspection, R+R left high beam bulb, R+R left side marker light R+R left brake lamp bulb, Repair wiring to side marker light				585 ⁰⁰
				TOTAL LABOR				585 ⁰⁰
				TOTAL PARTS				113 ¹⁴
				SUBLET REPAIRS				
				TAX				69 ⁵⁸
				TOTAL PARTS				113 ¹⁴
				Authorized by				TOTAL
								762 ⁷²

ESTIMATES ARE OR LABOR ONLY, MATERIALS ADDITIONAL

I hereby authorize the above repair work to be done with necessary materials. You and your employees may operate above vehicle for purposes of testing, inspection or delivery of my fleet. An express mechanic's lien is acknowledged on above vehicle to secure the amount of repairs thereon. It is understood that this company assumes no responsibility for loss or damage by theft or fire to vehicles placed with them for storage, sale, repair or while road testing.

PAY THIS AMOUNT

Original copy

Exhibit 6

The information in KTRAN is updated daily through the Federal Motor Carrier Management Information System (MCMIS). So that KTRAN receives the most up-to-date information about your motor carrier operations, **you must keep your MCS-150 information updated**. KTRAN will reflect the update 24-36 hours after the MCS-150 information has been updated.

[Click here if you need to update your FMCSA registration or authority \(https://www.fmcsa.dot.gov/registration/updating-your-registration\)](https://www.fmcsa.dot.gov/registration/updating-your-registration)

Carrier Operation: INTRASTATE(Non-HM) **Tax Type/ID:** / *****3 **IRP Status:** Not Found
USDOT: 3561701 **KTRAN PIN:** TZFCLM **IFTA Status:** Not Found
MCMIS Status: A

▼ Company Information

Legal Name: WHITE KNIGHT DRILLING LLC
DBA Name:
Phone: (785) 625-5155 **Cell:**
Fax: (785) 625-4151
Email: CASTLERESOURCES@HOTMAIL.COM
Bus. Type: No Data **BEIN:**

► Address

Insurance	Authority	Cargo	Safety Seminar																
<table border="1"> <thead> <tr> <th>Date Granted</th> <th>Authority</th> <th>Service</th> <th>Status</th> <th>Status Date</th> <th>Reason</th> <th>Action</th> <th>Authority Card</th> </tr> </thead> <tbody> <tr> <td colspan="8" style="text-align: center;">No Authority</td> </tr> </tbody> </table>	Date Granted	Authority	Service	Status	Status Date	Reason	Action	Authority Card	No Authority										
Date Granted	Authority	Service	Status	Status Date	Reason	Action	Authority Card												
No Authority																			

▼ Questionnaire

The questionnaire hasn't been completed

▼ Kansas Trucking Application Status

My Applications

Currently no Kansas Trucking Application for intrastate authority has been submitted.

CERTIFICATE OF SERVICE

24-TRAM-355-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 11/21/2023.

Stephanie Bray, OFFICE MANAGER
White Knight Drilling LLC
PO Box 583
Russell, KS 67665
castleresources@hotmail.com

KYLER C. WINEINGER, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
k.wineinger@kcc.ks.gov

/S/ KCC Docket Room
KCC Docket Room