



1500 SW Arrowhead Road
Topeka, KS 66604-4027

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

Dwight D. Keen, Chair
Shari Feist Albrecht, Commissioner
Jay Scott Emler, Commissioner

Laura Kelly, Governor

NOTICE OF PENALTY ASSESSMENT
19-TRAM-289-PEN

February 5, 2019

Jerry W. Hoppe, Owner
d/b/a Hoppe's Trucking
539 N 30th Rd
Glasco, KS 67445

This is a notice of a penalty assessment against Jerry W. Hoppe, d/b/a Hoppe's Trucking (Hoppe's Trucking) for violation(s) of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on December 27, 2018, by Kansas Corporation Commission Special Investigator Gregory Askren. Penalties are assessed in accordance with the FY 2019 Uniform Penalty Assessment Matrix, approved by the Commission on August 7, 2018. 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: Hoppe's Trucking has been assessed a \$600 penalty. You have thirty (30) days from the date of service of the Penalty Order to pay the penalty. Please remit payment of \$600, through your personal account with the Kansas Corporation Commission's 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.

The attached Order requires a representative of Hoppe's Trucking to attend a Commission-sponsored safety seminar within ninety (90) 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. The Order also requires your company to submit to one follow-up safety compliance review within 18 months from the date of the Order. Transportation Staff will contact your company at a later date to determine an appropriate time for this review.

IF YOU CONTEST THE PENALTY ORDER: You have the right to request a hearing. A request for hearing must be made in writing, setting forth the specific grounds upon which relief is sought. Hoppe's Trucking 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 Secretary to the Commission at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and mail a copy to the undersigned Litigation Counsel. K.A.R. 82-1-215; K.S.A. 2018 Supp. 77-542.

IF YOU FAIL TO ACT: Failure to pay the penalty of \$600 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,



Ahsan A. Latif
Litigation Counsel
(785) 271-3118

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

Before Commissioners: Dwight D. Keen, Chair
 Shari Feist Albrecht
 Jay Scott Emler

In the Matter of the Investigation of **Jerry W.**)
Hoppe, d/b/a Hoppe's Trucking, of Glasco,)
KS, Regarding the Violation of the Motor)
Carrier Safety Statutes, Rules and Regulations) Docket No. 19-TRAM-289-PEN
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:

I. JURISDICTION

1. Pursuant to K.S.A. 2018 Supp. 66-1,108b, 66-1,111, 66-1,112, 66-1,114, 66-1,114b and 66-1,115, the Commission is given full power, authority and jurisdiction to supervise and control motor carriers, as defined in K.S.A. 2018 Supp. 66-1,108, 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. 2018 Supp. 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.

II. BACKGROUND

4. Jerry W. Hoppe, d/b/a Hoppe's Trucking (Hoppe's Trucking) has common operating authority with the Commission and further operates under USDOT number 2060348.

5. Jerry Hoppe attended a Commission-sponsored Motor Carrier Education and Safety Instructional Meeting on November 9, 2015, on behalf of Hoppe's Trucking.

6. Hoppe's Trucking is a common motor carrier which primarily hauls general freight, metal, sheets, coils, rolls, logs, poles, beams, lumber, building materials, machinery, large objects, oil field equipment, grain, feed, hay, and construction.

III. STATEMENT OF FACTS

7. Pursuant to the jurisdiction and authority cited above, on December 27, 2018, Commission Staff (Staff) Special Investigator Gregory Askren conducted a safety compliance review of the operations of Hoppe's Trucking. A copy of the safety compliance review is included in this Penalty Order as Attachment "A" and is hereby incorporated by reference. As a result of this investigation, the special investigator identified two (2) violation(s) of the Motor Carrier Safety Regulations.

- a. On December 6, 2018, Hoppe's Trucking required or permitted its driver, Jerry W. Hoppe, to operate a CDL-required commercial motor vehicle, a

2001 Freightliner, VIN ending in 88251, GVWR 52,000 lbs., pulling a 2006 REIT trailer, VIN ending in 016420, GVWR 80,000 lbs., in interstate commerce from Hesston, Kansas to Madison, Illinois. This trip is evidenced by Driver's Record of Duty Status, dated December 6, 2018, a copy of which is attached hereto as Attachment "B" and is hereby incorporated by reference. At the time of this transportation, Hoppe's Trucking failed to first designate a person to supervise staff for the purposes of making reasonable suspicion determinations regarding alcohol and drug usage. This designated person must then undergo reasonable suspicion training to include 60 minutes of alcohol training and 60 minutes of controlled substance training. The carrier's inability to produce documentation of this training and its failure to have a designated person to attend 60 minutes of training on alcohol misuse and an additional 60 minutes of training on controlled substances use is a violation of 49 C.F.R. 382.603, adopted by K.A.R. 82-4-3c, and authorized by K.S.A. 2018 Supp. 66-1,129. Staff recommends a fine of \$100.

- b. During the transportation described in paragraph a, above, Hoppe's Trucking failed to maintain inquiries into the driver's driving record in the driver's qualification file. The special investigator discovered two (2) violations of this type and the carrier was also cited for the same violation during a safety compliance review conducted on June 27, 2017. Hoppe's Trucking's failure to maintain a copy of the motor vehicle record received from each State in the driver qualification file is a violation of 49 C.F.R.

391.51(b)(4), adopted by K.A.R. 82-4-3, and authorized by K.S.A. 2018

Supp. 66-1,129. Staff recommends an enhanced fine of \$500.

IV. STAFF'S RECOMMENDATIONS

8. Based upon the available facts, Staff recommends the Commission finds Hoppe's Trucking committed two (2) violation(s) of Kansas law that governs motor carriers, including various provisions of the Federal Motor Carrier Safety Regulations (FMCSRs), as adopted by the Kansas Administrative Regulations, and is therefore subject to sanctions or fines imposed by the Commission.

9. Additionally, Staff recommends a civil penalty of \$600 for two (2) violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations.

10. Staff further recommends that a representative from Hoppe's Trucking be required to attend a Commission-sponsored safety seminar within ninety (90) days from the date of this 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.

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

V. CONCLUSIONS OF LAW

12. The Commission finds it has jurisdiction over Hoppe's Trucking because it is a motor carrier as defined in K.S.A. 2018 Supp. 66-1,108.

13. The Commission finds Hoppe's Trucking committed two (2) violation(s) of Kansas law that governs motor carriers, including various provisions of the Federal Motor

Carrier Safety Regulations (FMCSRs), as adopted by the Kansas Administrative Regulations, and is therefore subject to sanctions or fines imposed by the Commission.

THE COMMISSION THEREFORE ORDERS THAT:

A. Jerry W. Hoppe, d/b/a Hoppe's Trucking, of Glasco, KS is hereby assessed a \$600 civil penalty for two (2) violation(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. Hoppe's Trucking is hereby ordered to attend a Commission-sponsored safety seminar within ninety (90) days from the date of this Order, and is to provide Litigation Counsel with written proof of attendance.

C. Hoppe's Trucking 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. 2018 Supp. 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 Secretary to the Commission, 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 Hoppe's Trucking's right to a hearing, and this Penalty Order will become a Final Order assessing a \$600 civil penalty

against Hoppe's Trucking, and ordering a representative from Hoppe's Trucking to attend a Commission-sponsored safety seminar within ninety (90) days from the date of this Order and provide Litigation Counsel with written proof of attendance, and to submit to a safety compliance review within 18 months from the date of this 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. K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2); K.A.R. 82-1-202(a). For civil penalties less than \$500, a corporation may appear by a duly authorized representative of the corporation. K.S.A. 2018 Supp. 66-1,142b(e) and amendments thereto.

F. If you do not request a hearing, the payment of the civil penalty of \$600 is due in thirty (30) days from the date of service of this Order. Payment of \$600 must be made through your personal account with the Kansas Corporation Commission's 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 \$600 civil penalty within thirty (30) days from the date of service of this Penalty Order, *see* K.S.A. 66-1,105, and/or failure to comply with the provisions of this Order, may result in suspension of Hoppe's Trucking's motor carrier operating authority without further notice. 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.

H. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further orders, as necessary.

BY THE COMMISSION IT IS SO ORDERED.

Keen, Chair; Albrecht, Commissioner; Emler, Commissioner








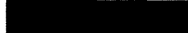
Dated: 02/05/2019





Lynn M. Retz
Secretary to the Commission

AAL


ATTACHMENT “A”

	US DOT # 2060348	Legal: JERRY W HOPPE Operating (DBA): HOPPE'S TRUCKING	
MC/MX #: 765003		Federal Tax ID:  (EIN)	
Review Type: Compliance Review (CR)			
Scope:	Principal Office	Location of Review/Audit: Company facility in the U. S.	Territory: E
Operation Types		Interstate	Intrastate
Carrier:	Non-HM	N/A	
Shipper:	N/A	N/A	
Cargo Tank:	N/A		
		Business: Individual	
		Gross Revenue: 	for year ending: 12/31/2018
Company Physical Address:			
			
GLASCO, KS 67445-9346			
Contact Name: Jerry Hoppe			
Phone numbers: (1) 			
E-Mail Address: 			
Fax: 			
Company Mailing Address:			
			
GLASCO, KS 67445-9346			
Carrier Classification			
Authorized for Hire			
Cargo Classification			
General Freight	Metal: Sheets, Coils, Rolls	Logs, Poles, Beams, Lumber	
Building Materials	Machinery, Large Objects	Oil Field Equipment	
Grain, Feed, Hay	Construction		
Equipment			
	Owned	Term Leased	Trip Leased
Truck Tractor	2	0	0
Trailer	2	0	0
Power units used in the U.S.: 2			
Percentage of time used in the U.S.: 100			
Does carrier transport placardable quantities of HM? No			
Is an HM Permit required? N/A			
Driver Information			
	Inter	Intra	
< 100 Miles:			Average trip leased drivers/month: 0
>= 100 Miles:	2		Total Drivers: 2
			CDL Drivers: 2



	HOPPE'S TRUCKING (JERRY W HOPPE dba) U.S. DOT #: 2060348	Review Date: 12/27/2018
Part A		
QUESTIONS regarding this report or the Federal Motor Carrier Safety or Hazardous Materials rules may be addressed to the Office of Motor Carriers at:		
This report will be used to assess your safety compliance.		
<u>Person(s) Interviewed</u>		
Name: Jerry Hoppe		Title: Owner
Name: 		Title: Office Manager



	HOPPE'S TRUCKING (JERRY W HOPPE dba)	Review Date:
	U.S. DOT #: 2060348	12/27/2018

Part B Violations

1	FEDERAL	Primary: 382.603	Discovered	Checked	Drivers/Vehicles	Checked
			1	1	In Violation	

Description

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.




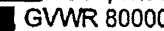
Example

Driver - Jerry Hoppe

DOB - 

OLN - 

Trip Date 12-5 to 12-6, 2018

Driving a 2001 FRHT, Vin #  88251, Ks. Reg.  GVWR 52000 pulling a 2006 REIT, Vin #  016420, Ks. Reg.  GVWR 80000 on an interstate trip from Hesston, Ks. to Madison IL.

Hoppe Trucking failed to ensure that a 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.

2	STATE	Primary: 391.51(b)(4)	Discovered	Checked	Drivers/Vehicles	Checked
		CFR Equivalent: 391.51(b)(4)	2	2	In Violation	2

Description

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




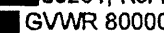
Example

Driver - Jerry Hoppe

DOB - 

OLN - 

Trip Date 12-5 to 12-6, 2018

Driving a 2001 FRHT, Vin #  88251, Ks. Reg.  GVWR 52000 pulling a 2006 REIT, Vin #  016420, Ks. Reg.  GVWR 80000 on an interstate trip from Hesston, Ks. to Madison IL.

Hoppe's Trucking failed to check the MVR on each driver the responses of each State agency to the annual driver record inquiry required by 391.25(a). The enquiry's were run on 12/14/2017 after I had made contact to schedule a review. Previous reviews were completed on 6/22/2017.

3	STATE	Primary: 391.51(b)(5)	Discovered	Checked	Drivers/Vehicles	Checked
		CFR Equivalent: 391.51(b)(5)	2	2	In Violation	2

Description

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



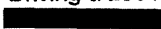
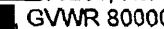
Example

Driver - Jerry Hoppe


DOB - 

OLN - 

Trip Date 12-5 to 12-6, 2018

Driving a 2001 FRHT, Vin #  88251, Ks. Reg.  GVWR 52000 pulling a 2006 REIT, Vin #  016420, Ks. Reg.  GVWR 80000 on an interstate trip from Hesston, Ks. to Madison IL.

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

	HOPPE'S TRUCKING (JERRY W HOPPE dba) U.S. DOT #: 2060348	Review Date: 12/27/2018
Part B Requirements and/or Recommendations		

1. For all Investigations:

- **Understand Why Compliance Saves Time and Money:** Compliance with FMCSRs will not only save lives, but also saves your business time and money. Tracking how much your business spends on non-compliance activities can help you understand the many benefits of compliance to your business and why safety is good business.
- **Apply Adequate Resources:** Apply adequate resources to properly implement safety management practices. Consider reallocating responsibilities, additional staffing, contracting, or investing in technology to aid in this responsibility.
- **Document and Follow Through on Action Plans:** Document and follow through on action plans to ensure the actions you are taking are creating improvement in safety management and compliance.
- **NOTICE:** A pattern and/or repeated violations of the same or related acute or critical regulations (violations of the same Part in Title 49, Code of Federal Regulations) will cause the maximum penalties allowed by law to be assessed under Section 222 of the Motor Carrier Safety Improvement Act of 1999 (MCSIA). A pattern of violations means two or more violations of acute and/or critical regulations in three or more Parts of Title 49, Code of Federal Regulations discovered during any eligible investigation. Repeated violations means violation(s) of an acute regulation of the same Part of Title 49, Code of Federal Regulations discovered in an investigation after one or more closed enforcement actions within a six year period and/or violation(s) of a critical regulation in the same Part of Title 49, Code of Federal Regulations discovered in an investigation after two or more closed enforcement actions within a six year period.
- All motor carriers and truck drivers are needed to fight against terrorism and hijacking. You could be a target. Protect yourself, your trucks, your cargo, and your facilities.

For all Investigations resulting in a Penalty Order:

- **PLEASE NOTE:** The violations discovered during this compliance review may affect the civil penalty proposed in any subsequent Penalty Order. In addition, your history of prior violations of the Federal Motor Carrier Safety Regulations, Federal Hazardous Material Regulations or the Federal Motor Carrier Commercial Regulations may also affect the civil penalty proposed in any subsequent Penalty Order. Your signature for receipt of this report acknowledges your understanding that the violations discovered by the FMCSA during this review may be used to calculate any civil penalty proposed as a result of this review. Your signature is not an admission of the violations identified.

For all Investigations that did not result in a Cooperative Safety Plan:

The KCC requires that you prepare a corrective action letter, addressing the measures taken to correct 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. Mail the letter along with copies of your supporting evidence to:

Kansas Corporation Commission
 Attn: Gary Davenport
 1500 SW Arrowhead Rd
 Topeka, KS 66604-4027

- 2. 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**

HOPPE'S TRUCKING (JERRY W HOPPE dba)
U.S. DOT #: 2060348

Review Date:
12/27/2018

Part B Requirements and/or Recommendations

3. A copy of your carrier profile can be obtained at no cost from the FMCSA Portal (<https://portal.fmcsa.dot.gov/login>).
4. 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.
5. 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. 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.
7. Each employer shall ensure that each driver is required to sign a statement certifying that he or she has received a copy of these materials described in this section. Each employer shall maintain the original of the signed certificate and may provide a copy of the certificate to the driver.
8. **DRIVER FITNESS BASIC PROCESS BREAKDOWN: Policies and Procedures**

DESCRIPTION OF PROCESS BREAKDOWN - Hoppe's Trucking needs to develop policy to ensure that reviews are completed in a timely manner.

BASIC SPECIFIC RECOMMENDED REMEDIES

Implement Safety Improvement Practices: The following are recommended practices related to Policies and Procedures.

- Develop a policy for the periodic review (at least twice per year) of driver qualification files. The motor carrier should not rely on third-party sources, such as insurance agencies. The procedure should include controls to ensure that documents requiring renewals are in place, to remind drivers of expiration dates on medical certificates, so they can schedule another physical examination in advance, and to prevent falsification of documents related to driver qualification.
- Establish a policy requiring drivers to submit copies of all vehicle and roadside inspections and moving violations to carrier management within 24 hours, and to notify management of suspended or revoked Commercial Driver's Licenses (CDLs) immediately following notification of suspension/revocation.
- Establish a policy requiring all new (since 2003) Commercial Driver's License (CDL) drivers to submit documentation of entry-level driver training in - for example, driver qualification requirements, Hours of Service (HOS), driver wellness, and whistleblower protection - or to take entry-level training provided by the carrier.
- Develop a policy for document retention and recordkeeping, including documents that are to be in the possession of the driver as proof of credentials.
- Develop a process to ensure that operations will always have the proper amount of fit drivers. This process would address how to deal with issues such as sick leave, vacation, training, suspension, and termination.
- 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 Driver Fitness Violations.

Seek Out Resources:

- You are encouraged to review your company's record at the following website: <http://ai.fmcsa.dot.gov/SMS>. You



HOPPE'S TRUCKING (JERRY W HOPPE dba)
U.S. DOT #: 2060348

Review Date:
12/27/2018

Part B Requirements and/or Recommendations

will need to use your PIN Number that has been provided by the FMCSA.

- Contact industry associations to get resources and ideas on safety improvement practices from other carriers in the industry

9. DRIVER FITNESS BASIC PROCESS BREAKDOWN: Roles and Responsibilities

DESCRIPTION OF PROCESS BREAKDOWN - Hoppe's Trucking needs to define who is responsible for completing annual reviews.

BASIC SPECIFIC RECOMMENDED REMEDIES

Implement Safety Improvement Practices: The following are recommended practices related to Roles and Responsibilities.

- Define and document the role of managers and supervisors for implementing driver-fitness policies and for monitoring compliance with them. This should include regular evaluation of the carrier's driver-wellness program.
- Define and document roles and responsibilities of managers and supervisors in providing training and maintaining qualifications for all employees according to driver-fitness regulations and company policies and procedures.
- Ensure that operations managers and dispatchers are responsible for having the proper amount of fit drivers by considering short-term changes, for example, with regard to vacations, variations in sales, and additional driver duties, and long-term changes, for example, with regard to permanent reassignment and termination of employees.
- Ensure that dispatchers and operation managers are responsible for ascertaining that drivers are qualified before authorizing runs.
- Define and document roles and responsibilities of drivers, dispatchers, and other personnel according to driver fitness regulations and company policies and procedures.

Seek Out Resources:

- You are encouraged to review your company's record at the following website: <http://ai.fmcsa.dot.gov/SMS>. You will need to use your PIN Number that has been provided by the FMCSA.
- Contact industry associations to get resources and ideas on safety improvement practices from other carriers in the industry.

10. Stay in contact with your KCC Investigator for any questions or issues with continued safety compliance. You may contact me: KCC Special Investigator Greg Askren at 785-483-0212 or email at g.askren@kcc.ks.gov

11. I acknowledge that these requirements 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 Jerry W Hoppe DBA Hoppe's Trucking operating authority and/or the impoundment of Jerry W Hoppe DBA Hoppe's Trucking vehicles.

Dorothy Melville
Carrier Representative

12-27-18
Date

Dorothy Melville
Printed name and Title

Office Administrator

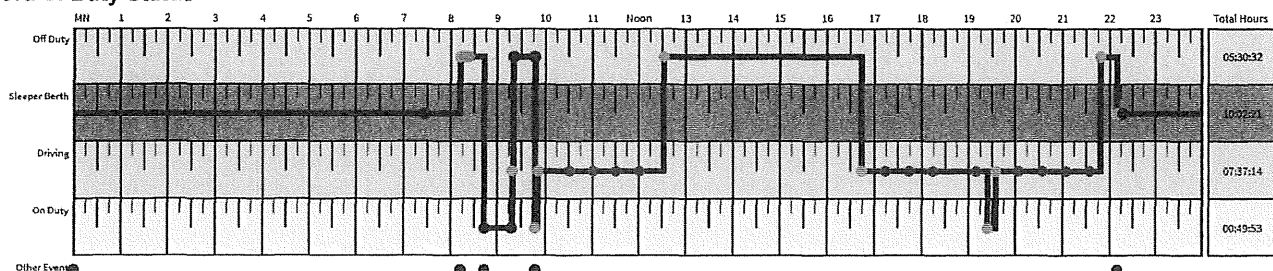


ATTACHMENT “B”

Vz1800928H01

Start/End Engine Hours: 33681.9 - 33694.4 Start/End Odometer: 1362803 - 1363253 Miles Driven: 450

Record of Duty Status



Event Detail

Date	Time	Geo Location	Location Coordinates	Odometer	Engine Hours	Event Type/Status	Origin
12/06/2018	00:00:00	Not Available	0, 0			Off-duty (Inactive - Changed)	Driver
12/06/2018	07:27:04	2mi NW IL Newport	38.7, -90.2	1,362,803	33,681	Power-up	ELD
12/06/2018	07:27:05	2mi NW IL Newport	38.7, -90.2	1,362,803	33,681	Shut-down	ELD
12/06/2018	07:27:08	2mi NW IL Newport	38.7, -90.2	1,362,803	33,681	Power-up	ELD
12/06/2018	08:11:21					First certification	ELD
12/06/2018	08:12:17	Not Available	0, 0			Off-duty	Driver
12/06/2018	08:16:38	8mi WNW IL Caseyville	38.68, -90.17	1,362,803	33,682	Off-duty	ELD

12/06/2018	08:16:38	2mi NW IL Newport	38.7, -90.2	1,362,803	33,682	PC	Driver
12/06/2018	08:23:08	8mi WNW IL Caseyville	38.69, -90.17	1,362,804	33,682	Off-duty	Driver
12/06/2018	08:23:08	2mi NW IL Newport	38.7, -90.2	1,362,804	33,682	PC/YM Cleaed	Driver
12/06/2018	08:42:51	Not Available	0, 0			On-duty, not driving	Driver
12/06/2018	08:43:37	2mi NW IL Newport	38.7, -90.2	1,362,804	33,682	Shut-down	ELD
12/06/2018	09:17:59	2mi NW IL Newport	38.7, -90.2	1,362,804	33,682	Power-up	ELD
12/06/2018	09:18:59	8mi WNW IL Caseyville	38.69, -90.17	1,362,804	33,682	Driving	ELD
12/06/2018	09:20:20	8mi WNW IL Caseyville	38.69, -90.17	1,362,804	33,682	Off-duty	Driver
12/06/2018	09:21:08	2mi NW IL Newport	38.7, -90.2	1,362,804	33,682	Shut-down	ELD
12/06/2018	09:46:36	2mi NW IL Newport	38.7, -90.2	1,362,804	33,682	Power-up	ELD
12/06/2018	09:46:37	2mi NW IL Newport	38.7, -90.2	1,362,804	33,682	Shut-down	ELD
12/06/2018	09:46:51	2mi NW IL Newport	38.7, -90.2	1,362,804	33,682	Power-up	ELD
12/06/2018	09:47:14	Not Available	0, 0			On-duty, not driving	Driver
12/06/2018	09:50:48	8mi WNW IL Caseyville	38.69, -90.17	1,362,804	33,683	Driving	ELD
12/06/2018	10:31:03	3mi NW MO Hazelwood	38.8, -90.4	1,362,830	33,683	Intermediate log	ELD
12/06/2018	11:01:04	2mi SSE MO	38.8, -91	1,362,862	33,684	Intermediate	ELD

CERTIFICATE OF SERVICE

19-TRAM-289-PEN

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of first class mail/hand delivered on 02/06/2019.

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/S/ DeeAnn Shupe

DeeAnn Shupe