



Shari Feist Albrecht, Chair
Jay Scott Emler, Commissioner
Pat Apple, Commissioner

Sam Brownback, Governor

NOTICE OF VIOLATION(S)

December 5, 2016

GARRETT BENJAMIN FARMS

[REDACTED]

COUNCIL GROVE, KS 66846

Re: Roadside Driver/Vehicle Examination Report No. KSHP01000930

This is a Notice of Violation(s) of Kansas Motor Carrier Safety Statutes and/or Rules and Regulations discovered during a roadside inspection conducted by the Kansas Highway Patrol.

The Kansas Highway Patrol inspected vehicle [REDACTED] 59834, on November 29, 2016, and discovered violation(s) of the Federal Motor Carrier Safety Regulations, as adopted by K.S.A. 66-1,129 and K.A.R. 82-4-3 et seq. The civilly assessed violation(s) are set out in the attached invoice along with the fine(s) assessed.

You have thirty (30) days from the date of this letter to pay the fine amount as indicated in the enclosed invoice or thirty (30) days from the date of this letter to submit a challenge as described below. Failure to address this matter may negatively impact your KCC operating authority or result in the issuance of an Out-of-Service Order in the State of Kansas. You have the following options:

1. Pay the fine amount shown on the enclosed invoice: H000565698.
2. If you contest the violation(s) and/or fine(s) you may first submit a challenge to:

Kansas Highway Patrol
Motor Carrier Safety Assistance Program (MCSAP)
700 SW Jackson, Suite 704
Topeka, Kansas 66603
(785) 296-8157 fax (785) 296-2858

In your "challenge", please specifically describe your contested issues. The KHP will review your issues and either grant, modify or dismiss your challenge.

3. If you are not satisfied with the outcome of your challenge by the KHP, you have the right to an administrative hearing with the Kansas Corporation Commission. The hearing request must be in writing and received within 15 days of the close of the challenge, and forwarded to the Kansas Highway patrol at the above address.

Failure to pay will result in the carrier being in default. Default status prohibits changes to KCC authority, including but not limited to adding vehicles, name changes or renewal of authority, until the fine has been paid or the matter is resolved.

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KANSAS CORPORATION COMMISSION

Kansas Corporation Commission
 Transportation Division
 1500 SW Arrowhead Road
 Topeka, Kansas 66604-4027
 (785) 271-3145
 FEIN: 48-1124839

INVOICE

GARRETT BENJAMIN FARMS
 [REDACTED]
 COUNCIL GROVE, KS 66846

Invoice Date: December 5, 2016
 Invoice Number: H000565698
 Due Date: January 4, 2017

Power Unit Identification at Time of Inspection:

| Unit # | Unit Make | Unit License | VIN | License Number | Company ID |
|--------|-----------|--------------|-----------------|----------------|------------|
| 2 | ELIT | NONE | [REDACTED]59834 | [REDACTED] | |

| Unit | Violation | Violation Description | Penalty |
|-------------------|------------|--|-----------------|
| 2 | 393.100B | Leaking/spilling/blowing/falling cargo | 150.00 |
| 2 | 393.43 | No/Improper breakaway or emergency braking | 150.00 |
| 2 | 393.9TS | Inoperative turn signal | 150.00 |
| 2 | 393.3A1BOS | Brakes OOS (#defective = or > 20%) | 0.00 |
| Total Due: | | | \$450.00 |

Please return this invoice with your payment, payable to the
 Kansas Corporation Commission
 1500 SW Arrowhead Road
 Topeka, KS 66604-4027
 Fax: (785) 271-3124

Failure to pay as provided in the Notice of Violation will result in the carrier being in default. Default status will prohibit carriers from making changes to KCC authority, including but not limited to adding vehicles, name changes or renewal of authority, until the fine has been paid or the matter is resolved.

Payment options: check, money order or credit card

Circle type of credit card: Visa, MasterCard, Discover or American Express

Card Holder Name _____

Credit card number: _____ Expires: Date ___/___/___

Please direct questions regarding the violation(s) and/or assessment to the
 Kansas Highway Patrol, MCSAP at (785) 296-8167.

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