

1500 SW Arrowhead Road
Topeka, KS 66604-4027

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



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

Sam Brownback, Governor

NOTICE OF PENALTY ASSESSMENT

January 5, 2017

17-TRAM-260-PEN

Tina F. Edwards, Office Manager
Ace Transports LLC
3245 A Highway 169
Cherryvale, Kansas 67335

This is a notice of a penalty assessment for violation of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on November 30, 2016, by Kansas Corporation Commission Special Investigators Michael Heenan and Jared Smith. For a full description of the penalty and process please refer to the Order that is attached to this notice.

IF YOU ACCEPT THE PENALTY:

You have been assessed a \$3,200 penalty. You have thirty (30) days from service of this Penalty Order to pay the fine amount. Check or money order must be made payable to the Kansas Corporation Commission. Payment is to be mailed to the Transportation Division of the Kansas Corporation Commission at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and must include a reference to the docket number of this proceeding. Credit card payment may be made by faxing your credit card information to the Transportation Office at 785-271-3124, using the KCC's credit card payment form found at <http://kcc.ks.gov/trans/creditcard.pdf>.

You must attend a Commission-sponsored safety seminar within the next ninety (90) days and provide Staff with written proof of attendance. A schedule of dates and locations for the safety seminar can be found at the Commission's website http://www.kcc.state.ks.us/trans/safety_meetings.htm.

You must submit to one follow-up safety compliance review within the next 18 months. Staff will contact you at a later date to determine an appropriate time for this review.

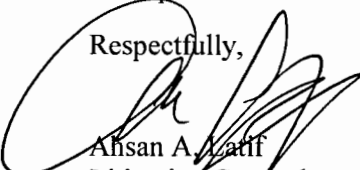
IF YOU CONTEST THE PENALTY:

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. Respondent must submit an original and seven (7) copies of the request to the Commission's Secretary at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604 within fifteen (15) days from the date stamped on the last page of the Penalty Order. K.A.R. 82-1-215; K.S.A. 2015 Supp. 77-542.

IF YOU FAIL TO ACT:

Failure to pay the fine amount within thirty (30) days of service of the Penalty Order, or in the alternative, provide a written request for a hearing within fifteen (15) days from service of the Penalty Order will result in the attached Order becoming a Final Order and may result in the additional sanction 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: Jay Scott Emler, Chairman
 Shari Feist Albrecht
 Pat Apple

In the Matter of the Investigation of **Ace**)
Transports LLC, of Cherryvale, Kansas,)
Regarding the Violation of the Motor Carrier)
Safety Statutes, Rules and Regulations and the) Docket No. 17-TRAM-260-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). The Commission, having been briefed on the issue by the Director of the Commission's Transportation Division, finds and concludes as follows:

I. JURISDICTION

1. Pursuant to K.S.A. 2015 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. 2015 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. 2015 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 order a hearing 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. Ace Transports LLC (Ace Transports) obtained private operating authority from the Commission on September 13, 2016, and operates under KSMCID number 169479 and USDOT number 2365172.

5. Glenna Edwards attended a Commission-sponsored Motor Carrier Education and Instructional Meeting on March 11, 2013, on behalf of Ace Transports.

6. Ace Transports is a private motor carrier which primarily hauls general freight, logs, poles, beams, lumber, building materials, machinery, and large objects.

III. STATEMENT OF FACTS

7. Pursuant to the jurisdiction and authority cited above, on November 30, 2016, Commission Staff (Staff) Special Investigators Michael Heenan and Jared Smith conducted a compliance review of the operations of Ace Transports. 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, Mr. Heenan and Mr. Smith identified seven (7) violations of the Motor Carrier Safety Regulations.

- a. On December 23, 2015, Ace Transports required or permitted its driver, Christopher Collins, to operate a CDL-required commercial motor vehicle, a 2012 Kenworth, VIN ending in 221582, GVWR greater than 33,000 lbs., in interstate commerce from Cherryvale, Kansas to Johnstown, Colorado.

This trip is evidenced by Crash – Detail View Report #C02015001756, dated December 23, 2015, a copy of which is attached hereto as Attachment “B” and is hereby incorporated by reference. At the time of the compliance review, the special investigators were not provided post-accident testing results for the driver of this trip. Ace Transports’ failure to test its driver for alcohol and controlled substances as soon as practicable following a recordable accident is a violation of 49 C.F.R. 382.303(a) and (b), as authorized by K.A.R. 82-4-3, and as adopted by K.S.A. 2015 Supp. 66-1,129. Staff recommends a fine of \$650.

- b. On September 15, 2016, Ace Transports required or permitted its driver, Jess N. Hall, to operate a CDL-required commercial motor vehicle, a 2010 Kenworth, VIN ending in 221356, GVWR 52,000 lbs., in interstate commerce from Salina, Kansas to Fort Collins, Colorado. This trip is evidenced by Driver/Vehicle Examination Report No. COPF04400856, dated September 15, 2016, a copy of which is attached hereto as Attachment “C” and is hereby incorporated by reference. At the time of this transportation, drivers Jess Hall and Daniel Allen were not listed in the consortium testing pool. Five former drivers were still listed in the testing pool. Ace Transports’ failure to ensure that each driver selected for random alcohol and controlled substance testing has an equal chance of being selected each time selections are made is in violation of 49 C.F.R. 382.305(i)(2), as adopted by K.A.R. 82-4-3c and authorized by K.S.A. 2015 Supp. 66-1,129. Staff recommends a fine of \$650.

- c. During the transportation described in paragraph a., above, Ace Transports had not designated a supervisor to undergo reasonable suspicion training for alcohol and controlled substances. The carrier received this same violation in compliance review conducted on April 22, 2015. 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 as adopted by K.A.R. 82-4-3c and as authorized by K.S.A. 2015 Supp. 66-1,129. Staff recommends an enhanced fine of \$200.
- d. On January 22, 2016, Ace Transports required or permitted its driver, Tyler Edwards, to operate a CDL-required commercial motor vehicle, a 2012 Kenworth, VIN ending in 301205, GVWR greater than 33,000 lbs., in interstate commerce from Cherryvale, Kansas to Broken Arrow, Oklahoma. This trip is evidenced by Crash Detail View Report # OK0XB0000416, dated January 22, 2016, a copy which is attached hereto as Attachment "D" and is hereby incorporated by reference. At the time of this transportation, Ace Transports failed to make an inquiry every 12 months into the annual motor vehicle record (MVR) of its driver and maintain the response(s) of each state agency in the driver qualification file. The carrier was cited for this same violation in a compliance review conducted in April 22, 2015. Ace Transports' failure to inquire into its driver's MVR at least once every 12 months and maintain a copy of the

MVR in the driver qualification file is a violation of 49 C.F.R. Part 391.25(a) and (c)(1), as adopted by K.A.R. 82-4-3g, as authorized by K.S.A. 2015 Supp. 66-1,112. Staff recommends an enhanced fine of \$200.

- e. On September 15, 2016, Ace Transports required or permitted its driver, James Weber, to operate a CDL-required commercial motor vehicle, a 2011 Kenworth, VIN ending in 221582, GVWR 60,000 lbs., in interstate commerce from Aurora, Colorado to Cherryvale, Kansas. This trip is evidenced by Driver's Daily Logs, dated September 15-16, 2016, copies of which are attached hereto as Attachment "E" and are hereby incorporated by reference. At the time of this transportation, driver James Weber drove beyond the 14th hour after coming on duty. The special investigators found four (4) violations of this type. Ace Transports' failure to require its driver to cease driving at the 14th hour is in violation of 49 C.F.R. 395.3(a)(2) as adopted by K.A.R. 82-4-3 and authorized by K.S.A. 2015 Supp. 66-1,129. Staff recommends a fine of \$250.
- f. During the transportation described in paragraph e., above, driver James Weber drove after more than 11 hours. *See* Driver's Daily Log attached hereto as Attachment "E". The special investigators found three (3) violations of this type. Ace Transports' failure to require its driver, to take 10 consecutive hours off duty after driving 11 hours is in violation of 49 C.F.R. 395.3(a)(3)(i) as adopted by K.A.R. 82-4-3 and as authorized by K.S.A. 2015 Supp. 66-1,129. Staff recommends a fine of \$250.

g. On October 26, 2016, Ace Transports driver Christopher Lewis' log book showed him as off duty from October 27, 2016 through October 31, 2016. *See*, Driver's Daily Log, dated October 27-31, 2016, a copy of which is attached hereto as Attachment "F" and is hereby incorporated by reference. However, credit card receipts show Christopher Lewis making purchases during this time period. *See*, Transaction Report, a copy of which is attached hereto as Attachment "G" and is hereby incorporated by reference. The special investigators found two (2) violations of this type. Ace Transports' falsifying records of duty status is a violation of 49 C.F.R. 395.8(e), as adopted by K.A.R. 82-4-3a, and as authorized by K.S.A. 2015 Supp. 66-1,129. Staff recommends a fine of \$1,000.

IV. STAFF'S RECOMMENDATIONS

8. Based upon the available facts, Staff recommends the Commission find Ace Transports committed seven (7) violations 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 \$3,200 for seven (7) violations of the Motor Carrier Safety Statutes, Rules and Regulations.

10. Staff further recommends that Ace Transports be required to attend a Commission-sponsored safety seminar within the next ninety (90) days and provide Staff with written proof of attendance. A schedule of the dates and locations for the safety seminar can be found on the Commission's website at http://kcc.ks.gov/trans/safety_meetings.htm.

11. Finally, Staff recommends that Ace Transports submit to one follow-up safety compliance review within the next eighteen (18) months. 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 Ace Transports because it is a motor carrier as defined in K.S.A. 2015 Supp. 66-1,108.

13. The Commission finds Ace Transports committed seven (7) violations 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. Ace Transports LLC, of Cherryvale, Kansas is hereby assessed a \$3,200 civil penalty for seven (7) violations 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. Ace Transports is hereby ordered to attend a Commission-sponsored safety seminar within the next ninety (90) days and is to provide Staff with written proof of attendance. Further, Ace Transports is ordered to submit to one follow-up safety compliance review within the next eighteen (18) months.

C. Pursuant to K.S.A. 2015 Supp. 77-537 and K.S.A. 77-542, any party may request a hearing on the above issues by submitting a written request, setting forth the specific grounds upon which relief is sought, to the Commission's Secretary, at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604 within fifteen (15) days from the date of service of

this Order. If service is by certified mail, service is complete upon the date delivered shown on the Domestic Return Receipt. Hearings will be scheduled only upon written request. Failure to timely request a hearing will result in a waiver of Ace Transports's right to a hearing, and this Penalty Order will become a Final Order assessing a \$3,200 civil penalty against Ace Transports, and ordering Ace Transports to attend a Commission-sponsored safety seminar within the next ninety (90) days and provide Staff with written proof of attendance, and to submit to a safety compliance review within eighteen (18) months from the date of service of this Order.

D. 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 of \$500 or less, a corporation may appear by a duly authorized representative of the corporation. K.S.A. 2015 Supp. 66-1,142b(e) and amendments thereto.

E. If you do not request a hearing, the payment of the civil penalty is due in thirty (30) days from date of service of this Order. Checks and Money Orders shall be payable to the Kansas Corporation Commission. For credit card payments, include type of card (Visa, MasterCard, Discover, or American Express), account number and expiration date. Payments shall be mailed to the Transportation Division of the Kansas Corporation Commission, 1500 S.W. Arrowhead Road, Topeka, Kansas 66604. *The payment shall include a reference to the docket number of this proceeding.*

F. Failure to pay the \$3,200 civil penalty within thirty (30) days of the 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 Ace Transports's motor carrier operating authority without further

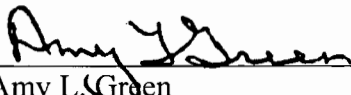
notice. Additionally, the Commission may impose further sanctions to include, but not limited to, the issuance and enforcement of out-of-service and/or cease and desist orders, and any other remedies available to the Commission by law, without further notice.

G. 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.

Emler, Chairman; Albrecht, Commissioner; Apple, Commissioner

Dated: JAN 05 2017



Amy L. Green
Secretary to the Commission


AAL

Order Mailed Date

JAN 06 2017

ATTACHMENT “A”

Kansas Corporation Commission

	US DOT # 2365172	Legal: ACE TRANSPORTS LLC								
	Operating (DBA):									
MC/MX #: 817333		State #: [REDACTED]	Federal Tax ID: [REDACTED] (EIN)							
Review Type: Compliance Review (CR)										
Scope: Principal Office		Location of Review/Audit: Company facility in the U. S.		Territory: C						
Operation Types										
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:33%;">Carrier: Non-HM</td> <td style="width:33%;">Non-HM</td> </tr> <tr> <td>Shipper: N/A</td> <td>N/A</td> </tr> <tr> <td>Cargo Tank: N/A</td> <td></td> </tr> </table>		Carrier: Non-HM	Non-HM	Shipper: N/A	N/A	Cargo Tank: N/A		Business: Corporation Gross Revenue: [REDACTED] for year ending: 12/31/2015		
Carrier: Non-HM	Non-HM									
Shipper: N/A	N/A									
Cargo Tank: N/A										
Company Physical Address: [REDACTED]										
Contact Name: Tina F. Edwards Phone numbers: (1) [REDACTED] Fax E-Mail Address: [REDACTED]										
Company Mailing Address: 3245 A Highway 169 Cherryvale, KS 67335										
Carrier Classification										
Authorized for Hire		Private Property								
Cargo Classification										
General Freight		Logs, Poles, Beams, Lumber Building Materials								
Machinery, Large Objects										
Equipment										
	Owned Term Leased Trip Leased			Owned Term Leased Trip Leased						
Truck Tractor	6	0	0	Trailer	11	0	0			
Power units used in the U.S.: 6										
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	Average trip leased drivers/month: 0							
< 100 Miles:	0	0	Total Drivers: 5							
>= 100 Miles:	5	0	CDL Drivers: 5							





ACE TRANSPORTS LLC

U.S. DOT #: 2365172

State #: [REDACTED]

Review Date:

11/30/2016

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:

Kansas Corporation Commission
1500 SW Arrowhead Rd
Topeka, Ks 66604-4027 1-785-271-3145

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: Tina F. Edwards

Title: Office Manager

Name: [REDACTED]





ACE TRANSPORTS LLC
U.S. DOT #: 2365172

State #: [REDACTED]

Review Date:

11/30/2016

Part B Violations

1 FEDERAL CRITICAL	Primary: 390.15(b)(2)	Discovered 2	Checked 3	Drivers/Vehicles In Violation 0	Checked 0
Description Failing to maintain copies of all accident reports required by State or other governmental entities or insurers. Example [REDACTED] 12/23/2015 Carrier did not maintain copies of accident report for accident in Colorado on 12/23/2015. Carrier had three recordable accidents in the previous 12 months to this review. Carrier did have an accident report from Broken Arrow, Oklahoma on 01/22/16. The carrier failed to have the accident reports from the following accidents. Johnstown, Colorado 12/23/16 Big Cabin, Oklahoma 05/10/16					
2 FEDERAL	Primary: 382.303(a)	Discovered 1	Checked 5	Drivers/Vehicles In Violation 1	Checked 5
Description Failing to conduct post accident alcohol testing on driver following a recordable crash. Example [REDACTED] 12/23/2015 At the time of the trip and time of the review the carrier could not provide post accident testing for the driver listed above. Driver received a citation for driving too fast for conditions. Accident was a federally recordable accident. Of the carrier 3 recordable accidents, only one was the carrier driver cited for the accident. Only one crash was subject to post accident testing. The other 2 drivers were not subject to testing under the regulations. There were no injuries or fatalities in the above listed crash.					
3 FEDERAL	Primary: 382.303(b)	Discovered 1	Checked 5	Drivers/Vehicles In Violation 1	Checked 5
Description Failing to conduct post accident testing on driver for controlled substances. Example [REDACTED] 12/23/2015 At the time of the trip and time of the review the carrier could not provide post accident testing for the driver listed above. Driver received a citation for driving too fast for conditions. Accident was a federally recordable accident. Of the carrier 3 recordable accidents, only one was the carrier driver cited for the accident. Only one crash was subject to post accident testing. The other 2 drivers were not subject to testing under the regulations. There were no injuries or fatalities in the above listed crash.					





ACE TRANSPORTS LLC
U.S. DOT #: 2365172

State #: [REDACTED]

Review Date:
11/30/2016

Part B Violations

4 FEDERAL	Primary: 382.305(i)(2)	Discovered 2	Checked 5	Drivers/Vehicles In Violation 2	Checked 5
Description Failing to ensure that each driver subject to random alcohol and controlled substances testing has an equal chance of being selected each time selections are made. Random Selection Date: 12/22/2015 Driver name: [REDACTED] Trip Date: 10-07-16 [REDACTED] are current drivers that should be in the random selection pool that have driven and are subject to drug testing but were not listed with the consortium. 3 other current drivers, [REDACTED] were listed in the random pool and 5 other drivers were listed in the pool that had resigned or was terminated on the following dates. [REDACTED] terminated 08-30-16 [REDACTED] terminated 10-31-16 [REDACTED] terminated 10-20-16 [REDACTED] terminated 08-07-16 [REDACTED] terminated 07-07-16					
5 FEDERAL	Primary: 382.603	Discovered 2	Checked 2	Drivers/Vehicles In Violation 0	Checked 0
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 [REDACTED] 12/23/2015 At the time of this trip and time of this review the carrier stated their two supervisors [REDACTED] did complete the training but did not obtain documentation as they stated their computer did not allow the printing.					
6 FEDERAL	Primary: 391.51(b)(3)	Discovered 1	Checked 5	Drivers/Vehicles In Violation 1	Checked 5
Description Failing to maintain road test certificate in driver's qualification file, or copy of license or certificate the motor carrier accepted as equivalent. Example [REDACTED] 12/23/2015 Above driver listed had no road test, road test certificate, or equivalent. The other four drivers had copies of their CDLs in their files.					





ACE TRANSPORTS LLC
U.S. DOT #: 2365172

State #: [REDACTED]

Review Date:
11/30/2016

Part B Violations

7 FEDERAL	Primary: 391.51(b)(4)	Discovered 1	Checked 5	Drivers/Vehicles In Violation 1	Checked 5
Description Failing to maintain the responses of each State agency to the annual driver record inquiry required by 391.25(a). [REDACTED] 1/22/2016 At the time of this trip, and the time of this review, the above driver was the only driver listed that had more than 1 year employed. The others had less than one year with the carrier. The above listed carrier/driver did not have any MVR on his license in his driver file since the carriers last review. This carrier was cited for this violation in the next review on 04-22-15. The recommendation for correction was also in the review of 4-22-15.					
8 FEDERAL	Primary: 391.51(b)(5)	Discovered 1	Checked 5	Drivers/Vehicles In Violation 1	Checked 5
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 [REDACTED] 1/22/2016 At the time of this trip, and the time of this review, the above driver was the only driver that was employed more than 12 months and was subject to this part.					
9 FEDERAL	Primary: 391.51(b)(6)	Discovered 1	Checked 5	Drivers/Vehicles In Violation 1	Checked 5
Description Failing to maintain a list or certificate relating to violations of motor vehicle laws and ordinances required by 391.27. Example [REDACTED] 1/22/2016 At the time of this trip, and the time of this review, the above driver was the only driver that was employed more than 12 months and was subject to this part.					
10 FEDERAL	Primary: 391.51(b)(7)	Discovered 1	Checked 5	Drivers/Vehicles In Violation 1	Checked 5
Description Failing to maintain medical examiner's certificate in driver's qualification file. Example [REDACTED] 12/23/2015 At the time of this review, the above driver, although he is not employed by the carrier at the time of this review, had his driver file examined and it was found without any medical certificate, card or long form.					





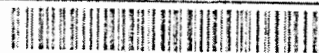
ACE TRANSPORTS LLC
U.S. DOT #: 2365172

State #: [REDACTED]

Review Date:
11/30/2016

Part B Violations

11 FEDERAL	Primary: 395.3(a)(2)	Discovered 4	Checked 150	Drivers/Vehicles In Violation 1	Checked 5
Description "Driving a commercial motor vehicle for any period after having been on duty for 14 hours (property-carrying vehicles)." [REDACTED] on 9/15/16 945pm through midnight Unit 1699 and 897 09/16/16 215 am to 800am 09/20/16 515pm to 730 pm 9/27/16 630 am to 900 am 915 am to 930 am 945 am to 1030am 1045 am to noon.					
12 FEDERAL	Primary: 395.3(a)(3)(i)	Discovered 3	Checked 150	Drivers/Vehicles In Violation 1	Checked 5
Description Requiring or permitting a property-carrying commercial motor vehicle driver to drive more than 11 hours. Example [REDACTED] 9/15/16 945pm through midnight 9/16/16 215 am through 0800 am 09-21-16 1215 am to 115 am					





ACE TRANSPORTS LLC
U.S. DOT #: 2365172

State #: [REDACTED]

Review Date:
11/30/2016

Part B Violations

13 FEDERAL	Primary: 395.8(e)	Discovered 2	Checked 150	Drivers/Vehicles In Violation 1	Checked 5																												
Description False reports of records of duty status. Driver name: [REDACTED] Trip date: 10-27-16 and 10-28-16 The carrier produced logs that the above driver was OFF DUTY from 10-27-16 through 10-31-16 in Independence Ks. The carrier produced a credit card log that showed driver Chris, who is the only Chris employed by the carrier at this time. ad being at the following locations. 10-27-16 showed he purchased \$387.67 in fuel from Pilot Truck Center in Salina, Ks (197.7 miles) 10-27-16 showed he withdrew \$ 202.50 from an ATM in Leon Ks (83.2 miles) 10-27-16 showed he withdrew another \$ 182.50 for an ATM in Leon, Ks (83.2 miles) 10-28-16 showed he purchased \$260.39 from Pilot Truck Center in Colby Ks (397 miles) 10-28-16 showed he paid \$ 11.00 to a scalehouse or toll booth in Aurora Co. (619 miles) All mileages were determined from Google Maps.																																	
14 FEDERAL	Primary: 395.8(f)	Discovered 10	Checked 150	Drivers/Vehicles In Violation 2	Checked 5																												
Description Failing to require driver to prepare record of duty status in form and manner prescribed. Example Driver name: [REDACTED] Trip date: 10-26-16 At the time of this trip, and the time of this review, this driver had a log dated with the above date that was not a completed log that showed he was in Flagler Co at 7 am in the morning and went to off duty and at 930 am started driving. This log grid was not completed as the continuation line ended at 930 am. The following was improper form and manner. Total miles driven 395.8(d)(2) Total hours 395.8(d)(10) Shipper or document # 395.8(d)(11) Driver grid line incomplete 395.8(h)(3) Driver [REDACTED] logs for September of 2016 were examined. 9 of 30 of [REDACTED] Logs contained form and manner violations as he failed to put BOL, Shipper and Commodity 395.8(d)(11).																																	
Safety Fitness Rating Information: Total Miles Operated 688,909 Recordable Accidents 3 Recordable Accidents/Million Miles 4.35		OOS Vehicle (CR): 0 Number of Vehicle Inspected (CR): 0 OOS Vehicle (MCMIS): 3 Number of Vehicles Inspected (MCMIS): 5																															
Your proposed safety rating is : CONDITIONAL		<table border="1"><thead><tr><th>Rating Factors</th><th></th><th>Acute</th><th>Critical</th></tr></thead><tbody><tr><td>Factor 1:</td><td>C</td><td>0</td><td>1</td></tr><tr><td>Factor 2:</td><td>S</td><td>0</td><td>0</td></tr><tr><td>Factor 3:</td><td>S</td><td>0</td><td>0</td></tr><tr><td>Factor 4:</td><td>C</td><td>0</td><td>0</td></tr><tr><td>Factor 5:</td><td>N</td><td>0</td><td>0</td></tr><tr><td>Factor 6:</td><td>U</td><td>-</td><td>-</td></tr></tbody></table>				Rating Factors		Acute	Critical	Factor 1:	C	0	1	Factor 2:	S	0	0	Factor 3:	S	0	0	Factor 4:	C	0	0	Factor 5:	N	0	0	Factor 6:	U	-	-
Rating Factors		Acute	Critical																														
Factor 1:	C	0	1																														
Factor 2:	S	0	0																														
Factor 3:	S	0	0																														
Factor 4:	C	0	0																														
Factor 5:	N	0	0																														
Factor 6:	U	-	-																														

This rating will become the final rating 60 days from the date indicated on a forthcoming official notice from the Federal Motor Carrier Safety Administration headquarters in Washington, D.C.





ACE TRANSPORTS LLC
U.S. DOT #: 2365172

State #: [REDACTED]

Review Date:
11/30/2016

Part B Violations

However, if this rating improves a previous Unsatisfactory rating, it will become effective on the date of the official notice from the FMCSA headquarters.

Corrective actions must be taken for the violations (deficiencies) listed on Part B of this review. Title 49 CFR Sections 385.15 and 385.17 provide for administrative review and a change to a safety rating based on corrective actions, respectively. A request for a change to a safety rating under section 385.17 may be made at any time. A motor carrier may request, in writing, a change in the rating by providing evidence of corrective actions to the Field Administrator for the FMCSA Service Center in which the carrier maintains its principal place of business. (See 49 CFR 385.17 for additional details). A request for administrative review under section 385.15 must be made within 90 days of the date of the proposed safety rating issued under section 385.11(c) or a final safety rating issued under section 385.11(b), or within 90 days after denial of a request for a change in rating under section 385.17.

If this was a focused investigation, which will be noted in the Review Type on the first page of this report (Part A), some factors shown above may be marked "SATISFACTORY" even if they were not reviewed. A focused investigation will not result in a SATISFACTORY safety rating because all standards and factors specified in 40 CFR 383.5 and 385.7 were not examined in full, even though it may appear that they were under the rating factors in Part B of this document. It may, however, result in a less than SATISFACTORY rating if sufficient violations are discovered in the parts and factors examined to result in a CONDITIONAL or UNSATISFACTORY rating, or a non-ratable review.

If you receive a conditional or unsatisfactory rating, you may request an administrative review under 49 CFR 385.15 or a safety rating upgrade based on corrective action under 49 CFR 385.17. However, a successful request may only result in a non-ratable status, upgrade to a conditional safety rating, or reinstatement of your most recent safety rating. You will not receive a new satisfactory safety rating as a result of your request(s) under 49 CFR 385.15 and/or 49 CFR 385.17.





ACE TRANSPORTS LLC
U.S. DOT #: 2365172

State #: [REDACTED]

Review Date:
11/30/2016

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.
- **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.
- **NOTICE:** 49 CFR Part 391.23 requires prospective employers to, at a minimum, investigate a driver's employment information, crash record, and alcohol and controlled substances history from all employers the driver worked for within the previous 3 years.

The Pre-Employment Screening Program (PSP) is a screening tool that assists motor carriers in investigating crash history and roadside safety performance of prospective drivers. The PSP allows motor carriers to purchase 5 years of crash data and 3 years of roadside inspection data from the Federal Motor Carrier Safety Administration's (FMCSA) Motor Carrier Management Information System (MCMIS). Records are available 24 hours a day via Web request. Motor carriers should visit the following website for more information:
<http://www.psp.fmcsa.dot.gov/Pages/default.aspx>

- 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. Discuss with your employees/drivers the "Security Measures for Truck Drivers and Companies" which were provided and reviewed with motor carrier official. Motor carriers should visit the following website for more information:
<http://www.fmcsa.dot.gov/documents/Hijacking-Brochure.pdf>

For all Investigations that could result 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. 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.

For all Investigations resulting in serious violations:

Serious violations were recorded on this investigation report. These violations will impact your safety record. Furthermore, these violations may result in a follow-up investigation at a later date unless adequate evidence of corrective action is forwarded to our office:





ACE TRANSPORTS LLC

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Part B Requirements and/or Recommendations

Division Administrator:
Federal Motor Carrier Safety Administration
1303 SW First American Place
Suite 200
Topeka, Ks 66604

For all Investigations resulting in a proposed conditional or unsatisfactory rating:

385.15

If you believe the proposed rating is in error and there are factual and procedural issues in dispute, Part 385.15 (copy provided) outlines procedures for petitioning the Federal Motor Carrier Safety Administration for an administrative review of these findings. Your petition should be addressed to:

Chief Safety Officer
Federal Motor Carrier Safety Administration
1200 New Jersey Avenue SE,
Washington, DC 20590

385.17

In addition, a request for a revised rating based on corrective actions may be made at any time. Part 385.17 (copy provided) outlines the procedures for such a request. The request must be made in writing, must describe the corrective action taken and must include other documentation that may be relied upon as a basis for the requested change. Address your written request to:

Division Administrator-
Federal Motor Carrier Safety Administration
1303 SW First American Place
Suite 200
Topeka, Ks 66604

Ensure that a CC copy of the letter is mailed to:
Kansas Corporation Commission
Deputy Director- Gary Davenport
1500 SW Arrowhead Dr
Topeka, Ks 66604

This letter should be submitted as soon as possible.

Information on your compliance status, roadside inspections, regulatory changes, accident countermeasures and hazardous material incident prevention manual is available on the Internet at the Federal Motor Carrier Safety Administration's web site at <http://www.fmcsa.dot.gov/> and <http://www.safer.fmcsa.dot.gov/>.

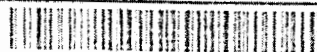
2. DRIVER FITNESS BASIC PROCESS BREAKDOWN: Monitoring and Tracking

DESCRIPTION OF PROCESS BREAKDOWN: Carrier failed to maintain a copy of the motor vehicle record or response from each State agency in the driver qualification file, Failing to maintain a note relating to the annual review of the driver's driving record and Failing to maintain a list or certificate relating to violations of motor vehicle laws and ordinance.

BASIC SPECIFIC RECOMMENDED REMEDIES

Implement Safety Improvement Practices: The following are recommended practices related to Monitoring and Tracking Processes.

- 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





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assignments are covered by qualified drivers.

- 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.
 - Maintain each driver's investigation history file in a secure location with limited and controlled access for as long as the driver is employed and for three years thereafter.
 - 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.
 - Implement a system for keeping accurate records of employee driver fitness training needs, such as entry-level and HAZMAT training, and completed training, via software, a checklist in the driver's file, and/or another appropriate method.
 - Evaluate personnel who are monitoring driver fitness performance by making sure they are reviewing driver-assignment and qualification files; applying the performance standards fairly, consistently, and equitably; and documenting the evaluations.
 - Regularly evaluate the company's driver fitness-related inspection results via the Federal Motor Carrier Safety Administration's (FMCSA) website at <http://ai.fmcsa.dot.gov/SMS>. Assess violations for process breakdowns and how to remedy them. Use data to help implement an effective process beyond self-reporting to monitor, document, and evaluate compliance with driver-fitness regulations and company policies.
 - When monitoring and tracking any driver-fitness-related issue, always assess whether it is individual or represents a systemic breakdown in one of the Safety Management Processes (Policies and Procedures, Roles and Responsibilities, etc.).
3. Accident Countermeasures is a set of defensive strategies designed to reduce preventable accidents. The strategies and forms for implementing accident countermeasures can be found on the FMCSA website at: <http://www.fmcsa.dot.gov/forms/print/accident.htm>
 4. 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
 5. A copy of your carrier profile can be obtained at no cost from the FMCSA Portal (<https://portal.fmcsa.dot.gov/login>).
 6. Conduct periodic internal reviews of your driver qualification, hours of service control, maintenance, accident analysis/reporting, training, and other safety systems to ensure continued compliance with the FMCSR.
 7. Employers are responsible for their officers', employees', agents', consortia, and/or contractors' compliance with the requirements of 49 CFR Parts 40 and 382.
 8. Obtain a copy of each driver's driving record and review it annually.
 9. Review the circumstances under which a CDL is required. CDL and drug testing rules apply to both interstate and intrastate commerce.
 10. Do not allow drivers to drive interstate unless they have been physically re-examined each 24 months.
 11. 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.
 12. Obtain from any driver used for the first time (or intermittently) a signed statement showing the total time on-duty during the preceding seven (7) days and the time at which the driver was last relieved from duty.





ACE TRANSPORTS LLC

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13. Ensure that all drivers' records of duty status (logs) are accurate. Check them against "supporting documents" to verify accuracy. Prohibit falsification of logs by any driver. Review the rules on supporting documents. Take appropriate action against drivers who falsify logs.
14. Require all drivers to prepare a written inspection report for each day a vehicle is operated. Ensure that each report is signed by the driver, certified, and reviewed if defects are reported.
15. This report contains citations of regulations that are deemed serious in nature and could result in penalties against your company and/or your drivers.
16. This review will result in a Safety Rating.
17. Ensure that all drivers subject to pre-employment, random, reasonable cause, post accident, return to duty, and/or follow-up controlled substance testing are tested as required by 49 CFR Parts 40 and 382 of the FMCSR.
18. For questions about DOT numbers or biennial updates: 800-832-5660 or 703-280-4001
For questions about licensing, authority or MC numbers: 202-366-9805
For questions about insurance: 202-385-2423
For household goods complaints: 888-DOT-SAFT (888-368-7238)
19. Within 15 days send a letter to our office explaining your actions taken to remedy a non-compliance status. Mail to Kansas Corporation Commission, 1500 SW Arrowhead RD., Topeka, KS 66604-4027
Attention: Gary Davenport
20. All Driver Files are to include a properly signed and executed Road Test and Road Test Certificate for Commercial Motor Vehicles. A current CDL may be used in place of Road Test or Certificate. Tank vehicles, twin and triple trailers are exempt from allowing the CDL in place of the road test.
21. Each Driver Qualification File must contain a properly executed and signed Certification of Violations and a Annual Review of Driving Record completed yearly.
22. Make certain that all log books are completed with every item on the log sheet completed. 395.8 (a). Items such as Bill of Lading number, commodity transported, and recap of daily hours must be completed.
23. "I understand that monetary penalties will be assessed as a result of violations found in this compliance review. The penalty schedule can be found at this website:
http://kcc.ks.gov/trans/penalty_assessment_table.htm"

Carrier Signature _____

Investigator Signature _____

24. Make certain that you have Kansas Common Carrier Authority if the situation exists that your carrier operations require the authority under Kansas State law. The transportation for hire point to point within the State of Kansas requires the above authority.





ACE TRANSPORTS LLC

U.S. DOT #: 2365172

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Part B Requirements and/or Recommendations

25. Drivers may not drive a CMV interstate or intrastate unless they have been physically examined and certified with a Medical Certificate every 24 months
26. Make certain that all local, state, and federal operating authorities are valid and in place before you making the trip that requires them. Interstate for hire transportation requires an valid MC # and operating authority in addition to the required UCR registration for your interstate USDOT number.

27. You are encouraged to review your company's safety record at the following website:

<https://ai.fmcsa.dot.gov/login/default.asp>

You will need to enter your US DOT # Personnel Identification Number (PIN) that has been provided to you by FMCSA in the log in form at the bottom of the page. If you have forgotten your PIN you only need to click on a link on the webpage to make a request for your PIN to be forwarded to you by U.S. mail.

Safety Improvement Resources (SIRs) is a compilation of articles, reports, and other tools designed to assist motor carriers with improving their current safety management practices. SIRs are searchable by resource number, BASIC or safety management practice (SMP). Please refer to any Safety Improvement Resource numbers included within the recommendations.

You are encouraged to view all of the SIRs at the following website: http://ai.fmcsa.dot.gov/sms/Data/carrier_sir.aspx

28. Accident reports from government agencies or insurers are to be kept for all recordable accidents for a period of 3 years from the date the accident occurred.

Please provide a copy of the recordable accident report that occurred on the date listed below.

Date: 12-23-15

Place: Johnstown, Co

Agency: Johnstown, Co Police Dept.

Date: 05-10-16

Place: Big Cabin, Ok

Agency: Big Cabin, Ok Police Dept.

Please submit the copy of the report within 30 days to the following address.

Kansas Corporation Commission

1500 SW Arrowhead Rd

Topeka, Ks 66604-4027

Attn: Gary Davenport

29. Make certain that all drivers of commercial motor vehicles have a record check of their driving record at least every 12 months and within 30 days of their initial employment.

30. FMCSA recently announced planned improvements to the Carrier Safety Measurement System (SMS) which was implemented in December 2010 as part of the Agency's broader Compliance, Safety, Accountability (CSA) initiative. A preview of these improvements is currently available to motor carriers. The system changes are scheduled to be available to the public in July 2012. There will be additional opportunity for public comment on the changes after the preview period ends in July 2012.

The improvements to SMS are based on ongoing analysis and feedback from enforcement personnel, the motor





ACE TRANSPORTS LLC

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carrier industry, and other stakeholders. The changes more effectively identify and prioritize high-risk and other unsafe motor carriers for enforcement interventions designed to reduce commercial motor vehicle crashes and hazardous materials incidents.

Motor carrier's currently have the ability to preview how the improvements impact their individual safety data in SMS. These improvements include: (1) Changes to the SMS methodology that identify higher risk carriers while addressing industry biases; (2) better applications of SMS results for Agency interventions by more accurately identifying safety sensitive carriers (i.e., carriers transporting people and carriers hauling hazardous materials (HM)), so that such firms can be selected for CSA interventions at more stringent levels; and, (3) more specific fact-based displays of SMS results on the SMS Web site.

The data preview may be found at <http://csa.fmcsa.dot.gov/>. During the data preview period, the Agency requests comments on the impacts of the changes.

31. Make certain that all CDL holders that operate CDL vehicles are in a random drug and alcohol testing selection pool with only other CDL operators. This gives CDL operators fair and equal chance of selection for drug and alcohol testing.
32. Provide proof that the company supervisor listed below has been trained and certified with training on alcohol and drug abuse and provide this agency a copy of such certification.
33. Please provide documentation of reinstatement of your federal operating authority.
34. 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 [Ace Transports LLC] operating authority and/or the impoundment of [Ace Transports LLC] vehicles.

Carrier Signature _____

Investigator Signature _____



ATTACHMENT “B”

Crash - Detail View Report #: CO2015001756

No DataQs account found, access to dispute has been disabled.

[View Full Report](#)

Print

Carrier Information

Legal Name:	ACE TRANSPORTS LLC	Business Address:	[REDACTED] HERRYVALE, KS 67335-8555	State
USDOT #:	2365172	Business Phone:	[REDACTED]	Census #:
MC/MX#:	817333	Business Fax:	[REDACTED]	
Entity Type:	CARRIER	Contact Mobile Phone:	[REDACTED]	

Crash Information

Number of Fatalities:	0	Injuries:	0
Tow Away:	Y	Vehicles In Crash:	2

Crash Environment

Traffic Level:	TWO-WAY TRAFFICWAY, NOT DIVIDED	Weather:	FOG
Access Control:	PARTIAL ACCESS CONTROL	Light Level:	DAYLIGHT
Surface Condition:	ICE		

Crash Location

Date & Time:	12/23/2015 08:07	City & State:	JOHNSTOWN, COLORADO
Location:	SE FRONTAGE RD	County:	LARIMER

Driver Information

Name:	[REDACTED]	Citation Issued:	YES
DOB:	[REDACTED]	License #:	[REDACTED]
Age:	[REDACTED]	License State:	KS

Reporting Information

Reporting State:	COLORADO	Reporting Sequence #:	1
Reporting Agency:	JOHNSTOWN POLICE DEPARTMENT	State Recordable:	Y
Officer Badge #:		Federally Recordable:	Y
Report #:	CO2015001756		

Vehicle Information

VIN:	[REDACTED] 221582	HM Placards:	
Plate #:	149772	Release of Cargo:	
License State:	KS	Body Type:	VAN/ENCLOSED BOX
Configuration:	VAN/ENCLOSED BOX	GVW:	
		GVW Range:	MORE THAN 26,000 POUNDS

check for
vehicle
rec'd citation
(speed it 1st time cond. limit)

ATTACHMENT “C”

DRIVER/VEHICLE EXAMINATION REPORT

Query Central 3.4

Colorado State Patrol
Motor Carrier Safety
15075 South Golden Road
Golden, CO 80401
Phone: (303)273-1875 Fax: (303)273-1939

Report Number: COPF04400856
Inspection Date: 09/15/2016
Start: 2:45 PM MT End: 03:12 PM MT
Inspection Level: II - Walk-Around
HM Inspection Type: None

ACE TRANSPORTS LLC

CHERRYVALE, KS 67335-8555

USDOT#: 02365172

MC/MX#: 817333

State#:

Phone#:

Fax#:

Driver: HALL, JESS N

License#:

Date of Birth:

CoDriver:

License#:

Date of Birth:

State: KS

State:

Location: LIMON POE WB

Highway: I70

County: LINCOLN, CO

MilePost: 360

Origin: SALINA, KS

Destination: FORT COLLINS, CO

Shipper: N/A

Bill of Lading: N/A

Cargo: EMPTY

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate #	Equipment ID	VIN	GVWR	CVSA #	New CVSA #	OOS#
1	TT	KW	2010	KS		3	221356	52,000			

BRAKE ADJUSTMENTS: No Brake Measurements Required For Level 2

VIOLATIONS

Vio Code	Section	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
393.83G	393.83(g)	1	N		N	N	Exhaust leak under truck cab and/or sleeper: Exhaust leak under cab
393.75C	393.75(c)	1	N		N	N	Tire-other tread depth less than 2/32 of inch: Axle 3 R/I tire tread depth less than 2/32"
393.75A2	393.75(a)(2)	1	N		N	N	Tire-tread and/or sidewall separation: Axle 3 L/I tire tread separation
393.47A	393.47(a)	1	Y	041616247	U	N	Inadequate brakes for safe stopping: Brake drum and linings axle 3 Right contaminated by oil

HazMat: No HM Transported.

Placard: No

Cargo Tank:

Special Checks: Size & Weight;

State Information:

Closest City/Town/Village: LIMON;

I hereby declare vehicles so marked to be "OUT OF SERVICE." No person shall operate such vehicles until the out-of-service defects have been repaired and vehicles have been restored to safe operating condition.

If the inspector placed the vehicle out-of-service, a signature is required below in addition to the carrier official's signature. I HEREBY CERTIFY THAT ALL VIOLATIONS INDICATED ABOVE HAVE BEEN REPAIRED.

Failure to return this report with the required certification can result in penalties up to \$1,000 per day for each day the violation continues, up to a total of \$10,000

Signature Of Repairer X

Facility

Date

All defects noted on this sheet must be corrected. A responsible company official must then certify below that all defects have been corrected. RETURN THIS FORM WITHIN 15 DAYS to the Motor Carrier Safety Section at the address on this form

Signature Of Motor Carrier X:

Title

Date

Report Prepared By:
T. NELSON

Badge #:
PE6022

Copy Received By:
JESS HALL

Page 1 of 1



02365172 CO COPF04400856

X _____

X _____

ATTACHMENT “D”

Crash - Detail View Report #: OK0XB0000416

No DataQs account found, access to dispute has been disabled.

[View Full Report](#)

Report	Print
--------	-------

Carrier Information

Legal Name:	ACE TRANSPORTS LLC	Business Address:	[REDACTED] CHERRYVALE, KS 67335-8555	State
USDOT #:	2365172	Business Phone:	[REDACTED]	Census #:
MC/MX#:	817333	Business Fax:	[REDACTED]	
Entity Type:	CARRIER	Contact Mobile Phone:	[REDACTED]	

Crash Information

Number of Fatalities:	0	Injuries:	1
Tow Away:	Y	Vehicles In Crash:	2

Crash Environment

Traffic Level:	TWO-WAY TRAFFICWAY, DIVIDED, POSITIVE BARRIER	Weather:	NO ADVERSE CONDITIONS
Access Control:		Light Level:	DAYLIGHT
Surface Condition:	DRY		

Crash Location

Date & Time:	01/22/2016 09:36	City & State:	BROKEN ARROW, OKLAHOMA	Name:	TYLER L EDWARDS	Citation Issued:	NO
Location:	S.H. 351 (MUSKOGEE T.P.)	County:	WAGONER	DOB:	[REDACTED]	License #:	[REDACTED]
				Age:	[REDACTED]	License State:	KS

Driver Information

Reporting Information

Reporting State:	OKLAHOMA	Reporting Sequence #:	1
Reporting Agency:	OKLAHOMA HIGHWAY PATROL	State Recordable:	Y
Officer Badge #:	00500	Federally Recordable:	Y
Report #:	OK0XB0000416		

Vehicle Information

VIN:	[REDACTED] 301205	HM Placards:	N
Plate #:	[REDACTED]	Release of Cargo:	
License State:	KS	Body Type:	VAN/ENCLOSED BOX
Configuration:	VAN/ENCLOSED BOX	GVW:	
		GVW Range:	MORE THAN 26,000 POUNDS

ATTACHMENT “E”

DRIVER'S DAILY LOG

DRIVER'S DAILY LOG

Acc Transp. Co
2070 N Hwy 149 Claremont, CA 93388

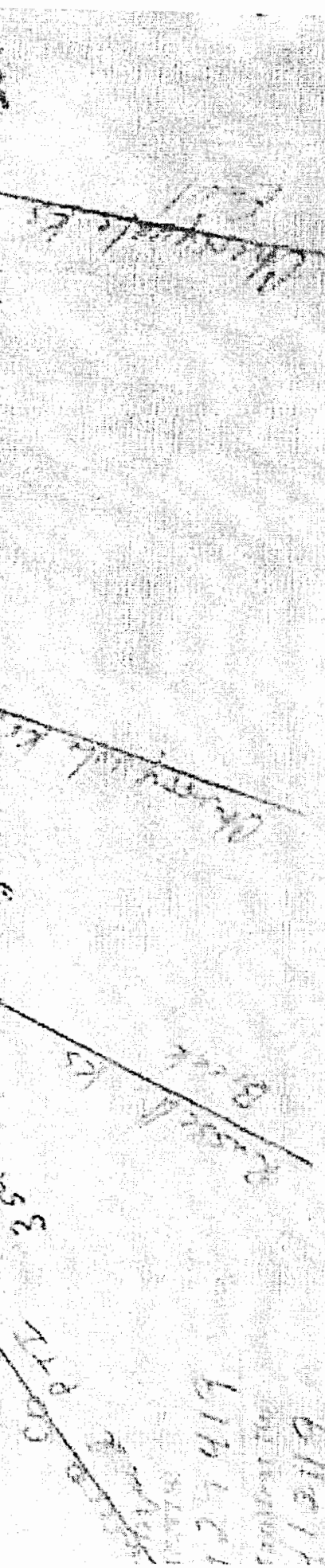
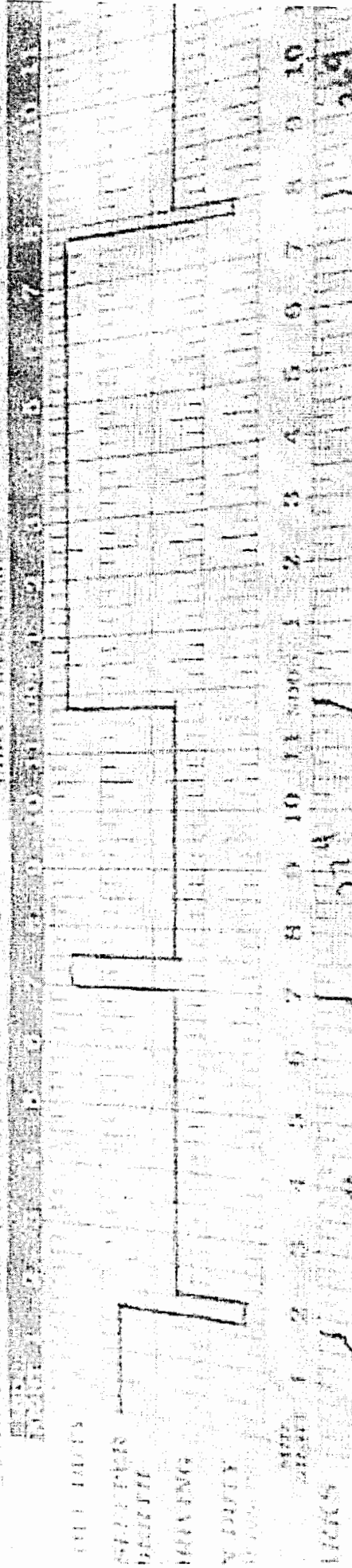
James White

Home Telephone Address

Office Telephone

Public Information

City, State & Zip



Autara Co
Russell Co

THE

100

16. 10. 1907

0.000000

[illegible]

Lower land 2
unloaded
Ft. Collins

~~F.L. Collins~~
~~1008~~
~~Johnston~~

Enter name of place you reported and where released from work and when and where each change of duty occurred

To: Hagge Co.

12/13/2013 12:03 PM
 Copyright © 2013 J. J. Keller & Associates, Inc. All rights reserved.

THE UNIVERSITY OF CHICAGO

ATTACHMENT “F”



10-27-31-16
(Month) (Day) (Year)

(Month) (Day) (Year)

Total Miles Driving Today Total Mileage Today

Total Mileage Today

DRIVER'S DAILY LOG

(24 HOURS)

Original - File at home terminal
Duplicate - Driver retains in his/her possession for eight days

RECAP
Complete at
end of workday.

Name of Carrier or Carriers

Main Office Address

Home Terminal Address

I certify these entries are true and correct:

Truck/Tractor and Trailer Numbers or License Plate(s) / State (show each unit)

Driver's Full Signature

Co-Driver's Name _____

1. OFF DUTY

2. SLEEPER BERTH

3. DRIVING

4. ON DUTY
(NOT DRIVING)

REMARKS MID-NIGHT

THE
MAY 1964

On duty hours
wday. (Total
lines 3 & 4)

76 Hc./9 Day
Drivers

A.
Total hours on
duty last 7 days
including today

total hours
available
tomorrow.
70 or minus A.

C. Total hours on duty last 8 days including today

60 Hr./7 Day
Drivers

A.
Total hours on
duty last 6 days,
including today.

B. Total hours available tomorrow:
60 hr. minus A.*

C. Total hours on duty last 7 days, including today. *If you meet the 34-hour rest/recovery requirements in §395.3, you have 6070 hours available again.

SHIPPING
DOCUMENTS:

B/L or Manifest No.
or

Shipper & Commodity

From:

To:

USE TIME STANDARD AT HOME TERMINAL Copyright 2013 J. J. Keller & Associates, Inc. All rights reserved.

4017209

ATTACHMENT “G”

Transaction Report

2016-11-30 15:46

Carrier: ACE TRANSPORTS LLC

Start Date: 2016-10-01

End Date: 2016-10-31

Carrier Id: 159389

Contract Id: All

Total Records: 48

Group by: Card Number

Sort by: Transaction Date

Carrier: ACE TRANSPORTS LLC			Start Date: 2016-10-01		End Date: 2016-10-31		Carrier Id 159389		Contract Id: All		Total Records: 40						
Group by: Card Number		Sort by: Transaction Date															
Card #	Trans Date	Trans Time	Invoice	Unit	Driver Name	Odometer	Location Name	City	State	Feet	Item	Unit Price	Qty	Am't	DB	Currency	
00114	2016-10-12	17:34	717257		Chris		ATM	INDEPENDENCE	KS	2.00	CADV		1.00	102.50	N	USD/Gallon	
00114	2016-10-13	18:39	0077605976	04	Chris	1072485	PILOT SALINA 903	SALINA	KS	1.00	ULSD	2.599	107.73	280.00	N	USD/Gallon	
											OIL		4.00	19.99	N	USD/Gallon	
											CADV		1.00	2.00	N	USD/Gallon	
											STAX		1.00	1.75	N	USD/Gallon	
											SCLE		1.00	11.00	N	USD/Gallon	
00114	2016-10-13	18:49	0077610501	4	Chris	10300000	PILOT SALINA 903	SALINA	KS	0.85	SCLE		1.00	122.75	N	USD/Gallon	
00114	2016-10-14	17:18	137561		Chris		ATM	DENVER	CO	2.00	CADV		1.00	352.31	N	USD/Gallon	
00114	2016-10-14	19:21	0088094603	04	Chris	1073085	FJ-LIMON 621	LIMON	CO	1.00	ULSD	2.599	135.56	7.00	N	USD/Gallon	
											CADV		1.00	64.00	N	USD/Gallon	
											CADV		1.00	2.00	N	USD/Gallon	
00114	2016-10-15	18:49	566170		Chris		ATM	ATM-DEBIT NETWORK	UT	2.00	CADV		1.00	2.00	N	USD/Gallon	
00114	2016-10-16	00:16	498276		Chris		ATM-DEBIT NETWORK	ATM-DEBIT NETWORK	UT		ATMD		1.00	2.00	N	USD/Gallon	
00114	2016-10-16	00:16	492838		Chris		ATM-DEBIT NETWORK	ATM-DEBIT NETWORK	UT		ATMD		1.00	2.00	N	USD/Gallon	
00114	2016-10-16	00:16	458027		Chris		ATM-DEBIT NETWORK	ATM-DEBIT NETWORK	UT		ATMD		1.00	2.00	N	USD/Gallon	
00114	2016-10-16	00:19	454924		Chris		ATM-DEBIT NETWORK	ATM-DEBIT NETWORK	UT		ATMB		1.00	2.00	N	USD/Gallon	
00114	2016-10-16	00:19	453365		Chris		ATM-DEBIT NETWORK	ATM-DEBIT NETWORK	UT		ATMB		1.00	2.00	N	USD/Gallon	
00114	2016-10-16	00:19	457279		Chris		ATM-DEBIT NETWORK	ATM-DEBIT NETWORK	UT		ATMB		1.00	395.57	N	USD/Gallon	
00114	2016-10-17	10:51	0074024735	04	Chris	1073769	FJ-TULSA 706	TULSA	OK	0.85	ULSD	2.339	169.12	21.00	N	USD/Gallon	
00114	2016-10-17	10:56	0074031009	04	Chris	1073769	FJ-TULSA 706	TULSA	OK	1.25	CADV		1.00	301.96	N	USD/Gallon	
00114	2016-10-18	08:36	0079397131	04	Chris	1074309	PILOT COLBY 920	COLBY	KS	1.00	ULSD	2.599	116.14	23.00	N	USD/Gallon	
											CADV		1.00	202.50	N	USD/Gallon	
											CADV		1.00	42.86	N	USD/Gallon	
00114	2016-10-18	16:29	183341		Chris		ATM	DENVER	CO	2.00	CADV		1.00	129.79	N	USD/Gallon	
00114	2016-10-18	20:10	524685		Chris		DEBIT NETWORK	AURORA	CO	2.00	CADV		1.00	49.94	11.00	N	USD/Gallon
00114	2016-10-20	07:00	0080320669	04	Chris	1075229	PILOT SALINA 903	SALINA	KS	1.00	ULSD	2.599	1.00	5.00	N	USD/Gallon	
											SCLE		1.00	83.95	N	USD/Gallon	
											CADV		1.00	340.24	N	USD/Gallon	
00114	2016-10-21	16:47	196978		Chris		ATM	OKMULGEE	OK	2.00	CADV		1.00	11.00	N	USD/Gallon	
00114	2016-10-21	18:47	0076327202	08	Chris	813452	FJ-TULSA 706	TULSA	OK	1.00	ULSD	2.299	1.00	36.00	N	USD/Gallon	
											SCLE		1.00	206.29	N	USD/Gallon	
											CADV		1.00	100.00	N	USD/Gallon	
00114	2016-10-24	10:50	0092780794	08	Chris	814164	FJ-LIMON 621	LIMON	CO	0.85	ULSD	2.599	1.00	289.34	N	USD/Gallon	
00114	2016-10-24	12:09	0092632089	8	Chris	25	FJ-AURORA 619	AURORA	CO	1.25	CADV		1.00	19.99	N	USD/Gallon	
00114	2016-10-24	20:03	0093065082	08	Chris	814321	FJ-AURORA 619	AURORA	CO	0.85	ULSD	2.599	111.33	1.70	N	USD/Gallon	
											OIL		1.00	11.00	N	USD/Gallon	
											STAX		1.00	102.99	N	USD/Gallon	
00114	2016-10-24	20:19	0093073455	8	Chris	350	FJ-AURORA 619	AURORA	CO	0.85	SCLE		1.00	300.56	N	USD/Gallon	
00114	2016-10-25	16:35	415568		Chris		ATM	WINFIELD	KS	2.00	CADV		1.00	11.00	N	USD/Gallon	
00114	2016-10-26	01:55	0082839171	08	Chris	815256	PILOT SALINA 903	SALINA	KS	1.00	ULSD	2.599	115.65	2.00	N	USD/Gallon	
											SCLE		1.00	11.00	N	USD/Gallon	
											CADV		1.00	60.00	N	USD/Gallon	
00114	2016-10-26	18:31	0107405000	8	Chris	22123	PILOT DENVER 316	DENVER	CO	1.25	SCLE		1.00	88.36	N	USD/Gallon	
											CADV		1.00	34.00	387.67	N	USD/Gallon
00114	2016-10-26	18:38	0107407147	08	Chris	815706	PILOT DENVER 316	DENVER	CO	0.85	ULSD	2.599	149.16	202.50	N	USD/Gallon	
00114	2016-10-27	14:16	0083584131	08	Chris	816151	PILOT SALINA 903	SALINA	KS	0.85	ULSD	2.599	1.00	182.50	N	USD/Gallon	
00114	2016-10-27	21:26	610202		Chris		ATM	LEON	KS	2.00	CADV		1.00	260.39	N	USD/Gallon	
00114	2016-10-27	21:28	633005		Chris		ATM	LEON	KS	2.00	CADV		1.00	15.00	N	USD/Gallon	
00114	2016-10-28	06:39	0083860445	05	Chris	816793	PILOT COLBY 920	COLBY	KS	1.00	ULSD	2.599	100.19	1.00	11.00	N	USD/Gallon
											CADV		1.00				
00114	2016-10-28	17:21	0095272078	8	Chris	2125	FJ-AURORA 619	AURORA	CO	0.85	SCLE		1.00				

CERTIFICATE OF SERVICE

17-TRAM-260-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 JAN 05 2017.

TINA F. EDWARDS, OFFICE MANAGER
ACE TRANSPORTS LLC
3245 A HIGHWAY 169
CHERRYVALE, KS 67335
acetransportsllc@gmail.com

AHSAN LATIF, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604-4027
Fax: 785-271-3354
a.latif@kcc.ks.gov

/S/ DeeAnn Shupe
DeeAnn Shupe

Order Mailed Date

JAN 06 2017