

STATE OF KANSAS



CORPORATION COMMISSION
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604-4027

PHONE: 785-271-3100
FAX: 785-271-3354
<http://kcc.ks.gov/>

GOVERNOR JEFF COLYER, M.D.

SHARI FEIST ALBRECHT, CHAIR | JAY SCOTT EMLER, COMMISSIONER | DWIGHT D. KEEN, COMMISSIONER

NOTICE OF PENALTY ASSESSMENT

August 21, 2018

19-TRAM-059-PEN

Donna Meinert, Executive Secretary
Huber Sand, Inc.
PO Box 1359
Garden City, KS 67846

This is a notice of a penalty assessment against Huber Sand, Inc. (Huber Sand) for violation(s) of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on June 26-27, 2018, by Kansas Corporation Commission Special Investigator Penny Fryback. Penalties are assessed in accordance with the FY 2018 Uniform Penalty Assessment Matrix, approved by the Commission on June 27, 2017. 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: Huber Sand has been assessed a \$3,100 penalty. You have thirty (30) days from the date of service of the Penalty Order to pay the penalty. Please remit payment of \$3,100, 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 Huber Sand 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. Huber Sand 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. 2017 Supp. 77-542.

IF YOU FAIL TO ACT: Failure to pay the penalty of \$3,100 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

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

In the Matter of the Investigation of **Huber**)
Sand, Inc., of Garden City, KS, Regarding the)
Violation of the Motor Carrier Safety Statutes,)
Rules and Regulations and the Commission's) Docket No. 19-TRAM-059-PEN
Authority to Impose Penalties, Sanctions and/or)
the Revocation of Motor Carrier Authority.)
)

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

1. Pursuant to K.S.A. 2017 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. 2017 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. 2017 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. Huber Sand, Inc. (Huber Sand) has common operating authority with the Commission and further operates USDOT number 838870.

5. Huber Sand operates in interstate and intrastate commerce, owns 14 truck tractors and 16 trailers, and employs eight (8) CDL drivers.

6. Huber Sand is a common motor carrier which primarily hauls sand, gravel and riad material.

III. STATEMENT OF FACTS

7. Pursuant to the jurisdiction and authority cited above, on June 26-27, 2018, Commission Staff (Staff) Special Investigator Penny Fryback conducted a compliance review of the operations of Huber Sand. 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 six (6) violation(s) of the Motor Carrier Safety Regulations.

- a. On April 12, 2018, Huber Sand required or permitted its driver, Marlon Randall Elliott, to operate a CDL-required commercial motor vehicle, a 2013 Freightliner, VIN ending in 0168, GVWR 52,000 lbs., in intrastate

commerce from US Highway 50 near Garden City, Kansas to its principle place of business in Garden City, Kansas. This trip is evidenced by Driver/Vehicle Examination Report Number KSHP05120176, dated April 12, 2018, a copy of which is attached hereto as Attachment “B” and is hereby incorporated by reference. Driver Marlon Randall Elliott was chosen for a random controlled substance test during the fourth quarter of 2017 and Huber Sand failed to advise Mr. Elliott to obtain the test. Mr. Elliott was never tested during the fourth quarter of 2017. Huber Sand’s failure to conduct a controlled substance test on its randomly selected driver during the selection period is in violation of 49 C.F.R. 382.305(i)(3), adopted by K.A.R. 82-4-3c, and authorized by K.S.A. 2017 Supp. 66-1,129. Staff recommends a fine of \$1,000.

- b. On March 19, 2018, Huber Sand required or permitted its driver, Ramiro J. Galeana-Espino, to operate a CDL-required commercial motor vehicle, a 2013 Freightliner, VIN ending in 0075, GVWR 52,350 lbs., in intrastate commerce from Garden City, Kansas to Liberal, Kansas. This trip is evidenced by Driver’s Daily Log, dated March 19, 2018, a copy of which is attached hereto as Attachment “C” and is hereby incorporated by reference. At the time of this transportation, Huber Sand had failed to provide its CDL drivers with its written policy on alcohol and controlled substance testing. The carrier’s failure to provide alcohol and controlled substance use educational materials that complies with 49 C.F.R. 382.601(b) to each of its CDL drivers subsequent to hiring or testing and

having the driver sign an acknowledgement page to retain in the driver's qualification file is a violation of 49 C.F.R. 382.601(a)(1), adopted by K.A.R. 82-4-3c, and authorized by K.S.A. 2017 Supp. 66-1,129. Staff recommends a fine of \$500.

- c. On April 25, 2018, Huber Sand required or permitted its driver, Ramiro J. Galeana-Espino, to operate a CDL-required commercial motor vehicle, a 1996 Freightliner, VIN ending in 89954, GVWR 33,000 lbs., in intrastate commerce from Garden City, Kansas to Liberal, Kansas. This trip is evidenced by Driver's Daily Log, dated April 25, 2018, a copy of which is attached hereto as Attachment "D" and is hereby incorporated by reference. Huber Sand hired driver Ramiro J. Galeana-Espino on February 27, 2018, and did not obtain a motor vehicle record on him within 30 days of employment. The carrier's failure to obtain MVRs on its drivers within 30 days of employment and maintain the MVRs in the driver qualification files pursuant to 49 C.F.R. 391.51 is a violation of 49 C.F.R. 391.23(a)(1) and (b), adopted by K.A.R. 82-4-3g, and authorized by K.S.A. 2017 Supp. 66-1,129. Staff recommends a fine of \$100.
- d. On May 17, 2018, Huber Sand required or permitted its driver, Billie Joe Blevins, to operate a CDL-required commercial motor vehicle, a 2013 Freightliner, VIN ending in 0079, GVWR 52,350 lbs., in interstate commerce from Garden City, Kansas to Rusk, Texas. This trip is evidenced by Driver's Daily Log, dated May 17, 2018, a copy of which is attached hereto as Attachment "E" and is hereby incorporated by

reference. At the time of this transportation, driver Billie Joe Blevins drove more than 11 hours following his last 10 hours off duty. Mr. Blevins drove a total of 13.25 hours on May 17, 2018. The special investigator discovered four (4) violations of this type. The carrier's failure to require its driver to cease driving after the 11th hour during the 14-hour consecutive hours of driving time after coming on duty following 10 consecutive hours off duty is in violation of 49 C.F.R. 395.3(a)(3)(i), adopted by K.A.R. 82-4-3, and authorized by K.S.A. 2017 Supp. 66-1,129. Staff recommends a fine of \$250.

- e. During the transportation described in paragraph d., above, driver Billie Joe Blevins was on duty from 7:00 a.m. to 9:00 p.m. without taking a 30 minute rest break. The special investigator discovered 10 violations of this type. Huber Sand's failure to provide "rest breaks" to its drivers if more than eight (8) hours have passed since the end of the driver's last off-duty or sleeper-berth period of at least 30 minutes is a violation of 49 C.F.R. 395.3(a)(3)(ii), adopted by K.A.R. 82-4-3, and implemented by K.S.A. 2017 Supp. 66-1,129. Staff recommends a fine of \$250.
- f. On May 14, 2018, Huber Sand required or permitted its driver, Jose Elias Matute-Garcia to operate a CDL-required commercial motor vehicle, a 2013 Freightliner, VIN ending in 0084, GVWR 52,350 lbs., in intrastate commerce from Garden City, Kansas to Greeley County, Kansas. This trip is evidenced by Delivery Receipt Numbers 106823, 106793, and 106811, all dated May 14, 2018, copies of which are attached hereto as

Attachment “F” and are hereby incorporated by reference. At the time of this transportation, driver Jose Elias Matute-Garcia submitted a record of duty status showing “off duty 36 hr.” *See*, Driver’s Daily Log, dated May 14, 2018, a copy of which is attached hereto as Attachment “G” and is hereby incorporated by reference. The Delivery Receipts (Attachment “F”) indicated Mr. Matute-Garcia as the driver on May 14, 2018. Mr. Matute-Garcia submitted a false record of duty status. The special investigator discovered two (2) violations of this type. Huber Sand’s falsifying records of duty status is a violation of 49 C.F.R. 395.8(e)(1), adopted by K.A.R. 82-4-3a, and authorized by K.S.A. 2017 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 finds Huber Sand committed six (6) 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 \$3,100 for six (6) violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations.

10. Staff further recommends that a representative from Huber Sand 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 Huber Sand 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 Huber Sand because it is a motor carrier as defined in K.S.A. 2017 Supp. 66-1,108.

13. The Commission finds Huber Sand committed six (6) 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. Huber Sand, Inc., of Garden City, KS is hereby assessed a \$3,100 civil penalty for six (6) 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. Huber Sand 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. Huber Sand 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. On August 21, 2018, this Penalty Order was mailed to Huber Sand via Certified Mail, Return Receipt Requested, Receipt Number 70161970000105745582. Service of this Order is complete upon the date delivered shown on the Domestic Return Receipt.

E. Pursuant to K.S.A. 2017 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 Huber Sand's right to a hearing, and this Penalty Order will become a Final Order assessing a \$3,100 civil penalty against Huber Sand, and ordering a representative from Huber Sand 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.

F. 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. 2017 Supp. 66-1,142b(e) and amendments thereto.

G. If you do not request a hearing, the payment of the civil penalty of \$3,100 is due in thirty (30) days from the date of service of this Order. Payment of \$3,100 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.

H. Failure to pay the \$3,100 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 Huber Sand'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.

I. 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.

Albrecht, Chair; Emler, Commissioner; Keen, Commissioner


Dated: 08/21/2018



Lynn M. Retz
Secretary to the Commission

AAL

ATTACHMENT “A”

	US DOT # 838870	Legal: HUBER SAND INC Operating (DBA):	
MC/MX #: 447314		Federal Tax ID: [REDACTED] (EIN)	
Review Type: Compliance Review (CR)			
Scope:	Principal Office	Location of Review/Audit: Company facility in the U. S.	Territory:
Operation Types		Business: Corporation	
Carrier:	Non-HM Non-HM	Gross Revenue: [REDACTED] for year ending: 12/31/2017	
Shipper:	N/A N/A		
Cargo Tank:	N/A		
Company Physical Address:			
[REDACTED] GARDEN CITY, KS 67846-9647			
Contact Name: Donna Meinert			
Phone numbers: (1) [REDACTED]			
E-Mail Address: [REDACTED]			
Company Mailing Address:			
P O BOX 1359 GARDEN CITY, KS 67846-1359			
Carrier Classification			
Authorized for Hire			
Cargo Classification			
Other: sand & gravel			
Equipment			
	Owned	Term Leased	Trip Leased
Truck Tractor	14	0	0
Trailer	16	0	0
Power units used in the U.S.: 14			
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:			Total Drivers: 8
>= 100 Miles:	8		CDL Drivers: 8





HUBER SAND INC
U.S. DOT #: 838870

Review Date:
06/27/2018

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:

Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, Ks 66604 Phone : 785-271-3145

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: Donna Meinert
Name:

Title: Executive Secretary
Title:





HUBER SAND INC
U.S. DOT #: 838870

Review Date:
06/27/2018

Part B Violations

1 FEDERAL	Primary: 382.305(i)(2)	Discovered 8	Checked 32	Drivers/Vehicles In Violation 8	Checked 32
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. Example Driver Ramiro J. Galeana-Espino Trip Date: 3/19/2018 The carrier had the loader operators enrolled in the random drug and alcohol testing pool. They have CDL drivers for Twins Trucking, Rick Brimm Trucking, Liberty Trucking, and Huber Sand Inc. all enrolled in the Huber Sand Inc. random drug and alcohol testing pool. Roberto R. Enrique-Larrerra was not shown in the list of drivers enrolled in the Random Pool.					
2 FEDERAL	Primary: 382.305(i)(3)	Discovered 1	Checked 5	Drivers/Vehicles In Violation 1	Checked 5
Description Failing to ensure that drivers are tested within the selection period. Example Driver Marlon Elliott Trip Date: 4/12/2018 Driver Marlon Elliot was chosed during the fourth quarter of 2017 but was never tested.					
3 FEDERAL	Primary: 382.601(b)	Discovered 5	Checked 5	Drivers/Vehicles In Violation	Checked
Description Failing to provide to employees a written policy on misuse of alcohol and controlled substances that meets the requirements of 382.601(b) 1-11. Example Driver Ramiro J Galeana-Espino Trip Date: 3/19/2018 Carrier did not provide a copy of the written drug and alcohol policy or receipts from the drivers documenting that the drivers had been provided a copy of the written policy or educational materials explaining the requirements of Part 382					
4 FEDERAL	Primary: 382.603	Discovered 1	Checked 1	Drivers/Vehicles In Violation	Checked
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 Bill Blevins Trip Date: 05/16/2018 Supervisor Donna Meinert Carrier was using Dewey Huber as their reasonable suspicion supervisor because he has contact with the Huber Sand Inc. drivers.					





HUBER SAND INC
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Part B Violations

5 FEDERAL	Primary: 391.21(a)	Discovered 3	Checked 5	Drivers/Vehicles In Violation 3	Checked 5
Description Using a driver who has not completed and furnished an employment application. Example Driver Roberto R Enrique-Larrera Trip Date: 4/25/2018 Application missing drivers license information, accident information and traffic convictions. Driver Jose Elias Matute-Garcia application for employment was missing accident information, and traffic convictions. Driver Ramiro J. Galeana-Espino application was missing 10 years of employment history, accident information and traffic convictions.					
6 STATE	Primary: 391.23(b) Secondary: 391.23(b)	Discovered 1	Checked 5	Drivers/Vehicles In Violation 1	Checked 5
Description Failing to make an inquiry into the driving record of a driver to the appropriate State agencies in which the driver held a commercial motor vehicle operator's license must be placed in the driver qualification file within 30 days of the date the driver's employment begins and be retained in compliance with §391.51. Example Driver Ramiro J Galeana-Espino Trip Date: 3/19/2018 Driver Ramiro J. Galeana-Espino was hired on 2/27/2018 and the only MVR provided was obtained on 4/30/2018					
7 FEDERAL	Primary: 391.23(c)	Discovered 1	Checked 5	Drivers/Vehicles In Violation 1	Checked 5
Description Failing to investigate driver's background within 30 days of employment. Example Driver Ramiro J. Galeana-Epino Trip Date: 3/19/2018 Carrier had not completed the previous employer inquiry. The driver had not provided the previous employer information on the application for employment therefore the carrier never competed the previous employer inquiry.					
8 FEDERAL	Primary: 391.51(b)(5)	Discovered 3	Checked 5	Drivers/Vehicles In Violation 3	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 Driver Bill J. Blevins Trip Date: 5/16/2018 Hired 4/29/2014 Carrier did not provide any annual reviews of drivers driving record for Driver Blevins, Driver Jose Elias Matute-Garcia or Driver Mario Luna.					





HUBER SAND INC
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06/27/2018

Part B Violations

9 FEDERAL	Primary: 391.51(b)(6)	Discovered 3	Checked 5	Drivers/Vehicles In Violation 3	Checked 5
Description Failing to maintain a list or certificate relating to violations of motor vehicle laws and ordinances required by 391.27. Example Driver Bill J. Blevins Trip Date: 5/16/2018 Hired 4/29/2014 Carrier did not provide any certificate of violations for Driver Blevins, Driver Jose Elias Matute-Garcia or Driver Mario Luna.					
10 FEDERAL	Primary: 391.51(b)(9)	Discovered 5	Checked 5	Drivers/Vehicles In Violation 5	Checked 5
Description Failing to place a note related to the verification of the medical examiner's listing on the National Registry of Certified Medical Examiners required by 391.23(m) in driver qualification file(s). Example Driver Ramiro J Galeana-Epino Trip Date: 3/19/2018 Carrier did not produce any documentation showing that the carrier had verified that the medical examiner was on the National Registry of Certified Medical Examiners.					
11 FEDERAL	Primary: 391.51(d)	Discovered 3	Checked 5	Drivers/Vehicles In Violation 3	Checked 5
Description Failing to keep required records in driver's qualification file for 3 years after date of execution. Example Driver Bill J Blevins Trip Date: 5/16/2018 Carrier had not retained the previous MVR's or medical examiners certificates.					
12 STATE	Primary: 395.3(a)(1) CFR Equivalent: 395.3(a)(1)	Discovered 0	Checked 90	Drivers/Vehicles In Violation 0	Checked 5
Description Requiring or permitting a property-carrying commercial motor vehicle driver to drive more than 11 hours. Example No violations were discovered.					





HUBER SAND INC
U.S. DOT #: 838870

Review Date:
06/27/2018

Part B Violations

13 FEDERAL	Primary: 395.3(a)(3)(I)	Discovered 4	Checked 51	Drivers/Vehicles In Violation 1	Checked 5
Description Requiring or permitting a property-carrying commercial motor vehicle driver to drive more than 11 hours. Driver Bill Blevins Trip Date: 5/17/2018 On May 17, 2018 drove a total of 13.25 hours. Driver was in violation of the 11 hours from 6:30 p.m. until 08:45 p.m.					
14 STATE	Primary: 395.3(a)(3)(II) CFR Equivalent: 395.3(a)(3)(II)	Discovered 0	Checked 90	Drivers/Vehicles In Violation 0	Checked 5
Description Requiring or permitting a property-carrying commercial motor vehicle driver to drive after more than 8 hours have passed since the end of the driver's last off duty or sleeper berth period of at least 30 minutes. Example No violations discovered					
15 FEDERAL	Primary: 395.3(a)(3)(II)	Discovered 10	Checked 51	Drivers/Vehicles In Violation 2	Checked 5
Description Requiring or permitting a property-carrying commercial motor vehicle driver to drive after more than 8 hours have passed since the end of the driver's last off duty or sleeper berth period of at least 30 minutes. Example Driver Bill Blevins Trip Date: May 16, 2017 On May 16, 2017 Driver Bill Blevins came on duty at 08:00 a.m. and was on duty and driving until 9:00 p.m. without taking a thirty minute off duty period.					
16 FEDERAL	Primary: 395.8(a)(1)	Discovered 1	Checked 5	Drivers/Vehicles In Violation 1	Checked 5
Description Every motor carrier operating commercial motor vehicles must install and require each of its drivers to use an ELD to record the driver's duty status in accordance with subpart B of this part no later than December 18, 2017. Example Driver Bill Blevins Trip Date 5/16/2017 Driver Bill Blevins was required have an ELD due to the fact that he was required to do a record of duty status more than 8 days out of a thirty day period.					





HUBER SAND INC
U.S. DOT #: 838870

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06/27/2018

Part B Violations

17 STATE	Primary: 395.8(e) CFR Equivalent: 395.8(e)	Discovered 2	Checked 90	Drivers/Vehicles In Violation 1	Checked 5
Description False reports of records of duty status. Driver Jose Matute-Garcia Trip Date: 5/14/2018 Drivers record of duty status showed off duty for 36 hours on May 14, 2018 but delivery receipts were discovered for May 14, 2018 and May 15, 2018. The delivery receipts showed three loads of crushed rock hauled to Greeley County in Kansas and one load of crushed rock to Selkirk, Kansas on May 14, 2018. The delivery receipts showed that the driver hauled a load of fines from Syracuse, Kansas to Garden City, Kansas and two loads of crushed rock to Selkirk, Kansas on May 15, 2018					
18 FEDERAL	Primary: 395.8(e)	Discovered 0	Checked 51	Drivers/Vehicles In Violation 0	Checked 5
Description False reports of records of duty status. Example No violations discovered.					
19 STATE	Primary: 395.8(f) CFR Equivalent: 395.8(f)	Discovered 0	Checked 90	Drivers/Vehicles In Violation 0	Checked 5
Description Failing to require driver to prepare record of duty status in form and manner prescribed. Example No violations discovered					
20 FEDERAL	Primary: 395.8(f)	Discovered 5	Checked 51	Drivers/Vehicles In Violation 1	Checked 5
Description Failing to require driver to prepare record of duty status in form and manner prescribed. Example Driver Bill Blevins Trip Date: 05/16/2018 Driver Bill Blevins failed to enter the trailer Unit number, bill of lading number or shipper and commodity, and to total the hours at the end of the graph.					
21 FEDERAL	Primary: 396.3(b)(1)	Discovered 5	Checked 5	Drivers/Vehicles In Violation 5	Checked 5
Description Failing to keep a maintenance record which identifies the vehicle, including make, serial number, year, and tire size. Example Unit H9					





HUBER SAND INC
U.S. DOT #: 838870

Review Date:
06/27/2018

Part B Violations

Safety Fitness Rating Information:

Total Miles Operated 607,148
Recordable Accidents 1
Recordable Accidents/Million Miles 1.65

OOS Vehicle (CR): 0

Number of Vehicle Inspected (CR): 0

OOS Vehicle (MCMIS): 1

Number of Vehicles Inspected (MCMIS): 5

Your proposed safety rating is :

SATISFACTORY

Rating Factors

Acute Critical

Factor 1:	S	0	0
Factor 2:	S	0	0
Factor 3:	S	0	0
Factor 4:	S	0	0
Factor 5:	N	0	0
Factor 6:	S	-	-

Corrective actions must be taken for any violations (deficiencies) identified on Part B of this report.





HUBER SAND INC
U.S. DOT #: 838870

Review Date:
06/27/2018

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.

- **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>

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 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.

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





HUBER SAND INC
U.S. DOT #: 838870

Review Date:
06/27/2018

Part B Requirements and/or Recommendations

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 KCC during this review may be used to calculate any civil penalty proposed as a result of this review.

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. Employers should establish operational procedures that will ensure, to the greatest extent possible, that the primary selections for random testing are tested. The operational procedures should include procedures that will ensure the random selection lists are updated in a timely manner. The updates will ensure that drivers who are no longer available to an employer will not be counted in the random selection lists. The operational procedures should also outline the measures for selecting alternates, including documenting the reasons for using an alternate.
3. Each driver selected for random alcohol and controlled substances testing under the selection process used, shall have an equal chance of being tested each time selections are made. Each driver selected for testing shall be tested during the selection period.
4. Each employer shall provide educational materials that explain the requirements of this part 382 and the employer's policies and procedures with respect to meeting these requirements. Obtain a receipt signed by driver documenting a copy of these materials were provided.
5. The carriers written drug and alcohol testing policy must identify of the person designated by the employer to answer driver questions about the materials, the categories of drivers who are subject to the provisions of this part, sufficient information about the safety-sensitive functions performed by those drivers to make clear what period of the work day the driver is required to be in compliance with this part, specific information concerning driver conduct that is prohibited by this part, the circumstances under which a driver will be tested for alcohol and/or controlled substances under this part, including post-accident testing under §382.303(d), and the procedures that will be used to test for the presence of alcohol and controlled substances, protect the driver and the integrity of the testing processes, safeguard the validity of the test results, and ensure that those results are attributed to the correct driver, including post-accident information, procedures and instructions.
Code of Federal Regulations 484
(7) The requirement that a driver submit to alcohol and controlled substances tests administered in accordance with this part;
Code of Federal Regulations 484
(8) An explanation of what constitutes a refusal to submit to an alcohol or controlled substances test and the attendant consequences;
Code of Federal Regulations 484
6. The application for employment shall be made on a form furnished by the motor carrier. Each application form must be completed by the applicant, must be signed by him/her, and must contain the following information:
(1) The name and address of the employing motor carrier;





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Part B Requirements and/or Recommendations

- (2) The applicant's name, address, date of birth, and social security number;
- (3) The addresses at which the applicant has resided during the 3 years preceding the date on which the application is submitted;
- (4) The date on which the application is submitted;
- (5) The Issuing State, number, and expiration date of each unexpired commercial motor vehicle operator's license or permit that has been issued to the applicant;
- (6) The nature and extent of the applicant's experience in the operation of motor vehicles, including the type of equipment (such as buses, trucks, truck tractors, semitrailers, full trailers, and pole trailers) which he/she has operated;
- (7) A list of all motor vehicle accidents in which the applicant was involved during the 3 years preceding the date the application is submitted, specifying the date and nature of each accident and any fatalities or personal injuries it caused;
- (8) A list of all violations of motor vehicle laws or ordinances (other than violations involving only parking) of which the applicant was convicted or forfeited bond or collateral during the 3 years preceding the date the application is submitted;
- (9) A statement setting forth in detail the facts and circumstances of any denial, revocation, or suspension of any license, permit, or privilege to operate a motor vehicle that has been issued to the applicant, or a statement that no such denial, revocation, or suspension has occurred;
- (10)(i) A list of the names and addresses of the applicant's employers during the 3 years preceding the date the application is submitted,
 - (ii) The dates he or she was employed by that employer,
 - (iii) The reason for leaving the employ of that employer,
 - (iv) After October 29, 2004, whether the (A) Applicant was subject to the FMCSRs while employed by that previous employer,
- (B) Job was designated as a safety sensitive function in any DOT regulated mode subject to alcohol and controlled substances testing requirements as required by 49 CFR part 40;
- (11) For those drivers applying to operate a commercial motor vehicle as defined by Part 383 of this subchapter, a list of the names and addresses of the applicant's employers during the 7-year period preceding the 3 years contained in paragraph (b)(10) of this section for which the applicant was an operator of a commercial motor vehicle, together with the dates of employment and the reasons for leaving such employment; and
- (12) The following certification and signature line, which must appear at the end of the application form and be signed by the applicant:

This certifies that this application was completed by me, and that all entries on it and information in it are true and complete to the best of my knowledge.

Code of Federal Regulations 348

(Date)

(Applicant's signature)

- 7. A copy of the driver's driving record(s) obtained in response to the inquiry or inquiries to each State driver record agency must be placed in the driver qualification file within 30 days of the date the driver's employment begins and be retained in compliance with §391.51.
- 8. Each motor carrier must obtain and maintain records relating to the investigation into the safety performance history of a new or prospective driver within 30 days of employing the driver from every employer who employed the driver within the previous three years of employment.
- 9. Every motor carrier shall maintain a note relating to the annual review of the driver's driving record to determine that the driver meets the minimum requirements for safe driving. Document that the driver was counseled on any bad driving habits. Retain the annual review on file for three years.
- 10. Each motor carrier shall obtain a list or certificate relating to violations of the motor vehicle laws and ordinances for each driver it employs. The driver is required to show you any traffic conviction in the previous 12 months in their commercial motor vehicle or their personal vehicle. Retain the certificate of violations on file for three years.





HUBER SAND INC
U.S. DOT #: 838870

Review Date:
06/27/2018

Part B Requirements and/or Recommendations

11. For Drivers required to have a CDL the carrier is required to have a note relating to verification of medical examiner listing on the National Registry of Certified Medical Examiners required by § 391.23(m)(2).
12. The following must be retained in the driver qualification file for three years from the date of execution: the state agency response to the annual driving record, drivers physical qualifications, certificate relation to motor vehicle law violations and the annual review of driver driving record.
13. Establish a system to control property -carrying drivers' hours of service. Do not dispatch drivers who lack adequate hours to complete assigned trips legally. Do not allow drivers to exceed the 11, 14, 60/70-hour limits.
14. After June 30, 2013, driving is not permitted if more than 8 hours have passed since the end of the driver's last off-duty or sleeper-berth period of at least 30 minutes.
15. 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.
16. The following information must be included on the form in addition to the grid:
(1) Date; (2) Total miles driving today; (3) Truck or tractor and trailer number; (4) Name of carrier; (5) Driver's signature/certification; (6) 24 hour period starting time (e.g., midnight, 9:00 a.m., noon, 3:00 p.m.); (7) Main office address; (8) Remarks; (9) Name of co driver; (10) Total hours (far right edge of grid); change of duty status locations, and (11) Shipping document number(s), or name of shipper and commodity.
17. Establish a systematic maintenance records program for all vehicles. Maintain a complete file for each subject vehicle, recording all repair, maintenance and inspection operations performed. Maintenance files must identify the vehicle by make, serial number, year, unit number and tire size. This includes the trailers.
18. This review will result in a Safety Rating.
19. This report contains citations of regulations that are deemed serious in nature and could result in penalties against your company and/or your drivers.
20. I, Donna M. Mermish 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 Huber Sand Inc. operating authority and/or the impoundment of Huber Sand Inc. vehicles.



ATTACHMENT “B”

DRIVER/VEHICLE EXAMINATION REPORT

Query Central 3.4

Kansas Highway Patrol
MOTOR CARRIER SAFETY ASSISTANCE
700 SW Jackson, Ste 704
Topeka, KS 66603
Phone: (785)296-7189 Fax: (785)296-2858

Report Number: KSHP05120176
Inspection Date: 04/12/2018
Start: 8:18 AM CT End: 08:35 AM CT
Inspection Level: II - Walk-Around
HM Inspection Type: None

HUBER SAND INC
GARDEN CITY, KS 67846-9647
USDOT#: 00838870 Phone#:
MC/MX#: 447314 Fax#:
State#:

Driver: ELLIOT, MARLON R
License#:
Date of Birth:
CoDriver:
License#:
Date of Birth:
State: KS
State:

Location: GARDEN CITY
Highway: US HIGHWAY 50
County:

MilePost: 71 Shipper:
Origin: GARDEN CITY, KS Bill of Lading:
Destination: GARDEN CITY, KS Cargo: EMPTY

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate #	Equipment ID	VIN	GVWR	CVSA #	New CVSA #	OOS#
1	TT	FRHT	2013	KS	162644	H1	0168	52,000			
2	ST	VANTA	1997	KS	622951	1	1399	65,000			

BRAKE ADJUSTMENTS: No Brake Measurements Required For Level 2

VIOLATIONS

Vio Code	Section	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
393.60C	393.60C	1	N		N	N	Damaged or discolored windshield: Intersecting crack coming from a large rock pit below driver's view. Crack extends up from bottom of windshield and intersects up on driver's side
392.2MI	392.2MI	D	N		N	N	Miscellaneous Traffic Law Violation: Issued a warning for failing to signal a left hand turn at a traffic light

HazMat: No HM Transported.

Placard: No Cargo Tank:

Special Checks:

* NOTE TO MECHANIC: The undersigned certifies that all mechanical defects listed on this report HAVE BEEN CORRECTED at the time of signature.

Signature Of Repairer X: _____ Facility: _____ Date: _____

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

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

Report Prepared By:
J.E. Lawson

Badge #:
0512

Copy Received By:
MARLON ELLIOT

Page 1 of 1



00836870 KS KSHP05120176

X _____

X _____

ATTACHMENT “C”



DRIVER'S DAILY LOG (24 HOURS)

3, 19, 18
(Month) (Day) (Year)

Section 1. Fill in today's date and
indicate the number of hours you were on duty today.

Total Miles Driving Today
606740
Total Mileage Today

Huber Sand

Signature of Carrier or Carriers

67846

Main Office Address

#7

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

I certify that I am the driver and operator.

Ramiro Galeana

Home Terminal Address

Driver's Full Signature

Co-Driver's Name

RECAP
Complete at
end of workday

On Duty Hours
Today (0-24)
Days (A-M)

70 Hour/
5 Day
Drivers

A.
Total hours on
duty last 7 days,
including today

B.
Total hours on
duty last 7 days,
including today

C.
Total hours on
duty last 7 days,
including today

D.
Total hours on
duty last 7 days,
including today

E.
Total hours on
duty last 7 days,
including today

F.
Total hours on
duty last 7 days,
including today

G.
Total hours on
duty last 7 days,
including today

H.
Total hours on
duty last 7 days,
including today

I.
Total hours on
duty last 7 days,
including today

J.
Total hours on
duty last 7 days,
including today

K.
Total hours on
duty last 7 days,
including today

L.
Total hours on
duty last 7 days,
including today

M.
Total hours on
duty last 7 days,
including today

N.
Total hours on
duty last 7 days,
including today

O.
Total hours on
duty last 7 days,
including today

- 1. OFF DUTY
- 2. SLEEPER BERTH
- 3. DRIVING
- 4. ON DUTY (NOT DRIVING)

REMARKS

SHIPPING DOCUMENTS:

E/L or Manifest No.
or

Shipper & Commodity

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

From:

To:

USE TIME STANDARD AT HOME TERMINAL

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8527



Protest inspection
67846

183408

183429

wrecked with School bus
Driver Never returned

ATTACHMENT “D”



DRIVER'S DAILY LOG

(24 HOURS)

04 / 25 / 18
(Month) (Day) (Year)

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

RECAP
Complete at
end of workday.

570 199223
Total Miles Driving Today Total Mileage Today

Huber Sand
Name of Carrier or Carriers

Main Office Address

Home Terminal Address

I certify these entries are true and correct:

Roberto ENRIQUETA
Driver's Full Signature

Co-Driver's Name

H-50
Truck/Tractor and Trailer Numbers or
License Plate(s) / State (show each unit)

	MID-NIGHT											NOON											TOTAL HOURS
	1	2	3	4	5	6	7	8	9	10	11	1	2	3	4	5	6	7	8	9	10	11	
1. OFF DUTY																							
2. SLEEPER BERTH																							
3. DRIVING																							
4. ON DUTY (NOT DRIVING)																							

REMARKS

#167927

#167981

#108017

SHIPPING

DOCUMENTS: TX miles 101

B/L or Manifest No.
or

OKA miles 162

Shipper & Commodity

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

From:

To:

USE TIME STANDARD AT HOME TERMINAL

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8527



A.
Total hours on
duty last 7 days,
including today.

B.
Total hours
available
tomorrow
70 hr. minus A *

C.
Total hours on
duty last 8 days,
including today.

60 Hour/
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
requirements
in 49 CFR, you
have 68/70
hours available
again.

ATTACHMENT “E”



DRIVER'S DAILY LOG

(24 HOURS)

Total Miles Driving Today 774 M Total Mileage Today 774 M

Truck/Tractor and Trailer Numbers or License Plate(s) / State (show each unit) H-9

5.17.18
(Month) (Day) (Year)

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

Name Huber Sand
Main Office Address Box 100
Home Terminal Address Gardner City, KS

I certify these entries are true and correct:
Driver's Full Signature Bill Blewett

Co-Driver's Name

MID-NIGHT	1	2	3	4	5	6	7	8	9	10	11	NOON	1	2	3	4	5	6	7	8	9	10	11	TOTAL HOURS
1. OFF DUTY																								10
2. SLEEPER BERTH																								0
3. DRIVING																								13 1/4
4. ON DUTY (NOT DRIVING)																								3 1/4
MID-NIGHT	1	2	3	4	5	6	7	8	9	10	11	NOON	1	2	3	4	5	6	7	8	9	10	11	24

REMARKS

Start 676577
End 677351

SHIPPING DOCUMENTS:

B/L or Manifest No. or

Shipper & Commodity

FROM:

TO:

USE TIME STANDARD AT HOME TERMINAL

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RECAP
Complete at end of workday.

On-duty hours today (Total lines 1 & 4)

70 Hour/8 Day Drivers

A. Total hours on duty last 7 days, including today

B. Total hours available tomorrow: 70 hr. minus A.*

C. Total hours on duty last 8 days, including today

60 Hour/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 restart requirements in §395.3, you have 68/70 hours available again.

8527



ATTACHMENT “F”

HUBER SAND CO.

P.O. BOX 1359

106823

GARDEN CITY, KS 67846

Day 275-7601

Night 276-7986 or 276-8049

SOLD BY	DATE
	05-14 20 18
NAME A-PAC	
BILLING ADDRESS	
CITY Greeley County	
ORDERED BY	
<input type="checkbox"/> CASH <input checked="" type="checkbox"/> CHARGE <input type="checkbox"/> MDSE. RET'D	
<input type="checkbox"/> C.O.D. <input type="checkbox"/> PAID OUT <input type="checkbox"/> PD. ON ACCT.	

QUAN.

DESCRIPTION

AMOUNT

3/4 Curb Rock

82740 LB GR

29100 LB GR

53640

RECEIVED BY

TOTAL

113 Huber Trucking

Thank You

Not Responsible For Any Damage Past Curb

SYRACUSE, KS

Huber 6984 Green 4 part

109793

GARDEN CITY, KS 67846

SOLD BY _____ DATE 05-14 20 18
NAME A. Pac
BILLING ADDRESS _____
CITY Greeley County
ORDERED BY _____

☐ CASH ☒ CHARGE ☐ MOSE. RET'D
☐ C.O.D. ☐ PAID OUT ☐ PD. ON ACCT.

Wash Cooked Fine

301900

31520

TOTAL

RECEIVED BY H.S. Huber Truckers

Thank You

Not Responsible For Any Damage Past Curb

SYRACUSE, KS

HUBER SAND CO.
P.O. BOX 1359
GARDEN CITY, KS 67846

10681

GARDEN CITY, KS 67846

Day 275-7601 Night 276-7986 or 276-8049

DATE _____

05-14-2018

20 / 25

A - Pac

CITY

GREER, L. A. 1964

☐ CASH

☐ CHARGE

☐ MDSE. RET'D

☐ C.O.D.

☐ PAID OUT☐ PD. ON ACCT.

DESCRIPTION

AMOUNT

3/4 Crush Rock

2000 10 10

1. **Author:** [Name]
 2. **Title:** [Title]
 3. **Journal:** [Journal]
 4. **Volume:** [Volume]
 5. **Issue:** [Issue]
 6. **Page:** [Page]

51240

RECEIVED BY

TOTAL

AL 15.62

RECEIVED BY H3 Huber Trucking

Thank You

Not Responsible For Any Damage Past Curb

SYRACUSE, KS

Huber 6984 Green 4 part

ATTACHMENT “G”



DRIVER'S DAILY LOG

(24 HOURS)

Total Miles Driving Today

Total Mileage Today

05 / 14 / 18
(Month) (Day) (Year)

Huber Sand GA

GARDEN CITY KS

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

RECAP
Complete at
end of workday.

On-duty hours
today (Total
lines 1 & 4)

70 Hour/
8 Day
Drivers

A.
Total hours on
duty last 7 days,
including today.

B.
Total hours
available
tomorrow
70 hr. minus A *

C.
Total hours on
duty last 8 days,
including today.

60 Hour/
7 Day
Drivers

A.
Total hours on
duty last 8 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 restart
requirements
in 49CFR, you
have 40/70
hours available
again.

I certify these entries are true and correct:

John E. Matute

Driver's Full Signature

Co-Driver's Name

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

MID-NIGHT 1 2 3 4 5 6 7 8 9 10 11 NOON 1 2 3 4 5 6 7 8 9 10 11 TOTAL HOURS

1. OFF DUTY

2. SLEEPER
BERTH

3. DRIVING

4. ON DUTY
(NOT DRIVING)

REMARKS

OFF Duty 36 HR

SHIPPING
DOCUMENTS:

B/L or Manifest No.
or

Shipper & Commodity

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

From:

GARDEN CITY KS

To:

USE TIME STANDARD AT HOME TERMINAL

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8527



CERTIFICATE OF SERVICE

19-TRAM-059-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 08/22/2018.

DONNA MEINERT, EXECUTIVE SECRETARY
HUBER SAND, INC.
PO BOX 1359
GARDEN CITY, KS 67846-1359
Fax: 620-275-7542
hubersand@hsi.kscoxmail.com

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

/S/ DeeAnn Shupe

DeeAnn Shupe