

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 | PAT APPLE, COMMISSIONER

NOTICE OF PENALTY ASSESSMENT 18-TRAM-408-PEN

March 29, 2018

Ernesto Reyes, Owner
d/b/a 503 Express
2808 Terrace Pl Apt #13
Garden City, Kansas 67846

Certified Mail No. 70161970000105743854

This is a notice of a penalty assessment against Ernesto Reyes, d/b/a 503 Express (503 Express) for violation(s) of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on March 22, 2018, by Kansas Corporation Commission Special Investigator Jared Smith. 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: 503 Express has been assessed a \$1,500 penalty. You have thirty (30) days from the date of service of the Penalty Order to pay the penalty. Please remit payment of \$1,500, 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 503 Express 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. 503 Express 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. 2016 Supp. 77-542.

IF YOU FAIL TO ACT: Failure to pay the penalty of \$1,500 within thirty (30) days from the date of service of the Penalty Order or failure to comply with the terms of the Order, or in the alternative, failure to provide a timely written request for a hearing, will result in the Order becoming final and may result in additional sanctions of suspension and/or revocation of your motor carrier operating authority.

Respectfully,


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

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

Before Commissioners: Shari Feist Albrecht, Chair
 Jay Scott Emler
 Pat Apple

In the Matter of the Investigation of **Ernesto**)
Reyes, d/b/a 503 Express, of Garden City,)
Kansas, Regarding the Violation of the Motor)
Carrier Safety Statutes, Rules and Regulations) Docket No. 18-TRAM-408-PEN
and the Commission's Authority to Impose)
Penalties, Sanctions and/or the Revocation of)
Motor Carrier Authority.)

PENALTY ORDER

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

I. JURISDICTION

1. Pursuant to K.S.A. 2016 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. 2016 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. 2016 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. Ernesto Reyes, d/b/a 503 Express (503 Express) operates USDOT number 2630046.

5. Rene Reyes attended a Commission-sponsored Motor Carrier Education and Safety Instructional Meeting on May 4, 2015, on behalf of 503 Express.

6. 503 Express is a public motor carrier which primarily hauls grain, feed and hay.

III. STATEMENT OF FACTS

7. Pursuant to the jurisdiction and authority cited above, on March 22, 2018, Commission Staff (Staff) Special Investigator Jared Smith conducted a compliance review of the operations of 503 Express. A copy of the safety compliance review is included in this Penalty Order as Attachment "A" and is hereby incorporated by reference. As a result of this investigation, the special investigator identified two (2) violation(s) of the Motor Carrier Safety Regulations.

- a. On February 1, 2018, 503 Express required or permitted its driver, Ernesto Reyes, to operate a CDL-required commercial motor vehicle, a 2004 Freightliner, VIN ending in 5849, GVWR 52,000 lbs., pulling a 2000 Wilson trailer, VIN ending in 230619, GVWR 65,000 lbs., in intrastate commerce in and around the area of Garden City, Kansas. This trip is evidenced by Driver's Daily Log, dated February 1, 2018, a copy of which

is attached hereto as Attachment “B” and is hereby incorporated by reference. At the time of this transportation, 503 Express failed to have proper motor carrier operating authority with the Kansas Corporation Commission. The carrier’s commercial operations of motor vehicles prior to obtaining and maintaining proper Commission authority is a violation of K.S.A. 2016 Supp. 66-1,111 and 49 C.F.R. 392.2, adopted by K.A.R. 82-4-3h, and authorized by K.S.A. 2016 Supp. 66-1,129. Staff recommends a fine of \$500.

- b. On May 23, 2017, 503 Express required or permitted its driver, Rene Reyes, to operate a CDL-required commercial motor vehicle a 1986 International, VIN ending in 18383, GVWR 33,000 lbs., pulling a 1994 Wilson trailer, VIN ending in 219880, GVWR 65,000 lbs., in interstate commerce from Kansas City, Missouri to Garden City, Kansas. This trip is evidenced by Driver/Vehicle Examination Report Number KSHP92221249, dated May 23, 2017, a copy of which is attached hereto as Attachment “C” and is hereby incorporated by reference. At the time of this transportation, 503 Express was operating interstate commerce beyond the scope of the federal operating authority (Property, Non-HHG). The carrier’s operations of a commercial motor vehicle without having the required federal operating authority or its operation beyond the scope of the operating authority granted is a violation of 49 C.F.R. 392.9a, adopted by K.A.R. 82-4-3h, and authorized by K.S.A. 2016 Supp. 66-1,129. Staff recommends a violation of \$1,000.

IV. STAFF'S RECOMMENDATIONS

8. Based upon the available facts, Staff recommends the Commission finds 503 Express committed two (2) violation(s) of Kansas law that governs motor carriers, including various provisions of the Federal Motor Carrier Safety Regulations (FMCSRs), as adopted by the Kansas Administrative Regulations, and is therefore subject to sanctions or fines imposed by the Commission.

9. Additionally, Staff recommends a civil penalty of \$1,500 for two (2) violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations.

10. Staff further recommends that a representative from 503 Express 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 503 Express 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 503 Express because it is a motor carrier as defined in K.S.A. 2016 Supp. 66-1,108.

13. The Commission finds 503 Express committed two (2) violation(s) of Kansas law that governs motor carriers, including various provisions of the Federal Motor Carrier Safety Regulations (FMCSRs), as adopted by the Kansas Administrative Regulations, and is therefore subject to sanctions or fines imposed by the Commission.

THE COMMISSION THEREFORE ORDERS THAT:

A. Ernesto Reyes, d/b/a 503 Express, of Garden City, Kansas is hereby assessed a \$1,500 civil penalty for two (2) violation(s) of Kansas law governing the regulation of motor carriers, the Kansas Administrative Regulations and provisions of the Federal Motor Carrier Safety Regulations, as adopted by the Kansas Administrative Regulations.

B. 503 Express 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. 503 Express 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 March 29, 2018, this Penalty Order was mailed to 503 Express via Certified Mail, Return Receipt Requested, Receipt Number 70161970000105743854. Service of this Order is complete upon the date delivered shown on the Domestic Return Receipt.

E. Pursuant to K.S.A. 2016 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 503 Express's right to a hearing, and

this Penalty Order will become a Final Order assessing a \$1,500 civil penalty against 503 Express, and ordering a representative from 503 Express 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. 2016 Supp. 66-1,142b(e) and amendments thereto.

G. If you do not request a hearing, the payment of the civil penalty of \$1,500 is due in thirty (30) days from the date of service of this Order. Payment of \$1,500 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 \$1,500 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 503 Express'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; Apple, Commissioner






Dated: 03/29/2018 _____

A handwritten signature in cursive script, appearing to read "Lynn M. Retz", written over a horizontal line.

Lynn M. Retz
Secretary to the Commission

AAL

ATTACHMENT “A”

	US DOT # 2630046	Legal: ERNESTO REYES Operating (DBA): 503 EXPRESS			
MC/MX #:		Federal Tax ID:  (EIN)			
Review Type: Non-ratable Review - CSA					
Scope: Principal Office		Location of Review/Audit: CSA Off-site			Territory:
Operation Types		Interstate	Intrastate	Business: Corporation	
Carrier: N/A		Non-HM		Gross Revenue: 	
Shipper: N/A		N/A		for year ending: 12/31/2017	
Cargo Tank: N/A					
Company Physical Address: 					
Contact Name: Ernesto Reyes					
Phone numbers: (1) 		Fax			
E-Mail Address:					
Company Mailing Address: 4101 E HWY 50 LOT 33 GARDEN CITY, KS 67846					
Carrier Classification Authorized for Hire					
Cargo Classification Grain, Feed, Hay					
Equipment					
		Owned	Term Leased	Trip Leased	
Truck Tractor	1	0	0	Trailer	1 0 0
Power units used in the U.S.: 1					
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:	1		Total Drivers: 1		
>= 100 Miles:			CDL Drivers: 1		

	503 EXPRESS (ERNESTO REYES dba) U S. DOT # 2630046	Review Date 03/22/2018
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Part A

QUESTIONS regarding this report or the Federal Motor Carrier Safety or
Hazardous Materials rules may be addressed to the Office of Motor Carriers at

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: [REDACTED]
Name: [REDACTED] Title: [REDACTED]

	503 EXPRESS (ERNESTO REYES dba)	Review Date
	U.S. DOT # 2630046	03/22/2018

Part B Violations

1 STATE	Primary: 392.2 Secondary: KSA 66-1,111	Discovered 1	Checked 1	Drivers/Vehicles In Violation Checked
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Description

Operating a commercial motor vehicle without KCC public carrier (KAN-C) operating authority

Example

On February 1, 2018 Ernesto Reyes dba 503 Express had driver Ernesto Reyes (KS CDL# [REDACTED]) operate a 2004 Freightliner (Unit # 11, VIN # [REDACTED] 5849) in combination with a 2000 Wilson trailer (Unit # T11, VIN # [REDACTED] 230619). These vehicles have a gross vehicle weight rating of 52,000 lbs and 65,000 lbs. Driver Ernesto Reyes operated in commerce on an intrastate trip from Garden City, Kansas to Garden City, Kansas. This trip is evidenced by a driver hours of service record. At the time of this trip and time of this review, the carrier was found to be in violation of operating a commercial motor vehicle without KCC public carrier (KAN-C) operating authority.

2 FEDERAL	Primary 392.9a(a)(2)	Discovered 1	Checked 1	Drivers/Vehicles In Violation Checked
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Description

Operating beyond the scope of the operating authority granted (Property, Non-HHG)

Example

On May 23, 2017 Ernesto Reyes dba 503 Express had driver Rene Reyes (KS CDL # [REDACTED]) operate a 1986 International (Unit # 10-VIN # [REDACTED] 18383) in combination with a 1994 Wilson trailer (Unit # T10- VIN # [REDACTED] 219880). These vehicles have a gross vehicle weight rating of 33,000 lbs. and 65,000 lbs. Driver Rene Reyes operated in commerce on an interstate trip from Kansas City, Missouri to Garden City, Kansas. This trip is evidenced by a Level II roadside inspection performed by Trooper M. Marnach (KS9222) with the Kansas Highway Patrol. At the time of this trip carrier was found to be in violation of operating beyond the scope of the operating authority granted (Property, Non-HHG)

3 FEDERAL	Primary 396.9(d)(3)	Discovered 5	Checked 5	Drivers/Vehicles In Violation Checked
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Description

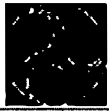
Failing to maintain completed inspection form for 12 months from the date of inspection at the carrier's principal place of business or where vehicle is housed.

Example

On May 23, 2017 Ernesto Reyes dba 503 Express had driver Rene Reyes (KS CDL # [REDACTED]) operate a 1986 International (Unit # 10-VIN # [REDACTED] 18383) in combination with a 1994 Wilson trailer (Unit # T10- VIN # [REDACTED] 219880). These vehicle have a gross vehicle weight rating of 33,000 lbs. and 65,000 lbs. Driver Rene Reyes operated in commerce on an interstate trip from Kansas City, Missouri to Garden City, Kansas. This trip is evidenced by a Level II roadside inspection performed by Trooper M. Marnach (KS9222) with the Kansas Highway Patrol. At the time of this trip carrier was found to be in violation of failing to maintain completed inspection form for 12 months from the date of the inspection at the carrier's principal place of business or where the vehicle is housed.

Safety Fitness Rating Information:		OOS Vehicle (CR): 0	
Total Miles Operated	196,216	Number of Vehicle Inspected (CR): 0	
Recordable Accidents	0	OOS Vehicle (MCMIS): 0	
		Number of Vehicles Inspected (MCMIS): 0	





503 EXPRESS (ERNESTO REYES dba)
U.S. DOT # 2630046

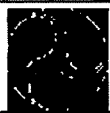
Review Date:
03/22/2018

Part B Violations

Your proposed safety rating is :

This Review is not Rated.





503 EXPRESS (ERNESTO REYES dba)
U.S. DOT #: 2630046

Review Date
03/22/2018

Safety Management Process Breakdowns and Remedies

1. 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.

2. 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.

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



	503 EXPRESS (ERNESTO REYES dba) U.S. DOT # 2630046	Review Date: 03/22/2018
Safety Management Process Breakdowns and Remedies		

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

3. Intrastate operation beyond exempt radius in Kansas requires carrier to obtain KAN-C operating authority from Kansas Corporation Commission prior to operating in commerce. Records indicate the carrier failed to renew and authority was revoked on January 18, 2018.
4. Maintain all completed CVSA roadside inspection forms on file for 12 months from the date of the inspection at the carrier's principal place of business.
5. I acknowledge that the requirements and/or recommendations resulting from this off-site, focused review have been discussed with me and my questions have been answered. I further acknowledge that KCC recommendations only cover the scope of this focused review, and that areas not reviewed by the KCC have not necessarily been endorsed as compliant. 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 Ernesto Reyes dba 503 Express operating authority and/or the impoundment of Ernesto Reyes dba 503 Express commercial motor vehicles.

 Carrier Representative

 Date

After reviewing these Requirements and/or Recommendations, please sign and date where indicated, and return to the Kansas Corporation Commission, ATTN Verna Jackson, Transportation Division, 1500 SW Arrowhead Rd, Topeka, Kansas 66604-4027, or fax 785-271-3124



ATTACHMENT “B”



DRIVER'S DAILY LOG

(24 HOURS)

2 11 18
(Month) (Day) (Year)

503 EXPRESS

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

284 315470
315186

Total Miles Driving Today Total Mileage Today

Name of Carrier or Carriers

Main Office Address

Gardencity KS 67846

Home Terminal Address

I certify these entries are true and correct:

Ernesto Reyes

Driver's Full Signature

Co-Driver's Name

Truck/Tractor and Trailer Number 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

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

SHIPPING
DOCUMENTS:

Windriver

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: Gardencity KS

To: Gardencity KS

USE TIME STANDARD AT HOME TERMINAL

Copyright 2013 J. J. Keller & Associates, Inc. All rights reserved.

RECAP
Complete at
end of workday.

On-duty hours
today. (Total
lines 3 & 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 60/70
hours available
again.

BOUND EDGE

Fuel Gardencity
PT

30 min lunch

local

Gardencity KS
PT

HW 4156
HW 4183
HW 44

8527



ATTACHMENT “C”

DRIVER/VEHICLE EXAMINATION REPORT

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: KSHP92221249
Inspection Date: 05/23/2017
Start: 6:52 AM CT **End:** 7:41 AM CT
Inspection Level: II - Walk-Around
HM Inspection Type: None

ERNESTO REYES

Driver: REYES, RENE E

State: KS

GARDEN CITY, KS, 67846

License#: [REDACTED]

Date of Birth: [REDACTED]

USDOT: 2630046

Phone#: [REDACTED]

CoDriver:

MC/MX#:

Fax#:

License#:

State:

State#:

Date of Birth:

Location: WABAUNSEE WEST M.C.I.S.
 #21W

Milepost: 329

Shipper: CARRIER

Highway: 70

Origin: KANSAS CITY, MO

Bill of Lading: N/A

County:

Destination: GARDEN CITY, KS

Cargo: EMPTY

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate	Equipment ID	VIN	GVWR	CVSA #	Issued #	OOS Sticker
1	TT	INTL	1986	KS	[REDACTED]	10	[REDACTED]	18383	33000		
2	ST	WLX	1994	KS	[REDACTED]	T10	[REDACTED]	219880	65000		

BRAKE ADJUSTMENTS No brake measurements required for level II or level III

VIOLATIONS

Section	Type	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
392.2FT	F	D	N	E001457299	N	N	State or International Fuel Tax (IFTA) Violation
395.8	F	D	N		N	N	Record of Duty Status violation (general/form and manner)
392.2RG	F	1	N		N	N	State vehicle registration or License Plate violation
392.2	F	D	N		N	N	Violation of Local Laws - Explain
392.2RG	F	2	N		N	N	State vehicle registration or License Plate violation
393.9H	F	1	N		N	N	Inoperable head lamps
392.2UCR	F	1	N		N	N	Failure to pay UCR Fee

HazMat: No HM transported

Placard:

Cargo Tank:

Special Checks:	Alcohol/Controlled Substance Check	X	Traffic Enforcement	Post Crash Inspection
Conducted by Local Jurisdiction			PASA Conducted Inspection	PBBT Inspection
Size and Weight Enforcement			Drug Interdiction Search	
eScreen Inspection				

Notes: Although empty at time of inspection, driver provided last BOL, showing he unloaded in MO - Cargill traced id#660528512 Record of Duty Status, Form and Manner Violations on 5/23/2017 395.8(f)(7) - Driver failed to record driver signature/certification for each 24 hour period.

* 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: M. Marnach
Badge #: 9222

Copy Received By: RENE REYES

X

X



CERTIFICATE OF SERVICE

18-TRAM-408-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 03/30/2018.

ERNESTO REYES, OWNER
ERNESTO REYES
D/B/A 503 EXPRESS
2808 TERRACE PL APT 13
GARDEN CITY, KS 67846

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