

CORPORATION COMMISSION
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604-4027PHONE: 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**
19-TRAM-075-PEN

August 28, 2018

Roy Westhoff, President
Concrete Service Co., Inc.
PO Box 1205
Great Bend, KS 67530

This is a notice of a penalty assessment against Concrete Service Co., Inc. (Concrete Service) for violation of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on July 6, 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: Concrete Service has been assessed a \$2,000 penalty. You have thirty (30) days from the date of service of the Penalty Order to pay the penalty. Please remit payment of \$2,000, 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 Concrete Service 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. Concrete Service 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 \$2,000 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,

A handwritten signature in blue ink, appearing to read "Ahsan A. Latif".
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
 Dwight D. Keen

In the Matter of the Investigation of **Concrete**)
Service Co., Inc., of Great Bend, KS,)
Regarding the Violation of the Motor Carrier)
Safety Statutes, Rules and Regulations and the) Docket No. 19-TRAM-075-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). 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. 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. Concrete Service Co., Inc. (Concrete Service) has private operating authority with the Commission and further operates USDOT number 977271.

5. Concrete Service employs 12 CDL drivers.

6. Concrete Service is a private motor carrier which primarily hauls concrete, rock and sand.

III. STATEMENT OF FACTS

7. Pursuant to the jurisdiction and authority cited above, on July 6, 2018, Commission Staff (Staff) Special Investigator Jared Smith conducted a compliance review of the operations of Concrete Service. 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 one (1) violation of the Motor Carrier Safety Regulations.

- a. On May 30, 2018, Concrete Service required or permitted its driver, Thomas Biggs, to operate a CDL-required commercial motor vehicle, a 1999 Kenworth, VIN ending in 832586, GVWR 48,000 lbs., pulling a 2011 East trailer, VIN ending in 45922, GVWR 66,000 lbs., in intrastate

commerce from Lincoln, Kansas to Great Bend, Kansas. This trip is evidenced by Driver/Vehicle Examination Report Number KSHP02330186, dated May 30, 2018, a copy of which is attached hereto as Attachment "B" and is hereby incorporated by reference. At the time of this transportation and at the time of the safety compliance review, Concrete Service was found to be in violation of 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. There were two drivers not on the eligible pool. The carrier's 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), adopted by K.A.R. 82-4-3c and authorized by K.S.A. 2017 Supp. 66-1,129. Staff recommends an enhanced fine, as the safety compliance review was conducted within 24 months of the previous investigation, which was on December 5, 2016 and the carrier was found then to be in violation of the above stated regulation. Staff recommends an enhanced fine of \$2,000.

IV. STAFF'S RECOMMENDATIONS

8. Based upon the available facts, Staff recommends the Commission finds Concrete Service committed one (1) violation 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 \$2,000 for one (1) violation of the Motor Carrier Safety Statutes, Rules and Regulations.

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

13. The Commission finds Concrete Service committed one (1) violation 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. Concrete Service Co., Inc., of Great Bend, KS is hereby assessed a \$2,000 civil penalty for one (1) violation 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. Concrete Service 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. Concrete Service 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 28, 2018, this Penalty Order was mailed to Concrete Service via Certified Mail, Return Receipt Requested, Receipt Number 70161970000105745506. 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 Concrete Service's right to a hearing, and this Penalty Order will become a Final Order assessing a \$2,000 civil penalty against Concrete Service, and ordering a representative from Concrete Service 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 \$2,000 is due in thirty (30) days from the date of service of this Order. Payment of \$2,000 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 \$2,000 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 Concrete Service'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: 08/28/2018



Lynn M. Retz
Secretary to the Commission

AAL

ATTACHMENT "A"

	US DOT # 977271	Legal: CONCRETE SERVICE CO INC Operating (DBA):					
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						
Carrier: HM	HM	Business: Corporation					
Shipper: N/A	N/A	Gross Revenue:  for year ending: 6/30/2018					
Cargo Tank:	N/A						
Company Physical Address:							
221 BAKER STREET GREAT BEND, KS 67530							
Contact Name:	Roy Westhoff						
Phone numbers: (1)							
E-Mail Address:							
Company Mailing Address:							
221 BAKER STREET GREAT BEND, KS 67530							
Carrier Classification							
Private Property							
Cargo Classification							
Other concrete,rock,sand							
Hazardous Materials							
9 Miscellaneous HM : Carried : Non-Bulk							
Equipment							
	Owned	Term Leased	Trip Leased		Owned	Term Leased	Trip Leased
Truck	10	0	0	Truck Tractor	3	0	0
Trailer	5	0	0				
Power units used in the U.S. 13							
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: 12				
>= 100 Miles:	12		CDL Drivers: 12				



	CONCRETE SERVICE CO INC U.S. DOT # 977271	Review Date: 07/06/2018
---	---	----------------------------

Part A

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

This report will be used to assess your safety compliance.

<u>Person(s) Interviewed</u>	
Name: Marcia Westhoff	Title: Secretary of Treasurer
Name:	Title:



	CONCRETE SERVICE CO INC	Review Date:
	U.S. DOT #: 977271	07/06/2018

Part B Violations

1 STATE	Primary 382 305(i)(2)	Discovered 2	Checked 12	Drivers/Vehicles In Violation 2	Checked 12
------------	-----------------------	-----------------	---------------	---------------------------------------	---------------

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
 On May 30, 2018 Concrete Service Co Inc. had driver Thomas Biggs (KS CDL# [REDACTED] operate a 1999 Kenworth (Unit # 42 VIN # [REDACTED] 332586) in combination with a 2011 East trailer (Unit # 54, VIN # [REDACTED] 45922). These vehicle has a gross vehicle weight rating of 48,000 lbs. and 66,000 lbs. This trip is evidenced by a level II roadside inspection performed by R. Brown (KS0233) with the Kansas Highway Patrol. At the time of this trip and time of this review carrier was found to be in violation of 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. Drivers Thomas Biggs and Lucas Westhoff were not listed in the random testing pool.

Safety Fitness Rating Information:		OOS Vehicle (CR): 0
Total Miles Operated	300,000	Number of Vehicle Inspected (CR): 0
Recordable Accidents	0	OOS Vehicle (MCMIS): 0
		Number of Vehicles Inspected (MCMIS): 0

Your proposed safety rating is :

This Review is not Rated.



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 carriers 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 violations identified within this report. Submit this letter within 30 days outlining the carrier's updated changes to their





CONCRETE SERVICE CO INC
U.S. DOT # 977271

Review Date
07/06/2018

Safety Management Process Breakdowns and Remedies

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. CONTROLLED SUBSTANCES AND ALCOHOL BASIC PROCESS BREAKDOWN Monitoring and Tracking

DESCRIPTION OF PROCESS BREAKDOWN. Concrete Services Co Inc. violations occurred due to a breakdown of the monitoring and tracking elements within this section of the regulations. Carrier failed to ensure that all CDL operators were in the random selection pool Driver's Thomas Biggs and Lucas Westhoff were not listed in the random pool This was the only violation discovered in this section of the regulations

BASIC SPECIFIC RECOMMENDED REMEDIES Implement an effective process for monitoring and tracking drivers in your random selection pool. Make sure that prior to operating commercial motor vehicle you add newly hired CDL operators to your random selection pool. Additionally make sure that when a CDL operator's employment is terminated that you remove them from the testing pool immediately

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

- Evaluate personnel who are monitoring drivers against performance standards related to controlled-substance and alcohol regulations and company policies to ensure that they are applying standards fairly, consistently, and equitably, and are documenting evaluations.
- 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 controlled substances and alcohol 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.
- Monitor and adjust the testing program to ensure proper annual driver sampling.
- Ensure that all test records are monitored for adherence to retention dates and non disclosure requirements.
- Implement a system for keeping accurate records of controlled-substance and alcohol completed training needs and completed training, via software, checklist in the driver's file, and/or another appropriate method.
- Implement an effective process for monitoring and tracking drivers' removal from safety-sensitive functions and their return to duty according to controlled-substance and alcohol regulations and related company policies and procedures
- Provide adequate oversight of all personnel hiring and training processes, including qualification of service agents, to ensure adherence to controlled-substance and alcohol regulations and company policies and procedures.
- Maintain the following documents to help evaluate the performance of all staff (drivers and managers) involved in controlled-substance and alcohol testing and the effectiveness of the policies and procedures Motor Vehicle Record (MVR), records related to testing, the designated employer representative (DER), return to duty, and dispatch, lists of drivers removed due to a history of controlled-substance and/or alcohol misuse and those disqualified for personal driving under the influence (DUI); substance-abuse professional (SAP) letters, and for each test type, include selection criteria, the eligibility-pool list, and the statistical laboratory summary.
- Regularly evaluate the company's controlled-substance and alcohol-related inspection results via the Federal Motor Carrier Safety Administration's (FMCSA) website at [http //a1 fmcsa.dot.gov/SMS](http://a1.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 controlled-substance and alcohol regulations and company policies.
- When monitoring and tracking issues regarding controlled substances and alcohol use, always assess whether they are individual or represent a systemic breakdown in one of the Safety Management Processes (Policies and Procedures, Roles and Responsibilities, etc.).





CONCRETE SERVICE CO INC
U.S. DOT # 977271

Review Date
07/06/2018

Safety Management Process Breakdowns and Remedies

Seek Out Resources

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

4. 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 Concrete Services Co Inc.'s operating authority and/or the impoundment of Concrete Services Co Inc. 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/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: KSHP02330186
Inspection Date: 05/30/2018
Start: 12 50 PM CT **End:** 1:25 PM CT
Inspection Level: II - Walk-Around
HM Inspection Type: None

CONCRETE SERVICE CO INC
 221 BAKER STREET
 GREAT BEND, KS, 67530
USDOT: 977271 **Phone:** [REDACTED]
MC/MX#: **Fax#:** [REDACTED]
State#:
Location: ELLSWORTH COUNTY - 053
Highway: K-14
County:

Driver: BIGGS, THOMAS A
License#: [REDACTED] **State:** KS
Date of Birth: [REDACTED]
CoDriver:
License#: **State:**
Date of Birth:
Milepost: 164 **Shipper:** APAC
Origin: LINCOLN,KS **Bill of Lading:** 57001299
Destination: GREAT BEND,KS **Cargo:** ROCK

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate	Equipment ID	VIN	GVWR	CVSA #	Issued #	OOS Sticker
1	TT	KW	1999	KS	[REDACTED]	42	[REDACTED]	332586 48000			
2	ST	EADU	2011	KS	[REDACTED]	54	[REDACTED]	45922 66000			

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

VIOLATIONS

Section	Type	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
392.2-SLLS3	F	D	N	E001840930	N	N	State/Local Laws - Speeding 11-14 miles per hour over the speed limit
393 55D1	F	1	N		N	N	CMV not equipped with ABS malfunction circuit or signal (Truck-Tractor mfg on/after 3/1/1997, Straight Truck mfg on/after 3/1/1998)
393 55E	F	2	N		N	N	No or Defective ABS Malfunction Indicator Lamp for trailer manufactured after 03/01/1998
393 9	F	2	N		N	N	Inoperable Required Lamp

HazMat: No HM transported

Placard:

Cargo Tank:

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

* 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: R. BROWN
Badge #: 0233

Copy Received By: THOMAS BIGGS

X _____

X _____



00977271 KS KSHP02330186

CERTIFICATE OF SERVICE

19-TRAM-075-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 08/29/2018.

ROY WESTHOFF, PRESIDENT
CONCRETE SERVICE CO., INC.
PO BOX 1205
GREAT BEND, KS 67530
marcia@concreteservicesco.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