

1500 SW Arrowhead Road  
Topeka, KS 66604-4027



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

Dwight D. Keen, Chair  
Shari Feist Albrecht, Commissioner  
Susan K. Duffy, Commissioner

Laura Kelly, Governor

## NOTICE OF PENALTY ASSESSMENT

November 21, 2019

20-TRAM-220-PEN

Christopher Hall, Owner  
d/b/a C Hall Trucking  
311 Church St  
Scott City, KS 67871

This is a notice of a penalty assessment against Christopher Hall, d/b/a C Hall Trucking (C Hall Trucking) for violation(s) of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on October 30, 2019, by Kansas Corporation Commission Special Investigator Penny Fryback. Penalty amounts are assessed in accordance with the FY 2020 Uniform Penalty Assessment Matrix, approved by the Commission on July 16, 2019. For a full description of the penalty and terms and obligations, please refer to the Penalty Order attached to this notice.

### IF YOU ACCEPT THE PENALTY:

C Hall Trucking has been assessed a \$1,850 penalty. You have thirty (30) days from the date of service of this Penalty Order to pay the fine, unless you choose the reduced penalty option explained below. Please remit payment of \$1,850 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.

### C HALL TRUCKING IS A NEW ENTRANT MOTOR CARRIER AND MAY BE ELIGIBLE FOR A PENALTY REDUCTION OF FIFTY PERCENT (50%) UNDER THE FOLLOWING TERMS SET OUT IN THE ATTACHED REDUCED PENALTY AGREEMENT.

To become eligible, you must agree to meet the terms and obligations set out in the attached Reduced Penalty Agreement to be eligible for the reduction. The Reduced Penalty Agreement must be submitted to the Litigation Division within 15 days.

### IF YOU CONTEST THE PENALTY ORDER:

**You have the right to request a hearing if you contest the terms of the Penalty Order.** A request for hearing must be made in writing, setting forth the specific grounds upon which relief is sought. Christopher Hall, d/b/a C Hall Trucking 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 Litigation Counsel at the above address. If you do not have access to the internet, you can mail an original and seven (7) copies of the request to the Executive Director at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and mail a copy of the request to Litigation Counsel. K.A.R. 82-1-215; K.S.A. 2018 Supp. 77-542.

**IF YOU FAIL TO ACT:**

Failure to adhere to the terms and obligations set out in the attached Penalty Order, including payment of the penalty of \$1,850 within thirty (30) days from the date of service of the Penalty Order, or in the alternative, provide a written request for a hearing within 15 days from the date of service of the Penalty Order, will result in the Order becoming final and the terms and conditions set out therein will be enforced.

Respectfully,



Ahsan A. Latif  
Litigation Counsel  
(785) 271-3118  
a.latif@kcc.ks.gov



1500 SW Arrowhead Road  
Topeka, KS 66604-4027

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Dwight D. Keen, Chair  
Shari Feist Albrecht, Commissioner  
Susan K. Duffy, Commissioner

Laura Kelly, Governor

## **REDUCED PENALTY AGREEMENT**

### **20-TRAM-220-PEN**

Christopher Hall, d/b/a C Hall Trucking (C Hall Trucking) hereby submits this Reduced Penalty Agreement for approval of a fifty percent (50%) reduction in the penalty assessed in the Penalty Order dated November 21, 2019. C Hall Trucking has agreed to comply with the following terms and obligations:

1. C Hall Trucking has submitted, within fifteen (15) days from the date of the Penalty Order this signed and dated Reduced Penalty Agreement to Litigation Counsel.
2. C Hall Trucking will, within thirty (30) days from the date of the Penalty Order, submit to Transportation Staff a Corrective Action Plan (CAP) documenting the violation(s) and describing specific and detailed information explaining its efforts and concrete steps taken to ensure the violation(s) do not occur in the future. I understand the CAP must be approved by Transportation Staff to become eligible for the 50% reduced penalty.
3. C Hall Trucking will, within thirty (30) days from the date of the Penalty Order, send an individual responsible for safety compliance to attend a Commission-sponsored safety seminar, and proof of attendance will be submitted to the Litigation Counsel.
4. C Hall Trucking will be available within eighteen (18) months from the date of the Penalty Order for a follow-up Safety Compliance Review. Transportation Staff will contact the carrier to schedule the review.

Christopher Hall, d/b/a C Hall Trucking understands that if approved, an Order Amending Penalty Assessment will be issued by the Commission assessing a reduced penalty of \$925, and will set out the terms and conditions stated above. Once the Order Amending Penalty Assessment is issued by the Commission, C Hall Trucking will have thirty (30) days from the date of service of that Order to pay the reduced penalty assessed.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Christopher Hall, d/b/a C Hall Trucking

\_\_\_\_\_  
Christopher Hall  
Owner

(This Agreement can be mailed via U.S. Mail to the address above to the attention of Ahsan Latif, Litigation Counsel, or sent via e-mail to [v.jacobsen@kcc.ks.gov](mailto:v.jacobsen@kcc.ks.gov) and [alatif@kcc.ks.gov](mailto:alatif@kcc.ks.gov).)

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

Before Commissioners:      Dwight D. Keen, Chair  
                                     Shari Feist Albrecht  
                                     Susan K. Duffy

In the Matter of the Investigation of )  
**Christopher Hall, d/b/a C Hall Trucking, of** )  
**Scott City, KS,** Regarding the Violation(s) of )  
the Motor Carrier Safety Statutes, Rules and ) Docket No. 20-TRAM-220-PEN  
Regulations 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 2018 Supp. 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 49 C.F.R. Part 390.5 as adopted by K.A.R. 82-4-3f, 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. The Commission has the authority, pursuant to K.A.R. 82-1-237, to investigate an entity under the Commission's jurisdiction and order a hearing on the Commission's own motion when the Commission believes the entity is in violation of the law or any order of the Commission.

## **II. BACKGROUND**

3. Christopher Hall, d/b/a C Hall Trucking (C Hall Trucking) has common operating authority with the Commission and further operates under USDOT number 2902014.

4. Chris Hall attended a Commission-sponsored Motor Carrier Education and Safety Instructional Meeting on September 26, 2016, on behalf of C Hall Trucking.

5. C Hall Trucking is a common motor carrier which primarily hauls machinery, large objects, livestock, grain, feed, hay, commodities dry bulk and farm supplies.

6. C Hall Trucking is a New Entrant motor carrier and may be eligible for a fifty-percent (50%) reduction of the penalty(s) assessed below.

## **III. STATEMENT OF FACTS**

7. Pursuant to the jurisdiction and authority cited above, on October 30, 2019, Commission Staff (Staff) Special Investigator Penny Fryback conducted a compliance review of the operations of C Hall Trucking. A copy of the safety compliance review is attached hereto as Attachment "A" and is hereby incorporated by reference. As a result of this investigation, the special investigator identified seven (7) violation(s) of the Motor Carrier Safety Regulations.

- a. On July 7, 2019, C Hall Trucking required or permitted its driver, Kevin Hall, to operate a CDL-required commercial motor vehicle, a 2006 Freightliner CL120, VIN ending in 78396, GVWR 33,000 lbs., pulling a 2003 Wilson semi-trailer, VIN ending in 37882, in intrastate commerce from Scott City, Kansas to Great Bend, Kansas. This trip is evidenced by a Driver's Daily Log, dated July 7, 2019, a copy of which is attached hereto as Attachment "B" and is hereby incorporated by reference. At the time of this transportation, C Hall Trucking did not have a person

designated to undergo 60 minutes of training for suspicious alcohol abuse and 60 minutes of training for suspicious controlled substance abuse. The carrier's inability to produce documentation of this training and its failure to have a designated person to attend 60 minutes of training on alcohol misuse and an additional 60 minutes of training on controlled substances use is a violation of 49 C.F.R. 382.603, adopted by K.A.R. 82-4-3c, and authorized by K.S.A. 2018 Supp. 66-1,129. Staff recommends a fine of \$100.

- b. On August 28, 2019, C Hall Trucking required or permitted its driver, Christopher Hall, to operate a CDL-required commercial motor vehicle, a 2004 Peterbilt, VIN ending in 821469, GVWR 33,000 lbs., pulling a 2003 Wilson semi-trailer, VIN ending in 37882, in intrastate commerce from Garden City, Kansas to Wichita, Kansas. This trip is evidenced by Driver's Daily Log, dated August 28, 2019, a copy of which is attached hereto as Attachment "C" and is hereby incorporated by reference. At the time of this transportation, C Hall Trucking used a driver that did not possess a valid Commercial Driver's License (CDL) to operate the commercial motor vehicles stated above due to an expired medical card since November 30, 2016. The carrier's operation using a driver without a valid CDL is in violation of 49 C.F.R. 392.2, authorized by K.S.A. 8-2,125. Staff recommends a fine of \$500.
- c. During the transportation described in paragraph b, above, C Hall Trucking used a driver that was not medically examined and certified as

physically fit to operate a commercial motor vehicle. The carrier's failure to confirm that its driver is medically examined and certified prior to requiring or permitting the operation of a commercial motor vehicle and maintaining documentation of the medical certificate in the driver qualification file is a violation of 49 C.F.R. 391.41(a)(1)(i), adopted by K.A.R. 82-4-3g, and authorized by K.S.A. 2018 Supp. 66-1,129. Staff recommends a fine of \$250.

- d. During the transportation described in paragraph b, above, C Hall Trucking failed to make an inquiry every 12 months into the annual motor vehicle record (MVR) of its driver and maintain the response(s) of each state agency in the driver qualification file. The special investigator discovered two (2) violations of this type. The carrier's failure to inquire into its driver's MVR at least once every 12 months and maintain a copy of the MVR in the driver qualification file is a violation of 49 C.F.R. Part 391.25(a) and (c)(1), adopted by K.A.R. 82-4-3g, and authorized by K.S.A. 2018 Supp. 66-1,112. Staff recommends a fine of \$250.
- e. On July 25, 2019, C Hall Trucking required or permitted its driver, Kevin Hall, to operate a CDL-required commercial motor vehicle, a 2004 Peterbilt, VIN ending in 821469, GVWR over 33,000 lbs., pulling a 2003 Wilson semi-trailer, VIN ending in 37882, in intrastate commerce from Garden City, Kansas to Wichita, Kansas. This trip is evidenced by a Driver's Daily Log, dated July 25, 2019, a copy of which is attached hereto as Attachment "D" and is hereby incorporated by reference. At the

time of this transportation, Kevin Hall drove 5.39 hours after being on duty 14 hours. The carrier's failure to require its driver to cease driving at the 14<sup>th</sup> hour after coming on duty following ten (10) consecutive hours off duty is in violation of 49 C.F.R. 395.3(a)(2), adopted by K.A.R. 82-4-3, and authorized by K.S.A. 2018 Supp. 66-1,129. Staff recommends a fine of \$250.

- f. During the transportation described in paragraph e, above, driver Kevin Hall drove from Scott City, Kansas to Leoti, Kansas after he had delivered in Wichita, Kansas. Mr. Hall failed to log his hours of service from Scott City, Kansas to Leoti, Kansas when he was required to complete a record of duty status. The special investigator discovered two (2) violations of this type. C Hall Trucking's failure to require its driver to keep accurate records of duty status for each 24-hour period using the method described in 49 C.F.R. 395.8(a) and to submit the original record to the motor carrier within 13 days of creation is in violation of 49 C.F.R. 395.8(a), adopted by K.A.R. 82-4-3a, and authorized by K.S.A. 2018 Supp. 66-1,129. Staff recommends a fine of \$250.
- g. During the transportation described in paragraph e, above, C Hall Trucking failed to obtain the inspector certifications of Benjamin Rempel and Randy Jacobs indicating they were qualified to conduct annual inspections on the commercial motor vehicles. The special investigator discovered two (2) violations of this type. The carrier's failure to retain evidence of the inspector's qualifications to inspect the commercial motor



vehicles is a violation of 49 C.F.R. 396.19(b), adopted by K.A.R. 82-4-3, and authorized by K.S.A. 2018 Supp. 66-1,129. Staff recommends a fine of \$250.

#### **IV. STAFF'S RECOMMENDATIONS**

8. Based upon the available facts, Staff recommends the Commission find C Hall Trucking committed seven (7) 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. Staff recommends a civil penalty of \$1,850 for seven (7) violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations.

10. Staff provides notice to the Commission that Christopher Hall, d/b/a C Hall Trucking is a New Entrant motor carrier and may be eligible for a fifty-percent (50%) reduced civil penalty. The carrier must submit to Litigation Counsel within fifteen (15) days of the date of this Penalty Order the signed and dated Reduced Penalty Agreement and Transportation Staff must approve the carrier's Corrective Action Plan (CAP).

11. Staff recommends Christopher Hall, d/b/a C Hall Trucking submit a Corrective Action Plan (CAP) within thirty (30) days of the date of this Penalty Order, to Transportation Staff, documenting the violation(s) described in this Penalty Order, including specific and detailed information explaining the carrier's efforts and concrete steps taken to ensure the violation(s) do not occur in the future. The CAP must be approved by Transportation Staff to qualify for the fifty-percent (50%) discount.

12. Staff further recommends that a representative from C Hall Trucking attend a Commission-sponsored safety seminar within ninety (90) days from the date of this Order, and provide proof of attendance to Litigation Counsel.

13. Finally, Staff recommends that C Hall Trucking submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order. Staff will contact the motor carrier at a later date to determine an appropriate time for this review.

## **V. CONCLUSIONS OF LAW**

14. The Commission finds it has jurisdiction over C Hall Trucking because it is a motor carrier as defined in 49 C.F.R. Part 390.5 as adopted by K.A.R. 82-4-3f.

15. The Commission finds a penalty of \$1,850 should be assessed to C Hall Trucking for committing seven (7) 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.

16. The Commission finds C Hall Trucking is a New Entrant motor carrier and may be eligible for a fifty-percent (50%) reduction in the penalty(s) assessed herein.

### **THE COMMISSION THEREFORE ORDERS THAT:**

A. Christopher Hall, d/b/a C Hall Trucking, of Scott City, KS is hereby assessed a penalty of \$1,850 for seven (7) 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. Payment of \$1,850 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 owed.

B. A representative from C Hall Trucking is ordered to attend a Commission-sponsored safety meeting within ninety (90) days from the date of this Order, and provide proof of attendance to Litigation Counsel. 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](http://www.kcc.state.ks.us/trans/safety_meetings.htm).

C. C Hall Trucking must submit a Corrective Action Plan (CAP) within thirty (30) days of the date of this Penalty Order, to Transportation Staff, documenting the violation(s) described above, including specific and detailed information explaining the carrier's efforts and concrete steps taken to ensure the violation(s) do not occur in the future.

D. C Hall Trucking 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 motor carrier at a later date to determine an appropriate time for this review.

E. If C Hall Trucking does not submit the Reduced Penalty Agreement and fails to pay the penalty of \$1,850 within thirty (30) days from the date of service of this Penalty Order, *see* K.S.A. 66-1,105, and/or fails to comply with the provisions of this Order, the Commission will have the right to order further sanctions, including suspension of C Hall Trucking's motor carrier operating authority without further notice. Additionally, the Commission may issue and enforce revocation of motor carrier authority and/or issue cease and desist order(s), and may order other remedies available to the Commission by law, without further notice.

F. **Pursuant to K.S.A. 2018 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, within fifteen (15) days from the date of**

**service of this Penalty Order.** The request may be electronically filed with the Commission's electronic filing system at <https://puc.kcc.ks.gov/e-filing/e-express/>, and a copy mailed to the Litigation Counsel. If you do not have access to the internet, you can mail an original and seven copies of the request to the Executive Director at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and mail a copy to Litigation Counsel. A hearing will be scheduled only upon written request. Failure to timely request a hearing will result in a waiver of C Hall Trucking's right to a hearing.

G. 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. 2018 Supp. 66-1,142b(e) and amendments thereto.

H. 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.**

Keen, Chair; Albrecht, Commissioner; Duffy, Commissioner

Dated: 11/21/2019




\_\_\_\_\_  
Lynn M. Retz  
Executive Director

AAL

## **ATTACHMENT “A”**

# UNITED STATES DEPARTMENT OF TRANSPORTATION

|    | <b>U.S. DOT#:</b> 2902014<br><b>MC/MX#:</b> 976378 | <b>Legal:</b> CHRISTOPHER HALL<br><b>Operating (DBA):</b> C HALL TRUCKING  | <b>Investigation Date:</b><br>10/30/19 |             |                |            |             |  |          |              |   |   |  |  |  |
|--|--|--|--|-------------|----------------|------------|-------------|--|----------|--------------|---|---|--|--|--|
| <b>Investigation Type:</b> Onsite Comprehensive Investigation  |  | <b>Location of Investigation:</b> Company principal place of business (PPOB)<br><b>Extent of Operations:</b> Entire Operation  |  |             |                |            |             |  |          |              |   |   |  |  |  |
| <b>Physical Address</b>  |  | <b>Mailing Address</b>   |  |             |                |            |             |  |          |              |   |   |  |  |  |
| 311 CHURCH ST<br>SCOTT CITY, KS 67871<br>United States   |  | 311 CHURCH ST<br>SCOTT CITY, KS 67871-1015<br>United States  |  |             |                |            |             |  |          |              |   |   |  |  |  |
| <b>Contact Information</b>   |  |  |  |             |                |            |             |  |          |              |   |   |  |  |  |
| <b>Contact Name:</b> CHRISTOPHER HALL<br><b>Email:</b> [REDACTED]<br><b>Phone:</b> [REDACTED]  |  |  |  |             |                |            |             |  |          |              |   |   |  |  |  |
| <b>Business and Financial</b>  |  |  |  |             |                |            |             |  |          |              |   |   |  |  |  |
| <b>Business Type:</b> Sole Proprietorship<br><b>Gross Revenue:</b> [REDACTED] <b>For Year Ending:</b> 12/31/18<br><b>Federal Tax ID:</b> [REDACTED] (SSN)  |  |  |  |             |                |            |             |  |          |              |   |   |  |  |  |
| <b>Operation Classification and Type</b>   |  | <b>Cargo</b>   |  |             |                |            |             |  |          |              |   |   |  |  |  |
| <b>Type of Operation:</b> Non-HM Interstate Carrier, Non-HM Intrastate Carrier<br><br><b>Operation Classification</b><br>For-Hire Motor Carrier<br>Property<br>Other Non-Hazardous Freight   |  | Machinery, Large Objects, Livestock, Grain, Feed, Hay, Commodities Dry Bulk, Farm Supplies   |  |             |                |            |             |  |          |              |   |   |  |  |  |
| <b>Equipment</b>   |  | <b>Driver Information</b>  |  |             |                |            |             |  |          |              |   |   |  |  |  |
| <table border="1"> <thead> <tr> <th></th> <th>Owned</th> <th>Term Leased</th> <th>Trip Leased</th> </tr> </thead> <tbody> <tr> <td>Truck Tractors</td> <td>1</td> <td>1</td> <td></td> </tr> <tr> <td>Trailers</td> <td></td> <td>2</td> <td></td> </tr> </tbody> </table> |  | Owned  | Term Leased                            | Trip Leased | Truck Tractors | 1          | 1           |  | Trailers |              | 2 |   |  |  |  |
|  | Owned  | Term Leased  | Trip Leased                            |             |                |            |             |  |          |              |   |   |  |  |  |
| Truck Tractors   | 1  | 1  |  |             |                |            |             |  |          |              |   |   |  |  |  |
| Trailers   |  | 2  |  |             |                |            |             |  |          |              |   |   |  |  |  |
|  |  |  |  |             |                |            |             |  |          |              |   |   |  |  |  |
|  |  |  |  |             |                |            |             |  |          |              |   |   |  |  |  |
| <b>Power units used in the U.S.:</b> 2<br><b>Percentage of time used in the U.S.:</b> 100.0%   |  | <table border="1"> <thead> <tr> <th>Drivers</th> <th>Intrastate</th> <th>Interstate</th> </tr> </thead> <tbody> <tr> <td>&lt; 100 Miles</td> <td></td> <td></td> </tr> <tr> <td>&gt;= 100 Miles</td> <td></td> <td>2</td> </tr> </tbody> </table><br><b>Average trip leased driver/month:</b> 0<br><b>Drivers with CDL:</b> 2<br><b>Total Drivers:</b> 2 |  | Drivers     | Intrastate     | Interstate | < 100 Miles |  |          | >= 100 Miles |   | 2 |  |  |  |
| Drivers  | Intrastate   | Interstate   |  |             |                |            |             |  |          |              |   |   |  |  |  |
| < 100 Miles  |  |  |  |             |                |            |             |  |          |              |   |   |  |  |  |
| >= 100 Miles   |  | 2  |  |             |                |            |             |  |          |              |   |   |  |  |  |

**Person(s) Interviewed****Name:** CHRISTOPHER HALL**Title:** OWNER**Name:** KEVIN D. HALL**Title:** DRIVER**Questions**

Questions about this report or the Federal Motor Carrier Safety or Hazardous Materials regulations may be addressed to the Federal Motor Carrier Safety Administration at:

1500 SW Arrowhead Road  
Topeka, KS 66604-4027  
Phone: (785) 443-1523  
Fax: (785) 271-3124

**This report will be used to assess your safety compliance.**

## Violations

### 1. Primary: 395.8

Failure to require driver to prepare record of duty status when required.

#### Violations Discovered

| Fed | State | Total |
|-----|-------|-------|
|     | 1     | 1     |

#### Violations Checked

| Fed | State | Total |
|-----|-------|-------|
|     | 60    | 60    |

#### Example/Notes:

Kevin Hall

7/19/2019

Driver, Kevin Hall failed to log his return trip from Scott City, KS to Leoti, KS.

#### Drivers/Vehicles

| In Violation | Checked |
|--------------|---------|
| 1            | 60      |

### 2. Primary: 382.603

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.

#### Violations Discovered

| Fed | State | Total |
|-----|-------|-------|
| 1   |       | 1     |

#### Violations Checked

| Fed | State | Total |
|-----|-------|-------|
| 1   |       | 1     |

#### Example/Notes:

Kevin Hall,

7/1/19,

Christopher Hall, owner of C Hall Trucking. Carrier failed to obtain Supervisor Reasonable Suspicion Training.

#### Drivers/Vehicles

| In Violation | Checked |
|--------------|---------|
|              |         |

### 3. Primary: 391.21(a)

Using a driver who has not completed and furnished an employment application.

#### Violations Discovered

| Fed | State | Total |
|-----|-------|-------|
| 2   |       | 2     |

#### Violations Checked

| Fed | State | Total |
|-----|-------|-------|
|     |       |       |



|  | 2  | 2 |              |         |   |   |
|--|--|---|--------------|---------|---|---|
| <b>Example/Notes:</b><br><br>Christopher Hall,<br>8/1/19<br>Driver, Christopher Hall failed to note he was subject to DOT regulations and Controlled/Alcohol testing during his previous employment. | <b>Drivers/Vehicles</b> <table><tr><th>In Violation</th><th>Checked</th></tr><tr><td>2</td><td>2</td></tr></table> |   | In Violation | Checked | 2 | 2 |
| In Violation   | Checked  |   |              |         |   |   |
| 2  | 2  |   |              |         |   |   |

| <b>4. Primary: 391.23(c)</b><br><br>Failing to investigate driver's background within 30 days of employment.  | <table><tr><th colspan="3">Violations Discovered</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td>2</td><td></td><td>2</td></tr></table> <table><tr><th colspan="3">Violations Checked</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td>2</td><td></td><td>2</td></tr></table> | Violations Discovered |  |              | Fed     | State | Total | 2 |  | 2 | Violations Checked |  |  | Fed | State | Total | 2 |  | 2 |
|---|--|-----------------------|--|--------------|---------|-------|-------|---|--|---|--------------------|--|--|-----|-------|-------|---|--|---|
| Violations Discovered   |  |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| Fed   | State  | Total                 |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| 2   |  | 2                     |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| Violations Checked  |  |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| Fed   | State  | Total                 |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| 2   |  | 2                     |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| <b>Example/Notes:</b><br><br>Christopher Hall,<br>8/1/19<br><br>Driver, Christopher Hall was previously employed by George W. Ross Trucking located at 820 W 5th St., Scott City, KS and carrier failed to obtain previous employers Drug & Alcohol and previous performance history. | <table><tr><th colspan="2">Drivers/Vehicles</th></tr><tr><th>In Violation</th><th>Checked</th></tr><tr><td>2</td><td>2</td></tr></table>   | Drivers/Vehicles      |  | In Violation | Checked | 2     | 2     |   |  |   |                    |  |  |     |       |       |   |  |   |
| Drivers/Vehicles  |  |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| In Violation  | Checked  |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| 2   | 2  |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |

| <b>5. Primary: 391.25(a)</b><br><br>Failing to make an inquiry into the driving record of each driver to the appropriate State agencies in which the driver held a commercial motor vehicle operator's license at least once every 12 months. | <table><tr><th colspan="3">Violations Discovered</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td>2</td><td></td><td>2</td></tr></table><br><table><tr><th colspan="3">Violations Checked</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td>2</td><td></td><td>2</td></tr></table> | Violations Discovered |  |              | Fed     | State | Total | 2 |  | 2 | Violations Checked |  |  | Fed | State | Total | 2 |  | 2 |
|---|---|-----------------------|--|--------------|---------|-------|-------|---|--|---|--------------------|--|--|-----|-------|-------|---|--|---|
| Violations Discovered   |   |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| Fed   | State   | Total                 |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| 2   |   | 2                     |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| Violations Checked  |   |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| Fed   | State   | Total                 |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| 2   |   | 2                     |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| <b>Example/Notes:</b><br><br>Christopher Hall,<br>8/1/19<br><br>Driver, Christopher Hall was unable to provide SI with a copy of the previous or current MVR  | <table><tr><th colspan="2">Drivers/Vehicles</th></tr><tr><th>In Violation</th><th>Checked</th></tr><tr><td>2</td><td>2</td></tr></table>  | Drivers/Vehicles      |  | In Violation | Checked | 2     | 2     |   |  |   |                    |  |  |     |       |       |   |  |   |
| Drivers/Vehicles  |   |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| In Violation  | Checked   |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| 2   | 2   |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |

**6. Primary: 391.45(b)(1)****Secondary: 391.11(a)**

Using a driver not medically examined and certified during the preceding 24 months.

**Violations Discovered**

| Fed | State | Total |
|-----|-------|-------|
| 1   |       | 1     |

**Violations Checked**

| Fed | State | Total |
|-----|-------|-------|
| 2   |       | 2     |

**Example/Notes:**

Christopher Hall,

8/1/2019

Driver, Christopher Hall's medical card expired on: 11/30/18.

**Drivers/Vehicles**

| In Violation | Checked |
|--------------|---------|
| 1            | 2       |

**7. Primary: 391.51(b)(5)**

Failing to maintain a note relating to the annual review of the driver's driving record as required by 391.25(c)(2).

**Violations Discovered**

| Fed | State | Total |
|-----|-------|-------|
| 2   |       | 2     |

**Violations Checked**

| Fed | State | Total |
|-----|-------|-------|
| 2   |       | 2     |

**Example/Notes:**

Christopher Hall,

8/1/2019

Christopher Hall d b a C Hall Trucking failed to obtain an annual review of the drivers driving record.

**Drivers/Vehicles**

| In Violation | Checked |
|--------------|---------|
| 2            | 2       |

**8. Primary: 392.2****State Equivalent: K.S.A. 8-2,125**

Operating a commercial motor vehicle not in accordance with the laws, ordinances, and regulations of the jurisdiction in which it is being operated - Driver Fitness

**Violations Discovered**

| Fed | State | Total |
|-----|-------|-------|
|     | 1     | 1     |

**Violations Checked**

| Fed | State | Total |
|-----|-------|-------|
|     | 2     | 2     |

**Example/Notes:****Drivers/Vehicles**

| Christopher Hall,<br>8/1/19<br>Driver, Christopher Hall does not currently have a valid CDL due to an expired medical card since 11/30/16. | <table border="1"> <thead> <tr> <th>In Violation</th><th>Checked</th></tr> </thead> <tbody> <tr> <td>1</td><td>2</td></tr> </tbody> </table> | In Violation | Checked | 1 | 2 |
|--|--|--------------|---------|---|---|
| In Violation   | Checked  |              |         |   |   |
| 1  | 2  |              |         |   |   |

| <b>9. Primary: 395.3(a)(2)</b><br>"Driving a commercial motor vehicle for any period after having been on duty for 14 hours (property-carrying vehicles).<br>" | <table><tr><th colspan="3">Violations Discovered</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>1</td><td>1</td></tr></table><br><table><tr><th colspan="3">Violations Checked</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>60</td><td>60</td></tr></table> | Violations Discovered |  |              | Fed     | State | Total |  | 1 | 1 | Violations Checked |  |  | Fed | State | Total |  | 60 | 60 |
|--|---|-----------------------|--|--------------|---------|-------|-------|--|---|---|--------------------|--|--|-----|-------|-------|--|----|----|
| Violations Discovered  |   |                       |  |              |         |       |       |  |   |   |                    |  |  |     |       |       |  |    |    |
| Fed  | State   | Total                 |  |              |         |       |       |  |   |   |                    |  |  |     |       |       |  |    |    |
|  | 1   | 1                     |  |              |         |       |       |  |   |   |                    |  |  |     |       |       |  |    |    |
| Violations Checked   |   |                       |  |              |         |       |       |  |   |   |                    |  |  |     |       |       |  |    |    |
| Fed  | State   | Total                 |  |              |         |       |       |  |   |   |                    |  |  |     |       |       |  |    |    |
|  | 60  | 60                    |  |              |         |       |       |  |   |   |                    |  |  |     |       |       |  |    |    |
| <b>Example/Notes:</b><br><br>Kevin Hall<br>7/25/2019<br><br>Driver, Kevin Hall, drove 5 hours and 39 minutes over the 14 hour driving time limit               | <table><tr><th colspan="2">Drivers/Vehicles</th></tr><tr><th>In Violation</th><th>Checked</th></tr><tr><td>1</td><td>2</td></tr></table>  | Drivers/Vehicles      |  | In Violation | Checked | 1     | 2     |  |   |   |                    |  |  |     |       |       |  |    |    |
| Drivers/Vehicles   |   |                       |  |              |         |       |       |  |   |   |                    |  |  |     |       |       |  |    |    |
| In Violation   | Checked   |                       |  |              |         |       |       |  |   |   |                    |  |  |     |       |       |  |    |    |
| 1  | 2   |                       |  |              |         |       |       |  |   |   |                    |  |  |     |       |       |  |    |    |

| <b>10. Primary: 396.3(b)(1)</b><br><br>Failing to keep a maintenance record which identifies the vehicle, including make, serial number, year, and tire size. | <table><tr><th colspan="3">Violations Discovered</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td>4</td><td></td><td>4</td></tr></table> <table><tr><th colspan="3">Violations Checked</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td>4</td><td></td><td>4</td></tr></table> | Violations Discovered |  |              | Fed     | State | Total | 4 |  | 4 | Violations Checked |  |  | Fed | State | Total | 4 |  | 4 |
|---|--|-----------------------|--|--------------|---------|-------|-------|---|--|---|--------------------|--|--|-----|-------|-------|---|--|---|
| Violations Discovered   |  |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| Fed   | State  | Total                 |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| 4   |  | 4                     |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| Violations Checked  |  |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| Fed   | State  | Total                 |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| 4   |  | 4                     |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| <b>Example/Notes:</b><br><br>Unit 22<br><br>The carrier failed to identify the vehicle by the VIN, Make, Model, Tire Size, and company unit number.           | <table><tr><th colspan="2">Drivers/Vehicles</th></tr><tr><th>In Violation</th><th>Checked</th></tr><tr><td>4</td><td>4</td></tr></table>   | Drivers/Vehicles      |  | In Violation | Checked | 4     | 4     |   |  |   |                    |  |  |     |       |       |   |  |   |
| Drivers/Vehicles  |  |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| In Violation  | Checked  |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |
| 4   | 4  |                       |  |              |         |       |       |   |  |   |                    |  |  |     |       |       |   |  |   |

|  |                              |              |              |
|--|------------------------------|--------------|--------------|
| <b>11. Primary: 396.19(b)</b><br><br>Failing to maintain evidence of inspector's qualifications. | <b>Violations Discovered</b> |              |              |
|  | <b>Fed</b>                   | <b>State</b> | <b>Total</b> |
|  | 2                            |              | 2            |
|  | <b>Violations Checked</b>    |              |              |

|  |   |       |       |              |         |   |   |
|--|---|-------|-------|--------------|---------|---|---|
|  | Fed   | State | Total |              |         |   |   |
|  | 2   |       | 2     |              |         |   |   |
| <b>Example/Notes:</b><br><br>Randy Jacobs<br>August 2019<br>Unit #32<br>7/1/19<br>Carrier failed to provide inspector certifications for Randy Jacobs and Benjamin Rempel. | <b>Drivers/Vehicles</b><br><table border="1"> <tr> <td data-bbox="1047 344 1279 407">In Violation</td> <td data-bbox="1279 344 1508 407">Checked</td> </tr> <tr> <td data-bbox="1047 407 1279 470">2</td> <td data-bbox="1279 407 1508 470">2</td> </tr> </table> |       |       | In Violation | Checked | 2 | 2 |
| In Violation   | Checked   |       |       |              |         |   |   |
| 2  | 2   |       |       |              |         |   |   |

## Safety Fitness Rating

Your proposed safety rating is: **SATISFACTORY** 0 UNSATISFACTORY rating factors and 2 or fewer CONDITIONAL rating factors. Corrective actions must be taken for any violations (deficiencies) identified in this report. See below for more information.

| RATING FACTORS   | RATING       | ACUTE | CRITICAL |
|--|--------------|-------|----------|
| Factor 1: General = Parts 387 and 390  | Satisfactory |       |          |
| Factor 2 Driver = Parts 382, 383 and, 391  | Satisfactory |       |          |
| Factor 3: Operational = Parts 392 and 395  | Satisfactory |       |          |
| Factor 4: Vehicle = Parts 393 and 396<br>OOS Vehicles (CR):<br>Number of Vehicles Inspected (CR):<br>OOS Vehicles (MCMIS):<br>Number of Vehicles Inspected (MCMIS):<br>OOS Rate: NaN | Satisfactory |       |          |
| Factor 5: Haz Mat. = Parts 397, 171, 177 and, 180  | Not Rated    |       |          |
| Factor 6. Accident Factor = Recordable Rate<br>Total Miles Operated: 97,829<br>Recordable Accidents: 0<br>Recordable Accidents/Million Miles. 0.00                                   | Satisfactory | N/A   | N/A      |

You must take corrective actions for any violations (deficiencies) identified in the Violations section of this report.

**DataQs:** If you dispute the violations recorded in the Violations section of this investigation report, and the violations were not used in the calculation of your safety rating, you may submit a Request for Data Review (RDR) through DataQs. The DataQs system is the method to remove violations that did not affect your safety rating. DataQs is an online system that allows a motor carrier or driver to request and track a review of Federal and State issued data that it believes to be incomplete or incorrect. To submit an RDR, go to <https://dataqs.fmcsa.dot.gov>.

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## Process Breakdown and Remedies

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### **BASIC: Driver Fitness**

#### **Process Breakdown: Monitoring and Tracking**

Carrier, C Hall Trucking, should have a process in place to keep track of when medical cards expire and notify the drivers prior to the expiration date.

#### **Specific Recommended Remedies**

**To implement Safety Improvement Practices, the following list are recommended practices related to Monitoring and Tracking:**

1. Review and retain each driver's Motor Vehicle Record (MVR) at least annually to ensure compliance with company policies, Federal regulations, and State and local laws and ordinances related to driver fitness. If a driver seems to have numerous violations, the MVR should be reviewed more often. Random MVR checks in addition to annual checks are also effective. File the MVR in each driver's driver qualification file after review.
2. Implement an effective process for monitoring and documenting all drivers' job functions, training, qualifications, renewal dates, disclosed medical conditions, and operational restrictions, including those of drivers on a waiver program or with impairments that may be satisfied by a Skill Performance Evaluation certificate, to ensure that assignments are covered by qualified drivers.
3. Implement a system for keeping accurate records of employee driver fitness training needs, such as entry-level and HAZMAT training, and completed training, via software, a checklist in the driver's file, and/or another appropriate method.

### **BASIC: Hours-of-Service Compliance**

#### **Process Breakdown: Monitoring and Tracking**

Carrier should verify each drivers log to ensure they are within the time limits using supporting documents

#### **Specific Recommended Remedies**

**To implement Safety Improvement Practices, the following list are recommended practices related to Monitoring and Tracking:**

1. Implement an effective process for monitoring, tracking, and evaluating all drivers' compliance with Hours-of-Service (HOS) regulations and company policies
2. Promptly review all Records of Duty Status (RODS) for Hours-of-Service (HOS) violations and falsification. Look for discrepancies by comparing driver logs with their "check-in" calls and other supporting documents.
3. Implement a system for keeping accurate records of employees' Hours-of-Service (HOS) training needs and completed training, via software, a checklist in the driver's file, and/or another appropriate method

## Recommendations

### 1. **Additional Information**

Please visit the CSA outreach site for additional guidance: <https://csa.fmcsa.dot.gov>.

### 2. **Reasonable Suspicion Training**

Provide new-hire and refresher training, to all managers, other designated personnel, and the designated employer representative (DER), on controlled-substance and alcohol regulations and related company policies and procedures, including those pertaining to prohibited behavior; testing protocols and monitoring, for example, on grounds of "reasonable suspicion"; the consequences of a positive test result, referral to a substance-abuse professional (SAP), and confidentiality requirements in relation to recordkeeping.

### 3. **Obtain a copy of each driver's driving record and review it.**

Obtain a copy of each driver's driving record and review it annually.

### 4. **10-year driver employment history required.**

Ensure that drivers provide a 10-year employment history on their employment application.

### 5. **Maintain a complete file documenting the qualification process.**

Ensure that all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file as required for each driver, documenting the qualification process.

### 6. **Require drivers to prepare complete and accurate records.**

Require all drivers to prepare complete and accurate records of duty status for each day, and to submit them within 13 days. Maintain all duty status records on file, with all supporting documents, for at least 6 months.

### 7. **Ensure that all drivers' logs are accurate.**

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.

### 8. **Certificate of Violations**

Every driver is required to complete a certificate of violations every year showing any traffic violations that the driver received within the last 12 months. The carrier is required to provide the driver with the form and retain the completed form for 3 years.

### 9. **Hours of service**

Establish a system to control property carrying drivers' hours of service. Do not dispatch drivers who don't have adequate hours available to complete assigned trips legally. Do not allow drivers to exceed the 11, 14, and 60/70-hour limits.

### 10. **Mechanic Certification**

Ensure that you have on file a mechanics certification from mechanics that conduct your annual inspections.

### 11. **DQ File**

Each motor carrier shall maintain a driver qualification (DQ) file for each driver it employs. A driver's qualification file may be combined with his/her personnel file. The DQ file must include: driver's application for employment, a copy of the motor vehicle record received from each State within 30 days of the hire date, certificate of the driver's road test or a copy of the CDL license, copy of the annual motor vehicle record received from each State agency every 12 months, a note relating to the annual review of the driver's driving record, a list or certificate relating to violations of motor vehicle laws and ordinances, a copy of the medical examiner's certificate, a note relating to the verification of medical examiner being listing on the National Registry of Certified Medical Examiners, and a Skill Performance Evaluation Certificate if applicable due to the drivers inability to pass the physical requirements for a medical certification.

### 12. **Maintenance Record Program**

Establish a systematic maintenance records program for all vehicles. Maintain a complete file for each subject vehicle, recording all repairs, maintenance and inspection operations performed. Maintenance files must identify the vehicle by make, serial number, year, tire size, and carrier unit number.

### 13. **Required recommendation**

• **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 could result in a Penalty Order:

• **PLEASE NOTE:** The violations discovered during this compliance review may affect the civil penalty proposed in any subsequent Penalty Order. In addition, your history of prior violations of the Federal Motor Carrier Safety Regulations, Federal Hazardous Material Regulations or the Federal Motor Carrier Commercial Regulations may also affect the civil penalty proposed in any subsequent Penalty Order. 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. Your signature is not an admission of the violations identified.

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

CAP Requirements:

The KCC requires that you prepare a corrective action plan (CAP), addressing the measures taken to correct all 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. Submit the letter along with copies of your supporting evidence to:

e-mail: [g.davenport@kcc.ks.gov](mailto:g.davenport@kcc.ks.gov)  
FAX: 785-271-3124,

or mail to:  
Kansas Corporation Commission  
Attn: Gary Davenport



1500 SW Arrowhead Road  
Topeka, KS 66604-1027

**CAP Penalty:**

Motor Carriers are responsible for complying with all rules required by the Commission. You are required to prepare a corrective action plan (CAP) to address the violations listed in this report. Failure to submit the CAP or failure to comply with the requirements listed in this report may result in the issuance of further penalties or other repercussions, including revocation of authority to operate (license) in Kansas.

**Acknowledgment Statement:**

I acknowledge that these requirements and/or recommendations have been discussed with me and my employees. I understand that failure to satisfactorily rectify the violations listed in this report may result in the issuance of further penalties or other repercussions, including revocation of authority to operate (license) in Kansas.

*[Signature]*  
Signature

*[Signature]*  
Signature

**Motor Carrier Safety Statistics and Regulations could result in the issuance of further penalties or other repercussions, including revocation of authority to operate (license) in Kansas.**

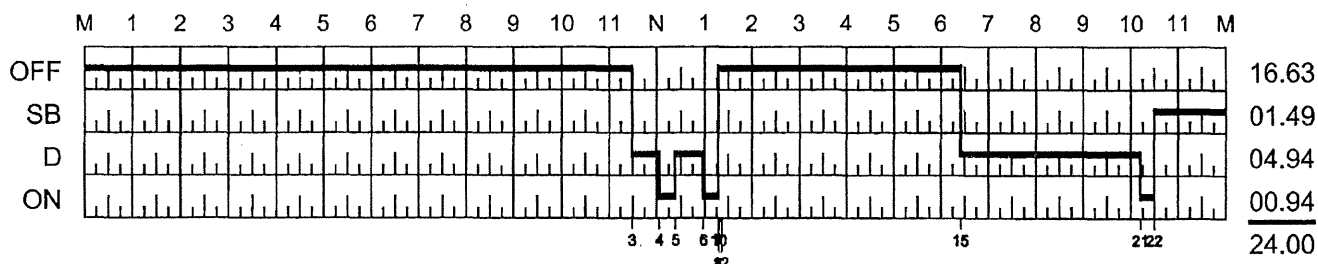
## **ATTACHMENT “B”**



# DRIVER'S DAILY LOG

Log Date: July 07, 2019  
Print Date: October 30, 2019

|                       |                                      |    |           |                       |                   |
|-----------------------|--------------------------------------|----|-----------|-----------------------|-------------------|
| Driver                | Kevin Hall                           | ID | KevinHall | Co-Drivers            |                   |
| Driver License        |                                      |    |           | Exempt Driver         | No                |
| Distance              | 289 mi                               |    |           | Engine Hours          | 25570.3 - 25577.2 |
| Odometers             | 576,537 - 576,826                    |    |           | Shipping Docs         | Wheat TO WICHITA  |
| Current Location      | 10 4 mi E of Great Bend, KS          |    |           | 24-Period Starting    | Midnight          |
| Data Diag. Indicators | No                                   |    |           | ELD Malfn. Indicators | No                |
| ELD ID                | KTIELD                               |    |           |                       |                   |
| Vehicles and VINs     | 22 ( ) 78396)                        |    |           |                       |                   |
| Trailers              | 37                                   |    |           |                       |                   |
| Carrier and DOT#      | C HALL TRUCKING (2902014)            |    |           |                       |                   |
| Main Office           | 311 CHURCH ST, SCOTT CITY, KS, 67871 |    |           |                       |                   |



| No. | Status                 | Start (CDT) | Duration            | Location                      | Engine  | Odo     | Notes |
|-----|------------------------|-------------|---------------------|-------------------------------|---------|---------|-------|
| 1   | Off Duty Driver        | 12:00 00 AM | 11 hr 29 min 22 sec | 35.2 mi N of Garden City, KS  | 25570.3 | 576,537 |       |
| 2   | Engine Power Up        | 11:06 19 AM | -                   | 35.2 mi N of Garden City, KS  | 25570.4 |         |       |
| 3   | Driving ELD            | 11 29:22 AM | 33 min 50 sec       | 35.2 mi N of Garden City, KS  | 25570.8 | 576,537 |       |
| 4   | On Duty Driver         | 12:03 12 PM | 19 min 48 sec       | 47.1 mi NW of Garden City, KS | 25571.3 | 576,567 |       |
| 5   | Driving ELD            | 12 23:00 PM | 35 min 8 sec        | 47.1 mi NW of Garden City, KS | 25571.7 | 576,567 |       |
| 6   | On Duty Driver         | 12:58:08 PM | 18 min 58 sec       | 34.7 mi N of Garden City, KS  | 25572.2 | 576,597 |       |
| 7   | Driving ELD            | 1:17:06 PM  | 27 sec              | 34.7 mi N of Garden City, KS  | 25572.6 | 576,597 |       |
| 8   | Off Duty Driver        | 1:17:33 PM  | 38 sec              | 34.7 mi N of Garden City, KS  | 25572.6 | 576,597 |       |
| 9   | PC Started             | 1 18 11 PM  | -                   | 34.7 mi N of Garden City, KS  | 25572.6 |         |       |
| 10  | Off Duty ELD Pers Conv | 1:18:11 PM  | 3 min 26 sec        | 34.7 mi N of Garden City, KS  | 25572.6 | 576,597 |       |
| 11  |                        | 1:21 37 PM  | -                   | 35.3 mi N of Garden City, KS  | 25572.6 |         |       |
| 12  | Off Duty Driver        | 1:21:37 PM  | 5 hr 4 min 16 sec   | 35.3 mi N of Garden City, KS  | 25572.6 | 576,598 |       |
| 13  | Engine Shutdown        | 1:24:41 PM  | -                   | 35.3 mi N of Garden City, KS  | 25572.7 |         |       |
| 14  | Engine Power Up        | 5:45:32 PM  | -                   | 35.3 mi N of Garden City, KS  | 25572.7 |         |       |

|    |                |             |                    |                              |         |         |
|----|----------------|-------------|--------------------|------------------------------|---------|---------|
| 15 | Driving ELD    | 6.25.53 PM  | 3 hr 46 min 54 sec | 35.3 mi N of Garden City, KS | 25573.3 | 576,598 |
| 16 | Int Location   | 7 17 08 PM  | -                  | 42.4 mi SW of Hays, KS       | 25574.2 |         |
| 17 | Int Location   | 8.15:32 PM  | -                  | Great Bend, KS               | 25575.2 |         |
| 18 | Int Location   | 8:45:59 PM  | -                  | 26.2 mi NW of Hutchinson, KS | 25575.7 |         |
| 19 | Int Location   | 9:33:27 PM  | -                  | 9.8 mi SE of McPherson, KS   | 25576.5 |         |
| 20 | Int Location   | 10:03 27 PM | -                  | Park City, KS                | 25577   |         |
| 21 | On Duty Driver | 10.12.47 PM | 17 min 52 sec      | Wichita, KS                  | 25577.2 | 576,826 |
| 22 | Sleeper Driver | 10:30 39 PM | 1 hr 29 min 21 sec | Wichita, KS                  |         |         |

| Recap              |              |              |              |              |              |               |
|--------------------|--------------|--------------|--------------|--------------|--------------|---------------|
| 6/24<br>6.61       | 6/25<br>4.98 | 6/26<br>6.34 | 6/27<br>6.22 | 6/28<br>0.00 | 6/29<br>0 00 | 6/30<br>10.50 |
| 7/01<br>4.86       | 7/02<br>6.93 | 7/03<br>5.25 | 7/04<br>0.91 | 7/05<br>7.71 | 7/06<br>0.00 |               |
| Hours Worked Today |              | 5.88         |              |              |              |               |

| Odometers |         |         |          |
|-----------|---------|---------|----------|
| Vehicle   | Start   | End     | Distance |
| 22        | 576,537 | 576,566 | 29 mi    |
| 22        | 576,566 | 576,596 | 30 mi    |
| 22        | 576,596 | 576,596 | 0 mi     |
| 22        | 576,596 | 576,597 | 1 mi     |
| 22        | 576,597 | 576,826 | 229 mi   |

I certify that these entries are true and correct

\_\_\_\_\_  
Driver Signature



## DRIVER'S VEHICLE INSPECTION REPORT

July 07, 2019  
12:00 PM CDT

|                  |            |                  |                 |
|------------------|------------|------------------|-----------------|
| Driver           | Kevin Hall | Carrier          | C HALL TRUCKING |
| Odometer         | 576,826    | Location         |                 |
| Vehicle          | 22         | Trailers         | 37              |
| No Defects Found |            | No Defects Found |                 |

Vehicle Condition Satisfactory

I declare that this vehicle has been inspected in accordance with the applicable requirements.

  
\_\_\_\_\_  
Driver Signature



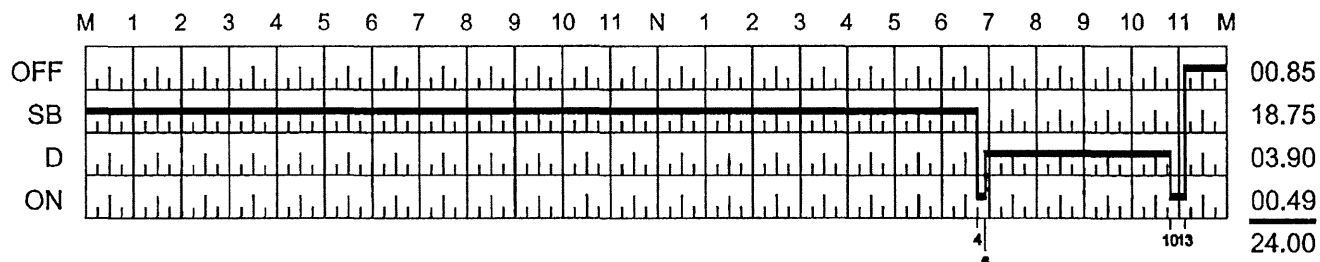
## **ATTACHMENT “C”**



# DRIVER'S DAILY LOG

Log Date: August 28, 2019  
Print Date: October 30, 2019

|                       |   |  |                       |                   |
|-----------------------|---|--|-----------------------|-------------------|
| Driver                | Chris Hall  |  | Co-Drivers            |                   |
| Driver License        | [REDACTED]  |  | Exempt Driver         | No                |
| Distance              | 224 mi  |  | Engine Hours          | 27480.2 - 27494.8 |
| Odometers             | 1,071,528 - 1,071,752                                   |  |                       |                   |
| Shipping Docs         | Wheat pellets to Whitham feedyard wheat back to wichita |  |                       |                   |
| Current Location      | 35.3 mi N of Garden City, KS                            |  | 24-Period Starting    | Midnight          |
| Data Diag. Indicators | No  |  | ELD Malfn. Indicators | No                |
| ELD ID                | KTIELD  |  |                       |                   |
| Vehicles and VINs     | 32 [REDACTED] 321469)                                   |  |                       |                   |
| Trailers              | 37  |  |                       |                   |
| Carrier and DOT#      | C Hall Trucking (73013)                                 |  |                       |                   |
| Main Office           | 311 Church Street, SCOTT CITY, KS, 67871-1406           |  |                       |                   |



| No. | Status          | Start (CDT) | Duration           | Location                     | Engine  | Odo       | Notes               |
|-----|-----------------|-------------|--------------------|------------------------------|---------|-----------|---------------------|
| 1   | Sleeper Driver  | 12.00.00 AM | 18 hr 45 min 5 sec | Wichita, KS                  |         |           | Sleeper             |
| 2   | Engine Power Up | 6:43:44 AM  | -                  | Wichita, KS                  | 27480.2 |           |                     |
| 3   | Engine Shutdown | 6:53:27 AM  | -                  | Wichita, KS                  | 27480.4 |           |                     |
| 4   | On Duty Driver  | 6:45:05 PM  | 10 min 20 sec      | Wichita, KS                  |         |           | Pre-Trip Inspection |
| 5   | Engine Power Up | 6:54:56 PM  | -                  | Wichita, KS                  | 27490.6 |           |                     |
| 6   | Driving ELD     | 6:55:25 PM  | 3 hr 54 min 12 sec | Wichita, KS                  | 27490.6 | 1,071,529 |                     |
| 7   | Int Location    | 7:27 16 PM  | -                  | 8.8 mi NW of Newton, KS      | 27491.1 |           |                     |
| 8   | Int Location    | 8:34 22 PM  | -                  | 11.6 mi E of Great Bend, KS  | 27492.2 |           |                     |
| 9   | Int Location    | 9 56:53 PM  | -                  | 48.8 mi N of Dodge City, KS  | 27493.6 |           |                     |
| 10  | On Duty Driver  | 10:49:37 PM | 19 min 8 sec       | 35.2 mi N of Garden City, KS | 27494.5 | 1,071,753 |                     |
| 11  | Cert            | 10:50:41 PM | -                  |                              |         |           |                     |
| 12  | Engine Shutdown | 11:08.02 PM | -                  | 35.2 mi N of Garden City, KS | 27494.8 |           |                     |
| 13  | Off Duty Driver | 11:08 45 PM | 51 min 15 sec      | 35.3 mi N of Garden City, KS |         |           |                     |

Recap

|                         |              |              |              |              |               |              |
|-------------------------|--------------|--------------|--------------|--------------|---------------|--------------|
| 8/15<br>0.49            | 8/16<br>0.00 | 8/17<br>0.00 | 8/18<br>1.23 | 8/19<br>4.60 | 8/20<br>10.98 | 8/21<br>6.14 |
| 8/22<br>10.18           | 8/23<br>6.56 | 8/24<br>0.00 | 8/25<br>4.36 | 8/26<br>4.63 | 8/27<br>6.12  |              |
| Hours Worked Today 4.39 |              |              |              |              |               |              |

| Odometers |           |           |          |
|-----------|-----------|-----------|----------|
| Vehicle   | Start     | End       | Distance |
| 32        | 1,071,528 | 1,071,752 | 224 mi   |

I certify that these entries are true and correct

*Chris Hall*

Driver Signature



## DRIVER'S VEHICLE INSPECTION REPORT

August 28, 2019  
06:53 PM CDT

|                   |                         |
|-------------------|-------------------------|
| Driver Chris Hall | Carrier C Hall Trucking |
| Odometer          | Location Wichita, KS    |
| Vehicle 32        | Trailers 37             |
| No Defects Found  | No Defects Found        |

Vehicle Condition Satisfactory

I declare that this vehicle has been inspected in accordance with the applicable requirements.

*Chris Hall*

Driver Signature



## DRIVER'S VEHICLE INSPECTION REPORT

August 28, 2019  
10:50 PM CDT

|                    |                                       |
|--------------------|---------------------------------------|
| Driver Chris Hall  | Carrier C Hall Trucking               |
| Odometer 1,071,752 | Location 35.2 mi N of Garden City, KS |
| Vehicle 32         | Trailers 37                           |
| No Defects Found   | No Defects Found                      |

Vehicle Condition Satisfactory

I declare that this vehicle has been inspected in accordance with the applicable requirements.

*Chris Hall*

Driver Signature



## **ATTACHMENT “D”**

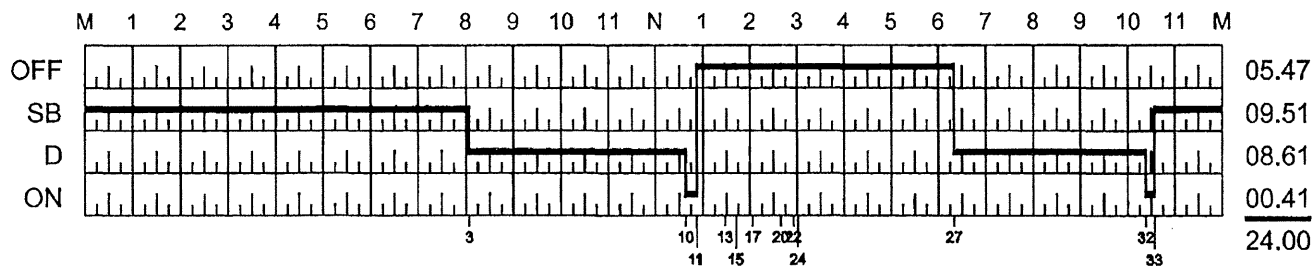




# DRIVER'S DAILY LOG

Log Date: July 25, 2019  
Print Date: October 30, 2019

|                       |                                      |    |           |                       |                   |
|-----------------------|--------------------------------------|----|-----------|-----------------------|-------------------|
| Driver                | Kevin Hall                           | ID | KevinHall | Co-Drivers            |                   |
| Driver License        |                                      |    |           | Exempt Driver         | No                |
| Distance              | 531 mi                               |    |           | Engine Hours          | 25802.8 - 25819.3 |
| Odometers             | 582,257 - 582,788                    |    |           | Shipping Docs         | Wheat TO WICHITA  |
| Current Location      | 10.4 mi E of Great Bend, KS          |    |           | 24-Period Starting    | Midnight          |
| Data Diag. Indicators | No                                   |    |           | ELD Malfn. Indicators | No                |
| ELD ID                | KTIELD                               |    |           |                       |                   |
| Vehicles and VINs     | 22                                   |    | 78396)    |                       |                   |
| Trailers              | 37                                   |    |           |                       |                   |
| Carrier and DOT#      | C HALL TRUCKING (2902014)            |    |           |                       |                   |
| Main Office           | 311 CHURCH ST, SCOTT CITY, KS, 67871 |    |           |                       |                   |



| No. | Status                 | Start (CDT) | Duration          | Location                      | Engine  | Odo     | Notes |
|-----|------------------------|-------------|-------------------|-------------------------------|---------|---------|-------|
| 1   | Sleeper Driver         | 12:00:00 AM | 8 hr 4 min 50 sec | Wichita, KS                   |         |         |       |
| 2   | Engine Power Up        | 3:10 12 AM  | -                 | Wichita, KS                   | 25802.8 |         |       |
| 3   | Driving ELD            | 8:04:50 AM  | 4 hr 34 min 9 sec | Wichita, KS                   | 25807.7 | 582,257 |       |
| 4   | Int Location           | 8:40:28 AM  | -                 | 10.8 mi NW of Newton, KS      | 25808.3 |         |       |
| 5   | Int Location           | 9:10:28 AM  | -                 | 13.2 mi W of McPherson, KS    | 25808.8 |         |       |
| 6   | Int Location           | 10:34:20 AM | -                 | 28.6 mi S of Hays, KS         | 25810.2 |         |       |
| 7   | Int Location           | 11:04:21 AM | -                 | 48.8 mi N of Dodge City, KS   | 25810.7 |         |       |
| 8   | Int Location           | 11:34:21 AM | -                 | 41.8 mi NE of Garden City, KS | 25811.2 |         |       |
| 9   | Int Location           | 12:08:23 PM | -                 | 36.9 mi N of Garden City, KS  | 25811.8 |         |       |
| 10  | On Duty Driver         | 12:38:59 PM | 13 min 48 sec     | 51.4 mi NW of Garden City, KS | 25812.3 | 582,522 |       |
| 11  | Off Duty Driver        | 12:52:47 PM | 36 min            | 51.4 mi NW of Garden City, KS |         |         |       |
| 12  | PC Started             | 1:28:47 PM  | -                 | 51.5 mi NW of Garden City, KS | 25813.1 |         |       |
| 13  | Off Duty ELD Pers Conv | 1 28:47 PM  | 14 min 9 sec      | 51.5 mi NW of Garden City, KS | 25813.1 | 582,522 |       |
| 14  |                        | 1:42:56 PM  | -                 | 47.1 mi NW of Garden City, KS | 25813.3 |         |       |

|    |                        |             |                    |                               |         |         |                      |
|----|------------------------|-------------|--------------------|-------------------------------|---------|---------|----------------------|
| 15 | Off Duty Driver        | 1 42 56 PM  | 20 min 14 sec      | 47.1 mi NW of Garden City, KS | 25813.3 | 582,529 |                      |
| 16 | PC Started             | 2 03.10 PM  | -                  | 47.1 mi NW of Garden City, KS | 25813.7 |         |                      |
| 17 | Off Duty ELD Pers Conv | 2 03:10 PM  | 36 min 34 sec      | 47.1 mi NW of Garden City, KS | 25813.7 | 582,529 |                      |
| 18 | Int Location           | 2 36 45 PM  | -                  | 35.3 mi N of Garden City, KS  | 25814.2 |         |                      |
| 19 |                        | 2 39.44 PM  | -                  | 34.7 mi N of Garden City, KS  | 25814.3 |         |                      |
| 20 | Off Duty Driver        | 2 39 44 PM  | 15 min 56 sec      | 34.7 mi N of Garden City, KS  | 25814.3 | 582,558 |                      |
| 21 | PC Started             | 2 55.40 PM  | -                  | 34.7 mi N of Garden City, KS  | 25814.6 |         |                      |
| 22 | Off Duty ELD Pers Conv | 2:55:40 PM  | 5 min 54 sec       | 34.7 mi N of Garden City, KS  | 25814.6 | 582,558 |                      |
| 23 |                        | 3:01 34 PM  | -                  | 35.2 mi N of Garden City, KS  | 25814.7 |         |                      |
| 24 | Off Duty Driver        | 3:01 34 PM  | 3 hr 19 min 17 sec | 35.2 mi N of Garden City, KS  | 25814.7 | 582,560 |                      |
| 25 | Engine Shutdown        | 3:08 04 PM  | -                  | 35.2 mi N of Garden City, KS  | 25814.8 |         |                      |
| 26 | Engine Power Up        | 5:49 46 PM  | -                  | 35.2 mi N of Garden City, KS  | 25814.8 |         |                      |
| 27 | Driving ELD            | 6:20.51 PM  | 4 hr 2 min 18 sec  | 35.2 mi N of Garden City, KS  | 25815.3 | 582,560 |                      |
| 28 | Int Location           | 7:44:43 PM  | -                  | 28.6 mi S of Hays, KS         | 25816.7 |         |                      |
| 29 | Int Location           | 8.45:47 PM  | -                  | 23.0 mi E of Great Bend, KS   | 25817.7 |         |                      |
| 30 | Int Location           | 9 24:30 PM  | -                  | 1.4 mi W of McPherson, KS     | 25818.4 |         |                      |
| 31 | Int Location           | 9 54:31 PM  | -                  | 1.8 mi NE of Newton, KS       | 25818.8 |         |                      |
| 32 | On Duty Driver         | 10:23.09 PM | 10 min 55 sec      | Wichita, KS                   | 25819.3 | 582,788 | Post-Trip Inspection |
| 33 | Sleeper Driver         | 10:34.04 PM | 1 hr 25 min 56 sec | Wichita, KS                   |         |         |                      |

| Unidentified Events |         |             |              |             |        |     |
|---------------------|---------|-------------|--------------|-------------|--------|-----|
| No.                 | Status  | Start (CDT) | Duration     | Location    | Engine | Odo |
| 1                   | Driving | 7:29:05 AM  | 5 min 16 sec | Wichita, KS |        |     |
| 2                   | Driving | 7:14 57 AM  | 1 min 18 sec | Wichita, KS |        |     |

| Recap              |      |      |      |      |      |      |
|--------------------|------|------|------|------|------|------|
| 7/12               | 7/13 | 7/14 | 7/15 | 7/16 | 7/17 | 7/18 |
| 4.34               | 4.46 | 3.89 | 7.74 | 5.42 | 7.09 | 5.53 |
| 7/19               | 7/20 | 7/21 | 7/22 | 7/23 | 7/24 |      |
| 0.00               | 0.00 | 0.00 | 4.64 | 7.63 | 5.62 |      |
| Hours Worked Today |      | 9.02 |      |      |      |      |

| Odometers |       |     |          |
|-----------|-------|-----|----------|
| Vehicle   | Start | End | Distance |

|    |         |         |        |
|----|---------|---------|--------|
| 22 | 582,257 | 582,522 | 265 mi |
| 22 | 582,522 | 582,528 | 6 mi   |
| 22 | 582,528 | 582,557 | 29 mi  |
| 22 | 582,557 | 582,559 | 2 mi   |
| 22 | 582,559 | 582,788 | 229 mi |

I certify that these entries are true and correct

\_\_\_\_\_  
Driver Signature



## DRIVER'S VEHICLE INSPECTION REPORT

July 25, 2019  
10:33 PM CDT

|                          |                                |
|--------------------------|--------------------------------|
| <b>Driver</b> Kevin Hall | <b>Carrier</b> C HALL TRUCKING |
| <b>Odometer</b> 582,788  | <b>Location</b> Wichita, KS    |
| <b>Vehicle</b> 22        | <b>Trailers</b> 37             |
| No Defects Found         | No Defects Found               |

Vehicle Condition Satisfactory

I declare that this vehicle has been inspected in accordance with the applicable requirements.

  
Driver Signature

## **CERTIFICATE OF SERVICE**

20-TRAM-220-PEN

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of  
first class mail/hand delivered on 11/22/2019.

CHRISTOPHER HALL, OWNER  
CHRISTOPHER HALL  
D/B/A C HALL TRUCKING  
311 CHURCH ST  
SCOTT CITY, KS 67871-1015  
saryn@transcompservice.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