



20231116130925
Kansas Corporation
Commission
Phone: 785-271-3100
Fax: 785-271-3354
<http://kcc.ks.gov/>

1500 SW Arrowhead Road
Topeka, KS 66604-4027

Andrew J. French, Chairperson
Dwight D. Keen, Commissioner
Annie Kuether, Commissioner

Laura Kelly, Governor

NOTICE OF PENALTY ASSESSMENT
24-TRAM-348-PEN

November 16, 2023
Eric Werth, General Manager
The Golden Belt Cooperative Association Inc
PO Box 138
Ellis, KS 67637

This is a notice of a penalty assessment against The Golden Belt Cooperative Association Inc (Golden Belt Coop) for violation(s) of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on September 15, 2023, by Kansas Corporation Commission Special Investigator Doug Handy. Penalties are assessed in accordance with the FY 2024 Uniform Penalty Assessment Matrix, approved by the Commission on June 29, 2023. 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: Golden Belt Coop has been assessed a \$1,050 penalty. You have thirty (30) days from the date of service of the Penalty Order to pay the penalty. Please remit payment of \$1,050, through your personal account with the Kansas Corporation Commission's Kansas Trucking Regulatory Assistance Network (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.

IF YOU CONTEST THE PENALTY ORDER: You have the right to request a hearing. A request for a hearing must be made in writing, setting forth the specific grounds upon which relief is sought. Golden Belt Coop 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 Executive Director at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and mail a copy to the undersigned Litigation Counsel.¹

IF YOU FAIL TO ACT: Failure to pay the penalty of \$1,050 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,

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

¹ K.A.R. 82-1-215; K.S.A. 77-542.

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

Before Commissioners: Andrew J. French, Chairperson
 Dwight D. Keen
 Annie Kuether

In the Matter of the Investigation of **The Golden**)
Belt Cooperative Association Inc, of Ellis, KS,)
Regarding the Violation(s) of the Motor Carrier)
Safety Statutes, Rules and Regulations and the) Docket No. 24-TRAM-348-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:

1. On September 15, 2023, Commission Staff Special Investigator (SI) Doug Handy, completed a safety compliance investigation of the operations of The Golden Belt Cooperative Association Inc (Golden Belt Coop or Carrier). Golden Belt Coop is a motor carrier as defined in 49 C.F.R. 390.5, and operates under USDOT number 961931.

2. On October 17, 2023, Staff submitted its Report and Recommendation (R&R), attached hereto as Attachment “A” and is hereby incorporated by reference, recommending a penalty of \$1,050 to be issued to Golden Belt Coop based on the frequency, timeline and severity of the violations discovered. Staff’s R&R indicates that as a result of the safety compliance investigations, SI Doug Handy identified five (5) violation(s), accounting for three (3) count(s),

of the Motor Carrier Safety Regulations (MCSRs), which carry a penalty according to the FY2024 Uniform Penalty Assessment Matrix.²

3. Finally, Staff recommends that Golden Belt Coop submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order.³ Transportation Staff will contact the motor carrier at a later date to determine an appropriate time for this review.

4. Pursuant to K.S.A 66-1,108b, 66-1,111, 66-1,112, 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.

5. Pursuant to K.S.A. 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.

6. 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.

² Order Designating Guidance Document and Approving Staff's Use of the Transportation Division's Uniform Penalty Assessment Table, pp. 11 – 26 (Jun. 29, 2023) ("Penalty Matrix").

³ See Staff's Report and Recommendation, p. 3 (Oct. 17, 2023).

IT IS THEREFORE, BY THE COMMISSION ORDERED THAT:

A. The Golden Belt Cooperative Association Inc, of Ellis, KS is hereby assessed a \$1,050 civil penalty for five (5) violation(s), accounting for three (3) count(s), of Kansas law governing the regulation of motor carriers, the Kansas Administrative Regulations and provisions of the Federal Motor Carrier Safety Regulations, as adopted by the Kansas Administrative Regulations.

B. Golden Belt Coop 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.

C. Pursuant to K.S.A. 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 Executive Director 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 Golden Belt Coop's right to a hearing, and this Penalty Order will become a Final Order.

D. 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.⁴

E. If you do not request a hearing, the payment of the civil penalty of \$1,050 is due in thirty (30) days from the date of service of this Order. Payment of \$1,050 must be made through your personal account with the Kansas Corporation Commission's Kansas Trucking Regulatory Assistance Network (KTRAN) system located at <https://puc.kcc.ks.gov/ktran/>. You must have an account through KTRAN to pay the penalty.

F. Failure to pay the \$1,050 civil penalty within thirty (30) days from the date of service of this Penalty Order and/or failure to comply with the provisions of this Order may result in suspension of Golden Belt Coop's motor carrier operating authority without further notice.⁵ 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.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 11/16/2023



Lynn M. Retz
Executive Director

AAL

⁴ . K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2); K.A.R. 82-1-202(a).

⁵ K.S.A. 66-1,105.

ATTACHMENT “A”

Andrew J. French, Chairperson
Dwight D. Keen, Commissioner
Annie Kuether, Commissioner

Laura Kelly, Governor

REPORT AND RECOMMENDATION TRANSPORTATION DIVISION

TO: Andrew J. French, Chairperson
Dwight D. Keen, Commissioner
Annie Kuether, Commissioner

FROM: Gary Davenport, Deputy Director of Transportation
Jared Smith, Public Service Executive

DATE: October 17, 2023

SUBJECT: Docket No. 24-TRAM-348-PEN
In the Matter of the Investigation of **The Golden Belt Cooperative Association Inc of Ellis, Kansas** Regarding the Violation of the Motor Carrier Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority

EXECUTIVE SUMMARY:

The Golden Belt Cooperative Association Inc is a motor carrier (MC) possessing public for-hire and private operating authority from the Commission, primarily hauling liquids, gases, grain, feed, hay and farm supplies. The Golden Belt Cooperative Association Inc operates under USDOT 961931. On September 15, 2023, Commission Staff Special Investigator SI Doug Handy completed a safety compliance investigation of the operations of The Golden Belt Cooperative Association Inc. A copy of the safety compliance report is attached hereto as **Exhibit 1** and is hereby incorporated by reference. As a result of this investigation, the SI identified five (5) violations, accounting for three (3) specific counts, of the Motor Carrier Safety Regulations (MCSRs), which carry a penalty according to the FY2024 Uniform Penalty Assessment Matrix approved by the Commission. Based on the frequency, timeline and severity of the violations discovered by the SI, staff recommends penalty of \$1,050 be issued to the MC.

DISCUSSION AND ANALYSIS:

On September 15, 2023, Commission Staff SI Doug Handy conducted a safety compliance investigation of the operations of The Golden Belt Cooperative Association Inc. The investigation covers a 365 day period as well as previous compliance investigations. Each specific count is detailed below.

Count One (1 of 3)

Jurisdiction: Pursuant to 49 C.F.R. 382.701(b)(1) adopted by K.A.R. 82-4-3c and authorized by K.S.A. 66-1,129.

Intent of Law: The Motor Carrier must conduct an annual inquiry into its drivers with the FMCSA Drug and Alcohol Clearinghouse (DACH).

Supporting Documentation: On July 30, 2023, The Golden Belt Cooperative Association, Inc required or permitted its driver, Ryan Grogan, to operate a commercial driver's license (CDL) required commercial motor vehicle (CMV), a 2011 Kenworth, VIN ending in 0323, GVWR 36,000 lbs., in intrastate commerce in and around Ellis, Kansas. This transport is evidenced by a BOL #22993, attached hereto as **Exhibit 2**, and a copy of the Motor Carrier DACH report, attached hereto as **Exhibit 3**. On the DACH report, a query was attempted on November 3, 2022, but the report states "Result Not Available Driver Not Verified." This indicates the query was not completed. The MC would be required to follow up to complete the query.

Violation: The Golden Belt Cooperative Association, Inc failed to conduct an annual query (**Exhibit 1, Page 3**). There were three (3) violations discovered.

Recommendation: Staff recommends a fine of \$300.00.

Count Two (2 of 3)

Jurisdiction: Jurisdiction: K.S.A. 66-1,142b, and 49 C.F.R. 392.2, adopted by K.A.R. 82-4-3h, and authorized by K.S.A. 66-1,129.

Intent of Law: The Motor Carrier are required to attend a Commission-Sponsored safety seminar within ninety (90) days from the date of penalty order.

Supporting Documentation: The MC was ordered to attend a KCC safety seminar in the Penalty Order issued November 9, 2021 in Docket No. 22-TRAM-201-PEN.

Violation: The Golden Belt Cooperative Association, Inc failed to attend a KCC Safety Seminar as required by Commission Penalty Order issued in Docket No. 22-TRAM-201-PEN on November 9, 2021 (**Exhibit 1, Page 3**). One (1) violation was discovered.

Recommendation: Staff recommends a fine of \$250.

Count Three (3 of 3)

Jurisdiction: Pursuant to 49 C.F.R. 396.17(a), adopted by K.A.R. 82-4-3j and authorized by K.S.A. 66-1,129.

Intent of Law: The Motor Carrier shall obtain and document a successful periodic (annual) inspection on the commercial motor vehicle during the preceding 12-month period. The inspection shall be retained by the Motor Carrier pursuant to 49 C.F.R. 396.21(b).

Supporting Documentation: During the transportation described in Count One, above, the Motor Carrier failed to conduct the annual vehicle inspection prior to July 30, 2023. The MC provided the SI with an annual vehicle inspection report dated August 24, 2023, attached hereto as **Exhibit 4**. The carrier was unable to provide any annual inspections prior to this date.

Violation: The Golden Belt Cooperative Association, Inc used a commercial motor vehicle not periodically inspected (**Exhibit 1, Page 3**). One (1) violation was discovered.

Recommendation: Staff deems this violation to be intentional and therefore recommends an enhanced violation of \$500, due to the same violation being discovered in the previous compliance investigation conducted on October 29, 2021 and penalized in the Penalty Order issued November 9, 2021 in Docket No. 22-TRAM-201-PEN.

RECOMMENDATION:

Transportation Staff recommends the Commission find The Golden Belt Cooperative Association Inc committed five (5) violations, accounting for three (3) specific counts, of Kansas law that governs MCs, including various provisions of the Federal Motor Carrier Safety Regulations (FMCSRs), as adopted by the Kansas Administrative Regulations (K.A.R.s), and is therefore subject to sanctions or fines imposed by the Commission.

Due to the frequency, timeline and severity of the violations, Staff recommends a civil penalty of \$1,050 for five (5) violations of the MC Safety Statutes, Rules and Regulations, in accordance with the recommended penalties listed in the applicable Uniform Penalty Assessment Matrix.

Finally, Staff recommends that The Golden Belt Cooperative Association Inc submit to one follow-up safety compliance review within eighteen (18) months from the date of the Penalty Order. Transportation Staff will contact the motor carrier at a later date to determine an appropriate time for the review.

Exhibit 1

UNITED STATES DEPARTMENT OF TRANSPORTATION



U.S. DOT#: 961931
MC/MX#: 0

Legal: THE GOLDEN BELT COOPERATIVE ASSOCIATION
INC
Operating (DBA):

Investigation Date:
09/15/2023

Investigation Type: Offsite Investigation

Physical Address

917 MONROE
ELLIS, KS 67637-0138
United States

Mailing Address

PO Box 138
Ellis , KS 67637-0138
United States

Contact Information

Contact Name: Eric Werth
Email:
Phone: (785)726-3115 **Cell:** ()- **Fax:** (785)726-3770

Business and Financial

Business Type: Corporation
Name of Gross Revenue Provider: Eric Werth
Title of Gross Revenue Provider: General Manager
Gross Revenue: [REDACTED] **For Year Ending:** 12/31/2022
Federal Tax ID: [REDACTED]

Operation Classification and Type

Type of Operation: HM Intrastate Carrier

Operation Classification

For-Hire Motor Carrier
Property
 Hazardous Materials
Private Motor Carrier
Property – Hazardous Materials

Cargo

Liquids/Gases, Grain, Feed, Hay, Farm Supplies

Hazardous Materials

Which of the following hazardous materials requiring a Safety Permit does the company transport? None

Does the company have a satisfactory security program in place as required in 49 CFR Part 385, Subpart E? Yes

Is an HM Permit required by any State? No

Hazardous Materials Div 2.1 Flammable Gas = C, B

Equipment				Driver Information		
	Owned	Term Leased	Trip Leased	Drivers		
Hazmat Cargo Tank Trucks	1				Intrastate	Interstate
				< 100 Miles	14	
Straight Trucks	2			>= 100 Miles		
Truck Tractors	1			Average trip leased driver/month: 0 Drivers with CDL: 6 Total Drivers: 14		
Trailers						
Power units used in the U.S.: 4 Percentage of time used in the U.S.: 100%						
Person(s) Interviewed						
Name: Eric Werth				Title: GENERAL MANAGER		
Name: Ryan Weltmer				Title: Safety Director		
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:				1303 SW FIRST AMERICAN PL STE 200 TOPEKA, KS 66604-4040 Phone: (785) 271-1260 Fax: (877) 547-0378		
This report will be used to assess your safety compliance.						

Violations

1. Primary: 382.701(b)(1)

Failing to conduct an annual query.

Violations Discovered

Fed	State	Total
3		3

Checked

Fed	State	Total
3		3

Example/Notes:

Driver Name: Ryan Grogan

Trip Date: 07-30-2023

Hire Date: 04-12-2021

Carrier failed to obtain annual limited queries on each driver. The last annual inquiry conducted on the drivers was on 10-15-2021.

Drivers/Vehicles in Violation

Fed	State	Total
3		3

Checked

Fed	State	Total
3		3

2. Primary: 390.19T(b)(2)

Failing to file the appropriate form under 390.19(a) (MCS-150, 150B, or 150C) each 24 months according to the schedule.

Violations Discovered

Fed	State	Total
1		1

Checked

Fed	State	Total
1		1

Example/Notes:

Driver Name: Ryan Grogan

Trip Date: 07-30-2023

Carrier failed to update their MCS-150 as required. The carrier was required to update in January 2023. Last update was updated on 08-03-2022 by Daren Fischer, General Manager.

Drivers/Vehicles in Violation

Fed	State	Total
1		1

Checked

Fed	State	Total
1		1

3. Primary: 392.2

Secondary: K.S.A. 66-1,142(b)(h)

Motor carrier failed to attend a Commission sponsored safety seminar as stipulated in the penalty order assessment

Violations Discovered

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

Example/Notes:

Company Representative: Eric Werth

Trip Date: 07-30-2023

Carrier failed to attend a Commission sponsored as required by Penalty Order assessment 22-TRAM-201-PEN dated 11-9-2021

Drivers/Vehicles in Violation

Fed	State	Total

Checked

Fed	State	Total

4. Primary: 396.17(a)

Using a commercial motor vehicle not periodically inspected.

Violations Discovered

Fed	State	Total
	1	1

Checked

Fed	State	Total
	3	3

Example/Notes:

Driver Name: Ryan Grogan

Vehicle: #323 2011 Kenworth VIN [REDACTED] GVWR 36,000

Date of trip: 07-30-2023

Carrier failed to have CMV annually inspected prior to 08-24-2023.

Drivers/Vehicles in Violation

Fed	State	Total
	1	1

Checked

Fed	State	Total
	3	3

Safety Fitness Rating

This Investigation is Not Rated

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>.

Process Breakdown and Remedies

BASIC: Controlled Substances/Alcohol

Process Breakdown: Qualification and Hiring

Specific Recommended Remedies

To implement Safety Improvement Practices, the following list are recommended practices related to Qualification and Hiring:

1. Ensure that the controlled-substance and alcohol-testing program manager is qualified to query applicants and previous employers about their knowledge and experience regarding rules, interpretations, and compliance practices of other companies.

BASIC: Vehicle Maintenance

Process Breakdown: Policies and Procedures

Specific Recommended Remedies

To implement Safety Improvement Practices, the following list are recommended practices related to Policies and Procedures:

1. Develop a system of preventive maintenance for compliant, safe, and efficient fleet operations, including a schedule for periodic maintenance, inspection, and recordkeeping. This system should be attuned to manufacturer recommendations, the carrier's own experience, and regulatory requirements.

Recommendations

1. **Additional Information**

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

2. **A copy of your profile can be obtained by accessing the Portal.**

A copy of your carrier profile can be obtained at no cost from the FMCSA Portal (<https://portal.fmcsa.dot.gov/login>).

3. **Ensure that inspections are done at proper intervals.**

Ensure that the persons or entities that perform preventative maintenance inspections on your equipment are abiding by agreed time or mileage intervals. Ensure that records are kept of such periodic preventative maintenance inspections. Take corrective action, if schedules are not being adhered to.

4. **SMS website**

You are encouraged to review your company's SMS results and take action to make the roads safer for everyone. Your public safety records are available at the following website: <http://ai.fmcsa.dot.gov/sms>. Also visit <https://portal.fmcsa.dot.gov> which provides real time data and the opportunity to review you safety data. You will need to use your PIN number that has been provided by FMCSA. Registration and access is free.

5. **MCS-150 biennial updates**

Is Your Registration Information Current?

FMCSA requires carriers to update their registration data via a MCS-150 form every 24 months. Please review, verify and update your contact information, Vehicle Miles Travelled (VMT) and Power Unit (PU) data to ensure that it is current and accurate, since it is used in the new Carrier Safety Measurement System. You should access the system, review all the information and press the submit button. Once you've done this, the system will record that you've reviewed the information and you will be in compliance with the biennial update requirement.

https://li-public.fmcsa.dot.gov/LIVIEW/PKG_REGISTRATION.prc_option

6. **Clearinghouse Annual Query**

Ensure annual queries are conducted in the Clearinghouse at least once per year. You may conduct a full or limited query to fulfill this requirement.

7. **Clearinghouse Driver Consent**

Ensure driver consent has been obtained and is on file before conducting a limited query.

8. **Annual Inspections**

Ensure that all commercial motor vehicles, which would include trailers as well as power units, have a current Annual Inspection as required by 396.17.

9. **KCC Safety Seminar**

Motor carriers are responsible for complying with all tasks ordered by the Commission in its Penalty Order. In addition to paying any civil fines issued, you are also required to attend a Commission sponsored safety seminar. Failure to fulfill this requirement may lead to the issuance of further penalties or other repercussions, including revocation of authority to operate intrastate in Kansas.

10. **CAP to Commission**

The KCC requires that you prepare a corrective action plan, addressing the measures taken to correct all the violations identified within this report. Submit this letter within 30 days outlining the carrier s updated changes to their policies and procedures regarding all listed violations. Explain in detail how, as a carrier representative, you will rectify these deficiencies and prevent their reoccurrence going forward. Include any supporting documentation and evidence as indicated in the recommendations above, (example: vehicle inspections performed, proof of drug and alcohol testing in place, etc.) necessary to prove that corrective action has been taken. Submit the letter along with copies of your supporting evidence to:

Email: g.davenport@kcc.ks.gov

FAX: 785-271-3124

or mail:

Kansas Corporation Commission

Attn: Gary Davenport

1500 SW Arrowhead Rd
Topeka, KS 66604-4027

11. Off-Site Focused Acknowledgement

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 The Golden Belt Cooperative Association, Inc. operating authority and/or the impoundment of The Golden Belt Cooperative Association, Inc. commercial motor vehicles.

Eric Wuyth

Carrier Representative

09-15-23

Date

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

Exhibit 2

Golden Belt Cooperative Assn., Inc.

P.O. Box 138

Ellis, KS 67637

Fax 785-726-3770

Phone 785-726-3115

Sold To: Ellis Good Samaritan Home Date 7-30-23
 Address _____

AUTOMATICALLY PRINTED TO ENSURE YOU OF ACCURACY.

Dyed Diesel, Non-Taxable use only. Penalty for Taxable use.

OPERATOR <u>KG</u>	Cash <input type="checkbox"/>	TRUCK NO.	TIME
	Charge <input type="checkbox"/>		A.M. P.M.

YOUR SALE NO. ∇	GALLON READING - FINISH ∇	10THS
SALE # 8022 DATE 07/30/23 13:56:19 COUNT: START 0.0 END 253.0 GROSS DELIVERY 253.0 GALLONS METER 2 ∆		
PREVIOUS SALE NO. ∆	GALLON READING - START ∆	1

* MULTIPLE DELIVERIES AT ONE SITE *

PRODUCT	GALLONS	PRICE	AMOUNT
<u>Dyed</u>	<u>253.00</u>	<u>3.209</u>	
X CUSTOMER SIGNATURE		TOTAL ➔	<u>811.88</u>

22993

RECEIVED
PAYMENT
FOR THE
COMPANY \$

CASH
 CHECK

fill

Exhibit 3



DRUG & ALCOHOL CLEARINGHOUSE

[← BACK TO DASHBOARD](#)

THE GOLDEN BELT COOPERATIVE ASSOCIATION INC (USDOT# 961931)

Address: 917 MONROE; ELLIS, KS 67637-0138; US

Email: OFFICE@GOLDENBELTCOOP.COM

Owner Operator: No

As of: 9/7/2023 14:15

 [Download Compliance Report](#)

 [Download Query History](#)

[Users](#) | [C/TPAs](#) | [Annual Queries](#) | [Pre-Employment Queries](#) | [Violations](#)




REGISTERED USERS

Email	Name	Role	Created	Last Login
office@goldenbeltcoop.com	Daren Fischer	Admin	12/6/2019	11/2/2022

C/TPAS DESIGNATED

C/TPA	Status 	Report Violations	Report RTD Information 	Conduct Queries
ComplianceOne (Official)	Active	Yes	Yes	Yes

DRIVER CHECK (ANNUAL QUERIES CONDUCTED)

Name	Country	CDL	Most Recent Query	Submitted on	Consent Received	Result
MERLE TIPPY	United States		Limited	8/21/2020	General Consent Obtained outside Clearinghouse	Driver Not Prohibited
JUSTIN MESERVE	United States		Limited	8/21/2020	General Consent Obtained outside Clearinghouse	Driver Not Prohibited
CALEB LEWIS	United States		Limited	8/21/2020	General Consent Obtained outside Clearinghouse	Driver Not Prohibited

Name	Country	CDL	Most Recent Query	Submitted on	Consent Received	Result
KEITH GASCHLER	United States	██████████	Limited	10/15/2021	General Consent Obtained outside Clearinghouse	Driver Not Prohibited
DEVIN JACQUES	United States	██████████	Limited	10/15/2021	General Consent Obtained outside Clearinghouse	Driver Not Prohibited
DANIEL KELLER	United States	██████████	Limited	10/15/2021	General Consent Obtained outside Clearinghouse	Driver Not Prohibited
MATTHEW KROEGER	United States	██████████	Limited	10/15/2021	General Consent Obtained outside Clearinghouse	Driver Not Prohibited
JEREMY LANE	United States	██████████	Limited	10/15/2021	General Consent Obtained outside Clearinghouse	Driver Not Prohibited
TERRY PATEE	United States	██████████	Limited	10/15/2021	General Consent Obtained outside Clearinghouse	Driver Not Prohibited
DAVID WILSON	United States	██████████	Limited	10/15/2021	General Consent Obtained outside Clearinghouse	Driver Not Prohibited
DAREN FISCHER	United States	██████████	Limited	10/15/2021	General Consent Obtained outside Clearinghouse	Driver Not Prohibited
Matthew Kroeger	United States	██████████	Limited	11/3/2022	General Consent Obtained outside Clearinghouse	Result Not Available Driver not verified
Devin Jacques	United States	██████████	Limited	11/3/2022	General Consent Obtained outside Clearinghouse	Result Not Available Driver not verified
Jeremy Lane	United States	██████████	Limited	11/3/2022	General Consent Obtained outside Clearinghouse	Result Not Available Driver not verified
Ryan Grogan	United States	██████████	Limited	11/3/2022	General Consent Obtained outside Clearinghouse	Result Not Available Driver not verified
Daren Fischer	United States	██████████	Limited	11/3/2022	General Consent Obtained outside Clearinghouse	Result Not Available Driver not verified
Danny Keller	United States	██████████	Limited	11/3/2022	General Consent Obtained outside Clearinghouse	Result Not Available Driver not verified
Terry Patee	United States	██████████	Limited	11/3/2022	General Consent Obtained outside Clearinghouse	Result Not Available Driver not verified

Name	Country	CDL	Most Recent Query	Submitted on	Consent Received	Result
Keith Gaschler	United States	[REDACTED]	Limited	11/3/2022	General Consent Obtained outside Clearinghouse	Result Not Available Driver not verified

PRE-EMPLOYMENT QUERIES CONDUCTED

Name	Country	CDL	Most Recent Query	Submitted on	Consent Received	Result
ETHAN ZWEYGARDT	United States	[REDACTED]	Pre-employment	10/15/2021	10/15/2021	Driver Not Prohibited
RYAN GROGAN	United States	[REDACTED]	Pre-employment	10/15/2021	10/15/2021	Driver Not Prohibited

VIOLATIONS REPORTED

Test Date	Driver Name	CDL/CLP i	Test Reason	Violation Type	Reported By	Reported On	Updated By	Updated On
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U.S. DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

1200 NEW JERSEY AVENUE, SE

WASHINGTON, DC 20590

202-366-4000

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Exhibit 4

ANNUAL VEHICLE INSPECTION REPORT

VEHICLE HISTORY RECORD	
REPORT NUMBER <i>633901840</i>	FLEET UNIT NUMBER
DATE <i>August 24 2025</i>	

MOTOR CARRIER OPERATOR <i>Golden Belt Coop</i>	INSPECTOR'S NAME (PRINT OR TYPE) <i>John J. Dreiling</i>
ADDRESS <i>917 Monroe St.</i>	THIS INSPECTOR MEETS THE QUALIFICATION REQUIREMENTS IN SECTION 396.19. <input checked="" type="checkbox"/> YES
CITY, STATE, ZIP CODE <i>Ellis KS 67637</i>	VEHICLE IDENTIFICATION (✓ AND COMPLETE) <input type="checkbox"/> LIC. PLATE NO. <input checked="" type="checkbox"/> VIN <input type="checkbox"/> OTHER <i>0323</i>
VEHICLE TYPE <input type="checkbox"/> TRACTOR <input type="checkbox"/> TRAILER <input type="checkbox"/> TRUCK <input type="checkbox"/> BUS <input type="checkbox"/> (OTHER)	INSPECTION AGENCY/LOCATION (OPTIONAL) <i>Dreiling Field Service & Towing</i>

VEHICLE COMPONENTS INSPECTED

OK	NEEDS REPAIR	REPAIRED DATE	ITEM	OK	NEEDS REPAIR	REPAIRED DATE	ITEM	OK	NEEDS REPAIR	REPAIRED DATE	ITEM
1. BRAKE SYSTEM											
<input checked="" type="checkbox"/>			a. Service Brakes	<input checked="" type="checkbox"/>			a. Vehicle parts, load, dunnage, spare tire, etc., secured.	<input checked="" type="checkbox"/>			12. WINDSHIELD GLAZING
<input checked="" type="checkbox"/>			b. Parking Brake System	<input checked="" type="checkbox"/>			b. Front End Structure	<input checked="" type="checkbox"/>			13. WINDSHIELD WIPERS
<input checked="" type="checkbox"/>			c. Brake Drums or Rotors	<input checked="" type="checkbox"/>			c. Intermodal Container Securement Devices	<input checked="" type="checkbox"/>			14. MOTORCOACH SEATS
<input checked="" type="checkbox"/>			d. Brake Hose	<input checked="" type="checkbox"/>			7. STEERING MECHANISM				15. REAR IMPACT GUARD
<i>NA</i>			e. Brake Tubing	<input checked="" type="checkbox"/>			a. Steering Wheel Free Play	<input checked="" type="checkbox"/>			16. OTHER List any other condition(s) which may prevent safe operation of this vehicle.
<input checked="" type="checkbox"/>			f. Low Pressure Warning Device	<input checked="" type="checkbox"/>			b. Steering Column	<input checked="" type="checkbox"/>			
<input checked="" type="checkbox"/>			g. Tractor Protection Valve	<input checked="" type="checkbox"/>			c. Front Axle Beam/All Other Steering Components	<input checked="" type="checkbox"/>			
<input checked="" type="checkbox"/>			h. Air Compressor	<input checked="" type="checkbox"/>			d. Steering Gear Box	<input checked="" type="checkbox"/>			
<i>NA</i>			i. Electric Brakes	<input checked="" type="checkbox"/>			e. Pitman Arm				
<i>NA</i>			j. Hydraulic Brakes	<input checked="" type="checkbox"/>			f. Power Steering				
<i>NA</i>			k. Vacuum Systems	<input checked="" type="checkbox"/>			g. Ball and Socket Joints				
<input checked="" type="checkbox"/>			l. Antilock Brake System	<input checked="" type="checkbox"/>			h. Tie Rods and Drag Links				
<input checked="" type="checkbox"/>			m. Automatic Brake Adjusters	<input checked="" type="checkbox"/>			i. Nuts				
<input checked="" type="checkbox"/>				<input checked="" type="checkbox"/>			j. Steering System				
2. COUPLING DEVICES											
<i>NA</i>			a. Fifth Wheels	<input checked="" type="checkbox"/>			8. SUSPENSION				
<input checked="" type="checkbox"/>			b. Pintle Hooks	<input checked="" type="checkbox"/>			a. Axle Positioning Parts				
<input checked="" type="checkbox"/>			c. Drawbar/Towbar Eye	<input checked="" type="checkbox"/>			b. Spring Assembly				
<input checked="" type="checkbox"/>			d. Drawbar/Towbar Tongue	<input checked="" type="checkbox"/>			c. Torque, Radius or Tracking Components				
<input checked="" type="checkbox"/>			e. Safety Devices	<input checked="" type="checkbox"/>			9. FRAME				
<input checked="" type="checkbox"/>			f. Saddle-Mounts	<input checked="" type="checkbox"/>			a. Frame Members				
3. EXHAUST SYSTEM											
<input checked="" type="checkbox"/>			a. No leaks forward of/ directly below the driver/ sleeper compartment.	<input checked="" type="checkbox"/>			b. Tire and Wheel Clearance				
<i>NA</i>			b. Bus: No leaking/ discharging in violation of standard.	<input checked="" type="checkbox"/>			c. Adjustable Axle Assemblies (Sliding Subframes)				
<input checked="" type="checkbox"/>			c. Unlikely to burn, char, or damage the electrical wiring, fuel supply, or any combustible part of vehicle.	<i>NA</i>			10. TIRES				
4. FUEL SYSTEM											
<input checked="" type="checkbox"/>			a. No visible leak.	<input checked="" type="checkbox"/>			a. Steer-Axle Tires				
<input checked="" type="checkbox"/>			b. Fuel Tank Filler Cap	<input checked="" type="checkbox"/>			b. All Other Tires				
<input checked="" type="checkbox"/>			c. Fuel tank securely attached.	<input checked="" type="checkbox"/>			c. Speed-Restricted Tires				
5. LIGHTING DEVICES											
<input checked="" type="checkbox"/>			All required lights/reflectors operable.	<input checked="" type="checkbox"/>			11. WHEELS AND RIMS				
<input checked="" type="checkbox"/>				<input checked="" type="checkbox"/>			a. Lock or Side Ring				
<input checked="" type="checkbox"/>				<input checked="" type="checkbox"/>			b. Wheels and Rims				
<input checked="" type="checkbox"/>				<input checked="" type="checkbox"/>			c. Fasteners				
<input checked="" type="checkbox"/>				<input checked="" type="checkbox"/>			d. Welds				

INSTRUCTIONS: MARK COLUMN ENTRIES TO VERIFY INSPECTION: OK, NEEDS REPAIR, *NA* IF ITEMS DO NOT APPLY, _____ REPAIRED DATE

CERTIFICATION: THIS VEHICLE HAS PASSED ALL THE INSPECTION ITEMS FOR THE ANNUAL VEHICLE INSPECTION IN ACCORDANCE WITH 49 CFR PART 396.

CERTIFICATE OF SERVICE

24-TRAM-348-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 and electronic service on 11/16/2023.

AHSAN LATIF, LITIGATION COUNSEL
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1500 SW ARROWHEAD RD
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/S/ KCC Docket Room
KCC Docket Room