



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
23-TRAM-560-PEN

September 26, 2023
Ismael Abdulhakeem, Owner
A&B Transportation LLC
241 S 59th St.
Kansas City, KS 66111

This is a notice of a penalty assessment against A&B Transportation LLC (A&B Transportation) for violation(s) of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on September 16, 2022, by Kansas Corporation Commission Special Investigator Matt Adams. 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: A&B Transportation has been assessed an \$8,250 penalty. You have thirty (30) days from the date of service of the Penalty Order to pay the penalty. Please remit payment of \$8,250, 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.

The attached Order requires a representative of A&B Transportation to attend a Commission-sponsored safety seminar within ninety (90) days from the date of the Order and to provide the undersigned Litigation Counsel with written proof of attendance. A schedule of dates and locations for safety seminars can be found at the Commission's website http://www.kcc.state.ks.us/trans/safety_meetings.htm.

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. A&B Transportation 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 \$8,250 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 **A&B**)
Transportation LLC, of Kansas City, KS,)
Regarding the Violation(s) of the Motor Carrier)
Safety Statutes, Rules and Regulations and the) Docket No. 23-TRAM-560-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 16, 2022, Commission Staff Special Investigator (SI) Matt Adams, completed a safety compliance investigation of the operations of A&B Transportation LLC (A&B Transportation or Carrier). A&B Transportation is a motor carrier as defined in 49 C.F.R. 390.5, and operates under USDOT number 3481568.

2. On August 1, 2023, Staff submitted its Report and Recommendation (R&R), dated, attached hereto as Attachment “A” and is hereby incorporated by reference, recommending a penalty of \$8,250 to be issued to A&B Transportation 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 Matt Adams identified seventy-two (72) violation(s),

accounting for nine (9) count(s), of the Motor Carrier Safety Regulations (MCSRs), which carry a penalty according to the FY2024 Uniform Penalty Assessment Matrix.²

3. Additionally, Staff recommends that A&B Transportation be required to have a representative responsible for the Carrier's safety compliance attend a Commission-sponsored safety seminar within ninety (90) days from the date of this Order, and provide Litigation Counsel with written proof of attendance.³ A schedule of the dates and locations for safety seminars can be found on the Commission's website at http://kcc.ks.gov/trans/safety_meetings.htm.

4. Staff further recommends A&B Transportation submit a written, comprehensive corrective action plan (CAP) to Transportation Staff within thirty (30) days of the date of this order, documenting the violation(s) described in this Penalty Order, including specific and detailed information explaining Carrier's efforts and concrete steps taken to ensure the violation(s) do not occur in the future.⁴

5. Finally, Staff recommends that A&B Transportation submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order.⁵ Transportation Staff will contact the motor carrier at a later date to determine an appropriate time for this review.

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

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. 5 (Aug. 1, 2023).

⁴ See Staff's Report and Recommendation, p. 5 (Aug. 1, 2023).

⁵ See Staff's Report and Recommendation, p. 5 (Aug. 1, 2023).

Kansas, and is empowered to do all things necessary and convenient for the exercise of such power, authority and jurisdiction.

7. 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.

8. 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.

IT IS THEREFORE, BY THE COMMISSION ORDERED THAT:

A. A&B Transportation LLC, of Kansas City, KS is hereby assessed a \$8,250 civil penalty for seventy-two (72) violation(s), accounting for nine (9) 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. A&B Transportation is hereby ordered to have a representative responsible for the Carrier's safety compliance attend a Commission-sponsored safety seminar within ninety (90) days from the date of this Order, and is to provide Litigation Counsel with written proof of attendance.

C. Carrier is hereby ordered to submit a written, comprehensive corrective action plan (CAP) to Transportation Staff within thirty (30) days of the date of this order, documenting

the violation(s) described in this Penalty Order, including specific and detailed information explaining Carrier's efforts and concrete steps taken to ensure the violation(s) do not occur in the future.

D. A&B Transportation 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.

E. 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 A&B Transportation's right to a hearing, and this Penalty Order will become a Final Order.

F. If a request for hearing is filed, attorneys for all parties shall enter their appearances in Commission proceedings by giving their names and addresses for the record. For civil penalties exceeding \$500, a corporation shall appear before the Commission by its attorney, unless waived by the Commission for good cause shown and a determination that such waiver is in the public interest.⁶

G. If you do not request a hearing, the payment of the civil penalty of \$8,250 is due in thirty (30) days from the date of service of this Order. Payment of \$8,250 must be made

⁶ . K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2); K.A.R. 82-1-202(a).

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.


H. Failure to pay the \$8,250 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 A&B Transportation's motor carrier operating authority without further notice.⁷ 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

09/26/2023

Dated: _____



Lynn M. Retz
Executive Director

AAL

⁷ K.S.A. 66-1,105.

ATTACHMENT "A"

**REPORT AND RECOMMENDATION
TRANSPORTATION DIVISION**

TO: Susan K. Duffy, Chair
Dwight D. Keen, Commissioner
Andrew J. French, Commissioner

FROM: Mike Hoeme, Director of Transportation
Gary Davenport, Deputy Director of Transportation

DATE: August 1, 2023

SUBJECT: Docket No. 23-TRAM-560-PEN
In the Matter of the Investigation of **A&B Transportation LLC of Kansas City, 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:

A&B Transportation LLC (A&B Transportation) is a motor carrier (MC) possessing public for-hire operating authority from the Commission, primarily hauling general freight. A&B Transportation operates under USDOT 3481568. On September 16, 2022, Commission Staff Special Investigator (SI) Matt Adams conducted a safety compliance investigation of the operations of A&B Transportation. 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 seventy-two (72) violations, accounting for nine (9) specific counts, of the Motor Carrier Safety Regulations (MCSRs), which carry a penalty according to the FY2023 Uniform Penalty Assessment Matrix approved by the Commission. Based on the frequency, timeline and severity of the violations discovered by the SI, Staff recommends a penalty of \$8,250 be issued to the MC.

DISCUSSION AND ANALYSIS:

On September 16, 2022, Commission Staff SI Matt Adams conducted a safety compliance investigation of the operations of A&B Transportation. The investigation covers a 365 day period. Each specific count is described in detail below:

Count One (1 of 9)

Jurisdiction: 49 C.F.R. 382.601, adopted by K.A.R. 82-4-3c, and authorized by K.S.A. 66-1,129.

Intent of Law: The MC must provide it's alcohol and controlled substance written policy that complies with 49 C.F.R. 382.601(b) to each of its CDL drivers prior to testing and having the driver sign an acknowledgement page to retain in the driver's qualification file.

Supporting Documentation: On May 21, 2022, A&B Transportation required or permitted its driver to operate a commercial driver's license (CDL) required commercial motor vehicle (CMV), a 2014 Freightliner Cascadia, VIN ending in 2505, GVWR 52,000 lbs., pulling a Hyundai trailer, VIN ending in 3782, GVWR 68,000 lbs., in interstate commerce from Kansas City, Kansas to Memphis, Tennessee. This transport is evidenced by Bill of Lading Number OKC5-116C4D1G3, attached hereto as **Exhibit 2**.

Violation: A&B Transportation failed to provide a written alcohol and controlled substance policy to its drivers. Four (4) violations were discovered (**Exhibit 1, Page 3**). Four (4) violations were discovered.

Recommendation: Staff recommends a fine of \$250.

Count Two (2 of 9)

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

Intent of Law: The MC must not use a driver that was prohibited from performing safety sensitive functions in the Drug and Alcohol Clearinghouse.

Supporting Documentation: On October 11, 2022, A&B Transportation required or permitted its driver to operate a commercial driver's license (CDL) required commercial motor vehicle (CMV), a 2015 Freightliner Cascadia, VIN ending in 7323, GVWR 52,000 lbs., pulling a 2020 Hyundai trailer, VIN ending in 3005, GVWR 65,000 lbs., in interstate commerce from Kansas to Minnesota. This transport is evidenced by Driver/Vehicle Examination Report Number IA000TT6LNVZ, attached hereto as **Exhibit 3**. At the time of this transport, the driver was involved in an accident when a passenger vehicle rear ended his vehicle.

Violation: A&B Transportation was using a prohibited driver to perform safety sensitive functions (**Exhibit 1, Page 3**). One (1) violations were discovered.

Recommendation: Staff considers this to be an intentional violation and therefore recommends an enhanced fine of \$3,500.

Count Three (3 of 9)

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

Intent of Law: The MC must 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.

Supporting Documentation: On March 23, 2022, A&B Transportation required or permitted its driver to operate a commercial driver's license (CDL) required commercial motor vehicle (CMV), a 2015 Freightliner truck, VIN ending in 6989, GVWR 52,000 lbs., in interstate commerce from

Franklin, Illinois to Edgerton, Kansas. This transport is evidenced by Bill of Lading Number MKC4-114FZC1Q5, attached hereto as **Exhibit 4**. At the time of this transport, the driver was involved in an accident when a passenger vehicle rear ended his vehicle.

Violation: The MC failed to provide obtain or provide SI with MVRs for the driver which covered the 12 months preceding this transport (**Exhibit 1, Page 4**). One (1) violation were discovered

Recommendation: Staff recommends a fine of \$100.

Count Four (4 of 9)

Jurisdiction: 49 C.F.R. 395.3, adopted by K.A.R. 82-4-3a, and authorized by K.S.A. 66-1,129.

Intent of Law: The MC shall require its drivers to cease driving operations after a period of fourteen (14) consecutive hours after coming on duty following ten (10) consecutive hours off duty.

Supporting Documentation: This violation took place during the transport described in Count One, above.

Violation: A&B Transportation permitted its driver to drive beyond fourteen (14) hours. (**Exhibit 1, Pages 5-6**). Two (2) violations were discovered.

Recommendation: Staff recommends a fine of \$250.

Count Five (5 of 9)

Jurisdiction: 49 C.F.R. 395.3, adopted by K.A.R. 82-4-3a, and authorized by K.S.A. 66-1,129.

Intent of Law: The MC shall not require its driver to drive over eleven (11) hours during one 14-hour driving period after coming on duty following 10 consecutive hours off duty.

Supporting Documentation: This violation took place during the transport described in Count One, above.

Violation: A&B Transportation permitted its driver to drive after eleven (11) hours. (**Exhibit 1, Pages 6**). Two (2) violations were discovered.

Recommendation: Staff recommends a fine of \$250.

Count Six (6 of 9)

Jurisdiction: 49 C.F.R. 395.3(a)(3)(ii), adopted by K.A.R. 82-4-3a, and authorized by K.S.A. 66-1,129.

Intent of Law: The MC shall require a “rest break” of at least thirty (30) minutes for its drivers if more than eight (8) hours have passed since the end of the driver’s last off-duty or sleeper-berth period.

Supporting Documentation: On August 8, 2022, A&B Transportation required or permitted its driver to operate a CDL-required CMV, a 2014 Freightliner Cascadia, VIN ending in W2505, GVWR 52,000 lbs., pulling a Hyundai trailer, GVWR 68,000 lbs., in interstate commerce from Crest Hill, Illinois, to Lenexa, Kansas. This transport is evidenced by Bill of Lading Number OKC5-116C4D1G3, attached hereto as **Exhibit 5**.

Violation: A&B Transportation permitted its driver to drive without a 30 minute interruption of driving after eight accrued hours of driving. (**Exhibit 1, Pages 6**). One (1) violation was discovered.

Recommendation: Staff recommends a fine of \$250.

Count Seven (7 of 9)

Jurisdiction: 49 C.F.R. 395.8(e), adopted by K.A.R. 82-4-3a, and authorized by K.S.A. 66-1,129.

Intent of Law: No MC or driver may make a false report in connection with a duty status.

Supporting Documentation: On March 22, 2022, A&B Transportation required or permitted its driver to operate a CDL-required CMV, a 2015 Freightliner Cascadia, VIN ending in 6989, GVWR 52,000 lbs., in interstate commerce from Franklin, Illinois, to Edgerton, Kansas. This transport is evidenced by Bill of Lading Number MKC4-114FZC1Q5, attached hereto as **Exhibit 6**.

Violation: A&B Transportation permitted its driver to driver to make a false record of duty status. The driver logged driving time as off-duty for extended portions of this transport. (**Exhibit 1, Pages 6 to 7**). One (1) violation was discovered.

Recommendation: Staff considers this to be an intentional violation and therefore recommends an enhanced fine of \$2,000.

Count Eight (8 of 9)

Jurisdiction: 49 C.F.R. 395.8, adopted by K.A.R. 82-4-3a, and authorized by K.S.A. 66-1,129.

Intent of Law: The MC shall not require its driver to drive in excess of seventy (70) hours in a period of eight (8) consecutive days.

Supporting Documentation: In July, 2022, A&B Transportation required or permitted its driver to operate a CDL-required CMV, a 2008 Freightliner truck, 3365, GVWR 26,000 lbs., in intrastate commerce multiple times within the state of Kansas. This transport is evidenced by undated time sheets, attached hereto as **Exhibit 7**.

Violation: A&B Transportation permitted its driver to create time sheets that recorded only the driver's time in, time out and total hours. The time sheets did not indicate the date, month or off-duty time and only included the driver's first name on two of the three time sheets. (**Exhibit 1, Pages 7**). Thirty (30) violations were discovered.

Recommendation: Staff recommends a fine of \$750.

Count Nine (9 of 9)

Jurisdiction: 49 C.F.R. 395.8(k), adopted by K.A.R. 82-4-3a, and authorized by K.S.A. 66-1,129.

Intent of Law: The MC shall obtain from its drivers and retain supporting documents and the record of duty status for a period of six (6) months.

Supporting Documentation: This violation took place during the transport described in Count Eight, above.

Violation: A&B Transportation failed to preserve supporting documents for loads hauled by the carrier. (**Exhibit 1, Pages 3**). Thirty (30) violations were discovered.

Recommendation: Staff recommends a fine of \$900.

RECOMMENDATION:

Transportation Staff recommends the Commission find A&B Transportation committed seventy-two (72) violation(s) accounting for nine (9) specific counts 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.

Additionally, Staff recommends a civil penalty of \$5,550 for nine (9) violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations, in accordance with the recommended penalties listed in the applicable Uniform Penalty Assessment Matrix.

Staff further recommends A&B Transportation require a representative responsible for the company's safety to attend a Commission-sponsored safety seminar within ninety (90) days from the date of the Order, and provide Litigation Counsel with written proof of attendance. A schedule of the dates and locations for safety seminars can be found on the Commission's website at http://kcc.ks.gov/trans/safety_meetings.htm.

Staff further recommends A&B Transportation submit a written, comprehensive Corrective Action Plan (CAP) to Transportation Staff within thirty (30) days of the date of this order, documenting the violation(s) described in the 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.

Finally, Staff recommends that A&B Transportation 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#: 3481568
MC/MX#: 1142803

Legal: A&B TRANSPORTATION LLC
Operating (DBA):

Investigation Date:
09/30/2022

Investigation Type: Onsite Comprehensive Investigation

Location of Investigation: Company principal place of business (PPOB)

Extent of Operations: Entire Operation

Physical Address

241 S 59TH LANE
KANSAS CITY, KS 66111
United States

Mailing Address

1009 S W SUMMIT FALLS DR
LEES SUMMIT, MO 64081
United States

Contact Information

Contact Name: ISMAEEL ABDULHAKEEM

Email: iabdullah88@gmail.com

Phone: (913)475-9941 **Cell:** (913)475-9941 **Fax:** ()-

Business and Financial

Business Type: Limited Liability Corporation

Name of Gross Revenue Provider: ISMAEEL ABDULHAKEEM

Title of Gross Revenue Provider: Owner

Gross Revenue: ██████████ **For Year Ending:** 12/31/2021

Federal Tax ID: ██████████ (EIN)

Operation Classification and Type

Type of Operation: Non-HM Interstate Carrier

Cargo

General Freight

Operation Classification

For-Hire Motor Carrier

Property

Other Non-Hazardous Freight

Equipment

	Owned	Term Leased	Trip Leased
Straight Trucks	1		
Truck Tractors	5		

Driver Information

	Drivers	
	Intrastate	Interstate
< 100 Miles		1
>= 100 Miles		4

Power units used in the U.S.: 6

Percentage of time used in the U.S.: 100%

Average trip leased driver/month: 0

Drivers with CDL: 4

Total Drivers: 5

Person(s) Interviewed

Name: ISMAEEL ABDULHAKEEM

Title: MEMBER

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
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This report will be used to assess your safety compliance.

Violations

1. Primary: 395.11(c)

Failing to retain supporting documents as required by § 395.11(c).



Critical

At least 10% of the number checked had violations

Violations Discovered

Fed	State	Total
30		30

Checked

Fed	State	Total
150		150

BASIC Impacted
Hours-of-Service
Compliance

Rating Factor 3:
Operational = Part
395

Example/Notes:

A&B Transportation LLC had driver Yusif Abdulhakeem (valid KS class C non-CDL [REDACTED]) operate a 2008 Freightliner box truck (unit #2008, VIN [REDACTED] C3365, gross vehicle weight rating 26,000 pounds) in interstate commerce with multiple loads of mixed freight. This trip is evidenced by a timesheets. For all of Abdulhakeem's trips, the carrier failed to retain and provide supporting documents for a period of at least six months. The carrier was unable to provide bills of lading, fuel logs, or any other supporting documents as requested.

Drivers/Vehicles in Violation

Fed	State	Total
1		1

Checked

Fed	State	Total
5		5

2. Primary: 382.601(b)

Failing to provide to employees a written policy on misuse of alcohol and controlled substances that meets the requirements of 382.601(b) 1-12.

Violations Discovered

Fed	State	Total
3		3

Checked

Fed	State	Total
5		5

Example/Notes:

On 5/21/2022 A&B Transportation LLC had driver Adam Day (valid MO class A CDL [REDACTED]) operate a 2014 Freightliner Cascadia (unit #69, VIN [REDACTED] W2505, gross vehicle weight rating 52,000 pounds), towing an unknown year Hyundai trailer (unit #AZNG V503782, unknown VIN, GVWR 68,000lbs) in interstate commerce. Day operated the vehicle from Kansas City, KS to Memphis, TN with a load of mixed freight. This trip is evidenced by a bill of lading. At the time of this trip, the carrier had not provided a written drug and alcohol policy to its drivers.

Drivers/Vehicles in Violation

Fed	State	Total
3		3

Checked

Fed	State	Total
5		5

3. Primary: 382.701(d)

Allowing a driver to perform any safety sensitive function after a Clearinghouse query demonstrates that the driver is prohibited as a result of a controlled substances or alcohol program violation.

Violations Discovered

Fed	State	Total
1		1

Checked

Fed	State	Total
5		5

Example/Notes:

Drivers/Vehicles in Violation

On 10/11/2021 A&B Transportation LLC had driver Michael Cox (MO class A CDL [REDACTED]) operate a 2015 Freightliner Cascadia (unit #2015, KS license plate #202860, VIN [REDACTED]N7323, gross vehicle weight rating 52,000lbs), towing a 2020 Hyundai semi-trailer (unit #V566796, ID license plate #TM4835, VIN [REDACTED]33005, gross vehicle weight rating 65,000lbs) in interstate commerce. Cox operating this vehicle combination from an unknown city of origin in Kansas to milepost 217 on northbound I-35 near Northwood, IA with a load of mixed freight. This trip is evidenced by a post-crash commercial vehicle inspection. At the time of this trip, Cox was disqualified from performing safety sensitive function in the Drug and Alcohol Clearinghouse. This is a violation of 49 CFR 382.701(d), as adopted by KSA 66-1,129 and K.A.R. 82-4-3c.

Fed	State	Total
1		1
Checked		
Fed	State	Total
5		5

4. Primary: 390.15(b)

Failing to maintain, for a period of three years after an accident occurs, an accident register.

Violations Discovered		
Fed	State	Total
1		1
Checked		
Fed	State	Total
1		1

Example/Notes:

On 5/21/2022 A&B Transportation LLC had driver Adam Day (valid MO class A CDL [REDACTED]) operate a 2014 Freightliner Cascadia (unit #69, VIN [REDACTED]FW2505, gross vehicle weight rating 52,000 pounds), towing an unknown year Hyundai trailer (unit #AZNG V503782, unknown VIN, GVWR 68,000lbs) in interstate commerce. Day operated the vehicle from Kansas City, KS to Memphis, TN with a load of mixed freight. This trip is evidenced by a bill of lading and an electronic record of duty status. At the time of this trip, the carrier failed to maintain an accident register with a list of all accidents that have occurred and copies of all accident reports.

Drivers/Vehicles in Violation		
Fed	State	Total
Checked		
Fed	State	Total

5. Primary: 391.25(a)

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.

Violations Discovered		
Fed	State	Total
1		1
Checked		
Fed	State	Total
5		5

Example/Notes:

On 3/22/2022 A&B Transportation LLC had driver Nosaze Ighodaro (valid KS class A CDL [REDACTED]) operate a 2015 Freightliner Cascadia (unit #2015, VIN [REDACTED]P6989, gross vehicle weight rating 52,000 pounds) in interstate commerce. Ighodaro operated the vehicle without a trailer from Franklin, IL to Edgerton, KS to pick up a load. This trip is evidenced by a bill of lading and an electronic record of duty status. At the time of this trip, the carrier failed to at least once every 12 months, make an inquiry to obtain the motor vehicle record of each driver it employs, covering at least the preceding 12 months, to the appropriate agency of every state in which the driver held a commercial motor vehicle operator's license or permit during the time period for driver Nosaze Ighodaro. Ighodaro began employment in January of 2020 per his application, no MVR was present in his DQ file until August of 2021.

Drivers/Vehicles in Violation		
Fed	State	Total
1		1
Checked		
Fed	State	Total
5		5

6. Primary: 391.25(b)

Failing to review the driving record of each driver to determine whether that driver meets minimum requirements for safe driving or is disqualified to drive.

Violations Discovered		
Fed	State	Total
1		1
Checked		
Fed	State	Total
5		5

Example/Notes:

On 3/22/2022 A&B Transportation LLC had driver Nosaze Ighodaro (valid KS class A CDL [REDACTED]) operate a 2015 Freightliner Cascadia (unit #2015, VIN [REDACTED] P6989, gross vehicle weight rating 52,000 pounds) in interstate commerce. Ighodaro operated the vehicle without a trailer from Franklin, IL to Edgerton, KS to pick up a load. This trip is evidenced by a bill of lading and an electronic record of duty status. At the time of this trip, the carrier failed to at least once every 12 months, review the motor vehicle record of each driver it employs to determine whether that driver meets minimum requirements for safe driving or is disqualified to drive a commercial motor vehicle. Ighodaro began employment in January of 2020 per his application, no MVR was present in his DQ file until August of 2021.

Drivers/Vehicles in Violation		
Fed	State	Total
1		1
Checked		
Fed	State	Total
5		5

7. Primary: 391.51(b)(3)

Failing to maintain road test certificate in driver's qualification file, or copy of license or certificate the motor carrier accepted as equivalent.

Violations Discovered		
Fed	State	Total
1		1
Checked		
Fed	State	Total
5		5

Example/Notes:

A&B Transportation LLC had driver Yusif Abdulhakeem (valid KS class C non-CDL [REDACTED]) operate a 2008 Freightliner box truck (unit #2008, VIN [REDACTED] C3365, gross vehicle weight rating 26,000 pounds) in interstate commerce with multiple loads of mixed freight. This trip is evidenced by a timesheets. At the time of this trip, the carrier failed to have Abdulhakeem complete a valid road test or maintain a certificate of the driver's valid road test.

Drivers/Vehicles in Violation		
Fed	State	Total
1		1
Checked		
Fed	State	Total
5		5

8. Primary: 395.3(a)(2)

Requiring or permitting a property-carrying commercial motor vehicle driver to drive after the end of the 14th hour after coming on duty.

Violations Discovered		
Fed	State	Total
2		2
Checked		
Fed	State	Total
150		150

Example/Notes:

Drivers/Vehicles in Violation		
Fed	State	Total

On 5/21/2022 A&B Transportation LLC had driver Adam Day (valid MO class A CDL [REDACTED]) operate a 2014 Freightliner Cascadia (unit #69, VIN [REDACTED] W2505, gross vehicle weight rating 52,000 pounds), towing an unknown year Hyundai trailer (unit #AZNG V503782, unknown VIN, GVWR 68,000lbs) in interstate commerce. Day operated the vehicle from Kansas City, KS to Memphis, TN with a load of mixed freight. This trip is evidenced by a bill of lading and an electronic record of duty status. At the time of this trip, the carrier permitted a driver to drive beyond 14 hours.

2		2
Checked		
Fed	State	Total
5		5

9. Primary: 395.3(a)(3)(i)

Requiring or permitting a property-carrying commercial motor vehicle driver to drive more than 11 hours.

Violations Discovered		
Fed	State	Total
2		2
Checked		
Fed	State	Total
150		150

Example/Notes:

On 5/21/2022 A&B Transportation LLC had driver Adam Day (valid MO class A CDL [REDACTED]) operate a 2014 Freightliner Cascadia (unit #69, VIN [REDACTED] W2505, gross vehicle weight rating 52,000 pounds), towing an unknown year Hyundai trailer (unit #AZNG V503782, unknown VIN, GVWR 68,000lbs) in interstate commerce. Day operated the vehicle from Kansas City, KS to Memphis, TN with a load of mixed freight. This trip is evidenced by a bill of lading and an electronic record of duty status. At the time of this trip, the carrier permitted a driver to drive after 11 hours.

Drivers/Vehicles in Violation		
Fed	State	Total
2		2
Checked		
Fed	State	Total
5		5

10. Primary: 395.3(a)(3)(ii)

Requiring or permitting a property-carrying commercial motor vehicle driver to drive after more than 8 hours driving have passed since the end of the driver's last on duty, off duty, or sleeper berth period of at least 30 minutes.

Violations Discovered		
Fed	State	Total
1		1
Checked		
Fed	State	Total
150		150

Example/Notes:

On 08/08/2022 A&B Transportation LLC had driver Adam Day (valid MO class A CDL [REDACTED]) operate a 2014 Freightliner Cascadia (unit #69, VIN [REDACTED] W2505, gross vehicle weight rating 52,000 pounds), towing an unknown year Hyundai trailer (unit #AZNG V503782, unknown VIN, GVWR 68,000lbs) in interstate commerce. Day operated the vehicle from Crest Hill, IL to Lenexa, KS with a load of mixed freight. This trip is evidenced by a bill of lading and an electronic record of duty status. At the time of this trip, the carrier permitted a driver to drive without a 30 minute interruption of driving break after eight accrued hours of driving.

Drivers/Vehicles in Violation		
Fed	State	Total
1		1
Checked		
Fed	State	Total
5		5

11. Primary: 395.8(e)(1)

Making, or permitting a driver to make, a false report regarding duty status

Violations Discovered		
Fed	State	Total
1		1
Checked		
Fed	State	Total

150	150
-----	-----

Example/Notes:

On 3/22/2022 A&B Transportation LLC had driver Nosaze Ighodaro (valid KS class A CDL [REDACTED]) operate a 2015 Freightliner Cascadia (unit #2015, VIN [REDACTED] P6989, gross vehicle weight rating 52,000 pounds) in interstate commerce. Ighodaro operated the vehicle without a trailer from Franklin, IL to Edgerton, KS to pick up a load. This trip is evidenced by a bill of lading and an electronic record of duty status. The carrier permitted the driver to create a false record of duty status-the driver went off duty in Olathe, KS, remained off duty and drove to Frankfort Square, IL, then went on-duty in Edgerton, KS, where he picked up load for Amazon.

Drivers/Vehicles in Violation

Fed	State	Total
1		1

Checked

Fed	State	Total
5		5

12. Primary: 395.8(f)

Failing to require driver to prepare record of duty status in form and manner prescribed.

Violations Discovered

Fed	State	Total
30		30

Checked

Fed	State	Total
150		150

Example/Notes:

A&B Transportation LLC had driver Yusif Abdulkhakeem (valid KS class C non-CDL [REDACTED]) operate a 2008 Freightliner box truck (unit #2008, VIN 1FVACWDT8DAC3365, gross vehicle weight rating 26,000 pounds) in interstate commerce with multiple loads of mixed freight. This trip is evidenced by incomplete timesheets. At the time of this trip, the carrier failed to require the driver to prepare record of duty status in form and manner prescribed. The driver's three timesheets recorded only the driver's time in, time out, and total hours. The timesheets did not indicate date, month, off duty time, and only indicated driver's first name on two of the three timesheets.

Drivers/Vehicles in Violation

Fed	State	Total
1		1

Checked

Fed	State	Total
5		5

Safety Fitness Rating

Your proposed safety rating is: **CONDITIONAL** 1 UNSATISFACTORY rating factor 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	0	0
Factor 2: Driver = Parts 382, 383 and, 391	Satisfactory	0	0
Factor 3: Operational = Parts 392 and 395	Unsatisfactory	0	1
Factor 4: Vehicle = Parts 393 and 396 OOS Vehicles (CR): 0 Number of Vehicles Inspected (CR): 0 OOS Vehicles (MCMIS): 0 Number of Vehicles Inspected (MCMIS): 11 OOS Rate: 0%	Satisfactory		
Factor 5: Haz. Mat. = Parts 397, 171, 177 and, 180	N/A	N/A	N/A
Factor 6: Accident Factor = Recordable Rate Total Miles Operated: 637,269 Recordable Accidents: 1 Recordable Accidents/Million Miles: 1.57	Satisfactory	N/A	N/A

Effective date: You will receive an official notice of proposed safety rating from the Federal Motor Carrier Safety Administration in Washington, D.C. The Conditional rating will take effect 60 days after the date of the official notice.

However, if this rating improves a previous Unsatisfactory rating, it will become effective on the date of the official notice from the FMCSA headquarters.

You may request a safety rating upgrade based on corrective action under 49 CFR 385.17 and/or an administrative review under 49 CFR 385.15.

Change to safety rating based on corrective action: You may request a change to a safety rating under 49 CFR 385.17 at any time by providing evidence that you have taken actions to correct the deficiencies that resulted in the safety rating. You must make this request in writing to the Field Administrator for the FMCSA Service Center in which you maintain your principal place of business. A pending request for a change in safety rating under 49 CFR 385.17 will not delay the effective date of the rating.

Administrative Review: You may appeal your proposed safety rating in a petition filed under 49 CFR 385.15 if you believe FMCSA made an error in assigning your safety rating. You must submit your appeal within 90 days of the date of the proposed safety rating or within 90 days after denial of a request for a change in rating under section 385.17(i). If the safety rating improves a previous Unsatisfactory rating, it becomes effective immediately and you must submit your appeal within 90 days of the final safety rating. A petition under section 385.15 will not delay the effective date of the rating unless the Chief Safety Officer grants a stay.

You must submit your appeal in writing to: Chief Safety Officer, Federal Motor Carrier Safety Administration, 1200 New Jersey Ave., S.E., Washington, DC 20590-0001.

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: Hours-of-Service Compliance

Process Breakdown: Monitoring and Tracking

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.

BASIC: Hours-of-Service Compliance

Process Breakdown: Roles and Responsibilities

Specific Recommended Remedies

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

1. Define and document roles and responsibilities of managers and supervisors for monitoring compliance with Hours-of-Service (HOS) policies.
2. Ensure that managers are responsible for reviewing Records of Duty Status (RODS) for accuracy and for disciplining those who falsify their logs.
3. Assign responsibility for making sure that all Records of Duty Status (RODS) are collected and stored for six months.

BASIC: Hours-of-Service Compliance

Process Breakdown: Training and Communication

Specific Recommended Remedies

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

1. Convey expectations to all applicable staff for adhering to Hours-of-Service (HOS) regulations and company policies and procedures, and for executing responsibilities by providing new-hire and refresher training, and establish communication channels such as newsletters and/or meetings focused on conflicts between scheduling and HOS rules.
2. Inform drivers that management will be monitoring and tracking Records of Duty Status (RODS).
3. Communicate the carrier's HOS Compliance percentile to all staff, and explain to them individually what they can do to help the carrier improve the percentile.
4. Ensure that managers and supervisors communicate their ongoing commitment to abiding by Hours-of-Service (HOS) regulations and to not driving when fatigued for any reason, including illness.

BASIC: Hours-of-Service Compliance

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 policy and procedure describing how management will monitor and track logs for falsification.
2. Develop a policy stating that drivers should not violate their Hours-of-Service (HOS) Out-of-Service (OOS) order under any circumstances, and immediately contact the carrier when a driver is placed OOS.
3. Develop a policy requiring drivers to report their available hours to dispatch during "check-in" calls.
4. Develop policies and procedures for ensuring proper retention of Record of Duty Status (RODS) according to regulations.
5. Develop a policy stating that drivers are required to submit all Records of Duty Status (RODS) and supporting documentation, such as expense receipts, within 13 days of the end of the trip.
6. Develop a written and progressive disciplinary policy focused on taking corrective action to ensure drivers comply with regulations and policies. A progressive disciplinary policy could include, among other things, written warnings, suspensions, or work restrictions, monetary penalties, and termination. This policy should also specify consequences for any carrier official who knowingly and willfully allows Hours-of-Service (HOS) violations.

BASIC: Driver Fitness

Process Breakdown: Monitoring and Tracking

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 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.
2. 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.
3. Maintain each driver's investigation history file in a secure location with limited and controlled access for as long as the driver is employed and for three years thereafter.

Recommendations

1. **Acute and Critical Violations**

Acute and/or Critical violations were recorded on this investigation report. These violations will impact your safety record.

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.

2. **Additional Information**

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

3. **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.

4. **Duty status records must be kept on file for 6 months.**

Ensure that all documents supporting records of duty status (such as toll, fuel repair and other on-the-road expense receipts, as well as invoices, bills of lading, dispatch records, etc.) are kept on file for at least 6 months.

5. **Retain supporting documents for 6 months.**

Toll receipts and other on-the-road expense receipts, invoices, bills of lading, dispatch records, and other "supporting document" must be kept on file for six (6) months. This requirement also applies to records generated by the use of owner-operators. You may keep legible photocopies in lieu of originals.

6. **150-mile exemption terms must be met.**

If you want some drivers to use the 150 air-mile radius exemption, make sure that the drivers meet all terms of the exemption, including being released from duty no more than 14 hours from when they report for duty. Logs must be prepared if a driver does not meet the 14 hour requirement.

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

Maintain a complete file as required for each driver, documenting the qualification process.

Exhibit 2

BILL OF LADING

Shipment subject to the Amazon.com Terms and Conditions in effect on the date of shipment and available at vendorcentral.amazon.com.



Bill of Lading#: OKC5-116C4D1G3			Dock Door#:		
Name of Carrier: ABTPR		Print Date: 22-May-22 21:50		Schedule Departure Date: 22-May-22 22:00	
To Consignee: WKS1 4044 N TOBEN ST WICHITA, Kansas 67226-2910			From Shipper: 1414 S Council Road OKLAHOMA CITY, OKLAHOMA 73128		Tractor# : <input type="text"/>
			Phone No:		Emergency Phone No:
Seal #	30404394617	Load #		116C4D1G3	
No. Shipping Pallets and Gaylords	No. Shipping Cartons	# HAZMAT	Kind of Package, Description of Articles, Special Marks and Exceptions	# Weight(sub. To Corr.)	Rate Charges
29	3740		Pallets / Gaylords	10708.71 lb	
29	3740		TOTAL	10708.71 lb	
SHIPPER	Amazon Fulfillment Services		CARRIER	ABTPR	
PER	MARAGOUD		PER		

Note: No Limitation of carrier liability applies to this shipment, unless set forth in the Transportation Agreement between the parties.

Received, subject to individually determined rates or contracts that have been agreed upon in writing between the carrier and shipper, if applicable, otherwise to the rates, classifications, and rules that have been established by the carrier and are available to the shipper, on request, and to all applicable state and federal regulations.

The carrier shall not make delivery of this shipment without payment of charges and all other lawful fees. If a motor carrier, freight forwarder, broker or other transportation service provider accepts this shipment from anyone other than the shipper listed hereon, it agrees to seek payment of its charges exclusively from the entity from which it accepted the shipment (e.g. the broker) and expressly waives any other collection rights or remedies otherwise available to it, including any right to seek payment of the transportation charges from the consignor or consignee.

Shipper Signature _____

Shipper Signature/Date	Trailer Loaded:	Freight Counted:	Carrier Signature/Pickup Date
This is to certify that the above named materials are properly classified, packaged, marked, and labeled, and are in proper condition for transportation according to the applicable regulations of the DOT.	<input type="checkbox"/> By shipper <input type="checkbox"/> By driver	<input type="checkbox"/> By shipper <input type="checkbox"/> By driver/pallets said to contain <input type="checkbox"/> By driver/pieces	Carrier acknowledges receipt of packages and required placards. Carrier certifies emergency response information was made available and/or carrier has the DOT emergency response guidebook or equivalent documentation in the vehicle. Property described above is received in good order, except as noted.

US DOT SP 16413

URL:

<http://d38s2wg9eh65pi.cloudfront.net/SP16413.pdf>



Amendment Date: 23-May-2022 at 02:50:40 UTC

Amendment Type: Driver confirmation received

Amendment Text:

Driver confirmed receipt of document on their mobile device at 23-May-2022 at 2:50:41 UTC

BILL OF LADING

Shipment subject to the Amazon.com Terms and Conditions in effect on the date of shipment and available at vendorcentral.amazon.com.



Bill of Lading#: ICT2-113QVGWB9			Dock Door#: DD129		
Name of Carrier: ABTPR		Print Date: 23-May-22 15:04		Schedule Departure Date: 23-May-22 15:00	
To Consignee: TUL5 3511 N MINGO RD TULSA, Oklahoma 74116			From Shipper: 7130 N Broadway AVE Park City, Kansas 67219-1410		Tractor# : <input type="text"/>
			Phone No:		Emergency Phone No:
Seal #	30204382376		Load #	113QVGWB9	
No. Shipping Pallets and Gaylords	No. Shipping Cartons	# HAZMAT	Kind of Package, Description of Articles, Special Marks and Exceptions		# Weight(sub. To Corr.)
30	621		Pallets / Gaylords		9288.08 lb
	7		loose loaded		133.13 lb
30	628		TOTAL		9421.21 lb
SHIPPER		Amazon Fulfillment Services			CARRIER
					ABTPR
PER					PER

Note: No Limitation of carrier liability applies to this shipment, unless set forth in the Transportation Agreement between the parties.

Received, subject to individually determined rates or contracts that have been agreed upon in writing between the carrier and shipper, if applicable, otherwise to the rates, classifications, and rules that have been established by the carrier and are available to the shipper, on request, and to all applicable state and federal regulations.

The carrier shall not make delivery of this shipment without payment of charges and all other lawful fees. If a motor carrier, freight forwarder, broker or other transportation service provider accepts this shipment from anyone other than the shipper listed hereon, it agrees to seek payment of its charges exclusively from the entity from which it accepted the shipment (e.g. the broker) and expressly waives any other collection rights or remedies otherwise available to it, including any right to seek payment of the transportation charges from the consignor or consignee.

Shipper Signature _____

Shipper Signature/Date	Trailer Loaded:	Freight Counted:	Carrier Signature/Pickup Date
This is to certify that the above named materials are properly classified, packaged, marked, and labeled, and are in proper condition for transportation according to the applicable regulations of the DOT.	<input type="checkbox"/> By shipper <input type="checkbox"/> By driver	<input type="checkbox"/> By shipper <input type="checkbox"/> By driver/pallets said to contain <input type="checkbox"/> By driver/pieces	Carrier acknowledges receipt of packages and required placards. Carrier certifies emergency response information was made available and/or carrier has the DOT emergency response guidebook or equivalent documentation in the vehicle. Property described above is received in good order, except as noted.

US DOT SP 16413

URL:

<http://d38s2wg9eh65pi.cloudfront.net/SP16413.pdf>



Amendment Date: 23-May-2022 at 20:04:57 UTC

Amendment Type: Driver confirmation received

Amendment Text:

Driver confirmed receipt of document on their mobile device at 23-May-2022 at 20:4:57 UTC

Exhibit 3

Report Number: IA000TT6LNVZ
Inspection Date: 10/11/2021
Start: 7:11 AM CT End: 9:30 AM CT
Inspection Level: I - Full
HM Inspection Type: None

Carrier: A&B TRANSPORTATION LLC

DBA:
8901 W 101 TERR
OVERLAND PARK, KS, 66212
USDOT: 3481568 Phone#: (913)475-9941
MC/MX#: Fax#:
State#:

Driver: COX, MICHAEL J
License#: [REDACTED] State: MO
Date of Birth: [REDACTED]
CoDriver:
License#: State:
Date of Birth:

Location: NB I35 NORTHWOOD Milepost: 217 Shipper: AMAZONE
Highway: NB I35 NORTHWOOD Origin: KS Bill of Lading: 113QLJ6J1
County: Destination: MN Cargo: N/A
Email:

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate	Equipment ID	VIN	GVWR	CVSA #	Issued #	OOS Sticker
1	TT	FRHT	2015	KS	202860	A2015	[REDACTED]	N7323 52000			
2	ST	HYUN	2020	ID	TM4835	V566796	[REDACTED]	33005 65000			

BRAKE ADJUSTMENTS

Axle #	1	2	3	4	5
Right	1 1/4	1 1/4	1 1/4	N/M	N/M
Left	1 1/4	1 1/4	1 1/4	N/M	N/M
Chamber	C-24	L-30	L-30	C-30	C-30

VIOLATIONS

Section	Type	Unit	OOS	Citation #	Verify Crash	Violations Discovered
390.3E	F	D	Y		U	N

DRIVER PROHIBITED FROM DRIVING PER DRUG AND ALCOHOL CLEARINGHOUSE

HazMat: No HM transported

Placard:

Cargo Tank:

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

Notes: 10-50F: Driver pulled over for a suspected air leak. Driver got out and checked, found nothing. Driver got back into the truck when a passenger vehicle rear ended the trailer. Trailer received large amount of damage to left side corner where the vehicle hit. Bumper severely damaged. All lights on truck and trailer working properly. Axle 5 left outside tire was off the bead due to the accident. Driver is OUT OF SERVICE until he clears Drug and Alcohol Clearinghouse. At time of accident, CDLIS shows "DRUG AND ALCOHOL CLEARINGHOUSE - DRIVER IS PROHIBITED FROM OPERATING UNDER 382.501(A)" on driver's record. Could not measure trailer brakes due to damage/debris

Driver OOS Text (use MICHAEL COX)

Failure to return this report with the required certification can result in penalties up to \$1,000 per day for each day the violation continues, up to a total of \$10,000.

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

Carrier Verify Text

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

Report Prepared By: ID/Badge #:
T. Waalkens IAT328

Copy Received By:
MICHAEL COX

X

X



Exhibit 4

BILL OF LADING

Shipment subject to the Amazon.com Terms and Conditions in effect on the date of shipment and available at vendorcentral.amazon.com.



Bill of Lading#: MKC4-114FZC1Q5			Dock Door#:			
Name of Carrier: ABTPR		Print Date: 23-Mar-22 23:39		Schedule Departure Date: 23-Mar-22 23:00		
To Consignee: OKC5 1414 S Council Road OKLAHOMA CITY, OKLAHOMA 73128		From Shipper: 19645 Waverly Rd EDGERTON, KANSAS 66021			Trailer #: AZNG V571277	
		Phone No:			Tractor# : <input type="text"/>	
					Emergency Phone No:	
Seal # 30502892986		Load #		114FZC1Q5		
No. Shipping Pallets and Gaylords	No. Shipping Cartons	# HAZMAT	Kind of Package, Description of Articles, Special Marks and Exceptions	# Weight(sub. To Corr.)	Rate	Charges
1	22		Pallets / Gaylords	348.88 lb		
	246		loose loaded	3512.57 lb		
1	268		TOTAL	3861.4500000000003 lb		
SHIPPER		Amazon Fulfillment Services			CARRIER	
					ABTPR	
PER					PER	

Note: No Limitation of carrier liability applies to this shipment, unless set forth in the Transportation Agreement between the parties.

<p>Received, subject to individually determined rates or contracts that have been agreed upon in writing between the carrier and shipper, if applicable, otherwise to the rates, classifications, and rules that have been established by the carrier and are available to the shipper, on request, and to all applicable state and federal regulations.</p>	<p>The carrier shall not make delivery of this shipment without payment of charges and all other lawful fees. If a motor carrier, freight forwarder, broker or other transportation service provider accepts this shipment from anyone other than the shipper listed hereon, it agrees to seek payment of its charges exclusively from the entity from which it accepted the shipment (e.g. the broker) and expressly waives any other collection rights or remedies otherwise available to it, including any right to seek payment of the transportation charges from the consignor or consignee.</p> <p>Shipper Signature _____</p>
--	---

Shipper Signature/Date	Trailer Loaded:	Freight Counted:	Carrier Signature/Pickup Date
<p>This is to certify that the above named materials are properly classified, packaged, marked, and labeled, and are in proper condition for transportation according to the applicable regulations of the DOT.</p>	<input type="checkbox"/> By shipper <input type="checkbox"/> By driver	<input type="checkbox"/> By shipper <input type="checkbox"/> By driver/pallets said to contain <input type="checkbox"/> By driver/pieces	<p>Carrier acknowledges receipt of packages and required placards. Carrier certifies emergency response information was made available and/or carrier has the DOT emergency response guidebook or equivalent documentation in the vehicle. Property described above is received in good order, except as noted.</p>

<p>US DOT SP 16413</p> <p>URL: http://d38s2wg9eh65pi.cloudfront.net/SP16413.pdf</p>
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Amendment Date: 24-Mar-2022 at 04:47:48 UTC

Amendment Type: Driver confirmation received

Amendment Text:

Driver confirmed receipt of document on their mobile device at 24-March-2022 at 4:47:47 UTC

Exhibit 5

BILL OF LADING

Shipment subject to the Amazon.com Terms and Conditions in effect on the date of shipment and available at vendorcentral.amazon.com.



Bill of Lading#: MDW5-1159V7GWP			Dock Door#:		
Name of Carrier: ABTPR		Print Date: 08-Aug-22 02:52		Schedule Departure Date: 08-Aug-22 03:00	
To Consignee: MCI5 16851 W 113TH ST LENEXA, KANSAS 66219-1322		From Shipper: 16825 Churnovic lane CREST HILL, ILLINOIS 60403			Trailer #: AZNG HV2202712
Phone No:			Emergency Phone No:		
Seal #	30104719800	Load #		1159V7GWP	
No. Shipping Pallets and Gaylords	No. Shipping Cartons	# HAZMAT	Kind of Package, Description of Articles, Special Marks and Exceptions	# Weight(sub. To Corr.)	Rate
	3689		loose loaded	11171.67 lb	
0	3689		TOTAL	11171.67 lb	
SHIPPER		Amazon Fulfillment Services		CARRIER	
				ABTPR	
PER		DOYLD		PER	

Note: No Limitation of carrier liability applies to this shipment, unless set forth in the Transportation Agreement between the parties.

<p>Received, subject to individually determined rates or contracts that have been agreed upon in writing between the carrier and shipper, if applicable, otherwise to the rates, classifications, and rules that have been established by the carrier and are available to the shipper, on request, and to all applicable state and federal regulations.</p>	<p>The carrier shall not make delivery of this shipment without payment of charges and all other lawful fees. If a motor carrier, freight forwarder, broker or other transportation service provider accepts this shipment from anyone other than the shipper listed hereon, it agrees to seek payment of its charges exclusively from the entity from which it accepted the shipment (e.g. the broker) and expressly waives any other collection rights or remedies otherwise available to it, including any right to seek payment of the transportation charges from the consignor or consignee.</p> <p>Shipper Signature _____</p>
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Shipper Signature/Date	Trailer Loaded:	Freight Counted:	Carrier Signature/Pickup Date
<p>This is to certify that the above named materials are properly classified, packaged, marked, and labeled, and are in proper condition for transportation according to the applicable regulations of the DOT.</p>	<input type="checkbox"/> By shipper <input type="checkbox"/> By driver	<input type="checkbox"/> By shipper <input type="checkbox"/> By driver/pallets said to contain <input type="checkbox"/> By driver/pieces	<p>Carrier acknowledges receipt of packages and required placards. Carrier certifies emergency response information was made available and/or carrier has the DOT emergency response guidebook or equivalent documentation in the vehicle. Property described above is received in good order, except as noted.</p>

	<p>US DOT SP 16413</p> <p>URL:</p> <p>http://d38s2wg9eh65pi.cloudfront.net/SP16413.pdf</p>
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Amendment Date: 08-Aug-2022 at 07:53:07 UTC

Amendment Type: Driver confirmation received

Amendment Text:

Driver confirmed receipt of document on their mobile device at 8-August-2022 at 7:53:6 UTC

Exhibit 6

DRIVER'S TIME RECORD (150 air-mile radius)

Driver's Name (print) YUSIF

Employee No. _____ Month _____ Year _____

DRIVERS MAY PREPARE THIS REPORT INSTEAD OF "DRIVERS DAILY LOG" IF THE FOLLOWING APPLIES:

- *Operates within 150 air-mile radius of the normal work reporting location.
- *Returns to normal work reporting location and is released from work within 14 consecutive hours.
- *At least 10 consecutive hours off duty separates each 14 hours on duty.

INTERMITTENT DRIVERS

Shall complete this form for 7 days preceding any day driving is performed. This includes the preceding month.

Date	Start Time	End Time	Total Hours	Truck Number	Trip Information TO - FROM
1	11:47	1:00	1:10	S	1 stop
2	3:00	4:15	1:15	S	2 stops
3	2:30	3:45	1:15	S	2 stops
4	3:30	5:00	1:30	S	2 stops
5	5:00	6:00	1:00	S	3 stops
6	1:30	5:00	3:30	S	2 stops
7	11:30	12:00	0:30	S	1 stop
8	2:20	3:20	1:00	S	4 stops
9	3:00	4:30	1:30	S	2 stops
10	2:00	5:30	3:30	S	3 stops
11	2:00	5:30	3:30	S	3 stops
12	2:00	4:00	2:00	S	4 stops
13	2:30	4:30	2:00	S	2 stops
14	2:30	5:00	2:30	S	2 stops
15	3:00	4:30	1:30	S	2 stops
16	4:00	7:00	3:00	S	2 stops
17	2:00	4:00	2:00	S	2 stops
18	2:00	4:20	2:20	S	4 stops
19	5:00	5:00	2hr	S	3 stops
20	2:00	3:30	1:30	S	2 stops
21	12:30	4:00	1:30	S	4 stops
22	3:30	3:30	0hr	S	1 stop
23	2:00	4:00	2hr	S	1 stop
24	1:30	4:00	2hr	S	1 stop
25	3:00	5:00	2hr	S	4 stops
26	2:00	4:00	2hr	S	2 stops
27	2:00	3:00	1hr	S	1 stop
28	4:30	6:30	2hr	S	3 stops
29	1:00	3:00	2hr	S	3 stops
30	1:00	4:00	3hr	S	2 stops
31	1:00	3:00	2hr	S	2 stops

To be prepared monthly by each DOT certified driver unless time record is exclusively kept on Driver's Daily Log. Indicate "days off." Check box if no driving is performed during this month and the first 7 days of the following month. Mail this report to your Division Manager of Administration.

DRIVER'S TIME RECORD (150 air-mile radius)

Driver's Name (print) YUSIF

Employee No. _____ Month _____ Year _____

DRIVERS MAY PREPARE THIS REPORT INSTEAD OF "DRIVERS DAILY LOG" IF THE FOLLOWING APPLIES:
 *Operates within 150 air-mile radius of the normal work reporting location.
 *Returns to normal work reporting location and is released from work within 14 consecutive hours.
 *At least 10 consecutive hours off duty separates each 14 hours on duty.

INTERMITTENT DRIVERS

Shall complete this form for 7 days preceding any day driving is performed. This includes the preceding month.

Date	Start Time	End Time	Total Hours	Truck Number	Trip Information TO - FROM
1	4:40	6:30	2hr	S	3 stops
2	1:00	2:00	2h	S	2 stops
3	8:30	1:00	2:30	S	2 stops
4	5:40	8:00	3h	S	2 stops
5	12:00	1:30	1:30	S	1 stop
6	4:00	5:00	1hr	S	1 stop
7	2:00	3:40	1.40	S	1 stop
8	5:00	6:00	1hr	S	1 stop
9	2:20	7:00	2:20	S	4 stops
10	2:20	5:30	2:20	S	2 stops
11	2:00	4:00	2:00	S	1 stop
12	12:30	3:30	3hr	S	1 stop
13	1:30	2:30	1hr	S	1 stop
14	12:00	1:00	1hr	S	1 stop
15	12:00	2:00	2hr	S	1 stop
16	3:00	8:00	5hr	S	3 stops
17	9:00	10:30	1:30	S	1 stop
18	10:00	11:00	1hr	S	1 stop
19	3:00	4:00	1hr	S	2 stops
20	1:40	4:00	2:10	S	3 stops
21	2:00	5:00	2:1hr	S	2 stops
22	2:30	6:30	4:00	S	3 stops
23	2:45	6:30	2:45	S	2 stops
24	2:00	5:30	2:30	S	1 stop
25	3:00	7:00	3hr	S	3 stops
26	2:30	5:30	2:1hr	S	2 stops
27	12:00	1:00	1hr	S	1 stop
28	2:00	4:00	1hr	S	1 stop
29	2:00	4:00	1hr	S	1 stop
30	12:30	1:00	30 min	S	1 stop
31	12:30	2:30	2hr	S	1 stop

To be prepared monthly by each DOT certified driver unless time record is exclusively kept on Driver's Daily Log. Indicate "days off." Check box if no driving is performed during this month and the first 7 days of the following month. Mail this report to your Division Manager of Administration.

DRIVER'S TIME RECORD (150 air-mile radius)

Driver's Name (print) _____ Employee No. _____ Month _____ Year _____

DRIVERS MAY PREPARE THIS REPORT INSTEAD OF "DRIVERS DAILY LOG" IF THE FOLLOWING APPLIES:
 *Operates within 150 air-mile radius of the normal work reporting location.
 *Returns to normal work reporting location and is released from work within 14 consecutive hours.
 *At least 10 consecutive hours off duty separates each 14 hours on duty.

INTERMITTENT DRIVERS

Shall complete this form for 7 days preceding any day driving is performed. This includes the preceding month.

Date	Start Time	End Time	Total Hours	Truck Number	Trip Information TO - FROM
1	2:30 AM	5:30 AM	3	#5	2 stops
2	2:30 AM	4:30 AM	2.3	#5	2 stops
3	2:00 AM	5:00 AM	3	S	2 stops
4	2:30	7:20	2	S	4 stops
5	2:20	6:20	7.00	S	
6	3:00	5:00		S	3 stops
7	3:00	5:50	2.5	S	2 stops
8	3:00	5:00	2	S	1 stop
9	2:00	4:00	2	S	1 stop
10	1:40	5:00	2.10	S	1 stop
11	11:30	11:00	1.30	S	1 stop
12	12:20	5:30	5	S	2 stops
13	2:48	5:30	3 hr	S	2 stops
14	3:00	6:00	3h	S	4 stops
15	12:30	2:30	2hr	S	1 stop
16	2:20	7:30	4.00	S	2 stops
17	4:00	5:50	1.50	S	2 stops
18	11	12:20	1.20	S	1 stop
19	12:20	1:30	1.30	S	1 stop
20	2:40	7:00	3	S	2 stops
21	12:00	6:00	6	S	2 stops
22	4:00	9:00	5 hr	S	4 stops
23	2:30	8:00	2:30	S	2 stops
24	2:10	8:30	5.20	S	4 stops
25	4:10	5:00	4.00	S	2 stops
26	1:00	5:30	4.30	S	2 stops
27	12:00	3:00	3.00	S	1 stop
28	10:30	2:00	4.00	S	2 stops
29	10:30	2:00	4.00	S	2 stops
30	2:00	4:00	2	S	2 stops
31	2:00	5:30	3.30	S	2 stops

To be prepared monthly by each DOT certified driver unless time record is exclusively kept on Driver's Daily Log. Indicate "days off." Check box if no driving is performed during this month and the first 7 days of the following month. Mail this report to your Division Manager of Administration.

CERTIFICATE OF SERVICE

23-TRAM-560-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 09/26/2023.

ISMAEEL ABDULHAKEEM, MEMBER
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/S/ KCC Docket Room
KCC Docket Room