

NOTICE OF PENALTY ASSESSMENT
25-TRAM-292-PEN

February 11, 2025

Benjamin David Stockebrand, Owner
B Stockebrand Farms LLC
608 S Ridge Street
Yates Center, Kansas, 66783

This is a notice of a penalty assessment against B Stockebrand Farms LLC (“B Stockebrand Farms”) for violations of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on January 21, 2025, by Kansas Corporation Commission Special Investigators. The Special Investigators identified one (1) violation of the Motor Carrier Safety regulations. Penalties for the violations are assessed in accordance with the FY 2025 Uniform Penalty Assessment Matrix, approved by the Commission on June 27, 2024. B Stockebrand Farms has been assessed a \$100.00 penalty. For a full description of the penalties and terms and obligations please refer to the Order attached to this notice.

IF YOU ACCEPT THE PENALTY: You have thirty (30) days from the date of service of the Penalty Order to pay the penalty. Please remit payment of \$100.00 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 also requires a representative of B Stockebrand Farms:

- a. To attend a Commission-sponsored safety seminar within thirty (30) 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.
- b. To submit a written, comprehensive Corrective Action Plan (“CAP”) to Transportation Staff within thirty (30) days of the date of this order, documenting the violations described in this Penalty Order, including specific and detailed information explaining Carrier’s efforts and concrete steps taken to ensure the violations do not occur in the future.
- c. To submit to one follow-up safety compliance review within eighteen (18) months from the date of this Penalty Order. Transportation Staff will contact the motor carrier at a later date to determine an appropriate time for the review.

IF YOU CONTEST THE PENALTY ORDER: You have the right to request a hearing. A request for a hearing must be made in writing, and within fifteen (15) days from the date of service of this Order, setting forth the specific grounds upon which relief is sought. You may request a hearing through the Commission’s electronic filing system found at <https://puc.kcc.ks.gov/e-filing/e-express/>, and you must also 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 \$100.00 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
Ahsan.Latif@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 **B**)
Stockebrand Farms LLC of Yates Center,)
Kansas. Regarding the Violation(s) of the Motor)
Carrier Safety Statutes, Rules and Regulations) Docket No. 25-TRAM-292-PEN
and the Commission’s Authority to Impose)
Penalties, Sanctions and/or the Revocation of)
Motor Carrier Authority.)

PENALTY ORDER

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

1. Pursuant to K.S.A. 66-1,108b, 66-1,111, 66-1,112 and 66-1,114b, the Commission is given full power, authority, and jurisdiction to supervise and control motor carriers, as defined in 49 C.F.R. Part 390.5 as adopted by K.A.R. 82-4-3f, doing business or procuring business in Kansas, and is empowered to do all things necessary and convenient for the exercise of such power, authority, and jurisdiction.

2. Pursuant to K.S.A. 66-129a, 66-1,130, and 66-1,142b, the Commission may suspend operations, revoke or amend certificates, and initiate sanctions or fines against every motor carrier and every person who violates any provision of Kansas law in regard to the regulation of such motor carriers and persons, or who fails to obey any order, decision, or regulation of the Commission.

3. The Commission has the authority, pursuant to K.A.R. 82-1-237, to investigate an entity under the Commission’s jurisdiction and issue an order on the Commission’s own motion when the Commission believes the entity is in violation of the law or any order of the Commission.

4. B Stockebrand Farms LLC (“B Stockebrand Farms” or “Carrier”) is a motor carrier as defined in 49 C.F.R. 390.5 and operates under USDOT number 2466780.

5. The Commission finds it has jurisdiction over B Stockebrand Farms pursuant to K.S.A. 66-1,108b because it is a motor carrier as defined in 49 C.F.R. Part 390.5 as adopted by K.A.R. 82-4-3f.

6. On January 21, 2025, a Commission Transportation Staff (“Transportation Staff” or “Staff”) Special Investigator (“SI”) completed a safety compliance investigation of B Stockebrand Farms. As a result of the compliance investigation, the SIs identified one (1) violation, set forth in one (1) count of the Motor Carrier Safety Regulations (“MCSRs”), which carry a penalty set forth in the FY2025 Uniform Penalty Assessment Matrix.¹

7. On January 27, 2025, Transportation Staff submitted its Report and Recommendation (“R&R”), attached hereto as “Attachment A” and hereby incorporated by reference herein, recommending a penalty of \$100.00 to be issued to B Stockebrand Farms based on the frequency, timeline, and severity of the violations discovered.

8. Specifically, pursuant to Staff’s R&R, the Commission finds that B Stockebrand Farms committed one (1) violation of the following one (1) count, discussed more fully in Staff’s R&R:²

¹ Order Designating Guidance Document and Approving Staff’s Use of the Transportation Division’s Uniform Penalty Assessment Table, pp. 10 – 24 (Jun. 27, 2024) (“Penalty Matrix”).

² See Staff’s Report and Recommendation, Transportation Division (Jan. 22, 2025).

a. Count 1: On January 3, 2025, B Stockebrand Farms required or permitted its driver, Benjamin Stockebrand, to operate a commercial driver's license required commercial motor vehicle (a 2015 Kenworth truck, VIN ending 4773, GVWR 50,000 lbs., in combination with a 2017 Timp trailer, VIN ending in 6011, GVWR 65,000 lbs.) in Kansas on a public road (Yates Center to Parsons) without obtaining or providing an annual driver record inquiry for its driver, which resulted in one (1) violation of 49 C.F.R. 391.51(b)(4), adopted by K.A.R. 82-4-3g. The Commission finds that Staff's recommendation of a penalty of \$100.00 is appropriate and in accordance with the FY2025 Penalty Matrix.

9. The Commission hereby adopts Staff's findings as contained in its January 27, 2025, R&R.

10. The Commission finds that B Stockebrand Farms is required to have a representative responsible for the Carrier's safety compliance attend a Commission-sponsored safety seminar within thirty (30) days from the date of this Order.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.

11. The Commission further finds that B Stockebrand Farms is required to submit a written, comprehensive Corrective Action Plan ("CAP") that is satisfactory 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

³ See Id., p. 4.

⁴ See Id.

12. The Commission further finds that B Stockebrand Farms is required to submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order at a time agreeable to Staff.⁵

13. Failure to comply with the requirements of this Penalty Order shall result in suspension of B Stockebrand Farms's motor carrier operating authority without further notice.⁶

14. The Commission concludes the penalty of \$100.00 for the one violation set forth above, and the additional three requirements set forth in paragraphs 10, 11, and 12 are just and reasonable.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. B Stockebrand Farms is hereby assessed a \$100.00 civil penalty for one (1) violation, set forth in one (1) count 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. B Stockebrand Farms is hereby ordered to have a representative responsible for the Carrier's safety compliance attend a Commission-sponsored safety seminar within thirty (30) days from the date of this Order.

C. B Stockebrand Farms is hereby ordered to submit a written, comprehensive corrective action plan ("CAP") that is satisfactory to Transportation Staff within thirty (30) days of the date of this order, documenting the violations described in this Penalty Order, including specific and detailed information explaining Carrier's efforts and concrete steps taken to ensure the violations do not occur in the future.

⁵ See Id.

⁶ K.S.A. 66-1,105.

D. B Stockebrand Farms is ordered to submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order at a time agreeable to Staff.

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 Acting Secretary to the Commission at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and mail a copy of the request to Litigation Counsel. A hearing will be scheduled only upon written request. Failure to timely request a hearing will result in a waiver of B Stockebrand Farms'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 \$500.00, 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.⁷ For civil penalties of \$500.00 or less, a corporation may appear by a duly authorized representative of the corporation.⁸

G. If you do not request a hearing, the payment of the civil penalty of \$100.00 is due in thirty (30) days from the date of service of this Order. Payment of \$100.00 must be made through your personal account with the Kansas Corporation Commission's Kansas Trucking Regulatory

⁷ K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2); K.A.R. 82-1-202(a).

⁸ K.S.A. 66-1,142b(e) and amendments thereto.

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 of B Stockebrand Farms to perform, pay, or fully comply with the provisions of this Order, including but not limited to Ordering Clauses A through D, above, will result in suspension of B Stockebrand Farms’s motor carrier operating authority without further notice.⁹ 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: 02/11/2025



Abigail D. Emery
Acting Secretary to the Commission

AAL

⁹ K.S.A. 66-1,105.

ATTACHMENT “A”

**REPORT AND RECOMMENDATION
TRANSPORTATION DIVISION**

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

FROM: Jared Smith, Deputy Director of Transportation

DATE: January 27, 2025

SUBJECT: Docket No. 25-TRAM-292-PEN
In the Matter of the Investigation of **B Stockebrand Farms LLC, of Yates Center, 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:

B Stockebrand Farms LLC is a motor carrier (MC) possessing public, for-hire operating authority from the Commission, primarily hauling commodities: dry bulk, grain, feed and hay. B Stockebrand Farms LLC operates under USDOT 2466780. On January 21, 2025, a Commission Staff Special Investigator completed a safety compliance investigation of the operations of B Stockebrand Farms LLC. 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 one (1) violation, set forth as one (1) specific count, of the Motor Carrier Safety Regulations (MCSRs), which carries a penalty according to the FY2025 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 \$100 be issued to the MC.

DISCUSSION AND ANALYSIS:

On January 21, 2025, a Commission Staff SI conducted a safety compliance investigation of the operations of B Stockebrand Farms LLC. The investigation covers a 365 day period and any previous compliance review. Each specific count is detailed below.

Count One: (1 of 1)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: Pursuant to 49 C.F.R. 391.51(a) states: “Each motor carrier shall maintain a driver qualification file for each driver it employs. A driver's qualification file may be combined with his/her personnel file.

(b) The qualification file for a driver must include... (4) The motor vehicle record received from each driver's licensing authority to the annual driver record inquiry required by § 391.25(a)...”

Material Facts Supporting Documentation: On January 3, 2025, B. Stockebrand Farms LLC required or permitted its driver, Benjamin Stockebrand, to operate a commercial driver’s license (CDL) required commercial motor vehicle (CMV), a 2015 Kenworth truck, VIN ending 4773, GVWR 50,000 lbs., in combination with a 2017 Timp trailer, VIN ending in 6011, GVWR 65,000 lbs., in intrastate commerce from Yates Center, Kansas to Parsons, Kansas. This transport is evidenced by Bill of Lading No. 54365, attached hereto as **Exhibit 2**. The MC did not obtain or provide an annual driver record inquiry for driver Benjamin Stockebrand as required by the regulation, resulting in one violation.

Violation: B Stockebrand Farms LLC failed to obtain the annual driver record inquiry for its driver, which is a violation of 49 C.F.R 391.51 (b)(4), adopted by K.A.R 82-4-3g (**Exhibit 1, Page 3**). One (1) violation was discovered (**Exhibit 1, Page 9**).

Recommendation: Staff recommends a fine of \$100, in accordance with the FY2025 Penalty Matrix.

RECOMMENDATION:

Transportation Staff recommends the Commission find B Stockebrand Farms LLC committed one (1) violation, set forth in one (1) specific count, 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 \$100 for one (1) violation of the MC Safety Statutes, Rules and Regulations, in accordance with the recommended penalties listed in the applicable Uniform Penalty Assessment Matrix.

Staff further recommends B Stockebrand Farms LLC require a representative responsible for the company’s safety to attend a Commission-sponsored safety seminar within thirty (30) 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 B Stockebrand Farms LLC 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 B Stockebrand Farms LLC 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#: 2466780
MC/MX#: 1229210

Legal: B STOCKEBRAND FARMS LLC
Operating (DBA):

Investigation Date:
 01/17/2025

Investigation Type: Onsite Comprehensive Investigation

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

Extent of Operations: Entire Operation

Physical Address

1964 110TH ROAD
 YATES CENTER, KS 66783
 United States

Mailing Address

608 S RIDGE ST
 YATES CENTER, KS 66783
 United States

Contact Information

Contact Name: BENJAMIN DAVID STOCKEBRAND
Email: bstock83@gmail.com
Phone: (620)625-2044 **Cell:** (785)410- 013 6 **Fax:** (620)625-2044

Business and Financial

Business Type: Limited Liability Corporation
Name of Gross Revenue Provider: Ben Stockebrand
Title of Gross Revenue Provider: Owner
Gross Revenue: ██████████ **For Year Ending:** 12/31/2023
Federal Tax ID: ██████████

Operation Classification and Type

Type of Operation: Non-HM Interstate Carrier, Non-HM Intrastate Carrier

Operation Classification
 For-Hire Motor Carrier
 Property
 Exempt Commodities

Cargo

Commodities Dry Bulk, Grain, Feed, Hay

Equipment

	Owned	Term Leased	Trip Leased
Truck Tractors	1		
Trailers	1		

Driver Information

Drivers	Intrastate	Interstate
	< 100 Miles	
>= 100 Miles		1

Power units used in the U.S.: 1
Percentage of time used in the U.S.: 100%

Average trip leased driver/month: 0
Drivers with CDL: 0
Total Drivers: 1

Person(s) Interviewed

Name: BENJAMIN DAVID STOCKEBRAND

Title: OWNER

Questions

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

1500 SW Arrowhead Rd
Topeka, KS 66604-4027
Phone: (785) 271-3284

This report will be used to assess your safety compliance.

Violations

1. Primary: 391.51(b)(1)

Failing to maintain driver's employment application in driver's qualification file.

Violations Discovered

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

Example/Notes:

Benjamin D Stockebrand

1/3/2025

Origination: Yates Center, Ks

Destination: Parsons, Ks

For Hire. Hauling corn for Sandstone Farms of Yates Center, Ks

At the time of this trip, and the time of this review, the carrier/driver listed above had no application in the drivers qualification file.

The carrier had a copy of his CDL, and his last 2 medicals in the driver file. Nothing else was in the file.

Drivers/Vehicles in Violation

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

2. Primary: 391.51(b)(4)

Failing to maintain the responses of each State agency to the annual driver record inquiry required by 391.25(a).

Violations Discovered

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

Example/Notes:

Benjamin D Stockebrand

1/3/2025

Origination: Yates Center, Ks

Destination: Parsons, Ks

For Hire. Hauling corn for Sandstone Farms of Yates Center, Ks

At the time of this trip, and the time of this review, the carrier/driver listed above had no MVR annually in their driver file. The MVR within 30 days does not apply to this driver as his date of hire was 5/1/21.

The carrier had a copy of his CDL, and his last 2 medicals in the driver file. Nothing else was in the file.

Drivers/Vehicles in Violation

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

3. Primary: 391.51(b)(5)

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

Violations Discovered

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

Example/Notes:

Benjamin D Stockebrand
 1/3/2025
 Origination: Yates Center, Ks
 Destination: Parsons, Ks

For Hire. Hauling corn for Sandstone Farms of Yates Center, Ks

At the time of this trip, and the time of this review, the carrier/driver listed above had no annual review of drivers record in the driver file. The carrier also had no MVR in the driver file.

The carrier had a copy of his CDL, and his last 2 medicals in the driver file. Nothing else was in the file.

Drivers/Vehicles in Violation

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

4. Primary: 391.51(b)(8)

Failing to place a note related to the verification of the medical examiner's listing on the National Registry of Certified Medical Examiners required by 391.23(m) in driver qualification file(s).

Violations Discovered

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

Example/Notes:

Benjamin D Stockebrand
 1/3/2025
 Origination: Yates Center Ks
 Destination: Parsons Ks

For Hire, hauling corn for Sandstone Farms of Yates Center Ks.

At the time of this trip, and the time of this review, the carrier/driver listed above had no certification of the only drivers medical examiner in the drivers qualification file.

The carrier had a copy of his CDL, and his last 2 medicals in the driver file. Nothing else was in the file.

Dr. Beverly Clark of Yates Center, Ks ME # 3743445760.

Drivers/Vehicles in Violation

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

Safety Fitness Rating

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

RATING FACTORS	RATING	ACUTE	CRITICAL
Factor 1: General = Parts 387 and 390	Satisfactory	0	0
Factor 2: Driver = Parts 382, 383 and, 391	Satisfactory	0	0
Factor 3: Operational = Parts 392 and 395	Satisfactory	0	0
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): 0 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: 37,820 Recordable Accidents: 0 Recordable Accidents/Million Miles: 0.00	Satisfactory	N/A	N/A

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

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

Process Breakdown and Remedies

BASIC: Driver Fitness

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 the role of managers and supervisors for implementing driver-fitness policies and for monitoring compliance with them. This should include regular evaluation of the carrier's driver-wellness program.

Recommendations

1. **Additional Information**

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

2. **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.

3. **Reporting Follow Up information into the Clearinghouse**

Ensure that completion of the follow up testing plan is reported in the Clearinghouse by the end of the third business day after receiving the information.

4. **Clearinghouse Registration - Owner/Operator**

As a registered Owner/Operator you must designate a C/TPA in the Clearinghouse to comply with the employer requirements related to your own drug and alcohol program compliance. You may continue to perform the employer functions for any other drivers that you employ who are subject to the requirements of 49 CFR Part 382.

5. **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>).

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

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

7. **Driver's prohibited status in Clearinghouse**

1.

Do not allow a driver who is prohibited in the Clearinghouse to perform safety sensitive functions.

8. **Reporting violations into the Clearinghouse**

Ensure violations are entered into the Clearinghouse within the required time frame. The type of violation and time frame may be found in 49 CFR 382.705(b) of the Federal Motor Carrier Safety Regulations.

9. **Clearinghouse Driver Consent**

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

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

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

11. **Drug and Alcohol Clearinghouse**

Find out your responsibilities and requirements for FMCSA's Drug and Alcohol Clearinghouse by visiting <https://clearinghouse.fmcsa.dot.gov>.

12. **Attendance in KCC Safety Class required by order of the Kansas Corporation Commission**

Attend online ZOOM Safety Class available for enrollment at no cost.

www.kcc.ks.gov

Click on Transportation Square.

Go to Safety information

Then on right side click on safety presentation. Enroll on a day that is convenient to you. Free of charge.

13. **Dach Annual Queries**

All drivers are to have a pre-employment full query in the DACH. The drivers are to have an annual partial query at least annually after that.

14. **For violations that will result in a Penalty Order.**

MANDATORY FOLLOW UP REQUIREMENTS (ALL INVESTIGATIONS THAT RESULT IN PENALTY)

1) 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: jared.L.Smith@ks.gov

or mail:

Kansas Corporation Commission

Attn: Jared Smith

1500 SW Arrowhead Rd

Topeka, KS 66604-4027

2) The KCC requires a representative from B. Stockebrand Farms LLC. to attend a Commission-sponsored safety seminar within thirty (30) days from the date of the penalty order. Schedule of the dates for safety seminars can be found on the Commission s website at <https://www.kcc.ks.gov/transportation/calendar-of-events>.

FAILURE TO SUBMIT THE CORRECTIVE ACTION PLAN (CAP) AND ATTEND A SAFETY SEMINAR WITHIN 30 DAYS WILL RESULT IN THE SUSPENSION OF B. Stockebrand Farms LLC. OPERATING AUTHORITY AND/OR THE IMPOUNDMENT OF MOTOR CARRIER NAME VEHICLES.

I understand that these requirements/violations and/or recommendations have been discussed with me and my questions have been answered. I understand that monetary penalties will be assessed as a result of violations found in this compliance review.

Signed _____ Date_____

Table 1: Violations Discovered During Review/Inspection

Violation	Date	Identifying Information	Description
391.51(b)(1) - Employment application not maintained in qual. file			
1	01/03/2025	Driver: Benjamin Stockebrand	
391.51(b)(5) - Failing to maintain notation of annual review			
1	01/03/2025	Driver: Benjamin Stockebrand	
391.51(b)(4) - Inquiries into driving record not kept in qualification file			
1	01/03/2025	Driver: Benjamin Stockebrand	
391.51(b)(8) - Failing to note verification of medical examiner in DQ file.			
1	01/03/2025	Driver: Benjamin Stockebrand	

EXHIBIT 2

No. L- 9621750

TRUCK SHIPMENT LADING

BEACHNER GRAIN, INC.
2600 FLYNN DRIVE PARSONS, KS 67357
PH 620-820-8610 FAX 620-820-8699

SHIPPED FROM		SHIPPED TO	
SELLER:	SAM957	CONSIGNEE:	Beachner Grain
ORIGIN:	Smokstone Farms, LLC (John)	DESTINATION:	Nearisho Valley Feeders
DATE LOADED:	20	SHIPPER'S CONT. NO.:	240359
		DATE UNLOADED:	1-3 20 25 BUYER'S CONT. NO.:
GRAIN:	W2 CORN	UNLOADING GRADE:	
LOADING SCALE TICKET NO.:		UNLOADING SCALE TICKET NO.:	54365

WEIGHTS

CARRIER

	LOADING:	UNLOADING:	COMPANY:	
GROSS	83310		DRIVER'S NAME: Ben Stokel	
TARE	25590		DRIVER'S LICENSE NO.:	
NET			TRUCK TAG:	STATE:
LOSS IN TRANSIT:			TRAILER TAG:	
SELLER'S SIGNATURE:			DRIVER'S SIGNATURE:	

CARRIER'S COPY

No. L- 9621749

TRUCK SHIPMENT LADING

BEACHNER GRAIN, INC.
2600 FLYNN DRIVE PARSONS, KS 67357
PH 620-820-8610 FAX 620-820-8699

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SHIPPED FROM		SHIPPED TO	
SELLER:	SAP157	CONSIGNEE:	Beachner Grain
ORIGIN:	Sandstone Farms, LLC (Schn)	DESTINATION:	Neosho Valley Feeders
DATE LOADED:	20	SHIPPER'S CONT. NO.:	240359
		DATE UNLOADED:	1-3 20 25 BUYER'S CONT. NO.:
GRAIN:	old corn	UNLOADING GRADE:	
LOADING SCALE TICKET NO.:		UNLOADING SCALE TICKET NO.:	54362

WEIGHTS		CARRIER	
	LOADING:	UNLOADING:	COMPANY:
GROSS	75,540		DRIVER'S NAME: Ben Stocker
TARE	25,040		DRIVER'S LICENSE NO.:
NET			TRUCK TAG: STATE:
LOSS IN TRANSIT:			TRAILER TAG:
SELLER'S SIGNATURE:			DRIVER'S SIGNATURE:

CARRIER'S COPY

CERTIFICATE OF SERVICE

25-TRAM-292-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 02/11/2025.

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/S/ KCC Docket Room
KCC Docket Room