

1500 SW Arrowhead Road
Topeka, KS 66604-4027

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



20250506115627
Kansas Corporation
Commission
Phone: 785-271-3100
Fax: 785-271-3354
<http://kcc.ks.gov/>

Laura Kelly, Governor

NOTICE OF PENALTY ASSESSMENT
25-TRAM-375-PEN

May 6, 2025

Felix Cruz, Member
Central America Auto Sales & Repair LLC
2219 S 26th Street
Kansas City, Kansas, 66106

This is a notice of a penalty assessment against Central America Auto Sales & Repair LLC (“Central America Auto Sales”) for violations of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on February 26, 2025, by Kansas Corporation Commission Special Investigators. The Special Investigators identified six (6) violations 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. Central America Auto Sales has been assessed a \$2,350.00 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 \$2,350.00 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 Central America Auto Sales:

- 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 \$2,350.00 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 **Central**)
America Auto Sales & Repair LLC of Kansas)
City, Kansas. Regarding the Violation(s) of the)
Motor Carrier Safety Statutes, Rules and) Docket No. 25-TRAM-375-PEN
Regulations and the Commission's Authority to)
Impose Penalties, Sanctions and/or the)
Revocation of Motor Carrier Authority.

PENALTY ORDER

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

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. Central America Auto Sales & Repair LLC (“Central America Auto Sales” or “Carrier”) is a motor carrier as defined in 49 C.F.R. 390.5 and operates under USDOT number 3411468.

5. The Commission finds it has jurisdiction over Central America Auto Sales 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 February 26, 2025, Commission Transportation Staff (“Transportation Staff” or “Staff”) Special Investigators (“SIs”) completed a safety compliance investigation of Central America Auto Sales. As a result of the compliance investigation, the SIs identified six (6) violations, set forth in six (6) counts of the Motor Carrier Safety Regulations (“MCSRs”), which carry a penalty set forth in the FY2025 Uniform Penalty Assessment Matrix.¹

7. On April 10, 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 \$2,350.00 to be issued to Central America Auto Sales based on the frequency, timeline, and severity of the violations discovered.

8. Pursuant to Staff’s R&R, the Commission finds that Central America Auto Sales committed six (6) violations of the following six (6) counts, discussed more fully in Staff’s R&R and set forth below: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 (Apr. 10, 2025).

- a. Count 1: On January 30, 2025, Central America Auto Sales required or permitted its driver, Felix Adolfo Cruz, to operate a commercial motor vehicle (a 2005 International 4300 roll-back tow truck, VIN ending in 81297) in Kansas on a public road (within Kansas City, Kansas) without having the commercial motor vehicle inspected in the previous twelve months, resulting in one (1) violations of 49 C.F.R. 396.17, adopted by K.A.R. 82-4-3j. The Commission finds that a penalty of \$350.00 is appropriate and in accordance with the FY2025 Penalty Matrix.
- b. Count 2: On January 30, 2025, Central America Auto Sales required or permitted its driver, Felix Adolfo Cruz, to operate a commercial motor vehicle (a 2005 International 4300 roll-back tow truck, VIN ending in 81297) in Kansas on a public road (within Kansas City, Kansas) without first having obtained a certificate of public service from the state corporation commission, resulting in one (1) violation of K.S.A. 66-1330 and 49 C.F.R. 392.2 adopted by K.A.R. 82-4-3h. The Commission finds that a penalty of \$500.00 is appropriate and in accordance with the FY2025 Penalty Matrix.
- c. Count 3: On February 26, 2025, Central America Auto Sales was self-declared to be an interstate carrier on its MCS-150 form filed with the Federal Motor Carrier Safety Administration. At this time it's Unified Carrier Registration fees were not paid, resulting in one (1) violation of K.S.A. 66-1,139a and 49 C.F.R. 367, as adopted by K.A.R. 82-4-30a. The Commission finds that a penalty of \$300.00 is appropriate and in accordance with the FY2025 Penalty Matrix.
- d. Count 4: On January 30, 2025, Central America Auto Sales required or permitted its driver, Felix Adolfo Cruz, to operate a commercial motor vehicle (a 2005

International 4300 roll-back tow truck, VIN ending in 81297) in Kansas on a public road (within Kansas City, Kansas) without first maintaining a driver qualification file on each driver employed, resulting in one (1) violation of 49 C.F.R. 391.51(a) adopted by K.A.R. 82-4-3g. The Commission finds that a penalty of \$350.00 is appropriate and in accordance with the FY2025 Penalty Matrix.

- e. Count 5: On January 30, 2025, Central America Auto Sales required or permitted its driver, Felix Adolfo Cruz, to operate a commercial motor vehicle (a 2005 International 4300 roll-back tow truck, VIN ending in 81297) in Kansas on a public road (within Kansas City, Kansas) without maintaining minimum records of inspection and vehicle maintenance on the commercial motor vehicle involved in this transport, resulting in one (1) violation of 49 C.F.R. 396.3(b)(2), adopted by K.A.R. 82-4-3j. The Commission finds that a penalty of \$350.00 is appropriate and in accordance with the FY2025 Penalty Matrix.
 - f. Count 6: On January 30, 2025, Central America Auto Sales required or permitted its driver, Felix Adolfo Cruz, to operate a commercial motor vehicle (a 2005 International 4300 roll-back tow truck, VIN ending in 81297) in Kansas on a public road (within Kansas City, Kansas), which required operation of a motor vehicle in such a condition as to likely cause an accident or breakdown of the vehicle, resulting in one (1) violations of 49 C.F.R. 396.7 adopted by K.A.R. 82-4-3j. The Commission finds that a penalty of \$500.00 is appropriate and in accordance with the FY2025 Penalty Matrix.
9. The Commission hereby adopts Staff's April 10, 2025, R&R as additional findings.

10. The Commission finds that Central America Auto Sales 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 Central America Auto Sales 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

12. The Commission further finds that Central America Auto Sales 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 the suspension of Central America Auto Sales's motor carrier operating authority without further notice.⁶

14. The Commission concludes the penalty of \$2,350.00 for the six (6) violations 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:

³ See Id., p. 4.

⁴ See Id.

⁵ See Id.

⁶ K.S.A. 66-1,105.

A. Central America Auto Sales is hereby assessed a \$2,350.00 civil penalty for six (6) violations, set forth in six (6) counts 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. Central America Auto Sales is hereby ordered to have a representative responsible for the Carrier's safety compliance attend a Commission-sponsored safety seminar within thirty (30) days of the date of this Order.

C. Central America Auto Sales 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.

D. Central America Auto Sales 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 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 Central America Auto Sales'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 \$2,350.00 is due thirty (30) days from the date of service of this Order. Payment of \$2,350.00 must be made through your personal account with the Kansas Corporation Commission's Kansas Trucking Regulatory Assistance Network ("KTRAN") system located at <https://puc.kcc.ks.gov/ktran/>. You must have an account through KTRAN to pay the penalty.

H. Failure of Central America Auto Sales 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 Central America Auto Sales'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.

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.

⁹ K.S.A. 66-1,105.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 05/06/2025



Celeste Chaney-Tucker
Executive Director

AAL

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: April 10, 2025

SUBJECT: Docket No. 25-TRAM-375-PEN
In the Matter of the Investigation of **Central America Auto Sales & Repair 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:

Central America Auto Sales & Repair LLC (Central America Auto Sales) is a for-hire motor carrier (MC), primarily hauling motor vehicles. Central America Auto Sales & Repair operates under USDOT 3411468. On February 26, 2025, a Commission Staff Special Investigator (SI) completed a safety compliance investigation of the operations of Central America Auto Sales & Repair. 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 six (6) violations, set forth as six (6) specific counts, 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 SIs, staff recommends penalty of \$2,350 be issued to the MC.

DISCUSSION AND ANALYSIS:

On February 26, 2025, Commission Staff SIs conducted a safety compliance investigation of the operations of Central America Auto Sales & Repair. The investigation covers a 365-day period and any previous compliance review. Each specific count is detailed below.

Count One (1 of 6)

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

Relevant Statutes: 49 C.F.R 396.17 states: “Every commercial motor vehicle must be inspected as required by this section. The inspection must include, at a minimum, the parts and accessories set forth in appendix A to this part. The term commercial motor vehicle includes each vehicle in a combination vehicle. For example, for a tractor semitrailer, full trailer combination, the tractor, semitrailer, and the full trailer (including the converter dolly if so equipped) must each be inspected.”

Material Facts and Supporting Documents: On January 30, 2025, Central America Auto Sales required or permitted its driver, Felix Adolfo Cruz, to operate a commercial motor vehicle (CMV), a 2005 International 4300 roll-back tow truck, VIN ending in 81297, GVWR 19,500 lbs., in intrastate commerce within Kansas City, Kansas. This transport is evidenced by a screenshot of the vehicle purchase invoice and customer tow request, attached hereto as **Exhibit 2**. Felix Adolfo Cruz transported a 2014 Mazda 2 from an auction to a location in Kansas City, Kansas for the customer to pick up at a later date. The MC failed to provide an annual inspection of the 2005 International performed in the year prior to this transport.

Violation: Central American Auto Sales operated a CMV not periodically (annually) inspected, which is a violation of 49 C.F.R. 396.17 adopted by K.A.R. 82-4-3j (**Exhibit 1, Page 3**). (1) violation discovered (**Exhibit 1, Page 10**).

Recommendation: Staff recommends a fine of \$350, in accordance with the FY2025 Penalty Matrix.

Count Two (2 of 6)

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

Relevant Statutes: K.S.A 66-1330 states: “On and after January 1, 1995, it is unlawful for any person to provide wrecker or towing service within this state without first having obtained a certificate of public service from the state corporation commission.”

Material Facts and Supporting Documents: This violation took place during the transport on January 30, 2025, described in Count One, above. This violation is evidenced by a KTRAN screenshot, attached hereto as **Exhibit 3**, stating the carrier does not have Kansas operating authority. At the time of this transport, the MC provided wrecker or towing service within the state without first obtaining the appropriate operating authority from the Kansas Corporation Commission (KCC).

Violation: Central America Auto Sales provided wrecker or towing service within the state without first obtaining the appropriate KCC operating authority, which is a violation of K.S.A. 66-1330 and 49 C.F.R. 392.2 adopted by K.A.R. 82-4-3h (**Exhibit 1, Page 3**). One (1) violation discovered (**Exhibit 1, Page 10**).

Recommendation: Staff recommends a fine of \$500, in accordance with the FY2025 Penalty Matrix.

Count Three (3 of 6)

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

Relevant Statutes: K.S.A. 66-1,139a states: “All interstate regulated public motor carriers of property, of household goods or of passengers who operate a motor vehicle in Kansas shall register their motor vehicles in their base state pursuant to federal statutes, unless exempted under the provision of K.S.A. 66-1,109, and amendments thereto.”

The Unified Carrier Registration (UCR) fee table is found at 49 C.F.R. 367.

Material Facts and Supporting Documents: The carrier is self-declared to be an interstate carrier with an assigned motor carrier number (*See* the MC's MCS-150 Form at **Exhibit 4**). This violation is further evidenced by the MC's profile page at UCR.gov, confirming the carrier has not paid the appropriate UCR fees for 2024 and 2025, attached hereto as **Exhibit 5**.

Violation: Central America Auto Sales failed to pay UCR fees as required, which is a violation of K.S.A. 66-1,139a and 49 C.F.R. 367, as adopted by K.A.R. 82-4-30a (**Exhibit 1, Pages 3 to 4**). One (1) violation discovered (**Exhibit 1, Page 10**).

Recommendation: Staff recommends a fine of \$300, in accordance with the FY2025 Penalty Matrix.

Count Four (4 of 6)

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

Relevant Statutes: 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."

Material Facts and Supporting Documents: This violation took place during the transport on January 30, 2025, described in Count One, above. At the time of this transport, the MC failed to maintain a driver qualification file on each driver employed.

Violation: Central America Auto Sales failed to maintain a driver qualification file on each driver employed, which is a violation of 49 C.F.R. 391.51(a) adopted by K.A.R. 82-4-3g (**Exhibit 1, Page 4**). One (1) violation discovered (**Exhibit 1, Pages 10**).

Recommendation: Staff recommends a fine of \$350, in accordance with the FY2025 Penalty Matrix.

Count 5 (5 of 6)

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

Relevant Statutes: 49 C.F.R 396.3(b)(2): "Motor carriers, except for a private motor carrier of passengers (nonbusiness), must maintain, or cause to be maintained, records for each motor vehicle they control for 30 consecutive days. Intermodal equipment providers must maintain or cause to be maintained, records for each unit of intermodal equipment they tender or intend to tender to a motor carrier. These records must include:

- (1) An identification of the vehicle including company number, if so marked, make, serial number, year, and tire size. In addition, if the motor vehicle is not owned by the motor carrier, the record shall identify the name of the person furnishing the vehicle;
- (2) A means to indicate the nature and due date of the various inspection and maintenance operations to be performed."

Material Facts and Supporting Documents: This violation took place during the transport on January 30, 2025, described in Count One, above. At the time of this transport, the MC failed to maintain, or cause to be maintained, maintenance records for each motor vehicle they control.

Violation: Central American Auto Sales failed to maintain, or cause to be maintained, maintenance records for each motor vehicle they control, which is a violation of 49 C.F.R. 396.3(b)(2) adopted by K.A.R. 82-4-3j. (**Exhibit 1, Page 4**). One (1) violation discovered. (**Exhibit 1, Page 10**).

Recommendation: Staff recommends a fine of \$350, in accordance with the FY2025 Penalty Matrix.

Count 6 (6 of 6)

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

Relevant Statutes: 49 C.F.R 396.7 states: “A motor vehicle shall not be operated in such a condition as to likely cause an accident or a breakdown of the vehicle.”

Material Facts and Supporting Documents: This violation took place during the transport on January 30, 2025, described in Count One, above. During this transport, the MC operated its only CMV with loose steering components and multiple safety violations. These conditions were documented during a roadside inspection on February 2, 2025 (*See Driver/Vehicle Examination Report No. KSHP01002010, attached hereto as Exhibit 6*). At the time of the February 2, 2025, inspection, the driver stated that the vehicle had not been operated or repaired since its January 30, 2025, transport, at which time the same defects existed. The MC required or permitted the operation of a CMV in a condition as to likely cause an accident or a breakdown of the vehicle.

Violation: Central America Auto Sales required or permitted the operation of a commercial motor vehicle in such a condition as to likely cause an accident or a breakdown of the vehicle, which is a violation of 49 C.F.R. 396.7 adopted by K.A.R. 82-4-3j (**Exhibit 1, Page 4**). One (1) violation discovered (**Exhibit 1, Pages 10**).

Recommendation: Staff recommends a fine of \$500, in accordance with the FY2025 Penalty Matrix.

RECOMMENDATION:

Transportation Staff recommends the Commission find Central America Auto Sales & Repair LLC committed six (6) violations, set forth as six (6) specific counts of Kansas law that governs MCs, including various provisions of the Federal Motor Carrier Safety Regulations (FMCSRs), as adopted by the Kansas Administrative Regulations (K.A.R.s), and is therefore subject to sanctions or fines imposed by the Commission.

Due to the frequency, timeline and severity of the violations, Staff recommends a civil penalty of \$2,350 for six (6) violations 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 Central America Auto Sales & Repair 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 Central America Auto Sales & Repair 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 Central America Auto Sales & Repair 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#: 3411468
MC/MX#: 1100086

Legal: CENTRAL AMERICA AUTO SALES & REPAIR LLC
Operating (DBA):

Investigation Date:
04/07/2025

Investigation Type: Onsite Comprehensive Investigation

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

Extent of Operations: Entire Operation

Physical Address

2219 S 26TH ST
KANSAS CITY, KS 66106
United States

Mailing Address

2219 S 26TH ST
KANSAS CITY, KS 66106
United States

Contact Information

Contact Name: FELIZ CRUZ

Email:

Phone: (913)227-9396 **Cell:** ()- **Fax:** ()-

Business and Financial

Business Type: Limited Liability Corporation

Name of Gross Revenue Provider: Felix Cruz

Title of Gross Revenue Provider: Member

Gross Revenue: [REDACTED] **For Year Ending:** 12/31/2024

Federal Tax ID: [REDACTED]

Operation Classification and Type

Cargo

Type of Operation: HM Interstate Carrier

Motor Vehicles

Operation Classification

For-Hire Motor Carrier

Property

Hazardous Materials

Hazardous Materials

Which of the following hazardous materials requiring a Safety Permit does the company transport?

None

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

N/A

Is an HM Permit required by any State?

No

Hazardous Materials

Class 9 Miscellaneous Hazardous Materials = C, NB

Equipment				Driver Information		
	Owned	Term Leased	Trip Leased	Drivers		
Straight Trucks	1				Intrastate	Interstate
Power units used in the U.S.: 1 Percentage of time used in the U.S.: 100%				< 100 Miles	1	
				> = 100 Miles		
				Average trip leased driver/month: 0 Drivers with CDL: 1 Total Drivers: 1		
Person(s) Interviewed						
Name: FELIZ CRUZ				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				
This report will be used to assess your safety compliance.						

Violations

1. Primary: 396.17(a)

Using a commercial motor vehicle not periodically inspected.



Critical

At least 10% of the number checked had violations

Violations
Discovered

Fed	State	Total
	2	2

Checked

Fed	State	Total
	2	2

BASIC Impacted
Vehicle Maintenance

Rating Factor 4:
Vehicle = Part 396

Example/Notes:

Vehicle: 2005 International 4300, KS license #728073, VIN [REDACTED] 81297

1/30/2025: Kansas City, KS to Kansas City, KS

Carrier utilized a commercial motor vehicle not periodically inspected

Drivers/Vehicles in Violation

Fed	State	Total
	1	1

Checked

Fed	State	Total
	1	1

2. Primary: 392.2

State Equivalent: KSA 66-1,111 & 66-1,114b

Failure to obtain Kansas operating authority

Violations Discovered

Fed	State	Total
	2	2

Checked

Fed	State	Total
	2	2

Example/Notes:

Driver: Felix Cruz

Trip date: 1/30/2025 Kansas City, KS to Kansas City, KS

Carrier operating as a for-hire carrier of property (wrecker) without obtaining Kansas operating authority

Drivers/Vehicles in Violation

Fed	State	Total

Checked

Fed	State	Total

3. Primary: 367.30

Failure to pay UCR fees

Violations Discovered

Fed	State	Total
1		1

Checked

Fed	State	Total
1		1

Example/Notes:

Drivers/Vehicles in Violation

Carrier is registered as interstate on their MCS-150 and has an MC number.

Fed	State	Total
Checked		
Fed	State	Total

4. Primary: 390.19T(a)(1)

Failing to accurately file an MCS-150

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

Example/Notes:

Driver: Felix Cruz
Trip date: 1/30/2025 Kansas City, KS to Kansas City, KS
Carrier failed to update MCS-150 with correct operating status-carrier is registered as an interstate carrier while operating as an intrastate-only carrier.

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

5. Primary: 391.51(a)

Failing to maintain driver qualification file on each driver employed.

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

Example/Notes:

Driver name: Felix Cruz
Trip date: 1/30/2025 Kansas City, KS to Kansas City, KS
Carrier failed to maintain a DQ file on it's only driver

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

6. Primary: 396.3(b)

Failing to keep minimum records of inspection and vehicle maintenance.

Violations Discovered		
Fed	State	Total
	1	1
Checked		

	<table><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>1</td><td>1</td></tr></table>	Fed	State	Total		1	1												
Fed	State	Total																	
	1	1																	
Example/Notes: Vehicle: 2005 International 4300, KS license #728073, VIN [REDACTED] 81297 Trip date: 1/30/2025 Kansas City, KS to Kansas City, KS Carrier failed to complete or maintain minimum records of inspection and maintenance	<table><tr><th colspan="3">Drivers/Vehicles in Violation</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>1</td><td>1</td></tr><tr><th colspan="3">Checked</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>1</td><td>1</td></tr></table>	Drivers/Vehicles in Violation			Fed	State	Total		1	1	Checked			Fed	State	Total		1	1
Drivers/Vehicles in Violation																			
Fed	State	Total																	
	1	1																	
Checked																			
Fed	State	Total																	
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7. Primary: 396.7(a) Operating a motor vehicle in such a condition as to likely cause an accident or breakdown.	<table><tr><th colspan="3">Violations Discovered</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>1</td><td>1</td></tr><tr><th colspan="3">Checked</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>1</td><td>1</td></tr></table>	Violations Discovered			Fed	State	Total		1	1	Checked			Fed	State	Total		1	1
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Fed	State	Total																	
	1	1																	
Checked																			
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	1	1																	
Example/Notes: Vehicle: 2005 International 4300, KS license #728073, VIN [REDACTED] 81297 1/30/2025: Kansas City, KS to Kansas City, KS Vehicle was found to be in an OOS condition during a terminal inspection, driver stated he had not operated vehicle since last trip on 1/30/2025, vehicle was being operated in OOS during prior transportation	<table><tr><th colspan="3">Drivers/Vehicles in Violation</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>1</td><td>1</td></tr><tr><th colspan="3">Checked</th></tr><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>1</td><td>1</td></tr></table>	Drivers/Vehicles in Violation			Fed	State	Total		1	1	Checked			Fed	State	Total		1	1
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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%	Conditional		1
Factor 5: Haz. Mat. = Parts 397, 171, 177 and, 180	Satisfactory	0	0
Factor 6: Accident Factor = Recordable Rate Total Miles Operated: 3,900 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

None

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. **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.

4. **Establish a maintenance records program for all vehicles.**

Establish a systematic maintenance records program for all vehicles. Maintain a complete file for each subject vehicle, recording all repair, maintenance and inspection operations performed.

5. **Periodic Inspections**

Complete periodic inspections on all vehicles prior to operation and annually thereafter.

6. **Who do I call?**

For questions about DOT numbers or biennial updates: 800-832-5660 or 703-280-4001

For questions about licensing, authority or MC numbers: 202-366-9805

For questions about insurance: 202-385-2423

For household goods complaints: 888-DOT-SAFT (888-368-7238)

7. **SMS website**

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

8. **MCS-150 biennial updates**

Is Your Registration Information Current?

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

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

9. **UCR (Unified Carrier Registration)**

The UCR Application form can be obtained from <https://www.ucr.gov>.

10. **KCC For All Investigations**

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
FAX: 785-271-3124

or mail:

Kansas Corporation Commission
Attn: Jared Smith
1500 SW Arrowhead Rd
Topeka, KS 66604-4027

2) The KCC requires a representative from Central America Auto Sales & Repair, 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 MOTOR CARRIER NAME 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.

Table 1: Violations Discovered During Review/Inspection

Violation	Date	Identifying Information	Description
392.2 - Failure to obtain Kansas operating authority			
1	12/27/2024	Felix Cruz	
2	01/30/2025	Felix Cruz	
390.19T(a)(1) - Failing to accurately file an MCS-150			
1	12/27/2024	Felix Cruz	
2	01/30/2025	Felix Cruz	
396.3(b) - Failing to keep minimum records of inspection and maintenance			
1	12/27/2024	██████████ H681	
391.51(a) - Failing to maintain driver qual. file on each driver			
1	12/27/2024	Driver: Felix Cruz	
2	01/30/2025	Driver: Felix Cruz	
396.7(a) - Operating vehicle likely to cause an accident or breakdown			
1	12/27/2024	██████████ 81297	
396.17(a) - Using a CMV not periodically inspected			
1	12/27/2024	██████████ 81297	

EXHIBIT

2

Thu, Jan 30

Voice call
1 sec
3:28 PM

Missed voice call
Tap to call back
3:29 PM

Forwarded

Back

Payments

Unpaid Invoices History

Deposits & Funds

2014 MAZDA MAZDA2 SPORT
Invoice Date: 01/29/2025
Lot#: 77156794

View Invoice

Location: KS - KANSAS CITY
VIN: [REDACTED] Z9E0*****
Doc Type: KS - CERT OF TITLE-SALVAGE
Damage Type: REAR END
Title Status: TITLE READY TO BE PICKED UP

Mail Title

Gate Pass PIN: [REDACTED]

Order Delivery: 3:30 PM

Forwarded

BUYER 317994 3:30 PM

EXHIBIT

3



CENTRAL AMERICA AUTO SALES & REPAIR LLC (3411468)

- Dashboard
- Search
- Applications
- Authority Maintenance
- UCR
- Payments
- Remarks
- Documents
- Profiles
- Messages
- Exception Transactions

The information in KTRAN is updated daily through the Federal Motor Carrier Management Information System (MCMIS). So that KTRAN receives the most up-to-date information about your motor carrier operations, you must keep your MCS-150 information updated. KTRAN will reflect the update 24-36 hours after the MCS-150 information has been updated.
[Click here if you need to update your FMCSA registration or authority](#)

Carrier Operation: INTERSTATE

USDOT: 3411468

MCMIS Status: A

Tax Type/ID: / *****7

KTRAN PIN:

IRP Status: Active

IFTA Status: Revoke Pending

▼ Company Information

Legal Name: CENTRAL AMERICA AUTO SALES & REPAIR LLC

DBA Name:

Phone: (913) 227-9396

Fax:

Email: adolfo3486@gmail.com

Bus. Type: No Data

[Edit](#)

Cell:

BEIN:

► Address

- Insurance
- Authority
- Cargo
- Safety Seminar

Date Granted	Authority	Service	Status	Status Date	Reason	Action	Authority Card
No Authority							

▼ Questionnaire


The questionnaire hasn't been completed

▼ Kansas Trucking Application Status

My Applications
Currently no Kansas Trucking Application for intrastate authority has been submitted.

EXHIBIT

4

 U.S. Department of Transportation Federal Motor Carrier Safety Administration		MOTOR CARRIER IDENTIFICATION REPORT (Application for U.S. DOT NUMBER)																																																																																															
REASON FOR FILING (Check Only One)																																																																																																	
<input type="checkbox"/> NEW APPLICATION <input checked="" type="checkbox"/> BIENNIAL UPDATE OR CHANGES <input type="checkbox"/> OUT OF BUSINESS NOTIFICATION <input type="checkbox"/> REAPPLICATION (AFTER REVOCATION OF NEW ENTRANT)																																																																																																	
1. NAME OF MOTOR CARRIER CENTRAL AMERICA AUTO SALES & REPAIR LLC					2. TRADE OR D.B.A. (DOING BUSINESS AS) NAME																																																																																												
3. PRINCIPAL ADDRESS 2219 S 26TH ST			4. CITY KANSAS CITY		5. STATE/PROVINCE KANSAS		6. ZIP CODE + 4 66106		7. COLONIA (MEXICO ONLY)																																																																																								
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13. PRINCIPAL BUSINESS PHONE NUMBER (913) 227-9396			14. PRINCIPAL CONTACT CELL PHONE NUMBER				15. PRINCIPAL BUSINESS FAX NUMBER																																																																																										
16. USDOT NO. 3411468		17. MC OR MX NO. MC1100086		18. DUN & BRADSTREET NO.		19. IRS/TAX ID NO. EIN# XXXXXXXXXX SSN#																																																																																											
20. INTERNET E-MAIL ADDRESS adolfo3486@gmail.com					21. CARRIER MILEAGE (to nearest 10,000 miles for Last Calendar Year) YEAR 1000 2022																																																																																												
22. COMPANY OPERATION (Mark all that apply) <input checked="" type="radio"/> Interstate Carrier <input type="radio"/> Intrastate Hazmat Carrier <input type="radio"/> Intrastate Non-Hazmat Carrier <input type="radio"/> Interstate Hazmat Shipper <input type="radio"/> Intrastate Hazmat Shipper <input type="radio"/> Vehicle Registrant Only																																																																																																	
23. OPERATION CLASSIFICATION (Circle All that Apply) <input checked="" type="radio"/> Authorized For-Hire <input type="radio"/> Private Passengers (Business) <input type="radio"/> U. S. Mail <input type="radio"/> Local Government <input type="radio"/> Exempt For-Hire <input type="radio"/> Private Passengers (Non-Business) <input type="radio"/> Federal Government <input type="radio"/> Indian Tribe <input type="radio"/> Private Property <input type="radio"/> Migrant <input type="radio"/> State Government <input type="radio"/> Other																																																																																																	
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				C S		C S OO. ORM	B NB																																																																																										
26. NUMBER OF VEHICLES THAT CAN BE OPERATED IN THE U.S.																																																																																																	
	Straight Trucks	Truck Tractors	Trailers	Hazmat Cargo Tank Trucks	Hazmat Cargo Tank Trailers	Motor Coach	School Bus	Mini-bus	Van	Limousine																																																																																							
							Number of vehicles carrying number of passengers (including the driver) below																																																																																										
							1-8	9-15	16+	16+	1-8	9-15	1-8	9-15	16+																																																																																		
OWNED	1																																																																																																
TERM LEASED																																																																																																	
TRIP LEASED																																																																																																	
27. DRIVER INFORMATION			INTERSTATE		INTRASTATE		TOTAL DRIVERS		TOTAL CDL DRIVERS																																																																																								
Within 100-Mile Radius			0		1		1		1																																																																																								
Beyond 100-Mile Radius			0		0																																																																																												
28. IS YOUR U.S. DOT NUMBER REGISTRATION CURRENTLY REVOKED BY THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION?										Yes _____ No <input checked="" type="checkbox"/> X																																																																																							
If Yes, enter your U.S. DOT Number. _____																																																																																																	
29. PLEASE ENTER NAME(S) OF SOLE PROPRIETOR(S), OFFICERS OR PARTNERS AND TITLES (e.g. PRESIDENT, TREASURER, GENERAL PARTNER, LIMITED PARTNER)																																																																																																	
1. FELIZ CRUZ, MEMBER					2. _____																																																																																												
(Please print Name)					(Please print Name)																																																																																												
30. CERTIFICATION STATEMENT (to be completed by an authorized official)																																																																																																	
I, FELIX CRUZ (Please print Name), certify that I am familiar with the Federal Motor Carrier Safety Regulations and/or Federal Hazardous Materials Regulations. Under penalties of perjury, I declare that the information entered on this report is, to the best of my knowledge and belief, true, correct, and complete.																																																																																																	
Signature FELIX CRUZ					Date 09/16/2024		Title MEMBER		(Please print)																																																																																								

EXHIBIT

5

DOT or Carrier Name *

3411468



Generated EST: 02-19-2025

Generated Local: 2025-02-19 09:55

Unregistered
2025

Unregistered
2024

PROBABLE UCR VIOLATION:
Carrier is INTERstate in SAFER and Unregistered for UCR.

USDOT#:	3411468
Legal Name:	CENTRAL AMERICA AUTO SALES & REPAIR LLC
DBA:	
Principal:	2219 S 26TH ST KANSAS CITY, KS 66106 USA
Mailing:	2219 S 26TH ST KANSAS CITY, KS 66106 USA

History



ENFORCEMENT LOGIN

EXHIBIT

6

DRIVER/VEHICLE EXAMINATION REPORT

Inspect 1.137.9175



Kansas Highway Patrol
Email: Khp.TruckInspection@KS.GOV
700 SW Jackson, Ste 704
Topeka, KS 66603
Phone: (785)296-7189 Fax: (785)296-2858

Report Number: KSHP01002010
Inspection Date: 02/27/2025
Start: 9:30 AM CT End: 10:00 AM CT
Inspection Level: V - Terminal
HM Inspection Type: None

Carrier: CENTRAL AMERICA AUTO SALES & REPAIR LLC

DBA:
 2219 S 26TH ST
 KANSAS CITY, KS, 66106
USDOT: 3411468 Phone#: (913)227-9396
MC/MX#: 1100086 Fax#:
State#:

Driver:
License#: **State:**
Date of Birth:
CoDriver:
License#: **State:**
Date of Birth:

Location: WYANDOTTE COUNTY - 209
Highway: 451 S. 14TH ST, KCKS
County: WYANDOTTE

Milepost: **Shipper: EMPTY**
Origin: KANSAS CITY,KS **Bill of Lading: NONE**
Destination: KANSAS CITY,KS **Cargo: EMPTY - TERMINAL INSP**

Email: adolfo3486@gmail.com

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate	Equipment ID	VIN	GVWR	CVSA #	Issued #	OOS Sticker
1	TR	INTL	2005	KS		001		81297 19501			163906

BRAKE ADJUSTMENTS

Axle #	1	2
Right	N/A	N/A
Left	N/A	N/A
Chamber	HYDR	HYDR

VIOLATIONS

Vio Code	Section	Type	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
392.2-SLLSR	392.2	F	1	N		N	N	State/Local Laws - State registration/tag violation: KSA 8-133, Improper display of license plate; KS license plate displayed on front of straight truck. Must be on REAR of truck
392.2-SLLUCR	392.2	F	1	N		N	N	State/Local Laws - Failure to pay UCR fee: No UCR fees paid for 2024 or 2025; registered as INTERstate carrier. Obtain on-line at www.UCR.gov
390.21TB1-MC	390.21T(b)(1)	F	1	N		N	N	Operating a CMV without legal name or trade name displayed: Driver side - no markings; Passenger side - has remnants of hand written markings, illegible
393.95A4-EEUS	393.95(a)(4)	F	1	N		N	N	Emergency Equipment - Fire Extinguishers - unsecured: Unsecured and discharged (resting loosely in bracket, no means of securement; Gauge also shows EMPTY)
393.9A-LHLI	393.9(a)	F	1	N		N	N	Lighting - Headlamp(s) - Any inoperative: Passenger side HIGH BEAM inoperable
393.78	393.78	F	1	N		N	N	Wipers - Inoperative / missing / damaged wipers: Wipers inoperable (both)
393.55B-B	393.55(b)	F	1	N		N	N	Hydraulic Brake - ABS malfunction lamp defective on truck/bus manufactured on or after March 1, 1999: ABS lamp remains lit after vehicle is running. Owner said it has been on for about a week
396.5B-L	396.5(b)	F	1	N		N	N	Lubrication - Oil or grease leak: Active oil leak from engine, dripping on the ground during the inspection from oil pan
393.209D-STPAL	393.209(d)	F	1	Y		U	N	Steering - Pitman arm loose on the output shaft: Visible movement when checked multiple times, have video and shown to driver

HazMat: No HM transported

Placard:

Cargo Tank:

Special Checks: No data for special checks

Notes: Terminal inspection at the request of KCC Inv. M. Adams. I responded to assist KCC with their compliance review on this carrier. As part of the review, I inspected this vehicle. The owner (Felix Cruz, KS OLN K02482578) was present and operated the vehicle controls. All violations clearly explained and shown to the driver. Assisted on inspection by KCC Inv. J. Clark.

GVWR was unreadable. Using CMV ID, it was 19,501 to 23,500 GVWR, which is consistent with prior inspections I've



DRIVER/VEHICLE EXAMINATION REPORT

Inspect 1.137.9175



Kansas Highway Patrol
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700 SW Jackson, Ste 704
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Phone: (785)296-7189 Fax: (785)296-2858

Report Number: KSHP01002010
Inspection Date: 02/27/2025
Start: 9:30 AM CT End: 10:00 AM CT
Inspection Level: V - Terminal
HM Inspection Type: None

completed on similar models and years of International trucks.

I have video of the looseness at the output shaft to the pitman arm. I also showed the driver.

Carrier is registred as INTERstate on MCS150. Has an old MC number but not active. Owner said he does not operate interstate any more, but since still registered as such, must have UCR fees paid. Last fees paid was for CY 2023.

I watched as the oil dripped on the ground below the oil pan. It was a significant pool and I could see it freshly dripping. Clark confirmed he could see it dripping also.

When asked about the ABS lamp staying on, the owner said that's been on for about a week.

Fire ext. had no means of securement. Just resting loosely and the gauge was empty. The owner looked around the truck for another extinguisher but couldn't find one. He said he had one in the truck parked next to it though, but I told him that won't suffice as it must be on THIS power unit.

I checked the high beam multiple times (3 or 4 times) and the passenger side never came on. When checking the wipers, the owner said, "I'll be honest with you, those don't work." He said he thought it was the wiper motor.

Pursuant to the authority contained in Title 49, CFR; K.S.A. 66-1, 129; K.C.C. Reg. 82-4-3, I hereby declare the above marked unit(s) as "OUT OF SERVICE." No person and/or carrier shall permit and/or require the removal of the "OUT OF SERVICE" stickers or the operation of the motor vehicle until ALL out of service defects have been corrected. This Out of Service condition may result in the assessment of a Civil Penalty being issued against the carrier indicated on this report. Driver initials: _____

* NOTE TO MECHANIC: The undersigned certifies that all mechanical defects listed on this report HAVE BEEN CORRECTED at the time of signature.
 Signature Of Repairer X: _____ Facility: _____ Date: _____

Pursuant to the authority contained in Title 49, CFR; K.S.A. 66-1, 129; K.C.C. Reg. 82-4-3, a Unified Carrier Registration (UCR) violation may result in the assessment of a civil penalty being issued against the carrier indicated on this report. Driver initials: _____

DRIVER: This form is to be sent to the carrier identified on this report within 24 hours of receipt.

MOTOR CARRIER CERTIFICATION: All defects identified on this report must be corrected or acknowledged PRIOR TO RE-DISPATCH, and then certified by a responsible carrier official who must sign below. RETURN THIS FORM WITHIN 15 DAYS to the Motor Carrier Division of the Kansas Highway Patrol at the address listed at the top of this form. If no violations were discovered, you are not required to sign and return a copy.

NOTE: Challenges to violations may be submitted through the Federal Motor Carrier Safety Administration (FMCSA)'s Data Q Challenge process, at <https://dataqs.fmcsa.dot.gov>

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

Pursuant to the authority contained in Title 49, CFR; K.S.A. 66-1, 129; K.C.C. Reg. 82-4-3, a Unified Carrier Registration (UCR) violation may result in the assessment of a civil penalty being issued against the carrier indicated on this report. Driver initials: _____

Report Prepared By: ID/Badge #:
 N.B. Wright 0100

Copy Received By:

X

X



CERTIFICATE OF SERVICE

25-TRAM-375-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 05/06/2025.

Feliz Cruz, MEMBER
Central America Auto Sales & Repair LLC
2219 S 26th St
Kansas City, KS 66106
adolfo3486@gmail.com

AHSAN LATIF, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
ahsan.latif@ks.gov

/S/ KCC Docket Room
KCC Docket Room