

CORPORATION COMMISSION
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604-4027PHONE: 785-271-3100
FAX: 785-271-3354
<http://kcc.ks.gov/>GOVERNOR JEFF COLYER, M.D.
SHARI FEIST ALBRECHT, CHAIR | JAY SCOTT EMLER, COMMISSIONER | DWIGHT D. KEEN, COMMISSIONER**NOTICE OF PENALTY ASSESSMENT**
18-TRAM-512-PEN

June 7, 2018

August Dawson, Owner
d/b/a Dawson's Moving
2436 SE Massachusetts Ave
Topeka, Kansas 66605**Certified Mail No. 70161970000105745971**

This is a notice of a penalty assessment against August Dawson, d/b/a Dawson's Moving (Dawson's Moving) for violation(s) of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on May 1, 2018, by Kansas Corporation Commission Special Investigator Jared Smith. Penalties are assessed in accordance with the FY 2018 Uniform Penalty Assessment Matrix, approved by the Commission on June 27, 2017. 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: Dawson's Moving has been assessed a \$3,600 penalty. You have thirty (30) days from the date of service of the Penalty Order to pay the penalty. Please remit payment of \$3,600, through your personal account with the Kansas Corporation Commission's KTRAN system located at <https://puc.kcc.ks.gov/ktran/>. If you have not received a letter from the Transportation Division assigning you a PIN, please contact that Division at 785-271-3145. You must have an account through KTRAN to pay the penalty owed.

The attached Order requires a representative of Dawson's Moving 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. The Order also requires your company to submit to one follow-up safety compliance review within 18 months from the date of the Order. Transportation Staff will contact your company at a later date to determine an appropriate time for this review.

IF YOU CONTEST THE PENALTY ORDER: You have the right to request a hearing. A request for hearing must be made in writing, setting forth the specific grounds upon which relief is sought. Dawson's Moving 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 Secretary to the Commission at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and mail a copy to the undersigned Litigation Counsel. K.A.R. 82-1-215; K.S.A. 2017 Supp. 77-542.

IF YOU FAIL TO ACT: Failure to pay the penalty of \$3,600 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,


Ahsan A. Latif
Litigation Counsel
(785) 271-3118

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

Before Commissioners: Shari Feist Albrecht, Chair
 Jay Scott Emler
 Dwight D. Keen

In the Matter of the Investigation of **August**)
Dawson, d/b/a Dawson's Moving, of Topeka,)
Kansas, Regarding the Violation of the Motor)
Carrier Safety Statutes, Rules and Regulations) Docket No. 18-TRAM-512-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:

I. JURISDICTION

1. Pursuant to K.S.A. 2017 Supp. 66-1,108b, 66-1,111, 66-1,112, 66-1,114, 66-1,114b and 66-1,115, the Commission is given full power, authority and jurisdiction to supervise and control motor carriers, as defined in K.S.A. 2017 Supp. 66-1,108, 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. 2017 Supp. 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.

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.

II. BACKGROUND

4. August Dawson, d/b/a Dawson's Moving (Dawson's Moving) operates under USDOT number 3128166.

5. Dawson's Moving is mainly intrastate/interstate carrier and leases straight trucks as needed from Penske Corporation.

6. Dawson's Moving is a private motor carrier which primarily hauls household goods.

III. STATEMENT OF FACTS

7. Pursuant to the jurisdiction and authority cited above, on May 1, 2018, Commission Staff (Staff) Special Investigator Jared Smith conducted a compliance review of the operations of Dawson's Moving. A copy of the safety compliance review is included in this Penalty Order as Attachment "A" and is hereby incorporated by reference. As a result of this investigation, the special investigator identified eight (8) violation(s) of the Motor Carrier Safety Regulations.

- a. On February 15, 2018, Dawson's Moving required or permitted its driver, Ramon Worlds, to operate a CDL-required commercial motor vehicle, a 2017 International, VIN ending in 459422, GVWR 19,501 to 26,000 lbs., in interstate commerce from Topeka, Kansas to Castle Rock, Colorado. This trip is evidenced by Penske Rental Agreement, dated February 15, 2018, a copy of which is attached hereto as Attachment "B" and is hereby

incorporated by reference. At the time of this transportation, Dawson's Moving failed to pay its Unified Carrier Registration (UCR) fee for 2018. The carrier's failure to register its commercial motor vehicle(s) operating in interstate commerce and to pay the appropriate UCR fee as set out in 49 C.F.R. 367.30, is a violation of K.A.R. 82-4-30a, authorized by K.S.A. 2017 Supp. 66-1,139a and K.S.A. 2016 Supp. 66-1,129. Staff recommends a fine of \$300.

- b. During the transportation described in paragraph a., above, Dawson's Moving was found to be operating a commercial motor vehicle without having in effect the required minimum levels of financial responsibility coverage on the vehicle. The carrier's failure to obtain and have in effect the minimum levels of financial responsibility, including policies of insurance, is in violation of 49 C.F.R. 387.7(a) and (b)(1), adopted by K.A.R. 82-4-3, and authorized by K.S.A. 2017 Supp. 66-1,129. Staff recommends a fine of \$500.
- c. During the transportation described in paragraph a., above, Dawson's Moving used a driver that was not medically examined and certified determining him as physically fit to operate a commercial motor vehicle. The carrier's failure to confirm that its driver is medically examined and certified prior to requiring or permitting the operation of a commercial motor vehicle and maintaining documentation of the medical certificate in the driver qualification file is a violation of 49 C.F.R. 391.41(a)(1)(i),

adopted by K.A.R. 82-4-3g, and authorized by K.S.A. 2017 Supp. 66-1,129.

Staff recommends a fine of \$250.

- d. During the transportation described in paragraph a., above, Dawson's Moving did not have a driver qualification file containing the required documents on its driver. The carrier's failure to maintain a driver qualification file is a violation of 49 C.F.R. 391.51(a), adopted by K.A.R. 82-4-3g, and authorized by K.S.A. 2017 Supp. 66-1,129. Staff recommends a fine of \$100.
- e. During the transportation described in paragraph a., above, Dawson's Moving was operating in commerce without having the proper federal operating authority under 49 U.S.C. § 14901(d)(3). The carrier's operation of a commercial motor vehicle without having the proper federal operating authority is a violation of 49 C.F.R. Part 392.9a(a)(1), adopted by K.A.R. 82-4-3h, and authorized by K.S.A. 2017 Supp. 66-1,129. Staff recommends a fine of \$1,000.
- f. On May 26, 2017, Dawson's Moving required or permitted its driver, Ramon Worlds, to operate a CDL-required commercial motor vehicle, a 2017 International, VIN ending in 459025, GVWR 19,501 to 26,000 lbs., in intrastate commerce in and around the area of Topeka, Kansas. This trip is evidenced by Penske Rental Agreement, dated May 25-26, 2017, a copy of which is attached hereto as Attachment "C" and is hereby incorporated by reference. At the time of this transportation, Dawson's Moving failed to require its driver to make a record of duty status, indicating the date, start

time, end time, and total number hours worked. The special investigator found 31 violations of this type. The carrier's failure to require its drivers to keep records of duty status for each 24-hour period, or in the alternative to maintain and retain time records described in 49 C.F.R. 395.1(e) under the short haul exemption, using the method described in 49 C.F.R. 395.8(a), and to submit the original record to the motor carrier within 13 days of creation is a violation of 49 C.F.R. 395.8(a), adopted by K.A.R. 82-4-3a, and authorized by K.S.A. 2017 Supp. 66-1,129. Staff recommends a fine of \$750.

- g. During the transportation described in paragraph f., above, Dawson's Moving operated a commercial motor vehicle in Kansas without having Kansas Corporation Commission public carrier (KAN-C) operating authority. The carrier's commercial operations of motor vehicles prior to obtaining and maintaining proper Commission authority is a violation of K.S.A. 2017 Supp. 66-1,111 and 49 C.F.R. 392.2, adopted by K.A.R. 82-4-3h, and authorized by K.S.A. 2017 Supp. 66-1,129. Staff recommends a fine of \$500.
- h. On February 2, 2018, Dawson's Moving required or permitted its driver, Ramon Worlds, to operate a CDL-required commercial motor vehicle, a 2017 International, VIN ending in 459538, GVWR 19,501 to 26,000 lbs., in intrastate commerce in and around the area of Topeka, Kansas. This trip is evidenced by Penske Rental Agreement, dated February 1, 2018, a copy of which is attached hereto as Attachment "D" and is hereby incorporated

by reference. At the time of this transportation, Dawson's Moving had not be retaining copies of records or documents relating to operating as a commercial motor carrier. The special investigator discovered 10 violations of this type. The carrier's failure to retain documentation and records of its commercial motor vehicle operations is a violation of 49 C.F.R. 390.31, adopted by K.A.R. 82-4-3, and authorized by K.S.A. 2017 Supp. 66-1,129. Staff recommends a violation of \$200.

IV. STAFF'S RECOMMENDATIONS

8. Based upon the available facts, Staff recommends the Commission finds Dawson's Moving committed eight (8) violation(s) of Kansas law that governs motor carriers, including various provisions of the Federal Motor Carrier Safety Regulations (FMCSRs), as adopted by the Kansas Administrative Regulations, and is therefore subject to sanctions or fines imposed by the Commission.

9. Additionally, Staff recommends a civil penalty of \$3,600 for eight (8) violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations.

10. Staff further recommends that a representative from Dawson's Moving be required to 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. 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. Finally, Staff recommends that Dawson's Moving submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order. Transportation Staff will contact the motor carrier at a later date to determine an appropriate time for this review.

V. CONCLUSIONS OF LAW

12. The Commission finds it has jurisdiction over Dawson's Moving because it is a motor carrier as defined in K.S.A. 2017 Supp. 66-1,108.

13. The Commission finds Dawson's Moving committed eight (8) violation(s) of Kansas law that governs motor carriers, including various provisions of the Federal Motor Carrier Safety Regulations (FMCSRs), as adopted by the Kansas Administrative Regulations, and is therefore subject to sanctions or fines imposed by the Commission.

THE COMMISSION THEREFORE ORDERS THAT:

A. August Dawson, d/b/a Dawson's Moving, of Topeka, Kansas is hereby assessed a \$3,600 civil penalty for eight (8) violation(s) of Kansas law governing the regulation of motor carriers, the Kansas Administrative Regulations and provisions of the Federal Motor Carrier Safety Regulations, as adopted by the Kansas Administrative Regulations.

B. Dawson's Moving is hereby ordered to 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. Dawson's Moving 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.

D. On June 7, 2018, this Penalty Order was mailed to Dawson's Moving via Certified Mail, Return Receipt Requested, Receipt Number 70161970000105745971. Service of this Order is complete upon the date delivered shown on the Domestic Return Receipt.

E. Pursuant to K.S.A. 2017 Supp. 77-537 and K.S.A. 77-542, any party may request a hearing on the above issue(s) by submitting a written request setting forth the specific grounds

upon which relief is sought. 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 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 Dawson's Moving's right to a hearing, and this Penalty Order will become a Final Order assessing a \$3,600 civil penalty against Dawson's Moving, and ordering a representative from Dawson's Moving to 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, and to submit to a safety compliance review within 18 months from the date of this 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. K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2); K.A.R. 82-1-202(a). For civil penalties less than \$500, a corporation may appear by a duly authorized representative of the corporation. K.S.A. 2017 Supp. 66-1,142b(e) and amendments thereto.

G. If you do not request a hearing, the payment of the civil penalty of \$3,600 is due in thirty (30) days from the date of service of this Order. Payment of \$3,600 must be made through your personal account with the Kansas Corporation Commission's KTRAN system located at <https://puc.kcc.ks.gov/ktran/>. You must have an account through KTRAN to pay the penalty.

H. Failure to pay the \$3,600 civil penalty within thirty (30) days from the date of service of this Penalty Order, *see* K.S.A. 66-1,105, and/or failure to comply with the provisions of this Order, may result in suspension of Dawson's Moving's motor carrier operating authority without further notice. 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.

I. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further orders, as necessary.

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Keen, Commissioner


Dated: 06/07/2018




Lynn M. Retz
Secretary to the Commission

AAL

ATTACHMENT “A”

| | | | | | |
|---|----------------------------|---|---|--|--------------------------------------|
|  | US DOT # 3128166 | Legal: DAWSONS MOVING LLC Operating (DBA): AUGUST DAWSON | | | |
| MC/MX #: 91662 | | Federal Tax ID: XXXXXXXXXX (EIN) | | | |
| Review Type: Compliance Review (CR) | | | | | |
| Scope: Principal Office | | Location of Review/Audit: Company facility in the U. S. | | | Territory: |
| Operation Types | | Interstate | Intrastate | Business: Corporation | |
| Carrier: Non-HM | | Non-HM | Non-HM | Gross Revenue: XXXXXXXXXX | |
| Shipper: N/A | | N/A | N/A | for year ending: 12/31/2017 | |
| Cargo Tank: | | N/A | | | |
| Company Physical Address: <div style="background-color: black; height: 30px; width: 100%;"></div> | | | | | |
| Contact Name: August Dawson | | | | | |
| Phone numbers: (1) XXXXXXXXXX | | Fax | | | |
| E-Mail Address: XXXXXXXXXX | | | | | |
| Company Mailing Address: 2436 SE MASSACHUSETTS AVE TOPEKA, KS 66605 | | | | | |
| Carrier Classification Authorized for Hire | | | | | |
| Cargo Classification Household Goods | | | | | |
| Equipment | | | | | |
| | Owned | Term Leased | Trip Leased | | Owned Term Leased Trip Leased |
| Truck | 0 | 0 | 1 | : | |
| Power units used in the U.S.: 1 | | | | | |
| Percentage of time used in the U.S.: 100 | | | | | |
| Does carrier transport placardable quantities of HM? No | | | | | |
| Is an HM Permit required? N/A | | | | | |
| Driver Information | | | | | |
| | Inter | Intra | Average trip leased drivers/month: 0 | | |
| < 100 Miles: | | | Total Drivers: 1 | | |
| >= 100 Miles: | 1 | | CDL Drivers: | | |

| | | |
|---|---|----------------------------------|
|  | AUGUST DAWSON (DAWSONS MOVING LLC dba) U.S. DOT # 3128166 | Review Date 05/04/2018 |
|---|---|----------------------------------|

Part A

QUESTIONS regarding this report or the Federal Motor Carrier Safety or
Hazardous Materials rules may be addressed to the Office of Motor Carriers at:

This report will be used to assess your safety compliance.

Person(s) Interviewed


Name: August Dawson

Title: Owner

Name:

Title:



| | | |
|---|---|--------------------|
|  | AUGUST DAWSON (DAWSONS MOVING LLC dba) | Review Date |
| | U.S. DOT #. 3128166 | 05/04/2018 |

Part B Violations

| | | | | | |
|-----------------------|------------------|-----------------|--------------|---------------------------------------|--------------|
| 1 FEDERAL ACUTE | Primary 387.7(a) | Discovered 1 | Checked 1 | Drivers/Vehicles In Violation 1 | Checked 1 |
|-----------------------|------------------|-----------------|--------------|---------------------------------------|--------------|

Description

Operating a motor vehicle without having in effect the required minimum levels of financial responsibility coverage.

Example

On February 15, 2018 Dawsons Moving LLC dba August Dawson had driver [REDACTED] operate a 2017 International (unit # 9265612 -VIN # [REDACTED] 459422). This vehicle has a gross vehicle weight rating of 19,501 lbs. Driver [REDACTED] operated in commerce on an interstate trip from Topeka, Kansas to Castle Rock, Colorado. This trip is evidenced by a Penske rental agreement. At the time of this trip carrier was found to be in violation of operating a motor vehicle without having in effect the required minimum levels of financial responsibility coverage.

| | | | | | |
|--------------------------|------------------|-----------------|--------------|---------------------------------------|--------------|
| 2 FEDERAL CRITICAL | Primary 395.8(a) | Discovered 3 | Checked 3 | Drivers/Vehicles In Violation 1 | Checked 1 |
|--------------------------|------------------|-----------------|--------------|---------------------------------------|--------------|

Description

Failing to require driver to make a record of duty status.

Example

On February 15, 2018 Dawsons Moving LLC dba August Dawson had driver [REDACTED] operate a 2017 International (unit # 9265612 -VIN # [REDACTED] 459422). This vehicle has a gross vehicle weight rating of 19,501 lbs. Driver [REDACTED] operated in commerce on an interstate trip from Topeka, Kansas to Castle Rock, Colorado. This trip is evidenced by a Penske rental agreement. At the time of this trip carrier was found to be in violation of failing to require driver to make a record of duty status.

| | | | | | |
|------------------------|---|------------------|---------------|---------------------------------------|--------------|
| 3 STATE CRITICAL | Primary 395.8(a) CFR Equivalent 395.8(a) | Discovered 27 | Checked 27 | Drivers/Vehicles In Violation 1 | Checked 1 |
|------------------------|---|------------------|---------------|---------------------------------------|--------------|

Description

Failing to require driver to make a record of duty status.

Example

On February 2, 2018 Dawsons Moving LLC dba August Dawson had driver [REDACTED] operate a 2017 International (Unit # 9265720 VIN # [REDACTED] 459538). This vehicle has a gross vehicle weight rating of 19,501 lbs. Driver [REDACTED] operated in commerce on an intrastate trip from Topeka, Kansas to Topeka, Kansas. This trip is evidenced by a Penske rental agreement. At the time of this trip carrier was found to be in violation of failing to require driver to make a record of duty status.


| | | | | | |
|--------------|----------------|-----------------|--------------|----------------------------------|---------|
| 4 FEDERAL | Primary. 367 3 | Discovered 1 | Checked 1 | Drivers/Vehicles In Violation | Checked |
|--------------|----------------|-----------------|--------------|----------------------------------|---------|

Description

Failed to pay Unified Carrier Registration (UCR) fee when operating in Interstate Commerce.

Example

On February 15, 2018 Dawsons Moving LLC dba August Dawson had driver [REDACTED] operate a 2017 International (unit # 9265612 -VIN # [REDACTED] 459422). This vehicle has a gross vehicle weight rating of 19,501 lbs. Driver [REDACTED] operated in commerce on an interstate trip from Topeka, Kansas to Castle Rock, Colorado. This trip is evidenced by a Penske rental agreement. At the time of this trip carrier was found to be in violation of failing to pay Unified Carrier Registration (UCR) fee when operating in Interstate Commerce.

| | | |
|---|---|----------------------------|
|  | AUGUST DAWSON (DAWSONS MOVING LLC dba) U.S. DOT # 3128166 | Review Date: 05/04/2018 |
|---|---|----------------------------|

Part B Violations

| | | | | | |
|--------------|-----------------|------------------|---------------|----------------------------------|---------|
| 5 FEDERAL | Primary: 390.31 | Discovered 10 | Checked 10 | Drivers/Vehicles In Violation | Checked |
|--------------|-----------------|------------------|---------------|----------------------------------|---------|

Description

Failing to retain copies of records or documents

On February 2, 2018 Dawsons Moving LLC dba August Dawson had driver [REDACTED] operate a 2017 International (Unit # 9265720 VIN # [REDACTED] 459538). This vehicle has a gross vehicle weight rating of 19,501 lbs. Driver [REDACTED] operated in commerce on an intrastate trip from Topeka, Kansas to Topeka, Kansas. This trip is evidenced by a Penske rental agreement. At the time of this trip carrier was found to be in violation of failing to retain copies of records or documents.

| | | | | | |
|--------------|--|-----------------|--------------|----------------------------------|--------------|
| 6 FEDERAL | Primary: 391.45(a) Secondary: 391.11(a) | Discovered 1 | Checked 1 | Drivers/Vehicles In Violation | Checked 1 |
|--------------|--|-----------------|--------------|----------------------------------|--------------|

Description

Using a driver not medically examined and certified

Example

On February 15, 2018 Dawsons Moving LLC dba August Dawson had driver [REDACTED] operate a 2017 International (unit # 9265612 -VIN # [REDACTED] 459422). This vehicle has a gross vehicle weight rating of 19,501 lbs. Driver [REDACTED] operated in commerce on an interstate trip from Topeka, Kansas to Castle Rock, Colorado. This trip is evidenced by a Penske rental agreement. At the time of this trip carrier was found to be in violation of using a driver not medically examined and certified.

| | | | | | |
|--------------|--------------------|-----------------|--------------|----------------------------------|--------------|
| 7 FEDERAL | Primary: 391.51(a) | Discovered 1 | Checked 1 | Drivers/Vehicles In Violation | Checked 1 |
|--------------|--------------------|-----------------|--------------|----------------------------------|--------------|

Description

Failing to maintain driver qualification file on each driver employed.

Example

On February 15, 2018 Dawsons Moving LLC dba August Dawson had driver [REDACTED] operate a 2017 International (unit # 9265612 -VIN # [REDACTED] 459422). This vehicle has a gross vehicle weight rating of 19,501 lbs. Driver [REDACTED] operated in commerce on an interstate trip from Topeka, Kansas to Castle Rock, Colorado. This trip is evidenced by a Penske rental agreement. At the time of this trip carrier was found to be in violation of failing to maintain driver qualification file on each driver employed.

| | | | | | |
|------------|---|-----------------|--------------|----------------------------------|---------|
| 8 STATE | Primary: 392.2 Secondary: KSA 66-1,111 | Discovered 1 | Checked 1 | Drivers/Vehicles In Violation | Checked |
|------------|---|-----------------|--------------|----------------------------------|---------|


Description

Operating a commercial motor vehicle without KCC public carrier (KAN-C) operating authority.

Example

On May 26, 2017 Dawsons Moving LLC dba August Dawson had driver [REDACTED] operate a 2017 International (Unit # 9266162- VIN # [REDACTED] 459025). This vehicle has a gross vehicle weight rating of 19,501 lbs. Driver [REDACTED] operated in commerce on an intrastate trip from Topeka, Kansas to Topeka, Kansas. This trip is evidenced by a Penske rental agreement. At the time of this trip carrier was found to be in violation of operating a commercial motor vehicle without KCC public carrier (KAN-C) operating authority



| | | |
|---|---|---------------------|
|  | AUGUST DAWSON (DAWSONS MOVING LLC dba) | Review Date: |
| | U.S. DOT # 3128166 | 05/04/2018 |

Part B Violations

| | | | | |
|--------------|--|-----------------|--------------|---|
| 9 FEDERAL | Primary 392.9a(a)(1) Secondary. 14901(d)(3) | Discovered 1 | Checked 1 | Drivers/Vehicles In Violation Checked |
|--------------|--|-----------------|--------------|---|

Description

Operating without the required operating authority under 49 USC 14901(d)(3). (Household Goods)
On February 15, 2018 Dawsons Moving LLC dba August Dawson had driver [REDACTED] operate a 2017 International (unit # 9265612 -VIN # [REDACTED] 159422). This vehicle has a gross vehicle weight rating of 19,501 lbs. Driver [REDACTED] operated in commerce on an interstate trip from Topeka, Kansas to Castle Rock, Colorado. This trip is evidenced by a Penske rental agreement. At the time of this trip carrier was found to be in violation of operating without the required operating authority.

| | |
|--|--|
| Safety Fitness Rating Information: | OOS Vehicle (CR): 0 |
| Total Miles Operated 20,959 | Number of Vehicle Inspected (CR): 0 |
| Recordable Accidents 0 | OOS Vehicle (MCMIS): 0 |
| Recordable Accidents/Million Miles 0.00 | Number of Vehicles Inspected (MCMIS): 0 |

| | | | |
|---|-----------------------|--------------|-----------------|
| Your proposed safety rating is : CONDITIONAL | Rating Factors | Acute | Critical |
| | Factor 1: C | 1 | 0 |
| | Factor 2: S | 0 | 0 |
| | Factor 3: U | 0 | 2 |
| | Factor 4: S | 0 | 0 |
| | Factor 5: N | 0 | 0 |
| | Factor 6: S | - | - |

This rating will become the final rating 60 days from the date indicated on a forthcoming official notice from the Federal Motor Carrier Safety Administration headquarters in Washington, D.C.

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

Corrective actions must be taken for the violations (deficiencies) listed on Part B of this review. Title 49 CFR Sections 385.15 and 385.17 provide for administrative review and a change to a safety rating based on corrective actions, respectively. A request for a change to a safety rating under section 385.17 may be made at any time. A motor carrier may request, in writing, a change in the rating by providing evidence of corrective actions to the Field Administrator for the FMCSA Service Center in which the carrier maintains its principal place of business. (See 49 CFR 385.17 for additional details). A request for administrative review under section 385.15 must be made within 90 days of the date of the proposed safety rating issued under section 385.11(c) or a final safety rating issued under section 385.11(b), or within 90 days after denial of a request for a change in rating under section 385.17.

If this was a focused investigation, which will be noted in the Review Type on the first page of this report (Part A), some factors shown above may be marked "SATISFACTORY" even if they were not reviewed. A focused investigation will not result in a SATISFACTORY safety rating because all standards and factors specified in 40 CFR 383.5 and 385.7 were not examined in full, even though it may appear that they were under the rating factors in Part B of this document. It may, however, result in a less than SATISFACTORY rating if sufficient violations are discovered in the parts and factors examined to result in a CONDITIONAL or UNSATISFACTORY rating, or a non-ratable review.

If you receive a conditional or unsatisfactory rating, you may request an administrative review under 49 CFR 385.15 or a safety rating upgrade based on corrective action under 49 CFR 385.17. However, a successful request may only result in a non-ratable status, upgrade to a conditional safety rating, or reinstatement of your most recent safety rating. You will not receive a new satisfactory safety rating as a result of your request(s) under 49 CFR 385.15 and/or 49 CFR 385.17.



Part B Requirements and/or Recommendations

1. FMCSA recently announced planned improvements to the Carrier Safety Measurement System (SMS) which was implemented in December 2010 as part of the Agency's broader Compliance, Safety, Accountability (CSA) initiative. A preview of these improvements is currently available to motor carriers. The system changes are scheduled to be available to the public in July 2012. There will be additional opportunity for public comment on the changes after the preview period ends in July 2012.

The improvements to SMS are based on ongoing analysis and feedback from enforcement personnel, the motor carrier industry, and other stakeholders. The changes more effectively identify and prioritize high-risk and other unsafe motor carriers for enforcement interventions designed to reduce commercial motor vehicle crashes and hazardous materials incidents.

Motor carrier's currently have the ability to preview how the improvements impact their individual safety data in SMS. These improvements include (1) Changes to the SMS methodology that identify higher risk carriers while addressing industry biases; (2) better applications of SMS results for Agency interventions by more accurately identifying safety sensitive carriers (i.e., carriers transporting people and carriers hauling hazardous materials (HM)), so that such firms can be selected for CSA interventions at more stringent levels, and, (3) more specific fact-based displays of SMS results on the SMS Web site.

The data preview may be found at <http://csa.fmcsa.dot.gov/>. During the data preview period, the Agency requests comments on the impacts of the changes.

2. For all Investigations.

- Understand Why Compliance Saves Time and Money. Compliance with FMCSRs will not only save lives, but also saves your business time and money. Tracking how much your business spends on non-compliance activities can help you understand the many benefits of compliance to your business and why safety is good business.
- Document and Follow Through on Action Plans. Document and follow through on action plans to ensure the actions you are taking are creating improvement in safety management and compliance.
- NOTICE. A pattern and/or repeated violations of the same or related acute or critical regulations (violations of the same Part in Title 49, Code of Federal Regulations) will cause the maximum penalties allowed by law to be assessed under Section 222 of the Motor Carrier Safety Improvement Act of 1999 (MCSIA). A pattern of violations means two or more violations of acute and/or critical regulations in three or more Parts of Title 49, Code of Federal Regulations discovered during any eligible investigation. Repeated violations means violation(s) of an acute regulation of the same Part of Title 49, Code of Federal Regulations discovered in an investigation after one or more closed enforcement actions within a six year period and/or violation(s) of a critical regulation in the same Part of Title 49, Code of Federal Regulations discovered in an investigation after two or more closed enforcement actions within a six year period.
- NOTICE. 49 CFR Part 391.23 requires prospective employers to, at a minimum, investigate a driver's employment information, crash record, and alcohol and controlled substances history from all employers the driver worked for within the previous 3 years.

The Pre-Employment Screening Program (PSP) is a screening tool that assists motor carriers in investigating crash history and roadside safety performance of prospective drivers. The PSP allows motor carriers to purchase 5 years of crash data and 3 years of roadside inspection data from the Federal Motor Carrier Safety Administration's (FMCSA) Motor Carrier Management Information System (MCMIS). Records are available 24 hours a day via Web request. Motor carriers should visit the following website for more information.
<http://www.psp.fmcsa.dot.gov/Pages/default.aspx>

- All motor carriers and truck drivers are needed to fight against terrorism and hijacking. You could be a target. Protect yourself, your trucks, your cargo, and your facilities. Discuss with your employees/drivers the "Security Measures for Truck Drivers and Companies" which were provided and reviewed with motor carrier official. Motor carriers should visit the following website for more information.



Part B Requirements and/or Recommendations

<http://www.fmcsa.dot.gov/documents/Hijacking-Brochure.pdf>

FMCSA recently announced planned improvements to the Carrier Safety Measurement System (SMS) which was implemented in December 2010 as part of the Agency's broader Compliance, Safety, Accountability (CSA) initiative. A preview of these improvements is currently available to motor carriers. The system changes are scheduled to be available to the public in July 2012. There will be additional opportunity for public comment on the changes after the preview period ends in July 2012. The improvements to SMS are based on ongoing analysis and feedback from enforcement personnel, the motor carrier industry, and other stakeholders. The changes more effectively identify and prioritize high-risk and other unsafe motor carriers for enforcement interventions designed to reduce commercial motor vehicle crashes and hazardous materials incidents. Motor carriers currently have the ability to preview how the improvements impact their individual safety data in SMS. These improvements include: (1) Changes to the SMS methodology that identify higher risk carriers while addressing industry biases; (2) better applications of SMS results for Agency interventions by more accurately identifying safety sensitive carriers (i.e., carriers transporting people and carriers hauling hazardous materials (HM)), so that such firms can be selected for CSA interventions at more stringent levels, and, (3) more specific fact-based displays of SMS results on the SMS Web site. The data preview may be found at <http://csa.fmcsa.dot.gov/>. During the data preview period, the Agency requests comments on the impacts of the changes.

For all Investigations that could result in a Notice of Claim

- **PLEASE NOTE** The violations discovered during this compliance review may affect the civil penalty proposed in any subsequent Notice of Claim. In addition, your history of prior violations of the Federal Motor Carrier Safety Regulations, Federal Hazardous Material Regulations or the Federal Motor Carrier Commercial Regulations may also affect the civil penalty proposed in any subsequent Notice of Claim. Your signature for receipt of this report acknowledges your understanding that the violations discovered by the FMCSA during this review may be used to calculate any civil penalty proposed as a result of this review.

Attached to this report is Table 1, which identifies all the documented violations which were discovered during the course of this review.

For all Investigations resulting in serious violations:

Serious violations were recorded on this investigation report. These violations will impact your safety record. Furthermore, these violations may result in a follow-up investigation at a later date unless adequate evidence of corrective action is forwarded to our office.


US Department of Transportation
Federal Motor Carrier Safety Administration
Kansas Division
Jeff Ellett - Division Administrator
1303 First American Place, Suite 200
Topeka, KS 66604-4040

For all Investigations resulting in a proposed conditional or unsatisfactory rating
385.15

If you believe the proposed rating is in error and there are factual and procedural issues in dispute, Part 385.15 (copy provided) outlines procedures for petitioning the Federal Motor Carrier Safety Administration for an administrative review of these findings. Your petition should be addressed to

US Department of Transportation
Jack Van Steenburg - Chief Safety Officer
Federal Motor Carrier Safety Administration
1200 New Jersey Avenue SE,
Washington, DC 20590



| | | |
|--|---|----------------------------|
|  | AUGUST DAWSON (DAWSONS MOVING LLC dba) U.S. DOT # 3128166 | Review Date. 05/04/2018 |
| Part B Requirements and/or Recommendations | | |

385.17

In addition, a request for a revised rating based on corrective actions may be made at any time. Part 385.17 (copy provided) outlines the procedures for such a request. The request must be made in writing, must describe the corrective action taken and must include other documentation that may be relied upon as a basis for the requested change. Address your written request to

US Department of Transportation
 Max Strathman - Midwestern Field Administrator
 Federal Motor Carrier Safety Administration
 4749 Lincoln Mall Drive, Suite 300-A
 Matteson, IL 60443

Ensure that a CC copy of the letter is mailed to

US Department of Transportation
 Kansas Division
 Jeff Ellett - Division Administrator
 Federal Motor Carrier Safety Administration
 1303 First American Place, Suite 200
 Topeka, KS 66604-4040

This letter should be submitted as soon as possible.

For all Investigations that did not result in a Cooperative Safety Plan:

The KCC requires that you prepare a corrective action letter, addressing the measures taken to correct 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. Mail the letter along with copies of your supporting evidence to

Kansas Corporation Commission
 Attn: Gary Davenport
 1500 SW Arrowhead Rd
 Topeka, KS 66604-4027

3. Cease all for-hire interstate transportation of regulated commodities until evidence of public liability is filed with the Federal Motor Carrier Safety Administration.
4. Carrier is required to pay Unified Carrier Registration (UCR) fee when operating in Interstate commerce. Payment of UCR is available on your KTRAN account.
5. DRIVER FITNESS BASIC PROCESS BREAKDOWN Policies and Procedures

DESCRIPTION OF PROCESS BREAKDOWN: Dawsons Moving LLC dba August Dawson violations occurred due to a breakdown in the policies and procedures elements of compliance within this section. Carrier failed to have a driver qualification file. It is the carrier's responsibility to ensure that all drivers have the requisite paperwork in their files. These duties and the documents verifying their compliance require continued monitoring to ensure compliance. Utilize the documents provided to you at the time of this review to start a driver qualification file.

BASIC SPECIFIC RECOMMENDED REMEDIES Utilize the forms provided to you during our meeting. These documents need to be completed and placed into the driver qualification file. Use the checklist provided to you to make sure that all necessary paperwork is in the file. Once the file has been completed, ensure that it is maintained.



Part B Requirements and/or Recommendations

If you have, questions feel free to contact me.

Implement Safety Improvement Practices The following are recommended practices related to Policies and Procedures.

- Develop a policy for the periodic review (at least twice per year) of driver qualification files. The motor carrier should not rely on third-party sources, such as insurance agencies. The procedure should include controls to ensure that documents requiring renewals are in place, to remind drivers of expiration dates on medical certificates, so they can schedule another physical examination in advance, and to prevent falsification of documents related to driver qualification.
- Establish a policy requiring drivers to submit copies of all vehicle and roadside inspections and moving violations to carrier management within 24 hours, and to notify management of suspended or revoked Commercial Driver's Licenses (CDLs) immediately following notification of suspension/revocation.
- Establish a policy requiring all new (since 2003) Commercial Driver's License (CDL) drivers to submit documentation of entry-level driver training in - for example, driver qualification requirements, Hours of Service (HOS), driver wellness, and whistleblower protection - or to take entry-level training provided by the carrier.
- Develop a policy for document retention and recordkeeping, including documents that are to be in the possession of the driver as proof of credentials.
- Develop a process to ensure that operations will always have the proper amount of fit drivers. This process would address how to deal with issues such as sick leave, vacation, training, suspension, and termination.
- 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 Driver Fitness Violations.

Seek Out Resources

- You are encouraged to review your company's record at the following website. <http://ai.fmcsa.dot.gov/SMS>. You will need to use your PIN Number that has been provided by the FMCSA.
- Contact industry associations to get resources and ideas on safety improvement practices from other carriers in the industry

6. HOS COMPLIANCE BASIC PROCESS BREAKDOWN. Policies and Procedures


DESCRIPTION OF PROCESS BREAKDOWN. Dawsons Moving LLC dba August Dawson failed to have any means of tracking hours of service. Carrier violations occurred due to a breakdown regarding the policies and procedures elements of compliance within this section. It is the carrier's responsibility to make sure that drivers are documenting their hours of service and to verify the accuracy of the documents. Ensure that these steps are being followed daily to ensure compliance with the regulations. Utilize the documents and instruction provided to you during this review to assist you in correcting this.

BASIC SPECIFIC RECOMMENDED REMEDIES. Utilize the time sheet provided during the course of our review. This sheet will prompt you to complete the required sections in order to remain compliant with the regulations. Remember to utilize a log book when operating outside the 150 air mile radius. Remember to review the time documents drivers turn in to verify their accuracy. Feel free to contact me with any questions or concerns.

Implement Safety Improvement Practices The following are recommended practices related to Policies and Procedures.

- Develop a policy and procedure describing how management will monitor and track logs for falsification.
- Establish a policy that prohibits dispatchers from assigning a load to drivers without hours available to complete the load on time.
- 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.
- Develop a policy requiring drivers to report their available hours to dispatch during "check-in" calls
- Develop policies and procedures for ensuring proper retention of Record of Duty Status (RODS) according to regulations.
- Establish a policy requiring drivers to submit copies of all roadside inspections to carrier management within 24 hours.



| | | |
|--|---|---------------------------|
|  | AUGUST DAWSON (DAWSONS MOVING LLC dba) U.S DOT #. 3128166 | Review Date 05/04/2018 |
| Part B Requirements and/or Recommendations | | |

- 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.
- Establish a policy stating that drivers are required to check with their supervisor, manager, or dispatcher to review their "fit-for-duty" status before starting a job, and that drivers who are ill to the extent that their ability and/or alertness is impaired are prohibited from working on safety-sensitive assignments.
- 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.

Seek Out Resources:

- You are encouraged to review your company's record at the following website <http://a1.fmcsa.dot.gov/SMS>. You will need to use your PIN Number that has been provided by the FMCSA.
- Contact industry associations to get resources and ideas on safety improvement practices from other carriers in the industry.

7. I acknowledge that these requirements and/or recommendations have been discussed with me and my questions have been answered. I understand that failure to satisfactorily remedy the above-listed requirements, and/or failure to comply with Kansas Motor Carrier Safety Statutes and Regulations could result in the suspension of Dawson's Moving LLC's operating authority and/or the impoundment of Dawson's Moving LLC's commercial motor vehicles.

Carrier Representative

Date

ATTACHMENT “B”

CUSTOMER COPY



24/7 Roadside Assistance:
1-800-526-0798

Rental Agreement Cover Sheet

Rental Agreement #:63447289

Created by: T.VAN BLARICON
Completed by: T.VAN BLARICON
Entered At: 0386-36
Status: COMPLETED

COMMERCIAL LOCAL

Pick Up Date: 02/16/18 03:52 PM
Expected Drop-Off: 02/17/18 03:52 PM
Actual Drop-Off: 02/17/18 03:00 PM
End Bill Date: 02/17/18 03:00 PM
Batch: 746 on 02/19/18

CUSTOMER INFORMATION

Acct. [REDACTED]
DAWSON'S MOVING LLC
Attn: AUGUST
[REDACTED] MASSACHUSETTS AVE
TOPEKA, KS 66605-1243 USA
Day [REDACTED]
Eve [REDACTED]

PICK UP/DROP OFF LOCATION

EAGLE AUTOMOTIVE - HERTZ (0386-36)
313 S KANSAS AVE
TOPEKA, KS 66603 USA
Voice (785) 267-1588

DRIVER NAME(S): AUGUST DAWSON

TRAVEL SCOPE: Intrastate

This lessor cooperates with all Federal, State, and local law enforcement officials nationwide to provide the identity of customers who operate this rental CMV

UNIT INFORMATION

Unit #:9265612
2026 - 26FT SAD MEDIUM VAN
License #: [REDACTED]
License State: IN
License Exp: 03/31/2019
Owning Location: 0723-10

Max. Payload: 9,943 lbs.
Height: 12 ft.6 in.

Rented With Damage: NO
Returned With Damage: NO
Mileage Out: 86,072
Mileage In: 87,227
Fuel Out: FULL
Fuel In: FULL

NO HAZARDOUS MATERIAL BEING TRANSPORTED

OPTIONAL PROTECTION PLANS

Limited Damage Waiver/LDW \$1000 Responsibility
Rates: \$303.33/Month \$70.00/Week
Supplemental Liability

ACCEPTED*
\$10.00/Day
DECLINED*

NOTICE: THIS CONTRACT OFFERS, FOR AN ADDITIONAL CHARGE, A COLLISION DAMAGE WAIVER TO COVER YOUR RESPONSIBILITY FOR DAMAGE TO THE VEHICLE. BEFORE DECIDING WHETHER TO PURCHASE THE COLLISION DAMAGE WAIVER, YOU MAY WISH TO DETERMINE WHETHER YOUR OWN AUTOMOBILE INSURANCE AFFORDS YOU COVERAGE FOR DAMAGE TO THE RENTAL VEHICLE AND THE AMOUNT OF DEDUCTIBLE UNDER YOUR OWN INSURANCE COVERAGE. THE PURCHASE OF THIS COLLISION DAMAGE WAIVER IS NOT MANDATORY AND MAY BE WAIVED.

CUSTOMER COPY



24/7 Roadside Assistance:
1-800-526-0798

Rental Agreement Cover Sheet

Rental Agreement #:63447289

COMMERCIAL LOCAL

Created by: T VAN BLARICON
Completed by: T VAN BLARICON
Entered At: 0386-36
Status: COMPLETED
Customer Name: DAWSON'S MOVING LLC
Created On: 02/15/18 09:37 PM

Pick Up Date: 02/15/18 03:52 PM
Expected Drop-Off: 02/17/18 03:52 PM
Actual Drop-Off: 02/17/18 03:00 PM
End Bill Date: 02/17/18 03:00 PM
Batch: 746 on 02/19/18
Changed On: 02/19/18 01:20 PM

BILLING INFORMATION

Invoice #: PO #: Billing Cycle: Weekly

Bill Start Date:02/15/18 03:52 PM

Remit To: PENSKE TRUCK LEASING CO.,L.P. - P.O.BOX 802577 CHICAGO, IL 60680--257 USA

CHARGES

| Type | Quantity | Unit of Meas | Rate | Charge |
|--------------------------------|-----------------|--------------|----------|-----------------|
| Unit # 9265612 | | | | |
| Mileage | 2 | Day | \$100.00 | \$200.00 |
| Out: 88,072 In: 87,227 | 1,155 | Miles | \$0.1300 | \$150.15 |
| Ldw \$1000 Responsibility | 2 | Day | \$10.00 | \$20.00 |
| Vehicle Licensing Recovery Fee | 2 Days @ \$3.50 | | | \$7.00 |
| environmental fee | 2 Days @ \$3.00 | | | \$6.00 |
| SUBTOTAL: | | | | \$383.15 |

TAXES

KS SALES TAX

\$35.07

TOTAL DUE: \$418.22

PAYMENTS AND REFUNDS

Pay Type

MC

Trans Date
PYMT 02/19/2018

Card

xxxxxxxxxxxx

Approval Code

on 02/19/2018

(\$418.22)

PAYMENT: (\$418.22)

NET DUE: \$0.00

Customer acknowledges that Customer has read, or been given an opportunity to read, the Rental Agreement, including this Cover Sheet, the General Terms and Conditions, as well as any attachments hereto and agrees to be fully bound by its terms. To the extent the Customer had purchased Limited Damage Waiver coverage, Customer acknowledges reading, understanding, and agreeing with the disclosures, exclusions, and terms and conditions applicable to Limited Damage Waiver as set forth in Attachment D to the Rental Agreement.

By: _____

Customer/Authorized Signatory

ATTACHMENT “C”

CUSTOMER COPY



24/7 Roadside Assistance:
1-800-526-0798

Rental Agreement Cover Sheet

Rental Agreement #:59853131

Created by: T.VAN BLARICON
Completed by: T.VAN BLARICON
Entered At: 0386-36
Status: COMPLETED

COMMERCIAL LOCAL

Pick Up Date: 05/25/17 09:20 AM
Expected Drop-Off: 05/26/17 09:20 AM
Actual Drop-Off: 05/26/17 07:00 AM
End Bill Date: 05/26/17 07:00 AM
Batch: 523 on 05/26/17

CUSTOMER INFORMATION

Acct: 33DL4N00 - 0386
DAWSON'S MOVING LLC
Attn: AUGUST
[REDACTED] MASSACHUSETTS AVE
TOPEKA, KS 66605-1243 USA
Day [REDACTED]
Eve [REDACTED]

PICK UP/DROP OFF LOCATION

EAGLE AUTOMOTIVE - HERTZ (0386-36)
313 S KANSAS AVE
TOPEKA, KS 66603 USA
Voice (785) 267-1588

DRIVER NAME(S): AUGUST DAWSON

This lessor cooperates with all Federal, State, and local law enforcement officials nationwide to provide the identity of customers who operate this rental CMV

TRAVEL SCOPE: Intrastate

UNIT INFORMATION

Unit #:9266162
2026 - 26FT SAD MEDIUM VAN
License #: [REDACTED]
License State: IN
License Exp: 03/31/2019
Owning Location: 0723-10

Max. Payload: 9,943 lbs.
Height: 12 ft.6 in.

Rented With Damage: NO
Returned With Damage: NO
Mileage Out: 42,044
Mileage In: 42,063
Fuel Out: FULL
Fuel In: FULL

NO HAZARDOUS MATERIAL BEING TRANSPORTED

OPTIONAL PROTECTION PLANS

Limited Damage Waiver/LDW \$1000 Responsibility
Rates: \$303.33/Month \$70.00/Week
Supplemental Liability

ACCEPTED*
\$10.00/Day
DECLINED*

NOTICE: THIS CONTRACT OFFERS, FOR AN ADDITIONAL CHARGE, A COLLISION DAMAGE WAIVER TO COVER YOUR RESPONSIBILITY FOR DAMAGE TO THE VEHICLE. BEFORE DECIDING WHETHER TO PURCHASE THE COLLISION DAMAGE WAIVER, YOU MAY WISH TO DETERMINE WHETHER YOUR OWN AUTOMOBILE INSURANCE AFFORDS YOU COVERAGE FOR DAMAGE TO THE RENTAL VEHICLE AND THE AMOUNT OF DEDUCTIBLE UNDER YOUR OWN INSURANCE COVERAGE. THE PURCHASE OF THIS COLLISION DAMAGE WAIVER IS NOT MANDATORY AND MAY BE WAIVED.

CUSTOMER COPY



24/7 Roadside Assistance:
1-800-525-0798

Rental Agreement Cover Sheet

Rental Agreement #:59853131

COMMERCIAL LOCAL

| | | | |
|----------------|---------------------|--------------------|-------------------|
| Created by: | T.VAN BLARICON | Pick Up Date: | 05/25/17 09:20 AM |
| Completed by: | T.VAN BLARICON | Expected Drop-Off: | 05/26/17 09:20 AM |
| Entered At: | 0386-36 | Actual Drop-Off: | 05/26/17 07:00 AM |
| Status: | COMPLETED | End Bill Date: | 05/26/17 07:00 AM |
| Customer Name: | DAWSON'S MOVING LLC | Batch: | 523 on 05/26/17 |
| Created On: | 05/25/17 02:05 PM | Changed On: | 05/26/17 04:05 PM |

BILLING INFORMATION

Invoice #: PO #: Billing Cycle: Weekly

Bill Start Date:05/25/17 09:20 AM

Remit To: PENSKE TRUCK LEASING CO.,L.P. - P.O.BOX 802577 CHICAGO, IL 60680--257 USA

CHARGES

| Type | Quantity | Unit of Meas | Rate | Charge |
|--------------------------------|----------|--------------|----------|-----------------|
| Unit #:9266162 | | | | |
| Mileage Out: 42,044 In 42,063 | 19 | Miles | \$0.2000 | \$3.80 |
| Ldw \$1000 Responsibility | 1 | Day | \$10.00 | \$10.00 |
| Vehicle Licensing Recovery Fee | 1 | Day @ \$3.00 | | \$3.00 |
| environmental fee | 1 | Day @ \$3.00 | | \$3.00 |
| SUBTOTAL: | | | | \$124.80 |

TAXES

KS SALES TAX

\$11.43

TOTAL DUE: \$136.23

PAYMENTS AND REFUNDS

Pay Type

VI

Trans Date Card #
PYMT 05/26/2017 xxxxxxxxxxxx

Approval Code

on 05/25/2017 (\$136.23)

PAYMENT: (\$136.23)

NET DUE: \$0.00

Customer acknowledges that Customer has read, or been given an opportunity to read, the Rental Agreement, including this Cover Sheet, the General Terms and Conditions, as well as any attachments hereto and agrees to be fully bound by its terms. To the extent the Customer had purchased Limited Damage Waiver coverage, Customer acknowledges reading, understanding, and agreeing with the disclosures, exclusions, and terms and conditions applicable to Limited Damage Waiver as set forth in Attachment D to the Rental Agreement.

By: _____

Customer/Authorized Signatory

ATTACHMENT “D”

CUSTOMER COPY



24/7 Roadside Assistance:
1-800-526-0798

Rental Agreement Cover Sheet

Rental Agreement #:63300102

Created by: T.VAN BLARICON
Completed by: T.VAN BLARICON
Entered At: 0386-36
Status: COMPLETED

COMMERCIAL LOCAL

Pick Up Date: 02/01/18 03:26 PM
Expected Drop-Off: 02/02/18 03:26 PM
Actual Drop-Off: 02/02/18 09:16 AM
End Bill Date: 02/02/18 09:16 AM
Batch: 733 on 02/02/18

CUSTOMER INFORMATION

Acct: 33DL4N00 - 0386
DAWSON'S MOVING LLC
Attn: AUGUST
[REDACTED] MASSACHUSETTS AVE
TOPEKA, KS 66605-1243 USA
Day [REDACTED]
Eve [REDACTED]

PICK UP/DROP OFF LOCATION

EAGLE AUTOMOTIVE - HERTZ (0386-36)
313 S KANSAS AVE
TOPEKA, KS 66603 USA
Voice (785) 267-1588

DRIVER NAME(S): AUGUST DAWSON

This lessor cooperates with all Federal, State, and local law enforcement officials nationwide to provide the identity of customers who operate this rental CMV

TRAVEL SCOPE: Intrastate

UNIT INFORMATION

Unit #:9265720
2026 - 26FT SAD MEDIUM VAN
License #: [REDACTED]
License State: IN
License Exp: 03/31/2019
Owning Location: 0723-10

Max. Payload: 9,943 lbs
Height: 12 ft.6 in

Rented With Damage: NO
Returned With Damage: NO
Mileage Out: 51,710
Mileage In: 51,751
Fuel Out: FULL
Fuel In: FULL

NO HAZARDOUS MATERIAL BEING TRANSPORTED

OPTIONAL PROTECTION PLANS

Limited Damage Waiver/LDW \$1000 Responsibility
Rates: \$303.33/Month \$70.00/Week
Supplemental Liability

ACCEPTED*
\$10.00/Day
DECLINED*

NOTICE: THIS CONTRACT OFFERS, FOR AN ADDITIONAL CHARGE, A COLLISION DAMAGE WAIVER TO COVER YOUR RESPONSIBILITY FOR DAMAGE TO THE VEHICLE. BEFORE DECIDING WHETHER TO PURCHASE THE COLLISION DAMAGE WAIVER, YOU MAY WISH TO DETERMINE WHETHER YOUR OWN AUTOMOBILE INSURANCE AFFORDS YOU COVERAGE FOR DAMAGE TO THE RENTAL VEHICLE AND THE AMOUNT OF DEDUCTIBLE UNDER YOUR OWN INSURANCE COVERAGE. THE PURCHASE OF THIS COLLISION DAMAGE WAIVER IS NOT MANDATORY AND MAY BE WAIVED.

CUSTOMER COPY



24/7 Roadside Assistance:
1-800-526-0798

Rental Agreement Cover Sheet

Rental Agreement #:63300102

COMMERCIAL LOCAL

| | | | |
|----------------|---------------------|--------------------|-------------------|
| Created by: | T.VAN BLARICON | Pick Up Date: | 02/01/18 03:26 PM |
| Completed by: | T.VAN BLARICON | Expected Drop-Off: | 02/02/18 03:26 PM |
| Entered At: | 0386-36 | Actual Drop-Off: | 02/02/18 09:16 AM |
| Status: | COMPLETED | End Bill Date: | 02/02/18 09:16 AM |
| Customer Name: | DAWSON'S MOVING LLC | Batch: | 733 on 02/02/18 |
| Created On: | 02/01/18 09:11 PM | Changed On: | 02/02/18 03:16 PM |

BILLING INFORMATION

Invoice #: PO #: Billing Cycle: Weekly

Bill Start Date:02/01/18 03:26 PM

Remit To: PENSKE TRUCK LEASING CO.,L.P. - P.O.BOX 802577 CHICAGO, IL 60680--257 USA

CHARGES

| Type | Quantity | Unit of Meas | Rate | Charge |
|--------------------------------|----------------|--------------|----------|-----------------|
| Unit #:9265720 | | | | |
| | 1 | Day | \$100.00 | \$100.00 |
| Mileage Out: 51,710 In: 51,751 | 41 | Miles | \$0.1300 | \$5.33 |
| Ldw \$1000 Responsibility | 1 | Day | \$10.00 | \$10.00 |
| environmental fee | 1 Day @ \$3.00 | | | \$3.00 |
| Vehicle Licensing Recovery Fee | 1 Day @ \$3.50 | | | \$3.50 |
| SUBTOTAL: | | | | \$121.83 |

TAXES

KS SALES TAX

\$11.16

TOTAL DUE: \$132.99

PAYMENTS AND REFUNDS

Pay Type

MC

| Trans | Date | Card # | Approval Code | |
|-----------------|------------|--------------|---------------|-------------------|
| PYMT | 02/02/2018 | xxxxxxxxxxxx | on 02/02/2018 | (\$132.99) |
| PAYMENT: | | | | (\$132.99) |
| NET DUE: | | | | \$0.00 |

Customer acknowledges that Customer has read, or been given an opportunity to read, the Rental Agreement, including this Cover Sheet, the General Terms and Conditions, as well as any attachments hereto and agrees to be fully bound by its terms. To the extent the Customer had purchased Limited Damage Waiver coverage, Customer acknowledges reading, understanding, and agreeing with the disclosures, exclusions, and terms and conditions applicable to Limited Damage Waiver as set forth in Attachment D to the Rental Agreement.

By: _____

Customer/Authorized Signatory

CERTIFICATE OF SERVICE

18-TRAM-512-PEN

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of first class mail/hand delivered on 06/08/2018.

AUGUST DAWSON, OWNER
AUGUST DAWSON
D/B/A DAWSON'S MOVING
2436 SE MASSACHUSETTS AVE
TOPEKA, KS 66605
augustd1103@gmail.com

AHSAN LATIF, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604-4027
Fax: 785-271-3354
a.latif@kcc.ks.gov

/S/ DeeAnn Shupe

DeeAnn Shupe