

1500 SW Arrowhead Road
Topeka, KS 66604-4027



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

Pat Apple, Chairman
Shari Feist Albrecht, Commissioner
Jay Scott Emler, Commissioner

Sam Brownback, Governor

NOTICE OF PENALTY ASSESSMENT

March 7, 2017

17-TRAM-396-PEN

Gregory A. Schuetz, Managing Member
Schuetz Trucking, LLC
410 S Schubert St
Bonner Springs, Kansas 66012

Certified Mail No. 7016 1970 0001 0574 1409

This is a notice of a penalty assessment for violation of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted on February 23, 2017, by Kansas Corporation Commission Special Investigator(s) Wade Patterson and Jared Smith. For a full description of the penalty and process please refer to the Order that is attached to this notice.

IF YOU ACCEPT THE PENALTY:

You have been assessed a \$100 penalty. You have thirty (30) days from service of this Penalty Order to pay the fine amount. A check must be made payable to the Kansas Corporation Commission. Payment is to be mailed to the Transportation Division of the Kansas Corporation Commission at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and must include a reference to the docket number of this proceeding. Credit card payment may be made by faxing your credit card information to the Transportation Office at 785-271-3124, using the KCC's credit card payment form found at <http://kcc.ks.gov/trans/creditcard.pdf>.

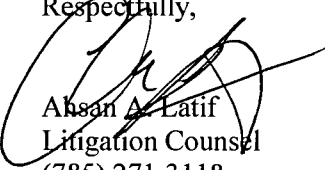
You must attend a Commission-sponsored safety seminar within the next ninety (90) days and provide Staff with written proof of attendance. A schedule of dates and locations for the safety seminar can be found at the Commission's website http://www.kcc.state.ks.us/trans/safety_meetings.htm.

You must submit to one follow-up safety compliance review within the next 18 months. Transportation Staff will contact you 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. Schuetz Trucking, LLC must file, within fifteen (15) days 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 me at the above address. If you do not have access to the internet, you can mail an original and seven (7) copies of the request to the Commission's Secretary at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604 within fifteen (15) days from service of this Penalty Order. K.A.R. 82-1-215; K.S.A. 2016 Supp. 77-542.

IF YOU FAIL TO ACT: Failure to pay the fine amount within thirty (30) days of service of the Penalty Order, or in the alternative, provide a written request for a hearing within fifteen (15) days from service of this Penalty Order will result in the attached Order becoming a Final Order and may result in the additional sanction of suspension and/or revocation of your motor carrier operating authority.

Respectfully,


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

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

Before Commissioners: Pat Apple, Chairman
Shari Feist Albrecht
Jay Scott Emler

In the Matter of the Investigation of **Schuetz**)
Trucking, LLC, of Bonner Springs, Kansas,)
Regarding the Violation of the Motor Carrier)
Safety Statutes, Rules and Regulations and the) Docket No. 17-TRAM-396-PEN
Commission's Authority to Impose Penalties,)
Sanctions and/or the Revocation of Motor)
Carrier Authority.)

PENALTY ORDER

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission). The Commission, having been briefed on the issue by the Director of the Commission's Transportation Division, finds and concludes as follows:

I. JURISDICTION

1. Pursuant to K.S.A. 2016 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. 2016 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. 2016 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 order a hearing 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. Schuetz Trucking, LLC (Schuetz Trucking) obtained common operating authority from the Commission on May 15, 2014, and operates under KSMCID number 170466 and USDOT number 2501977.

5. Gregory A. Schuetz attended a Commission-sponsored Motor Carrier Education and Instructional Meeting on May 5, 2014, on behalf of Schuetz Trucking.

6. Schuetz Trucking is a common motor carrier which primarily hauls grain, feed, hay, rock and sand.

III. STATEMENT OF FACTS

7. Pursuant to the jurisdiction and authority cited above, on February 23, 2017, Commission Staff (Staff) Special Investigators Wade Patterson and Jared Smith conducted a compliance review of the operations of Schuetz Trucking. 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, Mr. Patterson and Mr. Smith identified one (1) violation(s) of the Motor Carrier Safety Regulations.

- a. On August 10, 2016, Schuetz Trucking required or permitted its driver, Gregory Schuetz, to operate a CDL-required commercial motor vehicle, a 2005 Peterbilt 379xhd, VIN ending in 862767, GVWR 54,000 lbs., pulling a 2004 Mate 35 ft. Aluminum trailer, VIN ending in 036997, in interstate

commerce from Bonner Springs, Kansas to Martin City, Missouri. This trip is evidenced by Driver's Time Record (100 air-mile radius), a copy of which is attached hereto as Attachment "B" and is hereby incorporated by reference. At the time of this transportation, Schuetz Trucking failed to maintain a copy of Gregory Schuetz' motor vehicle record or response from each state agency in the driver's qualification file. The carrier's failure to maintain a copy of the driver's motor vehicle record in the driver's qualification file is a violation of 49 C.F.R. Part 391.25(a) and (c) as adopted by K.A.R. 82-4-3g as authorized by K.S.A. 2016 Supp. 66-1,129. Staff recommends a fine of \$100.

IV. STAFF'S RECOMMENDATIONS

8. Based upon the available facts, Staff recommends the Commission find Schuetz Trucking committed one (1) 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 \$100 for one (1) violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations.

10. Staff further recommends that Schuetz Trucking be required to attend a Commission-sponsored safety seminar within the next ninety (90) days and provide Transportation Staff with written proof of attendance. A schedule of the dates and locations for the safety seminar can be found on the Commission's website at http://kcc.ks.gov/trans/safety_meetings.htm.

11. Finally, Staff recommends that Schuetz Trucking submit to one follow-up safety compliance review within the next eighteen (18) months. 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 Schuetz Trucking because it is a motor carrier as defined in K.S.A. 2016 Supp. 66-1,108.

13. The Commission finds Schuetz Trucking committed one (1) 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. Schuetz Trucking, LLC, of Bonner Springs, Kansas is hereby assessed a \$100 civil penalty for one (1) 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. Schuetz Trucking is hereby ordered to attend a Commission-sponsored safety seminar within the next ninety (90) days and is to provide Staff with written proof of attendance.

C. Schuetz Trucking is ordered to submit to one follow-up safety compliance review within the next eighteen (18) months.

D. **Pursuant to K.S.A. 2016 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. If you do not have access to the internet, you can mail an original and seven (7) copies of the request to the Commission's Secretary, at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, within fifteen (15) days from the date of service of this Order. If service of this Order is by certified mail, service is complete upon the date delivered shown on the Domestic Return Receipt. Hearings will be scheduled only upon written request. Failure to timely request a hearing will result in a waiver of Schuetz Trucking's right to a hearing, and this Penalty Order will become a Final Order assessing a \$100 civil penalty against Schuetz Trucking, and ordering Schuetz Trucking to attend a Commission-sponsored safety seminar within the next ninety (90) days and provide Staff with written proof of attendance, and to submit to a safety compliance review within eighteen (18) months from the date of service of this Order.

E. 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 of \$500 or less, a corporation may appear by a duly authorized representative of the corporation. K.S.A. 2016 Supp. 66-1,142b(e) and amendments thereto.

F. If you do not request a hearing, the payment of the civil penalty is due in thirty (30) days from date of service of this Order. A check shall be made payable to the Kansas Corporation Commission and submitted for payment. For credit card payments, include type of card (Visa, MasterCard, Discover, or American Express), account number and expiration date. Payment shall be mailed to the Transportation Division of the Kansas Corporation Commission,

1500 S.W. Arrowhead Road, Topeka, Kansas 66604. *The payment shall include a reference to the docket number of this proceeding.*


G. Failure to pay the \$100 civil penalty within thirty (30) days of the 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 Schuetz Trucking'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 out-of-service and/or cease and desist orders, and any other remedies available to the Commission by law, without further notice.

H. 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.

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: MAR 07 2017










Amy L. Green
Secretary to the Commission

AAL

Order Mailed Date
MAR 08 2017

ATTACHMENT "A"

	US DOT # 2501977	Legal: SCHUETZ TRUCKING LLC Operating (DBA):							
MC/MX #: 867195		State #: 		Federal Tax ID:  (EIN)					
Review Type: Compliance Review (CR)									
Scope: Principal Office		Location of Review/Audit: Company facility in the U. S.			Territory:				
Operation Types		Business: Corporation							
Interstate		Gross Revenue:  for year ending: 12/31/2016							
Intrastate									
Carrier: Non-HM		N/A							
Shipper: N/A		N/A							
Cargo Tank: N/A									
Company Physical Address:									
									
Contact Name: Gregory A Schuetz									
Phone numbers: (1) 			Fax						
E-Mail Address: 									
Company Mailing Address:									
410 S SCHUBERT ST BONNER SPRINGS, KS 66012-9229									
Carrier Classification									
Authorized for Hire									
Cargo Classification									
Grain, Feed, Hay			Other: Rock Sand						
Equipment									
		Owned			Term Leased			Trip Leased	
Truck Tractor		1	0	0	Trailer		1	0	0
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:		1				Total Drivers: 1			
>= 100 Miles:						CDL Drivers: 1			





SCHUETZ TRUCKING LLC
U.S. DOT #: 2501977

State #: [REDACTED]

Review Date:
02/23/2017

Part A

QUESTIONS regarding this report may be addressed to the Kansas Corporation Commission at:

1500 SW Arrowhead Road
Topeka, Kansas 66604
Telephone (785)640-9132

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: Gregory A. Schuetz

Title: Owner, Member

Name:

Title:






	SCHUETZ TRUCKING LLC	State #: 	Review Date:
	U.S. DOT #: 2501977		02/23/2017

Part B Violations




1 FEDERAL	Primary: 391.25(c)(1)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description
Failing to maintain a copy of the motor vehicle record or response from each State agency in the driver qualification file.

Example
On 8/10/16 Schuetz Trucking LLC driver Gregory Schuetz (KS CDL# ) operated a 2005 Peterbilt (VIN# ) 362767) in combination with a 2004 Mate trailer (VIN# ) 036997) in interstate commerce from Bonner Springs, Kansas to Martin City, Missouri. The gross vehicle weight ratings on these vehicles are 48,000 lbs. and 43,500 lbs. respectively. This interstate trip is evidenced by a driver hours of service record, a bill of lading, and a fuel receipt. At the time of this trip, carrier failed to maintain a copy of the motor vehicle record or response from each State agency in the driver qualification file.


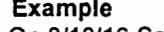

2 FEDERAL	Primary: 391.51(b)(5)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description
Failing to maintain a note relating to the annual review of the driver's driving record as required by 391.25(c)(2).

Example
On 8/10/16 Schuetz Trucking LLC driver Gregory Schuetz (KS CDL# ) operated a 2005 Peterbilt (VIN# ) 362767) in combination with a 2004 Mate trailer (VIN# ) 036997) in interstate commerce from Bonner Springs, Kansas to Martin City, Missouri. The gross vehicle weight ratings on these vehicles are 48,000 lbs. and 43,500 lbs. respectively. This interstate trip is evidenced by a driver hours of service record, a bill of lading, and a fuel receipt. At the time of this trip, carrier failed to maintain a note relating to the annual review of the driver's driving record as required by 391.25(c)(2).

3 FEDERAL	Primary: 391.51(b)(6)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description
Failing to maintain a list or certificate relating to violations of motor vehicle laws and ordinances required by 391.27.

Example
On 8/10/16 Schuetz Trucking LLC driver Gregory Schuetz (KS CDL# ) operated a 2005 Peterbilt (VIN# ) 362767) in combination with a 2004 Mate trailer (VIN# ) 036997) in interstate commerce from Bonner Springs, Kansas to Martin City, Missouri. The gross vehicle weight ratings on these vehicles are 48,000 lbs. and 43,500 lbs. respectively. This interstate trip is evidenced by a driver hours of service record, a bill of lading, and a fuel receipt. At the time of this trip, carrier failed to maintain a list or certificate relating to violations of motor vehicle laws and ordinances required by 391.27.

Safety Fitness Rating Information:	OOS Vehicle (CR): 0
Total Miles Operated 63,380	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 : SATISFACTORY	Rating Factors	Acute	Critical
	Factor 1:	S	0 0
	Factor 2:	S	0 0
	Factor 3:	S	0 0
	Factor 4:	S	0 0
	Factor 5:	N	0 0
	Factor 6:	S	- -



	SCHUETZ TRUCKING LLC U.S. DOT #: 2501977	Review Date: 02/23/2017
Part B Violations		

Corrective actions must be taken for any violations (deficiencies) identified on Part B of this report.





SCHUETZ TRUCKING LLC
U.S. DOT #: 2501977

State #: [REDACTED]

Review Date:
02/23/2017

Part B Requirements and/or Recommendations

1. 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:
<http://www.fmcsa.dot.gov/documents/Hijacking-Brochure.pdf>

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





SCHUETZ TRUCKING LLC
 U.S. DOT #: 2501977

State #: [REDACTED]

Review Date:
 02/23/2017

Part B Requirements and/or Recommendations

Federal Motor Carrier Safety Administration
 Kansas Division
 Division Administrator
 1303 First American Place
 Suite 200
 Topeka, KS 66604-4040

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

2. 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.

3. DRIVER FITNESS BASIC PROCESS BREAKDOWN: Monitoring and Tracking

DESCRIPTION OF PROCESS BREAKDOWN:

Schuetz Trucking LLC was found to be in violation of the following:

- 1) Failing to maintain a copy of the motor vehicle record or response from each State agency in the driver qualification file.
- 2) Failing to maintain a note relating to the annual review of the driver's driving record as required by 391.25(c)(2).
- 3) Failing to maintain a list or certificate relating to violations of motor vehicle laws and ordinances required by 391.27.

BASIC SPECIFIC RECOMMENDED REMEDIES:





SCHUETZ TRUCKING LLC
 U.S. DOT #: 2501977

State #: [REDACTED]

Review Date:
 02/23/2017

Part B Requirements and/or Recommendations

Carrier failed to conduct the above listed requirements on time. Carrier had previously executed these requirements, however they failed to ensure these were done on an annual basis. Thus, the monitoring and tracking elements of compliance need to be fortified within the carrier's operations. These documents were created and the requirements conducted prior to our arrival for review. Carrier executed these requirements after initial contact was made regarding this compliance review. Thus, carrier was in violation prior our contact. Follow the guidance provided at the time of our review to rectify the above listed violations. Utilize the forms in the "Red Book" to assist you in being compliant. If you have any questions or needs, please don't hesitate to contact me.

Implement Safety Improvement Practices: The following are recommended practices related to Monitoring and Tracking Processes.

- Implement an effective process for monitoring and documenting all drivers' job functions, training, qualifications, renewal dates, disclosed medical conditions, and operational restrictions, including those of drivers on a waiver program or with impairments that may be satisfied by a Skill Performance Evaluation certificate, to ensure that assignments are covered by qualified drivers.
- Review and retain each driver's Motor Vehicle Record (MVR) at least annually to ensure compliance with company policies, Federal regulations, and State and local laws and ordinances related to driver fitness. If a driver seems to have numerous violations, the MVR should be reviewed more often. Random MVR checks in addition to annual checks are also effective. File the MVR in each driver's driver qualification file after review.
- Maintain each driver's investigation history file in a secure location with limited and controlled access for as long as the driver is employed and for three years thereafter.
- Maintain roadside inspection reports, moving violation records, training records, the Commercial Driver's License (CDL), the dispatch schedule, bills of lading, and the medical report to help evaluate the performance of all staff involved in qualifying drivers (dispatchers and managers) and the effectiveness of the policies and procedures.
- Implement a system for keeping accurate records of employee driver fitness training needs, such as entry-level and HAZMAT training, and completed training, via software, a checklist in the driver's file, and/or another appropriate method.
- Evaluate personnel who are monitoring driver fitness performance by making sure they are reviewing driver-assignment and qualification files; applying the performance standards fairly, consistently, and equitably; and documenting the evaluations.
- Regularly evaluate the company's driver fitness-related inspection results via the Federal Motor Carrier Safety Administration's (FMCSA) website at <http://ai.fmcsa.dot.gov/SMS>. Assess violations for process breakdowns and how to remedy them. Use data to help implement an effective process beyond self-reporting to monitor, document, and evaluate compliance with driver-fitness regulations and company policies.
- When monitoring and tracking any driver-fitness-related issue, always assess whether it is individual or represents a systemic breakdown in one of the Safety Management Processes (Policies and Procedures, Roles and Responsibilities, etc.).

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.

4. 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 Schuetz Trucking LLC's operating authority and/or the impoundment of Schuetz Trucking LLC's vehicles.

 Carrier Representative
 Gregory Schuetz

 Date



ATTACHMENT "B"

DRIVER'S TIME RECORD (100 air-mile radius)

Driver's Name (print) Craig Schuetz Employee No. _____ Month Aug Year 2016

DRIVERS MAY PREPARE THIS REPORT INSTEAD OF "DRIVERS DAILY LOG" IF THE FOLLOWING APPLIES:
 *Operates within 100 air-mile radius of the normal work reporting location.
 *Returns to normal work reporting location and is released from work within 12 consecutive hours.
 *At least 10 consecutive hours off duty separate each 12 hours on duty.

INTERMITTENT DRIVERS

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

Date	Start Time	End Time	Total Hours	Truck Number	Trip Information TO - FROM	
1	12 00	4 15	4 1/4	01	KCMO	163
2	5 30	5 00	1 1/2	01	KCMO	423
3	5 00	3 30	10 1/2	01	KCMO	425
4	4 15	5 30	13 1/4	01	KCMO	509
5	5 30	4 30	11	01	KCMO	374
6	OFF DUTY					
7	OFF DUTY					
8	6 30	3 15	8 3/4	01	KCMO	331
9	6 30	5 00	10 1/2	01	KCMO	368
10	6 00	4 30	10 1/2	01	KCMO	380
11	6 00	4 15	10 1/4	01	KCKS	166
12	6 00	4 00	10	01	KCKS	163
13	7 00	1 00	3	01	KCMO Truckwash	0.54
14	OFF DUTY					
15	6 00	5 00	11	01	KCKS	202
16	6 00	5 00	11	01	KCKS Olathe	105
17	6 00	5 00	11	01	KCKS	318
18	6 00	5 00	11	01	Olathe	95
19	6 00	4 30	10 1/2	01	KCKS	175
20	OFF DUTY					
21	OFF DUTY					
22	6 00	4 30	10 1/2	01	KCKS	194
23	6 00	4 00	10	01	KCKS	188
24	6 00	4 30	10 1/2	01	KCKS	200
25	6 00	4 45	10 3/4	01	KCKS	212
26	6 00	5 45	11 3/4	01	KCKS	220
27	OFF DUTY					
28	OFF DUTY					
29	6 00	5 30	11 1/2	01	KCKS Olathe	209
30	6 00	4 00	10	01	Olathe	293
31	6 00	4 30	10 1/2	01	Olathe	345

Fuel

Fuel

Fuel

Fuel

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

CERTIFICATE OF SERVICE

17-TRAM-396-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 MAR 07 2017.

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/S/ DeeAnn Shupe

DeeAnn Shupe

Order Mailed Date
MAR 08 2017