1500 SW Arrowhead Road Topeka, KS 66604-4027



20241015111615

Kansas Corporation
Complete 785-271-3100
Complete 785-271-3354
http://kcc.ks.gov/

Laura Kelly, Governor

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

NOTICE OF PENALTY ASSESSMENT 25-TRAM-170-PEN

October 15, 2024 Aaron Bilson, Owner BLSN Corporation 116 West 1st Street Eureka, Kansas 67045

This is a notice of a penalty assessment against BLSN Corporation (BLSN) for violations of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted September 16, 2024, by a Kansas Corporation Commission Special Investigator. Penalties are assessed in accordance with the FY 2025 Uniform Penalty Assessment Matrix, approved by the Commission on June 27, 2024. 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: BLSN has been assessed a \$1,700 penalty. You have thirty (30) days from the date of service of the Penalty Order to pay the penalty. Please remit payment of \$1,700, through your personal account with the Kansas Corporation Commission's Kansas Trucking Regulatory Assistance Network (KTRAN) system located at https://puc.kcc.ks.gov/ktran/. If you have not received a letter from the Transportation Division assigning you a PIN, please contact that Division at 785-271-3145. You must have an account through KTRAN to pay the penalty owed.

The attached Order requires a representative of BLSN to attend a Commission-sponsored safety seminar within thirty (30) days from the date of the Order and to provide the undersigned Litigation Counsel with written proof of attendance. A schedule of dates and locations for safety seminars can be found at the Commission's website http://www.kcc.state.ks.us/trans/safety meetings.htm.

IF YOU CONTEST THE PENALTY ORDER: You have the right to request a hearing. A request for a hearing must be made in writing, setting forth the specific grounds upon which relief is sought. BLSN must file, within fifteen (15) days from the date of service of this Order, the request for hearing with the Commission's electronic filing system found at https://puc.kcc.ks.gov/e-filing/e-express/, and mail a copy of the request for hearing to the undersigned at the above address. If you do not have access to the internet, you can mail an original and seven copies of the request to the Executive Director at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and mail a copy to the undersigned Litigation Counsel. 1

<u>IF YOU FAIL TO ACT:</u> Failure to pay the penalty of \$1,700 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, Isl Ahsan A. Latif Ahsan A. Latif Litigation Counsel (785) 271-3118 ahsan.latif@kcc.ks.gov

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¹ K.A.R. 82-1-215; K.S.A. 77-542.

THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Before Commissioners: Andrew J. French, Chairperson

Dwight D. Keen Annie Kuether

In the Matter of the Investigation of BLSN	
Corporation, of Eureka, Kansas. Regarding	
the Violation(s) of the Motor Carrier Safety)
Statutes, Rules and Regulations and the) Docket No. 25-TRAM-170-PEN
Commission's Authority to Impose Penalties,)
Sanctions and/or the Revocation of Motor	
Carrier Authority.)

PENALTY ORDER

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

- 1. Pursuant to K.S.A 66-1,108b, 66-1,111, 66-1,112, 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 49 C.F.R. Part 390.5 as adopted by K.A.R. 82-4-3f, doing business or procuring business in Kansas, and is empowered to do all things necessary and convenient for the exercise of such power, authority and jurisdiction.
- 2. Pursuant to K.S.A. 66-1,129a, 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.

- 4. On June 11, 2021, a Commission Staff (Staff) Special Investigator (SI) completed a safety compliance investigation of BLSN Corporation (BLSN or Carrier), then known as Tireland LLC, that resulted in the Commission issuing a Penalty Order in Docket No. 21-TRAM-472-PEN², in which it levied civil penalties totaling \$1,100.
- 5. On January 24, 2023, Staff completed a safety compliance investigation of BLSN that resulted in the Commission issuing a Penalty Order in Docket No. 23-TRAM-592-PEN³, in which it levied civil penalties totaling \$550.
- 6. On September 16, 2024, a Staff SI completed a safety compliance investigation of the operations of BLSN Corporation (BLSN or Carrier). BLSN is a motor carrier as defined in 49 C.F.R. 390.5 and operates under USDOT number 3088325. As a result of the combinance investigation, the SI identified three (3) violation(s), set forth in three (3) count(s), of the Motor Carrier Safety Regulations (MCSRs), which carries a penalty according to the FY2025 Uniform Penalty Assessment Matrix.⁴
- 7. On September 27, 2024, Staff submitted its Report and Recommendation ("R&R"), attached hereto as Attachment "A" and is hereby incorporated by reference, recommending a penalty of \$1,700 to be issued to BLSN based on the frequency, timeline and severity of the violations discovered.

² Penalty Order, Docket No. 21-TRAM-472-PEN (Jun. 29, 2021) (hereinafter, 21-472 Penalty).

³ Penalty Order, Docket No. 23-TRAM-592-PEN (Feb. 16, 2023) (hereinafter, 23-592 Penalty).

⁴ Order Designating Guidance Document and Approving Staff's Use of the Transportation Division's Uniform Penalty Assessment Table, pp. 10 – 24 (June 27, 2024) ("Penalty Matrix").

- 8. The Commission finds it has jurisdiction over BLSN pursuant to K.S.A. 66-1,108b because it is a motor carrier as defined in 49 C.F.R. Part 390.5 as adopted by K.A.R. 82-4-3f.
- 9. Specifically, the Commission finds that BLSN committed three (3) violation(s) of the following three (3) count(s), discussed more fully in Staff's R&R:
 - a. Count 1: On June 29, 2021, in Docket No. 21-TRAM-472-PEN and February 16, 2023, in Docket No. 23-TRAM-592-PEN, BLSN was ordered to submit a corrective action plan (CAP) to Staff. No CAP has been received by Staff, which resulted in one (1) violation of K.S.A. 66-1,105 and 66-1,142b. The Commission finds that Staff's recommendation of an enhanced fine of \$500 is appropriate and in accordance with the current Penalty Matrix.
 - b. Count 2: On July 3, 2024, BLSN was operating commercial motor vehicles without first enrolling in the Federal Motor Carrier Safety Administration (FMCSA) Drug and Alcohol Clearinghouse (DACH), which resulted in one (1) violation of 49 C.F.R. 382.711, adopted by K.A.R. 82-4-3c. This violation was previously penalized by the Commission in a Penalty Order issued on February 16, 2023, in Docket No. 23-TRAM-592-PEN. The Commission finds that Staff's recommendation of an enhanced fine of \$1,000 is appropriate and in accordance with the current Penalty Matrix.
 - c. Count 3: On July 3, 2024, BLSN was operating commercial motor vehicles without first obtaining a copy of the driver's motor vehicle record and maintaining a copy in the driver's qualification file, which resulted in one (1) violations(s) of 49 C.F.R. 391.51(b) (2) and (4), adopted by K.A.R. 82-4-3g. This violation was previously penalized by the Commission in a Penalty order issued on June

29, 2021, in Docket No. 21-TRAM-472-PEN and a Penalty Order issued on February 16, 2023, in Docket No. 23-TRAM-592-PEN. The Commission finds that Staff's recommendation of an enhanced fine of \$200 is appropriate and in accordance with the current Penalty Matrix.

- 10. The Commission finds that BLSN has committed three (3) violations, set forth in three (3) count(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 fines totaling \$1,700.
- 11. Accordingly, the Commission finds that BLSN is required to have a representative responsible for the Carrier's safety compliance attend a Commission-sponsored safety seminar within thirty (30) days from the date of this Order, and provide Litigation Counsel with written proof of attendance within five days.⁵ A schedule of the dates and locations for safety found Commission's website seminars can be on the at http://kcc.ks.gov/trans/safety meetings.htm. The Commission further finds that BLSN shall submit a written, comprehensive corrective action plan (CAP) that is satisfactory to Transportation Staff within thirty (30) days of the date of this order, documenting the violation(s) described in this Penalty Order, including specific and detailed information explaining Carrier's efforts and concrete steps taken to ensure the violation(s) do not occur in the future. ⁶ Finally, the Commission finds that BLSN shall submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order at a time agreeable to Staff.⁷

⁵ See Staff's Report and Recommendation, p.3 (Sep. 27, 2024).

⁶ *Id* .

⁷ *Id* at 3-4.

12. Failure to comply with the requirements of this Penalty Order shall result in suspension of BLSN's motor carrier operating authority without further notice.⁸

IT IS THEREFORE, BY THE COMMISSION ORDERED THAT:

- A. BLSN is hereby assessed a \$1,700 civil penalty for three (3) violation(s), set forth in three (3) count(s), of Kansas law governing the regulation of motor carriers, the Kansas Administrative Regulations and provisions of the Federal Motor Carrier Safety Regulations, as adopted by the Kansas Administrative Regulations.
- B. BLSN is hereby ordered to have a representative responsible for the Carrier's safety compliance attend a Commission-sponsored safety seminar within thirty (30) days from the date of this Order and is to timely provide Litigation Counsel with written proof of attendance within five (5) business days of completing the safety seminar.
- C. BLSN is hereby ordered to submit a written, comprehensive corrective action plan (CAP) that is satisfactory to KCC Transportation Staff within thirty (30) days of the date of this order, documenting the violation(s) described in this Penalty Order, including specific and detailed information explaining Carrier's efforts and concrete steps taken to ensure the violation(s) do not occur in the future.
- D. BLSN is ordered to submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order at a time agreeable to Staff.
- E. Pursuant to K.S.A. 77-537 and K.S.A. 77-542, any party may request a hearing on the above issue(s) by submitting a written request setting forth the specific grounds upon which relief is sought. The request may be electronically filed with the Commission's electronic filing system at https://puc.kcc.ks.gov/e-filing/e-express/, within fifteen (15) days from the date of service of this Order, and a copy of the request mailed to the Litigation Division. If you do not

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⁸ K.S.A. 66-1,105.

have access to the internet, you can mail an original and seven copies of the request to the Executive Director at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and mail a copy of the request to Litigation Counsel. A hearing will be scheduled only upon written request. Failure to timely request a hearing will result in a waiver of BLSN's right to a hearing, and this Penalty Order will become a Final Order.

- F. If a request for hearing is filed, attorneys for all parties shall enter their appearances in Commission proceedings by giving their names and addresses for the record. For civil penalties exceeding \$500, a corporation shall appear before the Commission by its attorney, unless waived by the Commission for good cause shown and a determination that such waiver is in the public interest. For civil penalties of \$500 or less, a corporation may appear by a duly authorized representative of the corporation. ¹⁰
- G. If you do not request a hearing, the payment of the civil penalty of \$1,700 is due in thirty (30) days from the date of service of this Order. Payment of \$1,700 must be made through your personal account with the Kansas Corporation Commission's Kansas Trucking Regulatory Assistance Network (KTRAN) system located at https://puc.kcc.ks.gov/ktran/. You must have an account through KTRAN to pay the penalty.
- H. Failure of BLSN to perform, pay or to fully comply with the provisions of this Order, including but not limited to Ordering Clauses A through D, above, will result in suspension of BLSN's motor carrier operating authority without further notice. ¹¹ 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.

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⁹. K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2); K.A.R. 82-1-202(a).

¹⁰ K.S.A. 66-1,142b(e) and amendments thereto.

¹¹ K.S.A. 66-1,105.

BY THE COMMISSION IT IS SO ORDERED.

French,	Chairperson; Keen, Commissioner; Kuether, Commissioner
Dated: _	10/15/2024

Lynn M. Retz Executive Director

Lynn M. Ret

AAL





Phone: 785-271-3145 Fax: 785-271-3124 http://kcc.ks.gov/

Laura Kelly, Governor

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

REPORT AND RECOMMENDATION TRANSPORTATION DIVISION

TO: Andrew J. French, Chairperson

Dwight D. Keen, Commissioner Annie Kuether, Commissioner

FROM: Jared Smith, Deputy Director of Transportation

DATE: September 27, 2024

SUBJECT: Docket No. 25-TRAM-170-PEN

In the Matter of the Investigation of **BLSN Corporation of Eureka**, **Kansas** Regarding the Violation of the Motor Carrier Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of

Motor Carrier Authority

EXECUTIVE SUMMARY:

BLSN Corporation is a motor carrier (MC) possessing public for-hire and private operating authority from the Commission, primarily hauling general freight and motor vehicles. BLSN Corporation operates under USDOT 3088325.

On June 11, 2021, Commission Transportation Staff (Transportation Staff or Staff) completed a safety compliance investigation of the operations of BLSN Corporation, formerly known as Tireland LLC, which resulted in the Commission issuing a Penalty Order in Docket No. 21-TRAM-472-PEN on June 29, 2021, ¹ that levied civil penalties totaling \$1,100. In the current docket, Staff found violations that resulted from non-compliance with the 21-472 Penalty Order, which will be further outlined below.

On January 24, 2023, Transportation Staff completed a follow-up safety compliance investigation of the operations of BLSN Corporation that resulted in the Commission issuing a Penalty Order in Docket No. 23-TRAM-592-PEN on February 16, 2023, that levied civil penalties totaling \$550. In the current docket, Staff found violations that resulted from non-compliance with the 23-592 Penalty Order, which will be further outlined below.

¹ Penalty Order, Docket No. 21-TRAM-472-PEN (Jun. 29, 2021) (hereinafter, 21-472 Penalty).

² Penalty Order, Docket No. 23-TRAM-592-PEN (Feb. 16, 2023) (hereinafter, 23-592 Penalty).

On September 16, 2024, a Commission Staff Special Investigator (SI) completed a safety compliance investigation of the operations of BLSN Corporation. A copy of the safety compliance report is attached hereto as **Exhibit 1** and is hereby incorporated by reference. As a result of this investigation, the SI identified three (3) violation(s) set forth in three (3) specific count(s) of the Motor Carrier Safety Regulations (MCSRs), which carries a penalty according to the FY2025 Uniform Penalty Assessment Matrix (Penalty Matrix) approved by the Commission. Based on the frequency, timeline and severity of the violations discovered by the SIs, staff recommends penalty of \$1,700 be issued to the MC.

DISCUSSION AND ANALYSIS:

On September 16, 2024, a Commission Staff SI conducted a safety compliance investigation of the operations of BLSN Corporation. The investigation covers a 365 day period and any previous compliance review. Each specific count is detailed below.

Count One: (1 of 3)

Authority: K.S.A. 66-1,105 and 66.-1,111.

<u>Intent of Law</u>: The MC must comply with the requirements of a Commission Order, including submission of a corrective action plan (CAP) as ordered in a Penalty Order.

<u>Supporting Documents</u>: The requirement to submit a CAP was included in the Commission's Penalty Order in 23-592, dated February 16, 2023. At the time of this investigation, the MC had not provided a corrective action plan to Transportation Staff as ordered.

<u>Violation</u>: BLSN Corporation failed to submit a corrective action plan (**Exhibit 1**, **Page 3**). This is a violation of K.S.A. 66-1,105 and 66-1,142b. One (1) violation was discovered (**Exhibit 1**, **Page 8**).

Recommendation: Staff recommends an enhanced fine of \$500, as this same violation was previously cited in compliance investigation conducted on January 25, 2023 and penalized in the Penalty Order issued on February 16, 2023 in 23-592. The enhanced fine is in accordance with the FY2025 Penalty Matrix.

Count Two: (2 of 3)

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

<u>Intent of Law</u>: The MC must be enrolled in the FMCSA Drug and Alcohol Clearinghouse (DACH).

Supporting Documentation: On July 3, 2024, BLSN Corporation had its owner, Aaron Bilson, operate a commercial driver's license (CDL) required commercial motor vehicle (CMV), a 2012 Peterbilt Truck, VIN# ending 0610, GVWR over 26,000 lbs., in interstate commerce. Mr. Bilson operated this commercial motor vehicle from Elk City, Kansas to Bartlesville, Oklahoma. This trip is evidenced by a tow invoice, attached hereto as Exhibit 2, and the DACH report, attached hereto as Exhibit 3. Additionally attached is a copy of the CMV ID report, attached hereto as Exhibit 4, indicating the CMV involved in this transport was over 26,000 lbs. and is therefore a CDL required vehicle. The DACH report shows a search for the MC's company name and USDOT number returned no results.

<u>Violation</u>: BLSN Corporation failed to register with the Drug and Alcohol Clearinghouse (**Exhibit 1**, **Page 3**). This is a violation of 49 C.F.R. 382.711, adopted by K.A.R. 82-4-3c. One (1) violation was discovered (**Exhibit 1**, **Page 8**).

Recommendation: Staff recommends an enhanced fine of \$1,000 as this same violation was previously cited in compliance investigation conducted on January 25, 2023 and penalized in the Penalty Order issued on February 16, 2023 in 23-592. The enhanced fine is in accordance with the FY2025 Penalty Matrix.

Count Three: (3 of 3)

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

<u>Intent of Law:</u> The MC must maintain a copy of the motor vehicle record (MVR) received from each State in the driver qualification file.

<u>Supporting Documentation</u>: This violation took place during the transport described in Count One, above. The tow invoice is attached hereto as **Exhibit 2**.

<u>Violation</u>: At the time of this transport, BLSN Corporation failed to maintain a copy of the motor vehicle record in the driver's qualification file (**Exhibit 1**, **Page 8**). This is a violation of 49 C.F.R. 391.51(b) (2) and (4), adopted by K.A.R. 82-4-3g. One (1) violation was discovered (**Exhibit 1**, **Page 8**).

Recommendation: Staff recommends an enhanced fine of \$200.00 as this same violation was previously cited in compliance investigations conducted on June 11, 2021 and January 25, 2023 and penalized in Penalty Orders issued on June 29, 2021 in 21-472 and February 16, 2023 in 23-592. The enhanced fine is in accordance with the FY2025 Penalty Matrix.

RECOMMENDATION:

Transportation Staff recommends the Commission find BLSN Corporation committed three (3) violation(s) accounting for three (3) specific counts of Kansas law that governs MCs, including various provisions of the Federal Motor Carrier Safety Regulations (FMCSRs), as adopted by the Kansas Administrative Regulations (K.A.R.s), and is therefore subject to sanctions or fines imposed by the Commission.

Due to the frequency, timeline and severity of the violations, Staff recommends a civil penalty of \$1,700 for three (3) violation(s) of the MC Safety Statutes, Rules and Regulations, in accordance with the recommended penalties listed in the applicable Uniform Penalty Assessment Matrix.

Staff further recommends BLSN Corporation require a representative responsible for the company's safety to attend a Commission-sponsored safety seminar within thirty (30) days from the date of the Order and provide Litigation Counsel with written proof of attendance. A schedule of the dates and locations for safety seminars can be found on the Commission's website at http://kcc.ks.gov/trans/safety_meetings.htm.

Staff further recommends BLSN Corporation submit a written, comprehensive Corrective Action Plan (CAP) to Transportation Staff within thirty (30) days of the date of this order, documenting the violation(s) described in the Penalty Order, including specific and detailed

information explaining the carrier's efforts and concrete steps taken to ensure the violation(s) do not occur in the future.

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



UNITED STATES DEPARTMENT OF TRANSPORTATION

Investigat	8
Investigation Type: Offsite Investigation	U.S. DOT#: 3088625 MC/MX#: 0
	Legal: BLSN CORPORATION Operating (DBA):
	Investigation Date: 09/16/2024

Operation Classification Type of Operation: Non-HM Interstate Carrier, Non-HM Intrastate General Freight, Motor Vehicles Title of Gross Revenue Provider: Owner / Operator Business Type: Corporation Phone: (620)583-9251 Email: tireland516@gmail.com Contact Name: AARON BILSON EUREKA, KS 67045 116 WEST 1ST STREET Does the company have a satisfactory security program in place as required in 49 CFR Part 385, Subpart E? Permit does the company transport? Which of the following hazardous materials requiring a Safety Private Motor Carrier For-Hire Motor Carrier Carrier, HM Interstate Carrier, HM Intrastate Carrier **Operation Classification and Type** Federal Tax ID: **Gross Revenue:** Name of Gross Revenue Provider: Aaron Bilson **United States** Is an HM Permit required by any State? Hazardous Materials **Hazardous Materials Business and Financial** Contact Information Physical Address Property – Non-Hazardous Materials Property – Hazardous Materials Property Other Non-Hazardous Freight Hazardous Materials Cell: ()-For Year Ending: 12/31/2023 **Fax:** ()-Z EUREKA, KS 67045 Class 9 Miscellaneous Hazardous Materials = C, NB None Cargo **United States** 116 WEST 1ST STREET <u>Z</u> Mailing Address

Equipment			Driver Information			
	Owned	Term Leased	Trip Leased	Drivers		
Straight Trucks	1				Intrastate	Interstate
Truck Tractors	1			< 100 Miles		
Trailers	1			>= 100 Miles		1
Power units used in the U.S.: 2 Percentage of time used in the U.S.: 100% Person(s) Interviewed				Average trip leased driver/month: 0 Drivers with CDL: 1 Total Drivers: 1		
Name: AARON	BILSON			Title: OWNER		
Questions						
addressed to the Federal Motor Carrier Safety Phone			TOPEKA, Phone: (7	FIRST AMERICAN PL KS 66604-4040 785) 271-1260) 547-0378	STE 200	

This report will be used to assess your safety compliance.

Example/Notes:

Violations Violations Discovered 1. Primary: 392.2 State Equivalent: 66-1, 142(b) Fed **Total** State No corrective action plan for the State of Kansas. 1 1 Checked Fed State **Total** 1 **Drivers/Vehicles in Violation Example/Notes:** Fed Total State On 07/03/2024 BLSN Corporation had driver Aaron Bilson operate a CDL required vehicle (2012 Peterbilt Truck VIN# ending 0610) in interstate commerce. Mr. Bilson operated this Checked commercial motor vehicle from Elk City Kansas to Bartlesville Oklahoma. This trip is evidenced by a tow invoice. At the time of this trip, carrier has not provided a corrective Fed **Total** State action plan to the State of Kansas following a penalty order. **Violations Discovered** 2. Primary: 382.711(b) **Fed** State Total Failing to register in the Clearinghouse. Checked Fed State **Total** 1 1 **Drivers/Vehicles in Violation Example/Notes:** Fed Total State On 07/03/2024 BLSN Corporation had driver Aaron Bilson operate a CDL required vehicle (2012 Peterbilt Truck VIN# ending 0610) in interstate commerce. Mr. Bilson operated this Checked commercial motor vehicle from Elk City Kansas to Bartlesville Oklahoma. This trip is evidenced by a tow invoice. At the time of this trip, carrier has not registered with the Drug Fed **Total** State and Alcohol Clearinghouse. **Violations Discovered** 3. Primary: 391.51(b)(4) Fed State **Total** Failing to maintain the responses of each State agency to the annual driver record inquiry required by 391.25(a). 1 1 Checked Fed **Total** State 1

On 07/03/2024 BLSN Corporation had driver Aaron Bilson operate a CDL required vehicle

Drivers/Vehicles in Violation

State

Fed

Total

(2012 Peterbilt Truck VIN# ending 0610) in interstate commerce. Mr. Bilson operated this commercial motor vehicle from Elk City Kansas to Bartlesville Oklahoma. This trip is evidenced by a tow invoice. At the time of this trip, carrier failed to keep inquiries into the driver's driving record in the driver qualification file.

1		1	
Checked			
Fed	State	Total	
1		1	

Violations Discovered

State

4. Primary: 391.51(b)(5)

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

1		1	
Checked			
Fed	State	Total	

Total

Example/Notes:

On 07/03/2024 BLSN Corporation had driver Aaron Bilson operate a CDL required vehicle (2012 Peterbilt Truck VIN# ending 0610) in interstate commerce. Mr. Bilson operated this commercial motor vehicle from Elk City Kansas to Bartlesville Oklahoma. This trip is evidenced by a tow invoice. At the time of this trip, carrier has failed to maintain notation of the annual driver review in the driver qualification file.

Drivers	/Vehicles in	Violation
Fed	State	Total
1		1
Checke	d	
Fed	State	Total
1		1

Safety Fitness Rating

This Investigation is Not Rated

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

This was an offsite investigation. An offsite investigation allows FMCSA to evaluate your safety compliance with minimal disruption to your business. An offsite investigation will not result in a safety rating.

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

Process Breakdown and Remedies

BASIC: Driver Fitness

Process Breakdown: Roles and Responsibilities

Specific Recommended Remedies

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

1. Define and document roles and responsibilities of managers and supervisors in providing training and maintaining qualifications for all employees according to driver-fitness regulations and company policies and procedures.

BASIC: Driver Fitness

Process Breakdown: Monitoring and Tracking

Specific Recommended Remedies

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

1. 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.

BASIC: Driver Fitness

Process Breakdown: Monitoring and Tracking

Specific Recommended Remedies

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

1. 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 gualification file after review.

Recommendations

1. Additional Information

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

2. Clearinghouse Annual Query

Ensure annual queries are conducted in the Clearinghouse at least once per year. You may conduct a full or limited query to fulfill this requirement.

3. Clearinghouse Registration - Owner/Operator

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

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

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

Table 1: Violations Discovered During Review/Inspection

			•	
Violation	Date	Identifying Information	Description	
392.2 - No	o corrective action	n plan for the State of Kansas.		
1	07/03/2024	AARON BILSON		
382.711(b) - Failing to regis	ster in the Clearinghouse.		
1	07/03/2024	Driver: AARON BILSON		
391.51(b)	(4) - Inquiries into	o driving record not kept in qualificati	on file	
1	07/03/2024	Driver: AARON BILSON		
391.51(b)	(5) - Failing to ma	aintain notation of annual review		
1	07/03/2024	Driver: AARON BILSON		

EXHIBIT 2

BLSN

TIRELAND

116 W 1ST ST

EUREKA

67045

16205839251

need_more_hp@yahoo.com

INVOICE

103889

DATE

Jul 3, 2024

DUE

On Receipt

BALANCE DUE

USD \$446.00

BILL TO

AAA

acaticketprocessing@aaamidatlantic.com

DESCRIPTION		RATE	QTY	AMOUNT
TOW		\$80.00	1	\$80.00
MILEAGE		\$3.50	96	\$336.00
WINCH		\$30.00	1	\$30.00
	TOTAL			\$446.00
	BALANCE DUE		USI	\$446.00

Silver 2020 Mazda CX-5

Created - 07/03/2024 16:46 (CDT)

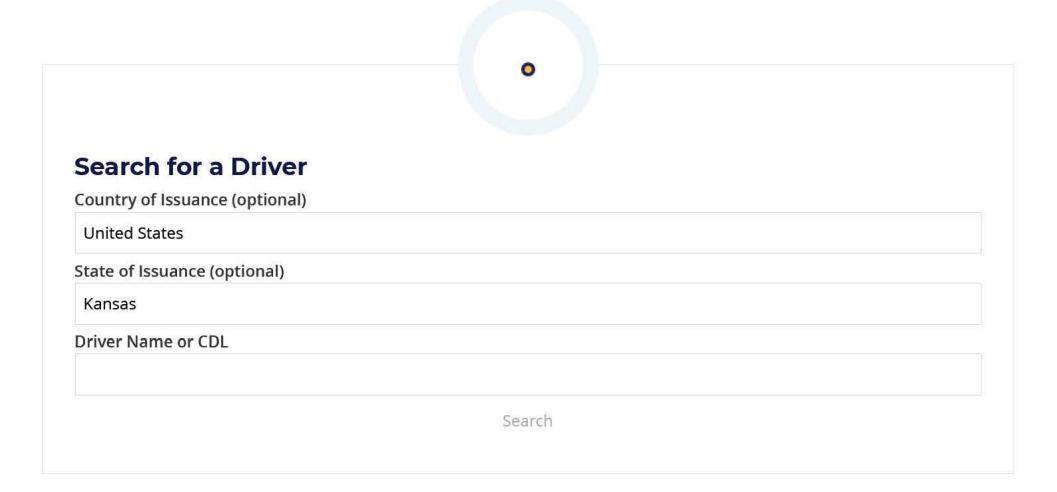
Pick Up Details Address: 5246 U.S. 160, Elk City, KS 67344

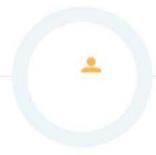
Drop Off Details Address: 130 West 12th Street, Bartlesville, OK 74003

2012 PETERBILT

EXHIBIT 3

CLEARINGHOUSE





Search for an Employer

USDOT#

3088625

or

Company Name

BLSN Corporation

Country (optional)

United States

State (optional)

Kansas

There is no employer account associated with the DOT Number you entered. Please confirm the DOT Number is correct.

You can also try searching by motor carrier name (partial or full) and State/country, in case the carrier does not have a DOT Number associated with their Clearinghouse account.

Search



Supporting State and Federal Partners in Crash Data Collection

USE OF THIS SOFTWARE: VIN Decoding is based on original manufacturer's info. Any vehicle	YEAR:	- EN	ITER V	N:		
modifications, conversions or discrepancies should rely on vehicle documentation for axles and GVWR				96	10	SUBMIT
	(Optional)		(Required))	į	- 2010 - 1 July
CMV ID _® 7.0		No Pictures	Config	urations	Only	
		Check	Digit: \	/alid		
	WMI G	VWR, Style	CD YR	PL	Seri	al #
	01 02 03 04	05 06 07 08	09 10	11 12	13 14	15 16 17
Study accidents to reduce accidents					0	6 1 0
TO THE PARTY OF TH	Find WMI by Make		s GVW	R Class	VIN Vis	sor <u>Crash</u>

* Trucks, Pickups, Vans, SUVs * Buses * Single Unit Trucks * Tractors * Trailers * North American Border Cross Vehicles *

Verify the Year (2012) and Maker (2NP= PETERBILT INCOMPLETE)

Processing Messages: Year decoded based on VIN.

	VEHICLE INFORMATION		SAFETYNET CRASH DATA
VIN	0610	Config1	5 = (Single-Unit Truck (2 axles, GVWR> 10K lbs))
WMI	2 - Canada ; NP - PETERBILT INCOMPLETE	Config2	7 = (Truck/Trailer)
MAKE	2012 PETERBILT INCOMPLETE (NCIC: PTRB)	Config3	
MODEL	337 4X2 TRUCK	Config4	
AXLES	2 AXLES	Year: Provided	
TYPE	SINGLE UNIT TRUCK (>26K LBS)	Year: Decoded	2012
GVWR	26,001-33,000 LBS (Class: 7 - Heavy Duty)	GVWR	3 = (Greater than 26,000 LBS)

VEHICLE CONFIGURATIONS AND CARGO BODY TYPE CODES for CRASH DATA

NISRINC Home (See CMVID) - Help with the VIN - CMV ID Explained - Comments or Issues - Disclaimer - Batch VIN Decoding Services

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CERTIFICATE OF SERVICE

25-TRAM-170-PEN

I, the undersigned, certify that a true copy of the attac	ched Order has been served to the following by means of
10/15/2	024
first class mail and electronic service on	······································
AARON BILSON, OWNER	AHSAN LATIF, LITIGATION COUNSEL
BLSN CORPORATION	KANSAS CORPORATION COMMISSION
116 W 1st STREET	1500 SW ARROWHEAD RD
EUREKA, KS 67045	TOPEKA, KS 66604
tireland516@gmail.com	ahsan.latif@ks.gov
	/S/ KCC Docket Room
	KCC Docket Room