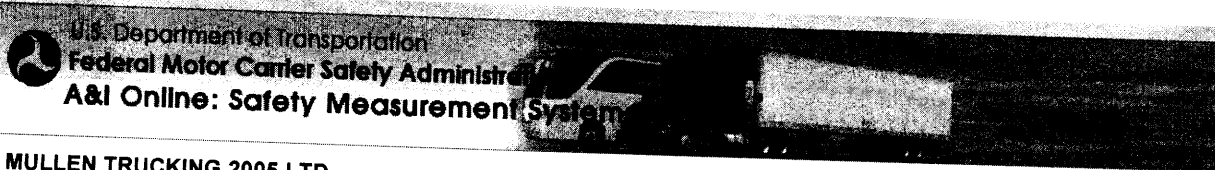


ATTACHMENT #13

**SMS DATA (5/26/2013) AND FMCSA WARNING
LETTER (10/23/2009)**

(9 Pages)



MULLEN TRUCKING 2005 LTD

DOT#:158799

The SMS provides an assessment of a motor carrier's on-road performance and investigation results within the Behavior Analysis and Safety Improvement Categories (BASICS). Assessments cover 24 months of activity and results are updated monthly. For current Motor Carrier Safety Ratings visit SAFER and for current operating authority and insurance information visit Licensing and Insurance (L&I) system.

Select a BASIC below to view detail.

BASICS Overview (Based on a 24-month record ending April 26, 2013)	PERFORMANCE	BASICS Status
Unsafe Driving	On-Road 3.1% Investigation =	
Hours-of-Service (HOS) Compliance	11% Investigation =	
Driver Fitness	0% Investigation =	
Controlled Substances and Alcohol	0% Investigation =	
Vehicle Maintenance	37.5% Investigation =	
Hazardous Materials (HM) Compliance	< 5 Insp. w/ viol. Investigation =	
Crash Indicator	1% Investigation =	

SUMMARY OF ACTIVITIES		
	Number	OOS Rate
Total Inspections:	273	
Driver Inspections:	271	0 %
Vehicle Inspections:	105	15 %
Placardable HM Inspections:	5	20 %
% Placardable HM Inspections:	5 %	
Total Crashes*:	3	
Injury/Fatal Crashes:	0	
Fatal Crashes:	0	
Injury Crashes:	0	
Towaway Crashes:	3	

*Crashes listed represent a motor carrier's involvement in reportable crashes, without any determination as to responsibility. Continue for details.

RECENT INVESTIGATIONS		
Intervention Type	Date	
Compliance Review	3/30/1989	

ICON LEGEND

Serious violation cited within last 12 months from an investigation.

Denotes this carrier exceeds the FMCSA intervention threshold relative to its safety event grouping based upon roadside data and/or has been cited with one or more serious violations within the past 12 months during an investigation. Therefore, this carrier may be prioritized for an intervention action and roadside inspection.

Carrier Registration Information as of April 26, 2013

Legal Name: Mullen Trucking 2005 Ltd	Vehicle Miles Traveled: 19,915,074
DBA Name: Mullen Trucking Lp	VMT Year: 2010
DOT#: 158799	Power Units: 127
MC or MX#: MC-144953	DUNS Number: 122
Address: #1 Maple Leaf Road Aldersyde, AB T0L 0A0	Drivers: Interstate
Telephone:	Carrier Operation: No
Fax:	Passenger: Yes
Email:	Subject to Placardable HM Threshold: No
	HHG: No
	New Entrant: No

Operation Classification:

<input type="checkbox"/> AUTHORIZED FOR HIRE	<input type="checkbox"/> EXEMPT FOR HIRE	<input type="checkbox"/> PRIVATE PROPERTY
<input type="checkbox"/> PRIVATE PASSENGER, BUSINESS	<input type="checkbox"/> PRIVATE PASSENGER, NON-BUSINESS	<input type="checkbox"/> MIGRANT
<input type="checkbox"/> U. S. MAIL	<input type="checkbox"/> FEDERAL GOVERNMENT	<input type="checkbox"/> STATE GOVERNMENT
<input type="checkbox"/> LOCAL GOVERNMENT	<input type="checkbox"/> INDIAN TRIBE	<input type="checkbox"/> OTHER

Cargo Carried:

<input type="checkbox"/> GENERAL FREIGHT	<input type="checkbox"/> HOUSEHOLD GOODS	<input type="checkbox"/> XMETAL; SHEETS, COILS, ROLLS
<input type="checkbox"/> XMOTOR VEHICLES	<input type="checkbox"/> XDRIVE AWAY/TOWAWAY	<input type="checkbox"/> XLOGS, POLES, BEAMS, LUMBER
<input type="checkbox"/> XBUILDING MATERIALS	<input type="checkbox"/> MOBILE HOMES	<input type="checkbox"/> XMACHINERY, LARGE OBJECTS
<input type="checkbox"/> FRESH PRODUCE	<input type="checkbox"/> LIQUIDS/GASES	<input type="checkbox"/> XINTERMODAL CONTAINERS
<input type="checkbox"/> PASSENGERS	<input type="checkbox"/> XOIL FIELD EQUIPMENT	<input type="checkbox"/> LIVESTOCK
<input type="checkbox"/> GRAIN, FEED, HAY	<input type="checkbox"/> COAL, COKE	<input type="checkbox"/> MEAT
<input type="checkbox"/> GARBAGE, REFUSE, TRASH	<input type="checkbox"/> U.S. MAIL	<input type="checkbox"/> XCHEMICALS
<input type="checkbox"/> XCOMMODITIES DRY BULK	<input type="checkbox"/> REFRIGERATED FOOD	<input type="checkbox"/> XBEVERAGES
<input type="checkbox"/> XPAPER PRODUCTS	<input type="checkbox"/> UTILITY	<input type="checkbox"/> FARM SUPPLIES
<input type="checkbox"/> XCONSTRUCTION	<input type="checkbox"/> WATER WELL	<input type="checkbox"/> OTHER

Vehicle Type Breakdown			
Vehicle Type	Owned	Term Leased	Trip Leased

2

Straight Trucks			
Truck Tractors		8	119
Trailers*	260		130
Hazmat Cargo Tank Trailers*			
Hazmat Cargo Tank Trucks			
Motor Coach			
School Bus 1-8 Passengers			
School Bus 9-15 Passengers			
School Bus 16+ Passengers			
Mini-Bus 16+ Passengers			
Van 1-8 Passengers			
Van 9-15 Passengers			
Limousine 1-8 Passengers			
Limousine 9-15 Passengers			
Limousine 16+ Passengers			

* Indicates power units not used by the Carrier Safety Measurement System when calculating total power units.

USE OF SMS DATA/INFORMATION

The data in the Safety Measurement System (SMS) is performance data used by the Agency and Enforcement Community. A ▲ symbol, based on that data, indicates that FMCSA may prioritize a motor carrier for further monitoring.

The ▲ symbol is not intended to imply any federal safety rating of the carrier pursuant to 49 USC 31144. Readers should not draw conclusions about a carrier's overall safety condition simply based on the data displayed in this system. Unless a motor carrier in the SMS has received an UNSATISFACTORY safety rating pursuant to 49 CFR Part 385, or has otherwise been ordered to discontinue operations by the FMCSA, it is authorized to operate on the nation's roadways.



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SMS Home > BASIC Details

icheung68 is logged in

MULLEN TRUCKING 2005 LTD

DOT#:158799

CARRIER OVERVIEW

UNSAFE DRIVING

Hours-of-Service (HOS) Compliance

Operation of CMVs by drivers who are ill, fatigued, or in non-compliance with the Hours-of-Service (HOS) regulations. (FMCSR Parts 392 and 395)

HOS COMP.

BASIC Overall Status

Does not exceed intervention threshold based upon On-road Performance and Investigation Results.
(Based on a 24-month record ending April 26, 2013)

DRIVER FITNESS

DRUGS/ALCOHOL

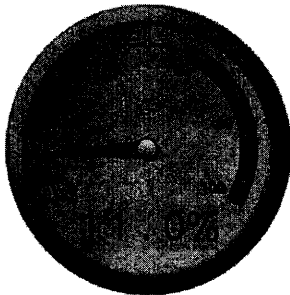
VEHICLE MAINT.

HM COMP.

CRASH

INSURANCE OTHER

On-road Performance Overview



MEASURE: 0.08
PERCENTILE: 11%
(Threshold: 60%)



Relevant Inspections: 271
Total Inspections with HOS Compliance Violations: 8
Total HOS Compliance Violations: 9

Scope: HOS Compliance - Data

File Type: Excel

PRINT

DOWNLOAD

Print this page

Select a topic below to view information:

- What is a percentile?
- How is a carrier's Behavior Analysis and Safety Improvement Category (BASIC) Overall Status determined?
- What can a motor carrier do to improve?
- How can a carrier improve in the Hours-of-Service (HOS) Compliance Behavior Analysis and Safety Improvement Category (BASIC)?

View all possible HOS Compliance violations

HOS COMPLIANCE

Violation	Description	# Total Violations	# OOS Violations	Violation Weight
395.3(a)(1)	Requiring or permitting driver to drive more than 11 hours	1	0	7

4

395.3(a)(2)	Requiring or permitting driver to drive after 14 hours on duty	1	0	7
395.5(a)(1)	10 - hour rule violation (Passenger)	1	0	7
395.8	Driver's record of duty status (general/form and manner)	3	0	1
395.8(f)(1)	Driver's record of duty status not current	3	0	5

Go to Page: 1 Violations per page: 10 Displaying 1 - 5 of 5 Violations

INSPECTION HISTORY

Inspection Filter Options: Relevant Inspections Inspections with violations

Report			Driver			Vehicle			Measure		
Inspection Date	#	ST	Last	First	Lic #	Plate #	Lic ST	Type	Severity Weight (A)	Time Weight (B)	Time Severity Weight (AxB)
1	2/15/2013	MN00VG000410	MN				AB	Truck Tractor	1	3	3
Violation: 395.8 Driver's record of duty status (general/form and manner) (Non-OOS)											
1											
2	3/16/2012	WAS64B052018	WA				AB	Truck Tractor	1	1	1
Violation: 395.8 Driver's record of duty status (general/form and manner) (Non-OOS)											
1											
3	8/25/2011	IL527000074	IL				AB	Truck Tractor	5	1	5
Violation: 395.8(f)(1) Driver's record of duty status not current (Non-OOS)											
5											
4	7/17/2011	SD003A018213	SD				AB	Truck Tractor	7	1	7
Violation: 395.5(a)(1) 10 - hour rule violation (Passenger) (Non-OOS)											
7											
5	6/19/2011	MN00RC000637	MN				SK	Truck Tractor	5	1	5
Violation: 395.8(f)(1) Driver's record of duty status not current (Non-OOS)											
5											
6	6/8/2011	IN8122000331	IN				AB	Truck Tractor	5	1	5
Violation: 395.8(f)(1) Driver's record of duty status not current (Non-OOS)											
5											
7	5/28/2011	MN00TO000742	MN				AB	Truck Tractor	1	1	1
Violation: 395.8 Driver's record of duty status (general/form and manner) (Non-OOS)											
1											
8	4/29/2011	NDTR30001834	ND				AB	Truck Tractor	14	1	14
Violation: 395.3(a)(1) Requiring or permitting driver to drive more than 11 hours (Non-OOS)											
7											
Violation: 395.3(a)(2) Requiring or permitting driver to drive after 14 hours on duty (Non-OOS)											
7											

Go to Page: 1 Inspections per page: 10 Displaying 1 - 8 of 8 Inspections

***The sum of all violation severity weights (viol weight + OOS) for this inspection has been capped at 30.



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25

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SMS Home > BASIC Details

1
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MULLEN TRUCKING 2005 LTD

DOT#:158799

CARRIER OVERVIEW

UNSAFE DRIVING
 HOS COMP.
 DRIVER FITNESS
 DRUGS/ALCOHOL
 VEHICLE MAINT.
 HM COMP.
 CRASH
 INSURANCE
 OTHER

Vehicle Maintenance

Failure to properly maintain a CMV and/or to properly prevent shifting loads. (FMCSR Parts 392, 393 and 396)

BASIC Overall Status

Does not exceed intervention threshold based upon On-road Performance and Investigation Results.
 (Based on a 24-month record ending April 26, 2013)

Scope:

File Type:



MEASURE: 2.76
PERCENTILE: 37.5%
 (Threshold: 75%)

Safety Event Grouping
 101-000

Relevant Inspections: 105
 Total Inspections with Vehicle Maint. Violations: 41
 Total Vehicle Maint. Violations: 62

Select a topic below to view information:

- How was the Vehicle Maintenance Behavior Analysis and Safety Improvement Category (BASIC) changed?
- What is a percentile?
- How is a carrier's Behavior Analysis and Safety Improvement Category (BASIC) Overall Status determined?
- What can a motor carrier do to improve?

[View all possible Vehicle Maint. violations](#)

VEHICLE MAINT.

Violation	Description	# Total Violations	# OOS Violations	Violation Weight
393.100	Failure to prevent cargo shifting	1	1	1

6

393.100(b)	Leaking/spilling/blowing/falling cargo	1	1	7
393.104(b)	Damaged securement system/tiedowns	1	0	1
393.11	No/defective lighting devices/reflective devices/projected Print this page	2	0	3
393.110(b)	Insufficient tiedowns; without headerboard/blocking	2	2	3
393.11RT	Retroreflective sheeting not affixed as required - Trailer manufactured on or after 12/1/1993	1	0	3
393.11UR	No upper reflex reflectors retroreflective sheeting/reflex reflectors - Trailer manufactured on or after 12/1/1993	1	0	3
393.19	Inoperative/defective hazard warning lamp	1	0	6
393.205(a)	Wheel/rim cracked or broken	1	1	2
393.207(f)	Air suspension pressure loss	1	0	7

Go to Page: Violations per page: Displaying 1 - 10 of 40 Violations

INSPECTION HISTORY

Inspection Filter Options: Relevant Inspections Inspections with violations

Report			Driver			Vehicle			Measure		
Inspection Date	#	ST	Last	First	Lic #	Plate #	Lic ST	Type	Severity Weight (A)	Time Weight (B)	Time Severity Weight (Ax B)
3/11/2013	WAW501010880	WA					AB	Truck Tractor	10	3	30
Violation: 393.75(a) Flat tire or fabric exposed (OOS)											
2/27/2013	MTE655001941	MT					AB	Truck Tractor	16	3	48
Violation: 393.209(d) Steering system components worn/welded/missing (OOS)											
Violation: 393.9TS Inoperative turn signal (OOS)											
3/19/2013	ID1400006952	ID					AB	Truck Tractor	2	3	6
Violation: 393.95(f) No / insufficient warning devices (Non-OOS)											
12/2/2012	WAS33B047983	WA					AB	Truck Tractor	12	3	36
Violation: 393.75(a) Flat tire or fabric exposed (OOS)											
Violation: 393.9 Inoperative required lamps (Non-OOS)											
10/5/2012	ID4400002963	ID					AB	Truck Tractor	4	2	8
Violation: 393.45UV Brake Tubing and Hose Adequacy Under vehicle (Non-OOS)											
10/1/2012	TX127N0ETN03	TX					AB	Truck Tractor	3	2	6
Violation: 393.100 Failure to prevent cargo shifting (OOS)											
9/27/2012	MTE667003149	MT					AB	Truck Tractor	10	2	20
Violation: 393.75(a) Flat tire or fabric exposed (OOS)											
9/20/2012	MN00TNG01008	MN					AB	Truck Tractor	4	2	8
Violation: 393.55(c)(1) ABS - all tractors manufactured on or after 3/1/1997 air brake system (Non-OOS)											
9/15/2012	MN00SJ001089	MN					AB	Truck Tractor	2	2	4
Violation: 393.9 Inoperative required lamps (Non-OOS)											
9/10/2012	ORALN001839	OR					AB	Truck Tractor	3	2	6
Violation: 393.11RT Retroreflective sheeting not affixed as required - Trailer manufactured on or after 12/1/1993 (Non-OOS)											
9/6/2012	ID3900002251	ID					AB	Truck Tractor	7	2	14
Violation: 393.11 No/defective lighting devices/reflective devices/projected (Non-OOS)											
Violation: 393.45(d) Brake connections with leaks/constrictions (Non-OOS)											
9/5/2012	ID1400006634	ID					AB	Truck Tractor	2	2	4
Violation: 393.9 Inoperative required lamps (Non-OOS)											
8/29/2012	MTL130000574	MT					AB	Truck Tractor	24	2	48
Violation: 393.45(b)(2) Failing to secure brake hose/tubing against mechanical damage (Non-OOS)											
Violation: 393.47(e) Clamp/Roto-Chamber type brake(s) out of adjustment (Non-OOS)											
Violation: 393.53(b) Automatic brake adjuster CMV manufactured on or after 10/20/1994 - air brake (Non-OOS)											
Violation: 393.75(a)(2) Tire - tread and/or sidewall separation (OOS)											
Violation: 393.95(a) No/discharged/unsecured fire extinguisher (Non-OOS)											
8/18/2012	MTE667002994	MT					AB	Truck Tractor	10	2	20
Violation: 393.75(a)(3) Tire - flat and/or audible air leak (OOS)											
8/14/2012	MN00SP000587	MN					AB	Truck Tractor	1	2	2
Violation: 393.60(c) Damaged or discolored windshield (Non-OOS)											
7/26/2012	ID5200005672	ID					AB	Truck Tractor	3	2	6
Violation: 393.11UR No upper reflex reflectors retroreflective sheeting/reflex reflectors - Trailer manufactured on or after 12/1/1993 (Non-OOS)											
7/3/2012	MTL129000267	MT					AB	Truck Tractor	4	2	8
Violation: 393.205(a) Wheel/rim cracked or broken (OOS)											
6/15/2012	MTL151000110	MT					AB	Truck Tractor	8	2	16
Violation: 396.3A1T Tires (general) (Non-OOS)											
6/14/2012	IA000TT6CV1H	IA					AB	Truck Tractor	5	2	10
Violation: 393.110(b) Insufficient tiedowns; without headerboard/blocking (OOS)											
6/13/2012	MN00VG000212	MN					AB	Truck Tractor	1	2	2
Violation: 393.60(c) Damaged or discolored windshield (Non-OOS)											
6/7/2012	ID3400003208	ID					AB	Truck Tractor	8	2	16
Violation: 393.45B2UV Brake Hose or Tubing Chafing and/or Kinking Under Vehicle (OOS)											
Violation: 393.9 Inoperative required lamps (Non-OOS)											
5/19/2012	MTE667002601	MT					AB	Truck Tractor	10	2	20
Violation: 393.75(a)(3) Tire - flat and/or audible air leak (OOS)											
5/15/2012	MN00TS000964	MN					AB	Truck Tractor	4	2	8
Violation: 393.55(d)(1) ABS - malfunctioning circuit/signal - truck tractor manufactured on or after 3/1/1997, single-unit CMV manufactured on or after 3/1/1998 (Non-OOS)											
5/12/2012	NDTR30002282	ND					AB	Truck Tractor	7	2	14
Violation: 393.207(f) Air suspension pressure loss (Non-OOS)											

7

Report			Driver			Vehicle			Measure		
Inspection Date	#	ST	Last	First	Lic #	Plate #	Lic ST	Type	Severity Weight (A)	Time Weight (B)	Time Severity Weight (AxB)
25	5/10/2012	MN00T0001258	MN					Truck Tractor	4	2	8
Violation: 393.55(d)(1) ABS - malfunctioning on or after 3/1/1998 (Non-OOS)											
26	4/30/2012	UTCP30120150	UT					Truck Tractor	4		
Violation: 393.51 No or defective brake warning device (Non-OOS)											
Violation: 393.9 Inoperative required lamps (Non-OOS)											
27	4/19/2012	WAS53F006885	WA					Truck Tractor	6	2	12
Violation: 393.100(b) Leaking/spilling/blowing cargo (OOS)											
28	3/30/2012	NY0512006045	NY					Truck Tractor	9	1	9
Violation: 393.104(b) Damaged securement system/uecdowns (Non-OOS)											
Violation: 393.60(c) Damaged or discolored windshield (Non-OOS)											
29	3/14/2012	MTE667002457	MT					Truck Tractor	2	1	2
Violation: 393.75(a)(3) Tire - flat and/or audible air leak (OOS)											
Violation: 393.75(c) Tire - other tread depth less than 2/32 of inch (Non-OOS)											
30	2/29/2012	WAS64A049921	WA					Truck Tractor	18	1	18
Violation: 393.75(a)(1) Tire - ply or belt material exposed (Non-OOS)											
31	1/28/2012	OK00M5074737	OK					Truck Tractor	10		
Violation: 393.87(a) Warning flag required on projecting load (Non-OOS)											
32	1/23/2012	TX120NW2BR0S	TX					Truck Tractor	8	1	8
Violation: 393.45 Brake tubing and hose adequacy (Non-OOS)											
Violation: 393.45(b)(3) Failing to secure brake hose/tubing against high temperatures (Non-OOS)											
Violation: 393.83(g) Exhaust leak under truck cab and/or sleeper (Non-OOS)											
33	12/16/2011	CO1093001477	CO					Truck Tractor	8	1	8
Violation: 393.75(a)(2) Tire - tread and/or sidewall separation (Non-OOS)											
34	12/7/2011	IN6182001531	IN					Truck Tractor	27	1	27
Violation: 393.19 Inoperative/defective hazard warning lamp (Non-OOS)											
Violation: 396.5(b) Oil and/or grease leak (Non-OOS)											
Violation: 393.97S Inoperative turn signal (Non-OOS)											
Violation: 393.97 Inoperative tail lamp (Non-OOS)											
Violation: 393.9 Inoperative required lamps (Non-OOS)											
Violation: 393.45(b)(2) Failing to secure brake hose/tubing against mechanical damage (Non-OOS)											
35	10/28/2011	MN00E1000087	MN					Truck Tractor	4	1	4
Violation: 393.55(d)(3) No or Defective ABS Malfunction Indicator for towed vehicles on vehicles manufactured after February 2001 (Non-OOS)											
36	10/24/2011	NYSPD0132548	NY					Truck Tractor	4	1	4
Violation: 393.55(e) ABS - malfunctioning lamps towed CMV manufactured on or after 3/1/1998 (Non-OOS)											
37	9/2/2011	NDMCO4005158	ND					Truck Tractor	4	1	4
Violation: 393.45(b)(2) Failing to secure brake hose/tubing against mechanical damage (Non-OOS)											
38	8/23/2011	IL4879005348	IL					Truck Tractor	5	1	5
Violation: 393.110(b) Insufficient tie-downs, without headerboard/blocking (OOS)											
39	8/18/2011	MTE667001884	MT					Truck Tractor	5	3	15
Violation: 393.75(a)(3) Tire - flat and/or audible air leak (OOS)											
40	6/7/2011	TX114E0EJL03	TX					Truck Tractor	10	1	10
Violation: 393.45(b)(2) Failing to secure brake hose/tubing against mechanical damage (Non-OOS)											
Violation: 393.45 Brake tubing and hose adequacy (Non-OOS)											
Violation: 393.11 No/defective lighting devices/reflective devices/projected (Non-OOS)											
41	5/25/2011	IA000T051RN	IA					Truck Tractor	11	1	11
Violation: 393.97 Inoperative tail lamp (Non-OOS)											
Violation: 393.9(a) Inoperative required lamps (Non-OOS)											
Go to Page: 1									Inspections per page: 50		
									Displaying 1 - 41 of 41 inspections		

***The sum of all violation severity weights (viol weight + OOS) for this inspection has been capped at 30.





U.S. Department of Transportation
Federal Motor Carrier Safety Administration

1200 New Jersey Ave., S.E.
Washington, DC 20590

October 23, 2009

In reply refer to:
USDOT Number: 158799
PIN:

PRESIDENT
MULLEN TRUCKING 2005 LTD
MULLEN TRUCKING LP
P O BOX 87
ALDERSYDE, ALBERTA T0L 0A0
CANADA

Dear Motor Carrier:

A review of your company's motor carrier safety data suggests the performance of MULLEN TRUCKING 2005 LTD to be unacceptable in the area of Improper Loading/Cargo Securement. Your company's safety data record shows a lack of compliance with motor carrier safety rules and regulations. The purpose of this letter is to inform you of your company's current safety deficiencies, explain how you can view your safety record, correct it if it contains erroneous data and describe what actions may be taken in the future if your safety performance does not improve.

This review was based on the roadside inspection and crash performance of MULLEN TRUCKING 2005 LTD. Based upon this review, the Federal Motor Carrier Safety Administration (FMCSA) has opened a case file regarding your company and will continue to assess the regulatory compliance of MULLEN TRUCKING 2005 LTD. Your performance will also be evaluated via roadside inspections that focus on the deficient area(s). Failure to improve your company's safety performance will result in further investigation of your safety management practices, which may include requests for additional data through offsite or onsite investigations.

You are encouraged to review your company's record at the following website: <http://ai.fmcsa.dot.gov/csi>. This website also contains instructions for requesting corrections to information that you believe to be incorrect. If you have difficulties accessing the web site, please call (617) 494-3164.

We urge you to take seriously this warning letter and are confident you will take appropriate steps to improve your safety record. However, if we see continued poor safety performance by your company, there may be future enforcement actions taken against your company.

You can find information about motor carrier safety rules and regulations on the FMCSA website: <http://www.fmcsa.dot.gov>. If you have additional questions regarding this matter, please call our division office for your state of domicile at (406) 449-5304.

Sincerely,

Director, Office of Enforcement and Compliance