



MOTOR CARRIER FACTORS ATTACHEMENT

DAKS Express Interview

Randolph, NH

HWY19MH010

(50 pages)

UNITED STATES OF AMERICA

NATIONAL TRANSPORTATION SAFETY BOARD

* * * * *

Investigation of: *

*

TRUCK/MOTORCYCLE COLLISION *

RANDOLPH, NEW HAMPSHIRE * Accident No.: HWY19MH010

JUNE 21, 2019 *

*

* * * * *

Interview of: GENNADIY BOTYAN

DAKS Express

DAKS Express


West Springfield, MA

Wednesday,
July 24, 2019

APPEARANCES:

MICHAEL FOX, Highway Accident Investigator
National Transportation Safety Board

ANATOLIY SERGEYCHIK
(On behalf of Mr. Botyan)

I N D E X

ITEM

PAGE

Interview of Gennadiy Botyan:

By Mr. Fox

6

I N T E R V I E W

1
2 MR. FOX: This is Michael Fox, investigator, National
3 Transportation Safety Board out of Washington, D.C., office.
4 Today is July the 24th. I am located at [REDACTED] in
5 West Springfield, Massachusetts, and I am interviewing the motor
6 carrier, DAKS Express.

7 In the room there is two gentlemen that are associated with
8 the company and we'll go around the room. Sir, Mr. Botyan?

9 MR. BOTYAN: Yeah. Botyan, Gennadiy.

10 MR. FOX: Gennadiy. It's -- and can you spell your last
11 name?

12 MR. BOTYAN: Yeah, the first name B-O-T-Y-A-N; last name, G-
13 E-N-N-D-I-Y.

14 MR. SERGEYCHIK: Your first mistake. It's the last name
15 Botyan.

16 MR. BOTYAN: Well, there is no different, Botyan --

17 MR. SERGEYCHIK: Yeah.

18 MR. FOX: So, your last name is B-O-T-Y-A-N?

19 MR. BOTYAN: B-O-T-Y-A-N. Yeah.

20 MR. SERGEYCHIK: And first name?

21 MR. BOTYAN: First name G-E-N-N-A-D-I-Y.

22 MR. FOX: And what is your association with DAKS Express?

23 MR. BOTYAN: I'm the driver.

24 MR. FOX: You're the driver?

25 MR. BOTYAN: Yes.

1 MR. FOX: Okay. And also, in the room, sir, your name?

2 MR. SERGEYCHIK: Anatoliy Sergeychik.

3 MR. FOX: And you, sir, are you associated with the company?

4 MR. SERGEYCHIK: Yes, sir, (indiscernible), Inc.

5 MR. FOX: Do you have any association --

6 MR. SERGEYCHIK: Oh, just this -- like for today, just
7 friends.

8 MR. FOX: Today just friends?

9 MR. BOTYAN: Yes.

10 MR. FOX: But you were interested in potentially merging the
11 company?

12 MR. SERGEYCHIK: Yes.

13 MR. BOTYAN: Yeah.

14 MR. FOX: And, sir, give me your license again. So, in the
15 room is first name, A-N-A-T-O-L-I-Y, last name, S-E-R-G-E-Y-C-H-I-
16 K. And how do you spell that -- I mean pronounce that, sir?

17 MR. SERGEYCHIK: Anatoliy Sergeychik.

18 MR. FOX: Sergeychik?

19 MR. SERGEYCHIK: Sergeychik.

20 MR. FOX: Sergeychik is a potential business partner with
21 DAKS Express.

22 MR. SERGEYCHIK: Yes.

23 MR. FOX: And that's the reason why he's joining the
24 interview. Thank you for helping.

25 INTERVIEW OF GENNADIY BOTYAN

1 BY MR. FOX:

2 Q. So, sir, as I mentioned, I'm here investigating a fatal crash
3 that took place in Randolph, New Hampshire a couple of weeks ago.
4 I've been trying to reach your wife who is --

5 A. Svetlana.

6 Q. Svetlana, who's the -- she's the president of the company?

7 A. She's president.

8 Q. Because this is the same address as the accident driver and
9 there is some questions that we have about the relationship
10 between the companies. When did the business begin, DAKS Express?
11 When did it start?

12 A. 2016, I believe. I have documentation here. I have
13 everything, relationship, in March, I believe in March 2016.

14 Q. 2016?

15 A. Not 2015. No.

16 Q. 2015?

17 A. Yeah. That started from 2015, March.

18 Q. March? So you're showing me a document of -- from the
19 Federal Motor Carrier Safety Administration dated March the 12th,
20 2015. And this is showing you have a MC number and a USDOT
21 number. Now this listed here is [REDACTED] in
22 Springfield --

23 A. Correct.

24 Q. -- Massachusetts?

25 A. Yes. Correct.

1 Q. What address is that?

2 A. We start from that address. It's two owners. We started
3 with two owners, Dimitri Arekhau and Svetlana. It's like a, she
4 is director I believe or, yeah. Dimitri, he was owner. Svetlana,
5 I believe director. It's, I have a new paper if you need it,
6 updated.

7 Q. Yes. Because I think that when the company first became
8 incorporated --

9 A. It's been --

10 Q. -- it was --

11 A. Dimitri Arekhau.

12 Q. Dimitri Arekhau?

13 A. Yeah.

14 Q. Last name's spelled A-R-E-K-H-A-U. And who is this person,
15 sir?

16 A. It's owner.

17 Q. Owner?

18 A. Yeah.

19 Q. The original owner?

20 A. It's two owners original, Svetlana --

21 Q. Yeah, on here, right?

22 A. Yeah. So --

23 Q. She was listed as Svetlana, was listed as the director.

24 A. Yeah.

25 Q. And then Dimitri was --

1 A. He's the owner.

2 Q. Is he still the owner?

3 A. No. Not anymore.

4 Q. He's out of the business?

5 A. Yes.

6 Q. Okay. So now it's you and your wife?

7 A. Yeah. I mean, actually it's under my wife, but later on I

8 will be like, I don't know, maybe as director, maybe accountant.

9 I don't know.

10 Q. Okay. Where is your wife now?

11 A. She's in Florida.

12 Q. She's in what -- where in Florida?

13 A. It's North Port.

14 Q. North Port? What's the address?

15 A. It's [REDACTED].

16 Q. Boulevard?

17 A. Yeah.

18 Q. And do you have another home there?

19 A. We're renting house.

20 Q. Renting a home?

21 A. Yeah.

22 Q. Yeah, because originally when I tried to reach her, she said
23 she was on vacation, your wife. But -- and then she called when I
24 had set up this appointment for us to meet today, or actually we
25 were trying to meet yesterday. She said she couldn't because she

1 was in Florida and then she had to go to a doctor's appointment.

2 A. Yeah, yeah, yeah.

3 Q. And then she said, well, I live here in Florida.

4 A. Well, maybe she thought -- she supposed to be come to
5 Massachusetts for a vacation. Maybe it's kind of
6 misunderstanding.

7 Q. Oh, okay.

8 A. Probably. I'm not sure.

9 Q. Right. So she was going to come here for vacation?

10 A. Yeah. We came here for vacation. We've been here. Just
11 left from here.

12 MR. SERGEYCHIK: It's like, like people they're usually from
13 Massachusetts go to vacation to Florida. But she goes vacation to
14 here from Florida.

15 MR. FOX: Correct. So she lives in Florida all the time?

16 MR. SERGEYCHIK: Yes.

17 MR. FOX: And you live here all the time?

18 MR. BOTYAN: No, no, no. I'm on the road and I'm here. I'm
19 in Florida. I'm on the road. I'm a driver.

20 MR. SERGEYCHIK: Yeah, it's like drivers, like.

21 MR. BOTYAN: Yeah.

22 BY MR. FOX:

23 Q. Okay. So --

24 A. Address, and you interest about the address?

25 Q. Now you, this is you?

1 A. Yeah.

2 Q. And you're listed at [REDACTED] --

3 A. [REDACTED].

4 Q. -- [REDACTED]?

5 A. Yes, correct.

6 Q. Is this your address?

7 A. Yes, correct.

8 Q. You live here?

9 A. I'm living sometimes, yeah, at that address, but usually I
10 live -- I mean, most time I live in North Port. I not change
11 license yet.

12 Q. North Port in Florida?

13 A. Florida. Yeah. Depends on our trips.

14 Q. Okay. So now I'm really confused because all of your
15 paperwork says [REDACTED] New -- it says this address where I'm located
16 here --

17 A. Yes. Correct.

18 Q. -- at [REDACTED].

19 A. Why I live in that address, [REDACTED]? Or --

20 Q. Well, why is the -- you know, all of your documents, the
21 documents that you filed with the DOT, the documents you filed
22 with the state, shows DAKS Express here where I'm sitting.

23 A. Okay.

24 Q. In [REDACTED].

25 A. Gregory Derkach, he was work with us. He lives here in same

1 address.

2 Q. Gregory?

3 A. Yes, Gregory.

4 Q. Now I do not know this person. Is he --

5 A. Okay. Before we move to Florida, he asked me to be like as a
6 companion. He wants to buy truck but he not ready. And he said,
7 let's do it, everything in his address at [REDACTED], and he can
8 start from there. That's the whole story.

9 Q. Well, all right, as far as the DOT is concerned, if you're --
10 if this is your office, then you have, you know, your papers,
11 everything is kept here.

12 A. Um-hum.

13 Q. Is that correct? Do you have all your files here?

14 A. Yeah.

15 Q. So you have your driver files, your drug testing --

16 A. Yeah.

17 Q. -- maintenance records are all kept here?

18 A. Yeah.

19 Q. Okay. Well --

20 A. I mean, we have one or two trucks. We don't have too many
21 trucks, only two for now.

22 Q. Okay. All right. So, I'll probably want to see them here in
23 a few minutes.

24 A. Sure. Yeah. We have everything in process to do -- I spoke
25 with Dennis -- what's the last name?

1 Q. Davendoff?

2 A. Davendoff, yeah. He wants to do -- he did for us the change
3 address, everything. We ask how we should do. He said, yeah,
4 that's fine, everything's fine. We did -- we just change address,
5 billing address on [REDACTED] because some brokers wants to
6 match Form W-9 and the physical address. It's supposed to be
7 matching.

8 Q. Right. Well, and then the DOT thinks the same thing.

9 A. Yeah.

10 Q. If you list your company here at [REDACTED] then this is where
11 all your paperwork should be kept.

12 A. Yeah.

13 Q. And that's why it's a little confusing that you live at
14 another address --

15 A. Yeah. I'm process to change the license, everything.
16 Everything is in process.

17 Q. But you do physically live over here on [REDACTED] ?

18 A. Yeah. Yeah.

19 Q. All righty.

20 A. Well, I'm not the -- I'm always on the road.

21 Q. Hmm?

22 A. I'm always on the road.

23 Q. Oh, always on the road?

24 A. Yes. Some day in Carolina, some day in Massachusetts, some
25 day in Florida.

1 Q. But as far as when you're home, you consider home to be here
2 in Massachusetts or in Florida?

3 A. Most in Florida.

4 Q. Florida.

5 A. Yeah, Florida.

6 Q. Okay.

7 A. That is all the trips, you know, I like it more south because
8 it's very good roads there.

9 Q. Now how many vehicles do you own?

10 A. I own part of it because we have two owners on truck. And I
11 own the trailer.

12 Q. So you have two, you have two vehicles in mind?

13 A. So I have one vehicle and we purchase with a guy he used to
14 work with us, and we purchased one truck with him. That's all we
15 have. And another --

16 Q. Now according to your -- the paperwork that you just filed
17 with the DOT -- that's what this document is. This is called the
18 MCS-150. It was just updated in June. It was done June the 11th,
19 2019. It says you have three trucks. Right there is three.

20 MR. SERGEYCHIK: It's like three trucks under your company.

21 MR. FOX: Yes.

22 MR. SERGEYCHIK: I mean not your physically, but --

23 MR. FOX: It may be leased.

24 MR. SERGEYCHIK: -- he wants to know -- no, no, no -- how
25 truck in the company?

1 MR. FOX: Yeah. How many trucks do you have in the company?

2 MR. SERGEYCHIK: In the company?

3 MR. BOTYAN: Maybe David, he did -- not the David -- Dennis.

4 BY MR. FOX:

5 Q. Dennis.

6 A. Yeah, maybe Dennis, he did mistake. It's only two trucks.

7 Q. So, you're saying you only have two trucks?

8 A. Only two trucks on the road. Seeing this --

9 Q. What -- do you have the paperwork on those trucks?

10 A. Yeah.

11 Q. So you have the vehicle registrations?

12 A. Yeah.

13 Q. Okay.

14 A. Okay, that's for the truck.

15 Q. Um-hum.

16 A. That's the registration. And another registration.

17 Q. That's for the two trucks?

18 A. Yeah, that's a truck and trailer. Registration for the
19 trailer and the trailer.

20 Q. If it's not, I'll just take a picture.

21 A. Just a moment here.

22 Q. And these are a Ford F350?

23 A. Yes. Correct. Ford F350, 2005.

24 Q. Now this is the trailer?

25 A. Yes, correct.

1 Q. And then you have another one, another truck and trailer?

2 A. Yeah. We -- that's owner/operator. Owner/operator.

3 Q. Now just while you're looking for that, your other paperwork
4 showed for your Letters of Incorporation to the state, [REDACTED]
5 Street in Chicopee.

6 A. We used to live on that address.

7 MR. SERGEYCHIK: That was like original, where he was live
8 before Florida.

9 MR. BOTYAN: Yeah, before Florida.

10 BY MR. FOX:

11 Q. Before Florida?

12 A. Yeah. Yeah.

13 Q. Okay.

14 A. Yeah, we live on that address about 10 years.

15 Q. Okay.

16 A. Okay. That's the registration of the trailer, and this one
17 right here, registration for the truck.

18 Q. This is the second truck?

19 A. Yes. Second truck.

20 Q. Second truck and trailer. So this is a 2013, what is that,
21 Appalachian?

22 A. It's a trailer, yeah, Appalachian, yeah.

23 Q. A trailer. And who is David?

24 A. That's the driver, owner/operator actually. Not the driver.
25 He owns truck and we have a lease agreement with him.

1 Q. Is this the same thing, then? This one and this one?

2 A. One is probably expired one. Yeah, this one probably
3 expired. Expiration -- yeah, that's the new one.

4 Q. Okay. So this is the new one. This is a Dodge. 2011?

5 A. Yeah.

6 Q. And this is a 2500 series?

7 A. It's 35, 3-5.

8 Q. 3500, 350?

9 A. Yeah, 350.

10 Q. All right. So this is your two trucks and trailers. And
11 then do you have the information on your drivers?

12 A. Yeah. I'm the driver. So what kind of information do you
13 want?

14 Q. Like do you have what's called a driver qualification file?
15 Like your application --

16 A. Yeah. Driver application, yeah, of course.

17 Q. Application --

18 A. It's road test, application, a copy of my license.

19 Q. Yeah. License, right.

20 A. A lease agreement. Yeah. Another lease agreement. It's,
21 what, it's medical card. Those have -- no, it's not expired. I'm
22 like, what? And another medical card. I don't know what that --
23 yeah, it's medical card. Pull all the paper out and examine it.

24 Q. Um-hum. Yeah. There's lot of paperwork in the trucking
25 business.

1 A. Yeah. But it's no chance, no chance to, you know, do the job
2 without paper.

3 Q. Yeah. You have to have the paperwork.

4 A. Yeah. I don't know, do you need the inspection report? If
5 you need, you can up here.

6 Q. Sure, yeah.

7 A. We keep in file in case we need. It's another inspection for
8 the, that's for the truck. That's for the --

9 Q. The trailer.

10 A. Yeah.

11 Q. This is the trailer?

12 A. No. That's the truck.

13 Q. It says trailer.

14 A. Okay. Yeah, trailer. I apologize. That's the truck.

15 Q. Yeah. Okay.

16 A. Do you need the second page or no?

17 Q. No.

18 A. That's the whole information.

19 Q. Yeah. This is your long form.

20 A. Yeah.

21 Q. That's fine. Now so do you hold -- is this a CDL?

22 A. No. It's under CDL.

23 Q. Under CDL.

24 A. I drive under CDL.

25 Q. Under CDL?

1 A. It's a two-car hauler.

2 Q. Two-car hauler?

3 A. Yeah.

4 Q. Now I told your wife, all the drivers you've used in the past
5 year --

6 A. Um-hum. One he trying to open his own company. It's Andre
7 Fidorsh (ph.), but we have all information if you need. It's on
8 file anyway if you need. And Aleksandr Hachenko (ph.), he not
9 working since 2018.

10 Q. Do you have his paperwork?

11 A. Yeah. I look.

12 Q. Why don't we -- we'll talk about him in a second.

13 A. Him, no. Him no.

14 Q. Aleksandr?

15 A. Yeah.

16 Q. Yeah. All right. So we'll talk about him in a second. How
17 do you generate your revenue? How do you get your loads?

18 A. Through the Central Dispatch, through the --

19 Q. Central Dispatch?

20 A. Yeah.

21 Q. And they give you your loads? That's how you get your --

22 A. Yeah. Through the Central Dispatch. Correct.

23 Q. Is there any other broker that you use to get your loads?

24 A. Mostly cars arrive United Road. Some companies through the
25 email. So email and Central Dispatch. We found that we get loads

1 from the Central Dispatch, but the companies send us not only
2 through Central Dispatch, only through email. That's how it
3 works. So company list the cars on Central Dispatch. We looking,
4 and we call them after if we agree with the price. Send to our
5 email. We have a contract, so --

6 Q. Now is -- according to your, your DOT records, it's just
7 automobiles that you pick up? Is that your only cargo or do you
8 pick up anything else?

9 A. No.

10 Q. Just automobiles?

11 A. Yeah, just automobiles.

12 Q. Cars?

13 A. Sometimes people move, like golf carts.

14 Q. Yes.

15 A. It's, you know, golf cart same as a car.

16 Q. Right.

17 A. Or land cut like -- you know, cutting land, grass.

18 Q. Um-hum.

19 A. So that's it.

20 Q. All right. So, who were the drivers that you've used in the
21 past year?

22 A. In this year it's Andre Fidorsh, Andre Fidorsh.

23 Q. Andre Fidorsh.

24 A. Yeah. He's not working since March, I believe, after --

25 Q. Um-hum.

- 1 A. -- we -- ours old insurance expire and he told us, I don't
2 want to renew insurance. I want to -- you can, yeah -- he said, I
3 want to try to open my own company. I'm like, that's up to you.
4 He ask how could we help him a little bit.
- 5 Q. All right. So help me -- walk me through this. The current
6 drivers you say is just two?
- 7 A. Drivers three.
- 8 Q. Three drivers?
- 9 A. Two cars. Two trucks.
- 10 Q. Right. So it's you --
- 11 A. Me, then David and Aleksandr. I see if I can give you his
12 file, too, maybe.
- 13 Q. Okay. Just I just want to get the spelling down. So it's --
- 14 A. Okay.
- 15 Q. It's you. And then --
- 16 A. David.
- 17 Q. David, K-A-R-A-P-U-N-A-R-L-Y.
- 18 A. Um-hum.
- 19 Q. And then who's the third driver?
- 20 A. All right. Aleksandr Aseyev. I not remember the spelling.
- 21 Q. Aleksandr Viktor.
- 22 A. That's his middle name.
- 23 Q. Oh, Aseyev?
- 24 A. Aseyev, yeah.
- 25 Q. Aseyev.

1 A. Yeah.

2 Q. It's A-L-E-K-S-A-N-D-R, A-S-E-Y-E-V. Aleksandr is his first
3 name?

4 A. Yes, correct.

5 Q. Okay. He has a Florida license also?

6 A. Yes.

7 Q. So these are your three drivers.

8 A. Yeah. Only three drivers.

9 Q. Okay. All right. That's good. And then the drivers that
10 you've used in the past year?

11 A. Only (indiscernible) and -- actually, hold on. I'm wrong.

12 Yes. Here, too, on all this. I thought -- it's not here. Okay.

13 So he quit in March, I believe, after renewal insurance. Yeah.

14 Q. Okay. I see there's --

15 A. David.

16 Q. Jager --

17 A. Yeah. He not --

18 Q. -- Popov (ph.).

19 A. Yeah. Popov. Yeah, he's not working anymore. He's not
20 working --

21 Q. And then you have a Pavlo?

22 A. Yeah, Pavlo. He's not working since 2000- --

23 Q. P-A-V-L-O, Dukach?

24 A. Dukach, yeah.

25 Q. Dukach, D-U-K-A-C-H.

1 A. Yes.

2 Q. Forgive me if I'm mispronouncing these names.

3 A. No, don't worry.

4 Q. So then we also have another one here, this Gregory --

5 A. He's not working since 2017, I believe.

6 Q. No. He got a roadside inspection in 2018.

7 A. '18, okay. I'm -- all right, '18. Last year, yeah. He's --
8 hey. That's (indiscernible) because he wants to check everything.

9 Q. Yes. See, he's asleep.

10 All right. And then you also had this Aleksandr Hachenko.

11 A. Hachenko. Yeah.

12 Q. Hachenko.

13 A. Hachenko, yeah, that's his license, medical and job
14 application.

15 Q. Um-hum. Now this is -- this says a job application letter.
16 Do you have a regular application that you fill out, like previous
17 employer check and things of that nature?

18 A. He just, I believe came from Ukraine, and I believe he not
19 work on transportation company. I'm not sure.

20 Q. Did you hire -- you hired this driver?

21 A. Not really hire. He told me he going through divorce and he
22 looking job to pay child support or something. I don't know. He
23 said I need some money. So we drive a little bit together and
24 after a little while we have complaints from the customers, so --

25 Q. You had complaints from the customers?

1 A. Yeah.

2 Q. Such as what? What was the complaints?

3 A. He's kind of probably rude or so with the customers. Just in
4 probably his language, nobody not understand each other, the
5 customer and driver. And customer call to the broker, and broker
6 call us and tell if it will be Aleksandr driver, we not give you
7 our loads. So that's the whole story.

8 Q. So did you terminate him?

9 A. Yeah.

10 Q. You fired him?

11 A. Not really fired. I just tell him we can't, you know, work
12 together because that's the issue.

13 Q. Okay.

14 A. I don't want to lose any customers.

15 Q. Now do you do any drug testing?

16 A. Under -- it's not required for the --

17 Q. Not required?

18 A. -- for the --

19 Q. Because you have no CDL equipment?

20 A. Yeah. But the, yeah, mostly -- and I did by myself, I did
21 the drug test, but it's probably about 2015 or '16, '15 yeah,
22 since we start. I did the drug test.

23 Q. And who is your local insurance agent?

24 A. It's Mass Trans.

25 Q. Mass Trans?

1 A. Roman.

2 Q. Roman?

3 A. Yeah.

4 Q. Yeah. Know his last name?

5 A. Shtefan. I not remember a last name, I mean spelling.

6 Q. That's, that's fine. Shtefan. And so, you, your insurance
7 is through -- do you have a copy of your insurance policy?

8 A. No.

9 MR. SERGEYCHIK: I can't I believe found it (indiscernible).

10 MR. BOTYAN: It's everything in the mail.

11 MR. SERGEYCHIK: Because, I mean, I'm sent all this special,
12 so.

13 MR. FOX: They have a copy?

14 MR. SERGEYCHIK: Well, I'm just say --

15 MR. BOTYAN: Yeah.

16 MR. FOX: If you do then --

17 MR. BOTYAN: Yeah. It's under Central Dispatch. Everything
18 (indiscernible).

19 MR. SERGEYCHIK: Hold on. I find the form.

20 MR. FOX: Central Dispatch has your insurance?

21 MR. BOTYAN: Yeah.

22 MR. SERGEYCHIK: Yes. Then post at Central -- I mean duty
23 certificate insurance and W-9 forms.

24 MR. BOTYAN: We can --

25 MR. FOX: And W what?

1 MR. BOTYAN: W-9 forms.

2 MR. SERGEYCHIK: Yes. He has -- see, like, insurance policy.

3 MR. FOX: Oh, okay. Can you email that to me?

4 MR. SERGEYCHIK: Oh yes, of course.

5 MR. FOX: Do you have my -- here's my card.

6 MR. BOTYAN: If you want it on a --

7 MR. SERGEYCHIK: It be three pages because I cannot put a
8 separate. It can be received double, you know, and --

9 MR. FOX: Sure, sure.

10 MR. BOTYAN: If you want you can do it like a, request
11 Svetlana. She can send you whole --

12 MR. FOX: Okay.

13 MR. BOTYAN: -- through email.

14 MR. FOX: Yeah. Well, I tried to reach her, and she would
15 not answer my phone.

16 MR. BOTYAN: Maybe probably she is in hospital or --

17 MR. FOX: I don't know.

18 MR. BOTYAN: Yeah. You tried to call today?

19 MR. FOX: Not today. I'm sorry. That card is a little
20 banged up.

21 MR. SERGEYCHIK: Will it be okay if I'm sending it from my
22 personal email?

23 MR. FOX: Yes.

24 MR. SERGEYCHIK: Okay.

25 MR. FOX: That's fine, sir. Thank you for your help.

1 MR. SERGEYCHIK: No problem.

2 MR. FOX: Now how about your medical cards that you were
3 showing me, do you have an appointed doctor that you send your
4 drivers to or do you go to special clinic or anything?

5 MR. BOTYAN: We use one clinic in West Springfield because
6 that clinic very, like a new clinic, I don't know, we just use in
7 Union Street. Let me check the address.

8 MR. SERGEYCHIK: Doctor Express.

9 MR. BOTYAN: Yeah, Doctor Express.

10 MR. SERGEYCHIK: But now it's changed, changed name. It's
11 right there.

12 MR. FOX: Urgent Care?

13 MR. BOTYAN: Oh yeah, yeah, yeah.

14 MR. SERGEYCHIK: Okay.

15 MR. FOX: I think that -- the one over here?

16 MR. SERGEYCHIK: On Union Street.

17 MR. FOX: Yes. I know. I've seen it, yeah. I think it's
18 Urgent Care, right?

19 MR. SERGEYCHIK: Yeah, big one. I remember -- old people say
20 Doctor Express, but it's changed name.

21 MR. FOX: Right, right, right. I think you're right. I
22 think it's Urgent Care now.

23 MR. BOTYAN: Yeah. It's close.

24 BY MR. FOX:

25 Q. And how about, how do you do your logbooks or hours of

1 service?

2 A. The logbooks we do into the electronic device.

3 Q. You have electronic logs?

4 A. Yeah, I have.

5 Q. What's the -- do you have a company that you use?

6 A. It's KeepTrucking.

7 Q. KeepTrucking?

8 A. Yeah. The one everybody using, KeepTrucking.

9 Q. KeepTrucking. Now, you showed me your vehicle inspections.
10 Can you describe how you do your maintenance on your vehicles?

11 A. Yeah, sure. First thing we have one guy here in
12 Massachusetts. It's Albany Auto Repair. If something, you know,
13 on the road, driving, you hear some noise or whatever, something,
14 we always have the station, the shop and who has license, who are
15 professional with the maintenance. So we fixing in the shop.

16 Q. So do you do it every so often on the trucks? How do you
17 plan your maintenance?

18 A. Maintenance, you said?

19 Q. Yes, sir. Like do you do oil changes so many miles?

20 A. I change, I change my oil by myself. Hazel shop in Florida,
21 Pep Boys in Massachusetts, who change tires. Oil change and
22 transmission same thing here or in Florida.

23 MR. SERGEYCHIK: We have some shop in Springfield --

24 MR. BOTYAN: Also, Albany.

25 MR. SERGEYCHIK: -- Albany Street Auto. They usually pick up

1 trucks and the guy change everything and check everything, like
2 print out list --

3 MR. BOTYAN: Yeah.

4 MR. SERGEYCHIK: -- what he do and what need doing in the
5 future.

6 MR. FOX: Okay.

7 BY MR. FOX:

8 Q. Now going back to this driver here, Aleksandr, he left you
9 and went to work for Westfield Transport.

10 A. I have no idea where he is now. I have no idea.

11 Q. Did the company call you about this driver, do you know?

12 A. I'm not sure. Maybe I should ask Svetlana. I'm not sure.

13 Q. Do you know if they called to do a reference check on him?

14 A. So --

15 Q. So you don't know?

16 A. Yeah, I don't know.

17 Q. Where are you traveling to? You said Florida as a
18 maintenance facility. Are you taking your fleet down south?

19 A. Yes. Last week we get load from Florida to New Hampshire.
20 After New Hampshire from -- after, yeah, New Hampshire, we get
21 load in Massachusetts, St. Louis, and back to Florida.

22 Q. So you're going all the way, traveling back and forth --

23 A. Yeah. Like 1500, 1600 miles around. Sometimes only
24 Charlotte and Massachusetts. Sometimes Charlotte, Florida. Then
25 Georgia -- how it's calling?

1 Q. Georgia?

2 A. Atlanta.

3 Q. Atlanta?

4 A. Yeah.

5 Q. Um-hum. Are you staying just basically on the Eastern
6 Seaboard then, Massachusetts to Florida?

7 A. Not specifically. Sometimes paying good, better money in
8 North.

9 MR. SERGEYCHIK: It's like the work --

10 MR. BOTYAN: Yeah.

11 MR. SERGEYCHIK: The truck is going where is the good money.

12 MR. FOX: See, like this one inspection is in Montana.

13 MR. BOTYAN: Yes. It's -- in Montana?

14 MR. FOX: Um-hum.

15 MR. SERGEYCHIK: Montana, a state on other side America.

16 BY MR. FOX:

17 Q. It's way out west.

18 A. Montana? No way. Where is Montana?

19 Q. And here's one for Illinois.

20 A. Illinois, yes, correct. Yeah. Illinois correct.

21 Q. So you're -- how many states do you travel in?

22 A. Well, it's hard to say. I've been North Dakota, South
23 Dakota, Wisconsin, Minnesota. I go Kansas.

24 Q. Wherever the load is, I guess, huh?

25 A. Yeah.

1 Q. You've got Kentucky on here.

2 A. Kentucky, yeah, uh-huh.

3 Q. Tennessee.

4 A. Tennessee. It's close to Florida, right?

5 Q. No.

6 A. Georgia.

7 Q. You got a load here in Wisconsin.

8 A. Wisconsin, yeah.

9 Q. Ohio.

10 A. Ohio, correct. Pennsylvania. Georgia, Maine, Texas.

11 Q. Texas?

12 A. Yeah. Um-hum.

13 MR. SERGEYCHIK: Did you receive email?

14 MR. FOX: I think so. Yes.

15 MR. SERGEYCHIK: Okay.

16 MR. FOX: I'm sure it's this. And so, is that with Pilgrim
17 then, your insurance? I know it's Mass Trans.

18 MR. BOTYAN: Yeah.

19 MR. SERGEYCHIK: Let me see. Hold on.

20 MR. BOTYAN: It's okay if I check inspections in Montana?

21 MR. FOX: Um-hum.

22 MR. BOTYAN: What kind of truck in Montana.

23 MR. SERGEYCHIK: A lot, a lot companies that come Pilgrim.

24 MR. FOX: A lot of companies with Pilgrim?

25 MR. SERGEYCHIK: Yeah.

1 Here a little more progress of list of companies

2 MR. BOTYAN: Okay, yes. Artum (ph.), yes. He traveled from
3 -- okay, I got it now. Artum (indiscernible).

4 MR. FOX: Yes.

5 MR. BOTYAN: Yes. He start working --

6 MR. SERGEYCHIK: Like a few times?

7 MR. BOTYAN: What? No, 1 week he said, that job not for me
8 and said -- he purchase truck in Massachusetts and he lives in
9 Washington state. So he travel from Massachusetts with the truck
10 with the loads to the Washington state, probably. And he said,
11 that job not for me; I don't want to work anymore (indiscernible).

12 BY MR. FOX:

13 Q. Going back to this man, did you have -- do you have a phone
14 number for him?

15 A. Yes. But I'm not sure --

16 Q. If it's --

17 A. -- if it's working on not.

18 Q. Okay. Can you research that for me because I'm trying to
19 reach him, Aleksandr? I mean, I tried to talk to him. I pulled
20 his truck over a week ago, or 2 weeks ago --

21 A. He's still working on the truck?

22 MR. FOX: He was, and -- yeah, I inspected him. And --

23 MR. SERGEYCHIK: Can I see this?

24 MR. FOX: And he couldn't speak English, so I couldn't
25 interview him. But now I have --

1 MR. SERGEYCHIK: Hachenko, Aleksandr.

2 MR. FOX: I have a translator now.

3 MR. SERGEYCHIK: And he -- what's the question? He was --

4 MR. FOX: He was -- worked here.

5 MR. SERGEYCHIK: In DAKS Express, yeah, for us.

6 MR. FOX: And he works over at the company that was in the
7 accident.

8 MR. BOTYAN: Okay. [REDACTED] --

9 MR. FOX: Westfield.

10 MR. SERGEYCHIK: Oh, Westfield Transport.

11 MR. FOX: Westfield, yeah.

12 MR. BOTYAN: [REDACTED].

13 MR. FOX: [REDACTED].

14 MR. BOTYAN: Um-hum.

15 MR. FOX: [REDACTED]?

16 MR. BOTYAN: [REDACTED]. Correct.

17 MR. FOX: Okay. Can you do me a favor? Because he cannot
18 speak any English. I tried. Can you call him and just tell him
19 I'm trying to -- I have an interpreter now, maybe I could talk to
20 him this afternoon or -- because he won't even be -- I won't be
21 able to communicate with the man.

22 MR. SERGEYCHIK: Okay. And what like --

23 MR. FOX: Just -- he knows who I am. I talked to him. You
24 say, Michael Fox is here and I'm trying to talk to -- I want to
25 talk to him. When I tried to inspect him with his truck, he could

1 not communicate with me. So now I have an interpreter. I can ask
2 him some questions, like this. I'd like to ask -- talk to him. I
3 can tell you what to say, just --

4 MR. BOTYAN: Put on speaker.

5 MR. SERGEYCHIK: No. He will send text message sometimes for
6 me. It's like 2 years ago.

7 MR. FOX: You have -- oh, you've communicated? You know this
8 man?

9 MR. SERGEYCHIK: I'm not remember. It was 2017, in December.

10 MR. BOTYAN: Try to call him.

11 MR. SERGEYCHIK: Okay.

12 MR. BOTYAN: Put on speaker.

13 RECORDING: The service you are attempting to use has been
14 restricted or is unavailable. Please contact customer care for --

15 MR. FOX: That was that number?

16 MR. BOTYAN: Yeah, that's number, yeah. Do you know another
17 phone?

18 MR. SERGEYCHIK: Yeah, this one, [REDACTED].

19 MR. FOX: Um-hum.

20 MR. BOTYAN: I don't know, maybe -- I not talk with him long
21 time ago. Maybe he change his number.

22 MR. FOX: Yeah, it could -- he could have gotten a new phone.

23 MR. SERGEYCHIK: Yeah, because I remember -- I saw my -- on
24 the text he was calling me on -- send text to me in December 2017.

25 MR. FOX: Yeah. That's a long time ago. He could have had a

1 new phone.

2 MR. BOTYAN: I'm not sure. Probably.

3 MR. FOX: But while you were here, I was hoping you could
4 just translate for me to say I need to talk to him.

5 MR. BOTYAN: Do you have his -- another phone or no?

6 MR. FOX: No. I talked to him when he was over at Westfield.
7 He's a driver there for Westfield Transport. So do you know this
8 company, Westfield Transport, that was involved in the accident?

9 MR. BOTYAN: Well, so our company -- yeah, I check the news.
10 I know the news. I check the news --

11 MR. SERGEYCHIK: I know what is they make -- park the trucks.
12 It's like on Bay Street. I saw him parking spots.

13 MR. FOX: So you just know where they park their trucks?

14 MR. SERGEYCHIK: Yeah. I'm just like -- after a few days, I
15 was just drive, I see their -- or just the company trucks and sign
16 was removed.

17 MR. FOX: Um-hum. Yeah.

18 MR. SERGEYCHIK: I'm just, you know, because I'm driving
19 every single day, more or less. (Indiscernible) after a few days,
20 fine, remove it.

21 MR. FOX: Yeah, their letters were removed.

22 MR. SERGEYCHIK: Yeah. I saw.

23 MR. FOX: Yeah.

24 MR. SERGEYCHIK: No just -- when they move just like anyway
25 you can read.

1 MR. FOX: Right. It's like a ghost figure there.

2 MR. SERGEYCHIK: Like glue, you know.

3 MR. FOX: Yeah, glue, yeah. The residue is still there; you
4 can make it out. Now do you know Westfield Transport?

5 MR. BOTYAN: Well, I don't know --

6 MR. SERGEYCHIK: You know how --

7 MR. BOTYAN: It's too many, too many scammers. Maybe I heard
8 something about Westfield Company, but after --

9 MR. SERGEYCHIK: You know how we say is like, you know, or
10 not. Oh yeah, I know where is they park trucks. You know, how
11 you say? Yes, I know company because I know where they making,
12 parking truck. That's it. But some --

13 MR. BOTYAN: See, I never saw the owner. I don't know who is
14 owner. I check the news. Only through the news, I heard all the
15 story, all the -- about accident, so, yeah, only through the news.

16 MR. SERGEYCHIK: Yeah. It's the same like me, oh, so I know
17 where this truck is parking.

18 MR. FOX: Gasanov?

19 MR. SERGEYCHIK: That's who? It looks like he owner of the
20 trucks and he was hired two drivers.

21 MR. FOX: Yeah, he's now owner of the company.

22 MR. SERGEYCHIK: Oh, really?

23 MR. FOX: Yeah.

24 MR. SERGEYCHIK: Oh, really? What name is he the son of the
25 son of Dartanyan. And I think he work, his brother, Ilya.

1 MR. FOX: Yes. Um-hum.

2 MR. BOTYAN: That's he owned that Westfield Transport, you
3 said.

4 MR. SERGEYCHIK: Yeah. I did -- the place, just the place
5 same like his brother, Ilya.

6 MR. FOX: And Dartanyan?

7 MR. SERGEYCHIK: No, who son of -- I know the name Ilya, was
8 like brother, like partner with him.

9 MR. FOX: Um-hum.

10 MR. BOTYAN: Well, that's okay. Same last name, right?

11 MR. FOX: Yeah, they're brothers.

12 MR. SERGEYCHIK: Who? Ilya?

13 MR. BOTYAN: I don't know. The son of Dartanyan.

14 MR. SERGEYCHIK: The son of the Dunyadar.

15 MR. BOTYAN: Dunyadar.

16 MR. SERGEYCHIK: Dunyadar. Dunyadar.

17 MR. FOX: Dunyadar.

18 MR. BOTYAN: Dunyadar --

19 MR. FOX: Dunyadar.

20 MR. SERGEYCHIK: No. If he is translate from Russian it be
21 Dunyadar. Dunyadar. Dunyadar. It's like this. I don't know.

22 MR. FOX: So do you know this man?

23 MR. SERGEYCHIK: I just --

24 MR. FOX: On the news?

25 MR. SERGEYCHIK: -- know the face. No, I don't know that

1 much on this.

2 MR. BOTYAN: We check the story, I mean, the whole thing
3 through the news.

4 MR. FOX: Um-hum. But do you know this -- do you know either
5 one of those gentlemen?

6 MR. BOTYAN: No, I never saw and I never talk.

7 MR. SERGEYCHIK: I know just Ilya. Ilya. Do you know the
8 names, Ilya?

9 MR. FOX: Who? No.

10 MR. BOTYAN: Well, it's too many peoples the Russian
11 community --

12 MR. SERGEYCHIK: And that's just two of these people. And
13 that's, you know, at some -- you know, difficult remember names,
14 the Turkish names, because different like this Slovenian names.

15 MR. FOX: Right. Different spelling?

16 MR. BOTYAN: Yeah, yeah, yes. Not different spelling.
17 That's name different. Like Aleksandr, that's kind of Russian
18 name or whatever from (indiscernible).

19 MR. SERGEYCHIK: Also, so like Gusano (ph.) is like Turkish.

20 MR. BOTYAN: Yeah.

21 MR. SERGEYCHIK: You know, the Turkish people has different
22 names like Slovenian names.

23 MR. BOTYAN: Like American name, European names, the Chinese
24 name, Hun Jung, whatever, you can guess it's from China.

25 MR. SERGEYCHIK: Yeah. That's why it's difficult to remember

1 names. Sometimes yeah. I know this place, maybe not. But names
2 it's so difficult to remember.

3 MR. FOX: But Westfield Transport, you have had no dealings
4 with them?

5 MR. BOTYAN: I have -- no. I have no idea.

6 MR. FOX: No association with them?

7 MR. BOTYAN: No association.

8 MR. FOX: You've never done any business deal --

9 MR. BOTYAN: No. uh-uh.

10 MR. FOX: -- with them? Now the driver, Volodymyr
11 Zhukovskyy, he was the driver here, lives here.

12 MR. BOTYAN: Zhukovskyy.

13 MR. FOX: Zhukovskyy.

14 MR. BOTYAN: Yeah, yeah.

15 MR. FOX: Mr. --

16 MR. BOTYAN: Vladimir, too.

17 MR. FOX: Vladimir's son.

18 MR. BOTYAN: Yes.

19 MR. FOX: Do you know him?

20 MR. BOTYAN: I saw one time and --

21 MR. FOX: Come on, one time. You're here. This your -- he
22 lives here. This is his home.

23 MR. BOTYAN: He lives in truck.

24 MR. SERGEYCHIK: Hold on. It's like 15 years ago, I was with
25 my brother, keep a rental property, and this guy was like this

1 baby, was tenant. Looks like that.

2 MR. FOX: Did you know him as a baby?

3 MR. SERGEYCHIK: Yes.

4 MR. FOX: As a kid?

5 MR. SERGEYCHIK: Yes.

6 MR. FOX: Where was that?

7 MR. SERGEYCHIK: It was in Westfield.

8 MR. FOX: At [REDACTED] Street?

9 MR. SERGEYCHIK: No. It was (indiscernible) --

10 MR. FOX: That's Westfield. He used to live there.

11 MR. SERGEYCHIK: It's Westfield, was like at least 15 years
12 ago, like 17 years ago --

13 MR. FOX: When you knew the driver?

14 MR. SERGEYCHIK: In [REDACTED], in [REDACTED] in Westfield. It
15 was so many years ago.

16 MR. FOX: But you don't see him here?

17 MR. SERGEYCHIK: No.

18 MR. FOX: Because he lives here.

19 MR. SERGEYCHIK: Yes. But I never see him here.

20 MR. FOX: Oh, probably because you're not here very often.

21 You don't live here, do you?

22 MR. BOTYAN: No.

23 MR. SERGEYCHIK: No. I live on [REDACTED].

24 MR. FOX: Okay. So, you don't come here at all?

25 MR. BOTYAN: No.

1 MR. FOX: But you do live here?

2 MR. BOTYAN: I'm not living. I'm renting an office.

3 MR. FOX: You're just renting office here?

4 MR. BOTYAN: Yeah.

5 MR. FOX: But you're here occasionally?

6 MR. BOTYAN: Like I said, the Gregory is (indiscernible) --

7 MR. SERGEYCHIK: Oh, it's like Gregory is relative with --

8 MR. BOTYAN: Vladimir.

9 MR. SERGEYCHIK: -- with Vladimir, and Gregory say, hey, I'm
10 going to start a business, he said, (indiscernible) and he say,
11 I'm proud to --

12 MR. BOTYAN: He used to work with me. And he say --

13 MR. FOX: Who?

14 MR. BOTYAN: Gregory.

15 MR. FOX: Gregory is?

16 MR. BOTYAN: (Indiscernible). He lives here.

17 MR. FOX: Oh, he lives here.

18 MR. BOTYAN: Yeah. So, he used to work.

19 MR. SERGEYCHIK: That's why --

20 MR. BOTYAN: And he is very good person.

21 MR. SERGEYCHIK: That's why he transfer (indiscernible).

22 MR. BOTYAN: And -- yeah. He said, let's do this way. I
23 want to save some money and in the future he wants to buy a truck.
24 He doesn't want to pay any more payment for the bank. And --

25 MR. FOX: What company does he work for, Gregory?

1 MR. BOTYAN: The same, DAKS Express. That's the only one
2 company.

3 MR. FOX: So Gregory --

4 MR. SERGEYCHIK: He was worker. He still work.

5 MR. BOTYAN: He's not work. He --

6 MR. FOX: Oh, his is --

7 MR. BOTYAN: -- used to work.

8 MR. FOX: Okay. Gregory, he --

9 MR. BOTYAN: Derkach. Right. Derkach, yeah.

10 MR. FOX: D-E-R-K-A-C-H. He used to work here.

11 MR. BOTYAN: Yes. Correct.

12 MR. FOX: And he lives here?

13 MR. BOTYAN: Yes. Correct.

14 MR. FOX: Is he here now?

15 MR. BOTYAN: Probably not. He's working at his job.

16 MR. FOX: He working at his job?

17 MR. BOTYAN: Yeah.

18 MR. SERGEYCHIK: He change job?

19 MR. FOX: You don't -- who does he work for? Yeah, who does
20 he work for now?

21 MR. BOTYAN: Some construction company. That's all I know.

22 MR. SERGEYCHIK: Oh, he left from transportation company?

23 MR. BOTYAN: Because he sold the truck --

24 MR. SERGEYCHIK: But he has CDL driver license.

25 MR. BOTYAN: Yeah, I know. He wants to, like I said -- I

1 don't know how about the whole story but --

2 MR. SERGEYCHIK: Yeah. I know some people, some drivers --

3 MR. BOTYAN: -- he (indiscernible) --

4 MR. SERGEYCHIK: -- say we do not want to drive. It's not
5 like --

6 MR. BOTYAN: No.

7 MR. SERGEYCHIK: Just like this job not for all.

8 MR. BOTYAN: He purchase truck from dealer and something
9 always wrong with the transmission. He fix the transmission in
10 Chicopee.

11 MR. SERGEYCHIK: I just remember it was some like --

12 MR. BOTYAN: Yeah. And so --

13 MR. SERGEYCHIK: -- engine, also he was --

14 MR. BOTYAN: No, transmission and rear differential.

15 MR. SERGEYCHIK: Oh, yeah, yeah, yeah.

16 MR. BOTYAN: Always problem with the transmission.

17 MR. SERGEYCHIK: The whole time drop the truck and don't pay.

18 MR. BOTYAN: At the dealership, yeah. We help him, you know,
19 with the truck.

20 MR. SERGEYCHIK: Yeah. A lot of guys drive from pick up
21 truck.

22 MR. BOTYAN: And he sold it.

23 MR. SERGEYCHIK: Drop it and say, no, it's not -- this is
24 not --

25 MR. BOTYAN: He said, I don't want to pay -- not mortgage.

1 MR. SERGEYCHIK: It's like loan.

2 MR. BOTYAN: Payment for -- yeah, loan payment.

3 MR. FOX: Yeah, the loan payment. I see.

4 MR. BOTYAN: Yeah. He said, I want to save my own money.

5 Maybe we can go together. I'm like, okay.

6 MR. FOX: Now did you ever sell any equipment to 3 Brothers?

7 MR. BOTYAN: Um-hum. Uh-uh.

8 MR. FOX: Because he had a couple of vehicles that are over
9 there that were here.

10 MR. SERGEYCHIK: 3 Brothers, is that this same place?

11 MR. FOX: They used to be on [REDACTED] Street, Springfield. 3
12 Brothers? Its owned by an Iraqi fellow.

13 MR. BOTYAN: No, I don't know.

14 MR. SERGEYCHIK: I send --

15 MR. BOTYAN: We not, we not sell them --

16 MR. FOX: Ahmed Aljanabi, Ahmed Aljanabi?

17 MR. BOTYAN: I sold one of my previous truck to the dealer.

18 MR. SERGEYCHIK: Okay, 3 Brothers. It's the number 3 or say
19 words three?

20 MR. FOX: Three, three --

21 MR. SERGEYCHIK: No, because I know they say word Three
22 Brothers. It's two different companies.

23 MR. BOTYAN: Yeah. The previous truck, I exchange it to the
24 (indiscernible) car in Pittsfield, I believe. It's my favorite
25 truck.

1 MR. FOX: So did you ever sell any equipment or purchase any
2 equipment from 3 Brothers?

3 MR. BOTYAN: No. uh-uh.

4 MR. SERGEYCHIK: You have some records for that?

5 MR. FOX: Yeah. I don't have it right here in front of me,
6 but, you know, this -- every time you get inspected it goes into
7 the record. See. And this is, this -- everybody has this.
8 Everybody, if you have a DOT number, it goes in here. This is the
9 profile. And so it shows if you have authority --

10 MR. BOTYAN: Maybe Gregory sold it, because I know for sure
11 he sold us his trailer.

12 MR. FOX: And so, it's going to show the date, where you were
13 inspected.

14 MR. SERGEYCHIK: Um-hum, inspected, okay.

15 MR. FOX: If you had any violations.

16 MR. SERGEYCHIK: Okay.

17 MR. FOX: The vehicles, the VIN, the driver, and the driver's
18 information.

19 MR. SERGEYCHIK: Okay.

20 MR. FOX: So it lists every inspection.

21 MR. SERGEYCHIK: Okay. And how --

22 MR. FOX: And then 3 Brothers had some pieces, had -- 3
23 Brothers -- you had a vehicle that was here and went to Brothers.
24 Or from Brothers to here.

25 MR. BOTYAN: Or maybe some trailer was just under Brothers, 3

1 Brothers.

2 MR. FOX: I can try to pull up my computer. I have to -- the
3 website was --

4 MR. SERGEYCHIK: You know, it's like, for example --

5 MR. BOTYAN: Yeah. No, no, no. I have information.

6 MR. SERGEYCHIK: And you like take truck from one company.

7 MR. BOTYAN: If it's Gregory's --

8 MR. SERGEYCHIK: Trailer from another company.

9 MR. BOTYAN: Maybe Gregory sold it his own trailer. It's
10 probably true. I need the VIN number. I can check.

11 MR. FOX: I don't -- the website, this website that I'm
12 showing you is --

13 MR. BOTYAN: No. You have a VIN number, right, right here?

14 MR. FOX: Yeah, but I think that, that's not -- this is for
15 another vehicle.

16 MR. BOTYAN: Well, anyway, if it's matching, why not? I want
17 to check --

18 MR. FOX: It's not this VIN though. That's -- it's something
19 different.

20 MR. BOTYAN: Oh, okay.

21 MR. FOX: It's something different.

22 MR. BOTYAN: Well, I can tell you when Gregory was with the
23 trailer. I can give you info, if you need.

24 MR. FOX: Yeah. This is for another -- something else.

25 MR. BOTYAN: Okay. So maybe that's matching or something. I

1 don't know. Because under --

2 MR. FOX: Well, we don't have to get to the VIN number. I'm
3 just asking you specifically did you purchase any truck or trailer
4 from 3 Brothers?

5 MR. SERGEYCHIK: Or sold it.

6 MR. FOX: Or sold it to 3 Brothers?

7 MR. BOTYAN: No. We not purchase and we not sold it,
8 anything to the 3 Brothers.

9 MR. SERGEYCHIK: Okay. I have another question. If like
10 owner/operator, like Gregory come in with truck, own truck but
11 take trailer from 3 Brothers, it's maybe --

12 MR. BOTYAN: No. He never did.

13 MR. SERGEYCHIK: Never did?

14 MR. BOTYAN: No. I know --

15 MR. FOX: I mean, it could be the situation that you're
16 describing, but I don't know.

17 MR. BOTYAN: We have all the contracts. We have all the
18 info. That's not possible. That's not possible.

19 MR. FOX: Well, I can try to pull it up on my computer.

20 MR. SERGEYCHIK: Okay. Maybe like when there is -- like, for
21 example, like if Gregory go out from this business, he sold truck
22 for somebody --

23 MR. BOTYAN: No. He sold the truck to the dealer, Toyota.

24 MR. SERGEYCHIK: How about trailer?

25 MR. BOTYAN: I'm not sure about trailer.

1 MR. SERGEYCHIK: That's why.

2 MR. BOTYAN: Probably he sold it to through the --

3 MR. SERGEYCHIK: Maybe he sold it someone company and some
4 company was sold it to 3 Brothers but keep it title?

5 MR. FOX: It's possible. I don't -- it's possible.

6 MR. SERGEYCHIK: Maybe like this.

7 MR. FOX: It may be something like that. It's possible. So
8 I just -- that's why it came up in my report and I needed to ask
9 if --

10 MR. SERGEYCHIK: Yes. So maybe later was this, the truck,
11 this 3 Brothers --

12 MR. BOTYAN: No. When you register any equipment through the
13 DMV, it shows VIN number.

14 MR. SERGEYCHIK: I know.

15 MR. BOTYAN: It's matching VIN number. Like I sold it to
16 you, our trailer.

17 MR. SERGEYCHIK: Yes.

18 MR. BOTYAN: It has a VIN number.

19 MR. SERGEYCHIK: Of course, but when I go to -- with my
20 company, go then --

21 MR. BOTYAN: No, no. I personally sold to the, not your
22 personal name, your company, like 3 Brothers.

23 MR. SERGEYCHIK: I know. That's why I was not, was not
24 registered, three register. I just keep it all three
25 (indiscernible).

1 MR. BOTYAN: No, no, no.

2 MR. SERGEYCHIK: No?

3 MR. BOTYAN: No.

4 MR. FOX: I'm not for sure. So I asked a question. Thank
5 you for the reply.

6 MR. SERGEYCHIK: Yeah.

7 MR. FOX: So I think you've answered all my questions. So
8 I'm going to conclude the interview now. It's at 3:04 p.m. So,
9 I'm turning off -- ending the interview at this time.

10 Thank you, sir, for your time.

11 (Whereupon, at 3:04 p.m., the interview was concluded.)

12

13

14

15

16

17

18

19

20

21

22

23

24

CERTIFICATE

This is to certify that the attached proceeding before the

NATIONAL TRANSPORTATION SAFETY BOARD


IN THE MATTER OF: TRUCK/MOTORCYCLE COLLISION
RANDOLPH, NEW HAMPSHIRE
JUNE 21, 2019
Interview of DAKS Express

ACCIDENT NO.: HWY19MH010

PLACE: West Springfield, MA

DATE: July 24, 2019

was held according to the record, and that this is the original,
complete, true and accurate transcript which has been transcribed
to the best of my skill and ability.



Romona Phillips
Transcriber