

ATTACHMENT #1

**CLIMATE EXPRESS COMPANY
INFORMATION**

(33 Pages)

COMPANY SAFER DATA

USDOT Number
 MC/MX Number
 Name

Enter Value:

Company Snapshot

CLIMATE EXPRESS INC

USDOT Number: 648882

ID/Operations | Inspections/Crashes | Safety Rating | Insurance

Carriers: If you would like to update the following ID/Operations information, please complete and submit form MCS-150 which can be obtained [online](#) or from your State FMCSA office. If you would like to challenge the accuracy of your company's safety data, you can do so using FMCSA's [DataQs](#) system.

Other Information for this Carrier

[SafeStat Results](#)

[Licensing & Insurance](#)

Carrier and other users: FMCSA provides the Company Safety Profile (CSP) to motor carriers and the general public interested in obtaining greater detail on a particular motor carrier's safety performance than what is captured in the Company Snapshot. To obtain a CSP please visit the [CSP order page](#) or call (800)832-5660 or (703)280-4001 (Fee Required).

For help on the explanation of individual data fields, click on any field name or for help of a general nature go to [SAFER General Help](#).

The information below reflects the content of the FMCSA management information systems as of 12/02/2010.

Entity Type:	Carrier		
Out of Service (Interstate Only):	No	Out of Service Date:	None
Legal Name:	CLIMATE EXPRESS INC		
DBA Name:			
Physical Address:	HWY 47 SOUTH WASHINGTON, MO 63090		
Phone:	(636) 584-8200		
Mailing Address:	P O BOX 1188 WASHINGTON, MO 63090		
USDOT Number:	648882	State Carrier ID Number:	
MC or MX Number:	MC-306127	DUNS Number:	96-176-7662
Power Units:	120	Drivers:	118
MCS-150 Form Date:	01/22/2010	MCS-150 Mileage (Year):	11,625,000 (2009)
Operation Classification:			
X Auth. For Hire	Priv. Pass.(Non-business)	State Gov't	
Exempt For Hire	Migrant	Local Gov't	
Private(Property)	U.S. Mail	Indian Nation	

Priv. Pass. (Business)	Fed. Gov't	
Carrier Operation:		
X Interstate	Intrastate Only (HM)	Intrastate Only (Non-HM)
Cargo Carried:		
X General Freight	Liquids/Gases	Chemicals
Household Goods	Intermodal Cont.	Commodities Dry Bulk
Metal: sheets, coils, rolls	Passengers	X Refrigerated Food
Motor Vehicles	Oilfield Equipment	X Beverages
Drive/Tow away	Livestock	X Paper Products
Logs, Poles, Beams, Lumber	Grain, Feed, Hay	Utilities
Building Materials	Coal/Coke	Agricultural/Farm Supplies
Mobile Homes	Meat	Construction
Machinery, Large Objects	Garbage/Refuse	Water Well
X Fresh Produce	US Mail	

ID/Operations | Inspections/Crashes | Safety Rating | Insurance

Inspection results for 24 months prior to: 12/02/2010

Total inspections: 306

Note: Total inspections may be less than the sum of vehicle, driver, and hazmat inspections. Go to [Inspections Help](#) for further information.

Inspections:

Inspection Type	Vehicle	Driver	Hazmat
Inspections	138	306	0
Out of Service	18	12	0
Out of Service %	13%	3.9%	0%
Nat'l Average % (2007- 2008)	22.27%	6.60%	5.02%

Crashes reported to FMCSA by states for 24 months prior to: 12/02/2010

Crashes:

Type	Fatal	Injury	Tow	Total
Crashes	0	3	12	15

ID/Operations | Inspections/Crashes | Safety Rating | Insurance

The Federal safety rating does not necessarily reflect the safety of the carrier when operating in intrastate commerce.

Carrier Safety Rating:

The rating below is current as of: 12/02/2010

Review Information:

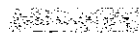
Rating date:	11/04/2002	Review Date:	03/24/2010
Rating:	Satisfactory	Type:	Non-Ratable

ID/Operations | Inspections/Crashes | Safety Rating | Insurance

For the most current information on the status of operating authority and insurance for this carrier, go to the [FMCSA Licensing & Insurance site](#).

SAFER Links

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Comprehensive Safety Information (CSI)

Federal Motor Carrier Safety Administration

Overview

Carrier Measurement

Driver Measurement

Intervention Management

Guidance

SEARCH | SUMMARY | UNSAFE | FATIGUE | FITNESS | DRUG/ALCOHOL | VEHICLE | CARGO | CRASH | INSURANCE/OTHER | HISTORY | DRIVERS

Home > Carrier Measurement > Crash Indicator

Logout

Using September 24, 2010 snapshot

[How do I correct my data?](#)

[Measurement Profile](#)

[Methodology](#)

[Print](#)

Carrier Measurement: Crash Indicator

CARRIER NAME: CLIMATE EXPRESS INC **DOT #:** 646882

Non-CSI ASSIGNED SI/MGR: STEPHANIE COPELAND (MO0604)

CSI ASSIGNED SI/MGR: STEFF COPELAND (MO0604)

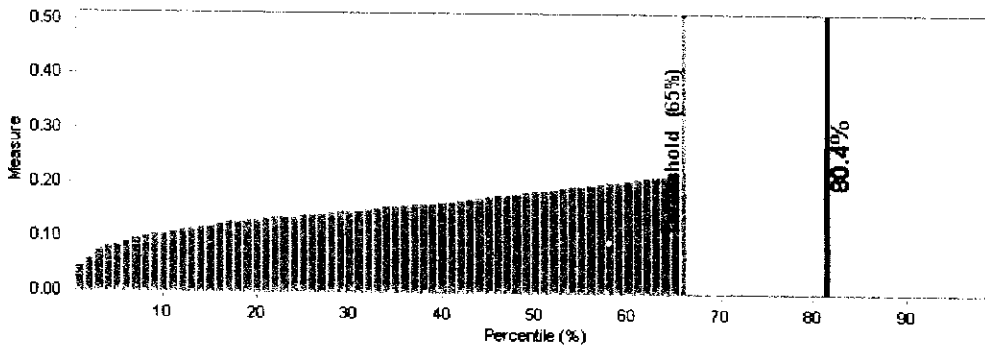
† The Crash Indicator measure/percentile represents carrier accident involvement only and is not intended as a means to assess fault. [Explanation](#)

CRASH INDICATOR ↑		Download CBI Data File	
(The installation of the Crash Analysis Tool is required to open and use files. See CSI Guidance page for installation instructions.)			
SAFETY ASSESSMENT	▶	ON-ROAD PERFORMANCE *	
DEFICIENT		Percentile *	INVESTIGATION DEFICIENT DATE *
		Over 65% threshold	

* The percentile is red when the [intervention threshold](#) is exceeded. The date is red when a serious violation is discovered during the investigation.

CRASH ACTIVITY (within 2 years) (View Detail Report)			
Measure:	0.27	Percentile:	
Average Power Units:	113.7	Average Power Units(APU) x Utilization Factor(UF):	132.7
Segment:	Combination Truck Carrier	Safety Event Group:	17-45 Crash
# of Crashes:	17	# of Crashes with Injuries or Fatalities:	4
# of Towaways:	17	# of HM Releases:	0

Measure vs Percentile



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Federal Motor Carrier Safety Administration
1200 New Jersey Avenue SE., Washington, DC 20590 • 1-800-832-5660 • TTY: 1-800-877-8339

Overview

Carrier Measurement

Driver Measurement

Intervention Management

Guidance

SEARCH | SUMMARY | UNSAFE | FATIGUE | FITNESS | DRUG/ALCOHOL | VEHICLE | CARGO | CRASH | INSURANCE/OTHER | HISTORY | DRIVERS

Home > Carrier Measurement > Fatigued Driving (Hours-of-Service)

Logout

Using September 24, 2010 snapshot

[How do I correct my data?](#) [Measurement Profile](#) [Methodology](#) [Print](#)

Carrier Measurement: Fatigued Driving (Hours-of-Service)

CARRIER NAME: CLIMATE EXPRESS INC **DOT #:** 648882
Non-CSI ASSIGNED S/MGR: STEPHANIE COPELAND (MO6604)
CSI ASSIGNED S/MGR: STEFF COPELAND (MO6604)

FATIGUED DRIVING (HOURS-OF-SERVICE)		
SAFETY ASSESSMENT	ON-ROAD PERFORMANCE *	INVESTIGATION DEFICIENT DATE *
DEFICIENT	Percentile * Over 65% threshold	N/A

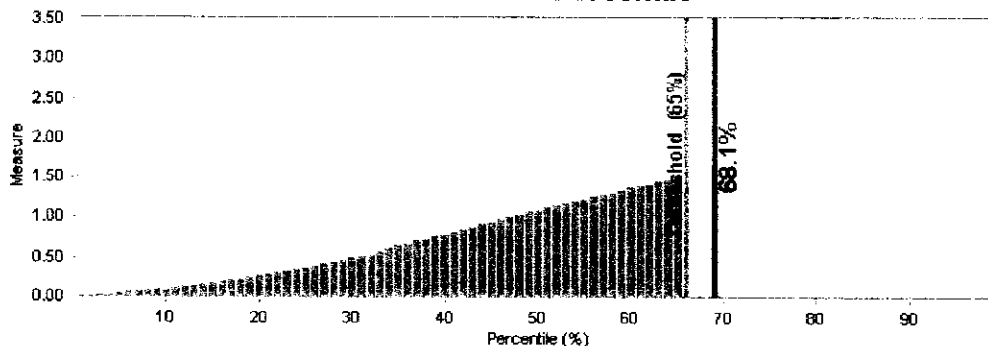
* The percentile is red when the intervention threshold is exceeded. The date is red when a serious violation is discovered during the investigation.

INVESTIGATION VIOLATION HISTORY
No investigation history

ON-ROAD PERFORMANCE: INSPECTION SUMMARY View Detail Report			
Measure:	1.53	Percentile:	
Relevant Inspections:	301	Safety Event Group:	101-500 Relevant Insp
Inspections resulting in Fatigued Driving Violation:	61	Number of Fatigued Driving Violations:	75

ON-ROAD PERFORMANCE: VIOLATION HISTORY				
Description	Violation	# Violations	# OOS Violations	Violation Severity Weight
Requiring or permitting driver to drive more than 11 hours	395.3(a)(1)	4	2	7
Requiring or permitting driver to drive after 14 hours on duty	395.3(a)(2)	12	7	7
Log violation (general/form and manner)	395.8	13	0	2
No drivers record of duty status	395.8(a)	1	1	5
False report of drivers record of duty status	395.8(e)	4	2	7
Drivers record of duty status not current	395.8(f)(1)	38	0	5
Driver failing to retain previous 7 days' logs	395.8(k)(2)	3	2	5

Measure vs Percentile



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Federal Motor Carrier Safety Administration
 1200 New Jersey Avenue SE., Washington, DC 20590 • 1-800-832-5660 • TTY: 1-800-877-8339

Home > Carrier Measurement > Summary

Logout

Using July 23, 2010 snapshot

[How do I correct my data?](#) [Measurement Profile](#) [Methodology](#) [Print](#)

Carrier Measurement: Summary

Non-CSI ASSIGNED SI/MGR: STEPHANIE COPELAND (MO0604)

CSI ASSIGNED SI/MGR: STEFF COPELAND (MO0604)

CARRIER INFORMATION				TOTAL CARRIER LOGINS: 38 LAST CARRIER LOG IN: 8/11/2010			
DOT #:	648862			Carrier Operation:	Interstate		
Carrier Legal Name:	CLIMATE EXPRESS INC			Carrier DBA Name:			
Carrier Address:	Hwy 47 South Washington, MO 63090			Mailing Address:	P O Box 1188 Washington, MO 63090		
Telephone/Fax:	6365848200 / 6365848201			Email:			
Number of Power Units:	120			Number of Drivers:	118		
VMT:	11,625,000			VMT Year:	2008		
HM Carrier:	No	Passenger Carrier:	No	HHG Carrier:	No	New Entrant Carrier:	No

FMCSA Review Date:	3/24/2010	FMCSA Review Type:	Non-Ratable Review
Safety Rating:	SATISFACTORY	Date of Last MCS-150 Update:	01/22/2010
SafeStat Category:		HM 70 SafeStat Category:	
Accident SEA:	72.29	Vehicle SEA:	35.48
Driver SEA:	61.23	Safety Management SEA:	

CARRIER SAFETY MEASUREMENT						
BASIC	ON-ROAD PERFORMANCE *	AND/OR	INVESTIGATION DEFICIENT DATE*	SAFETY ASSESSMENT		
Unsafe Driving	45.7		N/A		<input checked="" type="checkbox"/>	
Fatigued Driving (Hours-of-Service)			N/A		DEFICIENT	
Driver Fitness	74.4		N/A		<input checked="" type="checkbox"/>	
Controlled Substances and Alcohol	Insufficient		N/A		<input checked="" type="checkbox"/>	
Vehicle Maintenance	30.5		N/A		<input checked="" type="checkbox"/>	
Cargo Related	Insufficient		N/A		<input checked="" type="checkbox"/>	
Crash Indicator †					DEFICIENT	
Insurance/Other			N/A		<input checked="" type="checkbox"/>	

* The percentile is red when the intervention threshold is exceeded. The date is red when a serious violation is discovered during the investigation.
 † The Crash Indicator measure/percentile represents carrier accident involvement only and is not intended as a means to assess fault. [Explanation](#)

▼ This carrier has 0 red-flag driver. [Click here](#) drivers who have operated for this carrier.

CSA 2010 INTERVENTION ACTIVITY						
ID	Intervention Type	Status	Start Date	Review Date/ Follow-on Date	Last Update	Principal SI
60295	Cooperative Safety Plan (CSP)	Closed-Completed	3/25/2010	7/19/2010	7/20/2010	Steff Copeland
76268	Onsite Focused Investigation	Closed-Completed	2/26/2010	3/24/2010	4/13/2010	Steff Copeland
5745	Cooperative Safety Plan (CSP)	Closed-Completed	4/2/2008	4/2/2008	11/7/2008	Duane Buersmeyer
3052	Offsite Investigation	Closed-Completed	3/6/2008	3/21/2008	11/7/2008	Duane Buersmeyer

USDOT Number MC/MX Number Name

Enter Value: 648882

Search

Company Snapshot

CLIMATE EXPRESS INC
USDOT Number: 648882

ID/Operations | Inspections/Crashes In US | Inspections/Crashes In Canada | Safety Rating

Carriers: If you would like to update the following ID/Operations information, please complete and submit form MCS-150 which can be obtained online or from your State FMCSA office. If you would like to challenge the accuracy of your company's safety data, you can do so using FMCSA's DataQs system.

Other Information for this Carrier	
<input type="checkbox"/>	SMS Results
<input type="checkbox"/>	Licensing & Insurance

Carrier and other users: FMCSA provides the Company Safety Profile (CSP) to motor carriers and the general public interested in obtaining greater detail on a particular motor carrier's safety performance than what is captured in the Company Snapshot. To obtain a CSP please visit the CSP order page or call (800)832-5660 or (703)280-4001 (Fee Required).

For help on the explanation of individual data fields, click on any field name or for help of a general nature go to SAFER General Help.

The information below reflects the content of the FMCSA management information systems as of 09/21/2011

Entity Type:	Carrier		
Operating Status:	REGISTERED	Out of Service Date:	None
Legal Name:	CLIMATE EXPRESS INC		
DBA Name:			
Physical Address:	527 COMMERCIAL DRIVE UNION, MO 63084		
Phone:	(636) 584-8200		
Mailing Address:	P O BOX 1188 WASHINGTON, MO 63090		
USDOT Number:	648882	State Carrier ID Number:	
MC or MX Number:	MC-306127	DUNS Number:	--
Power Units:	114	Drivers:	113
MCS-150 Form Date:	02/23/2011	MCS-150 Mileage (Year):	14,700.000 (2010)
Operation Classification:			
<input checked="" type="checkbox"/> Auth. For Hire <input type="checkbox"/> Priv. Pass.(Non-business) <input type="checkbox"/> State Gov't <input type="checkbox"/> Exempt For Hire <input type="checkbox"/> Migrant <input type="checkbox"/> Local Gov't <input type="checkbox"/> Private(Property) <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Indian Nation <input type="checkbox"/> Priv. Pass. (Business) <input type="checkbox"/> Fed. Gov't			
Carrier Operation:			
<input checked="" type="checkbox"/> Interstate <input type="checkbox"/> Intrastate Only (HM) <input type="checkbox"/> Intrastate Only (Non-HM)			
Cargo Carried:			
<input checked="" type="checkbox"/> General Freight Liquids/Gases Chemicals <input type="checkbox"/> Household Goods Intermodal Cont. Commodities Dry Bulk <input type="checkbox"/> Metal: sheets, coils, rolls Passengers <input checked="" type="checkbox"/> Refrigerated Food <input type="checkbox"/> Motor Vehicles Oilfield Equipment Beverages <input type="checkbox"/> Drive/Tow away Livestock Paper Products <input type="checkbox"/> Logs, Poles, Beams, Lumber Grain, Feed, Hay Utilities <input type="checkbox"/> Building Materials Coal/Coke Agricultural/Farm Supplies <input type="checkbox"/> Mobile Homes Meat Construction <input type="checkbox"/> Machinery, Large Objects Garbage/Refuse Water Well <input checked="" type="checkbox"/> Fresh Produce US Mail			

ID/Operations | Inspections/Crashes In US | Inspections/Crashes In Canada | Safety Rating

US Inspection results for 24 months prior to: 09/21/2011

Total inspections: 313

Note: Total inspections may be less than the sum of vehicle, driver, and hazmat inspections. Go to Inspections Help for further information.

Inspections:

Inspection Type	Vehicle	Driver	Hazmat
Inspections	136	313	0
Out of Service	21	13	0
Out of Service %	15.4%	4.2%	%
Nat'l Average % (2009- 2010)	20.72%	5.51%	4.50%

Crashes reported to FMCSA by states for 24 months prior to: 09/21/2011

Crashes:

Type	Fatal	Injury	Tow	Total
Crashes	1	5	13	19

ID/Operations | Inspections/Crashes In US | Inspections/Crashes In Canada | Safety Rating

Canadian Inspection results for 24 months prior to: 09/21/2011

Total inspections: 0

Note: Total inspections may be less than the sum of vehicle and driver inspections. Go to Inspections Help for further information.

Inspections:

Inspection Type	Vehicle	Driver
Inspections	0	0
Out of Service	0	0
Out of Service %	0%	0%

Crashes results for 24 months prior to: 09/21/2011

Crashes:

Type	Fatal	Injury	Tow	Total
Crashes	0	0	0	0

ID/Operations | Inspections/Crashes In US | Inspections/Crashes In Canada | Safety Rating

The Federal safety rating does not necessarily reflect the safety of the carrier when operating in intrastate commerce.

Carrier Safety Rating:

The rating below is current as of: 09/21/2011

Review Information:

Rating Date:	11/04/2002	Review Date:	07/14/2011
Rating:	Satisfactory	Type:	Compliance Review

HOME | ABOUT | CONTACT | SAFETY | RATES | COMPLIANCE | REPORTING | DRIVER CARE

DOT Home » Safety » SMS

Gary Van Etten is logged in

CLIMATE EXPRESS INC

DOT#:648882

SMS Web History

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 details

[View Complete Measurement Profile](#)

BASICS Overview	PERFORMANCE	BASICS Status
Unsafe Driving	On-Road 39.8%	=
Fatigued Driving (Hours-of-Service)	Investigation 59.7%	=
Driver Fitness	46.8%	=
Controlled Substances and Alcohol	No Violations	=
Vehicle Maintenance	49.1%	=
Cargo-Related	No Violations	=
Crash Indicator	69.2%	=
Insurance and Other		=

SUMMARY OF ACTIVITIES

	Number	OOS Rate
Total Inspections:	308	
Vehicle Inspections	136	16 %
Driver Inspections	308	4 %
Hazardous Materials Inspections	0	0 %
HM Placard Inspections	0	0 %
Total Crashes:	20	
Tow-aways	19	
Injuries/Fatalities	6	

RECENT INVESTIGATIONS

The following are up to five most recent investigations.

Intervention Type	Date
Onsite Focused Investigation	7/14/2011
Onsite Focused Investigation	3/24/2010
Offsite Investigation	3/21/2008
Compliance Review	10/29/2002
Compliance Review	5/11/2001

USE OF SMS DATA/INFORMATION
Driver Information
For more information on the BASICS Overview please visit our Information Center

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

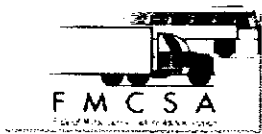
DATA CENTER

Scope: All BASICS
File Type: Excel

Carrier Registration Information as of August 26, 2011

USDOT# : 648882	Power Units: 114	Carrier Registration	Need more information about what SMS is or how to improve safety in a BASIC?
DBA Name: 527 Commercial Drive Union, MO 63084	Vehicle Miles Traveled: 14 700 000	Registration Updated: 02/23/2011	
Address: (636) 584-8200	VMT Year: 2010		
Telephone: (636) 584-8201	Drivers: 113		
Fax: (636) 584-8201	Carrier Operation: Interstate		
Email:	Passenger: No	Driver(s) with Red Flag violation (\$)	
	Subject to Placardable HM Threshold: No		
	Household Goods: No		
	New Entrant: No		

USE OF SMS DATA/INFORMATION



MCMIS

Motor Carrier Management Information System

Choose Subsystem



Exit MCMIS

Review Search






USDOT Number:	648882	Company Type:	CARRIER	Status:	ACTIVE
Legal Name:	CLIMATE EXPRESS INC				
Physical Address:	527 COMMERCIAL DRIVE, UNION, MO 63084				

Please do not release any information on a Review with asterisks

	Review Type	Form Number	Review Date	Rating/ Rating Date	Release Date	Date Safety Rating Letter Sent	Safety Rating Letter Disposition
View Review	***** COMPLIANCE REVIEW	899103	07/14/2011		10/10/2011	08/10/2011	SAFETY RATING LETTER HAS BEEN MAILED
View Review	NON-RATABLE REVIEW	784972	03/24/2010				WILL NEVER RECEIVE A SAFETY RATING LETTER
View Review	NON-RATABLE REVIEW	620007	03/21/2008				WILL NEVER RECEIVE A SAFETY RATING LETTER
Options for this Review	COMPLIANCE REVIEW	256916	10/29/2002	SATISFACTORY 11/04/2002		11/05/2002	SAFETY RATING LETTER HAS BEEN MAILED
Options for this Review	COMPLIANCE REVIEW	239024	05/11/2001	SATISFACTORY 05/16/2001		05/17/2001	SAFETY RATING LETTER HAS BEEN MAILED
Options for this Review	COMPLIANCE REVIEW	232007	11/08/2000	CONDITIONAL 12/23/2000			SAFETY RATING LETTER HAS BEEN MAILED
							SAFETY RATING

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Options for this Review		COMPLIANCE REVIEW	222343	03/08/2000	CONDITIONAL 04/22/2000		LETTER HAS BEEN MAILED
Options for this Review		COMPLIANCE REVIEW	212508	05/20/1999	CONDITIONAL 07/04/1999		SAFETY RATING LETTER HAS BEEN MAILED
Options for this Review		COMPLIANCE REVIEW	202626	01/29/1998	CONDITIONAL 03/15/1998		SAFETY RATING LETTER HAS BEEN MAILED

Options for this Company



September 20, 2011

| [Cargo Tank Search](#) | [Company Information](#) | [Crash](#) | [Inspection](#) | [Monitoring](#) | [Reports](#) | [Review](#) | [Safety Audit](#)



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Federal Motor Carrier Safety Administration

1205 New Jersey Avenue SE, Washington, DC 20020 • 1-800-832-9880 • TTY: 1-800-877-8339 • [Field Office Contacts](#)

NON-RATED COMPLIANCE REVIEW
3/21/2008

Missouri Department of Transportation / Motor Carrier Services



US DOT #
648882

Legal: CLIMATE EXPRESS INC
Operating (DBA):

MC/MX #: 306127

Federal Tax ID: (EIN)

Review Type: Non-ratable Review - CSA2010

Scope: Principal Office

Location of Review/Audit: Company facility in the U. S.

Territory: M

Operation Types Interstate IntraState

Carrier: Non-HM N/A
Shipper: N/A N/A
Cargo Tank: N/A

Business: Corporation

Gross Revenue: for year ending: 12/31/2007

Company Physical Address:

Hwy 47 South
Washington, MO 63090

Contact Name: Robert Hughey

Phone numbers: (1) 636-584-8200 (2)

Fax: 636-584-8201

E-Mail Address:

Company Mailing Address:

P O Box 1188
Washington, MO 63090

Carrier Classification

Authorized for Hire

Cargo Classification

General Freight

Does carrier transport placardable quantities of HM? No

Is an HM Permit required? N/A

Driver Information

	Inter	Intra
< 100 Miles:	0	0
>= 100 Miles:	82	0

Average trip leased drivers/month: 0

Total Drivers: 82

CDL Drivers: 82

Equipment

Owned Term Leased Trip Leased

Owned Term Leased Trip Leased

	Owned	Term Leased	Trip Leased		Owned	Term Leased	Trip Leased
Truck Tractor	94	0	0	Trailer	190	0	0

Power units used in the U.S.: 94

Percentage of time used in the U.S.: 100



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CLIMATE EXPRESS INC
U.S. DOT #: 648882

Review Date:
03/21/2008

Part A

QUESTIONS regarding this report or the Federal Motor Carrier Safety or Hazardous Materials rules may be addressed MODOT / Motor Carrier Services:

1320 Creek Trail Drive, P.O. Box 893
Jefferson City, Missouri 65102
Tel: (573)751-7117, Fax: (573)751-4354, Toll Free: (866)831-6277

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: Timothy Laske

Title: President

Name: Robert Hughey

Title: Safety and Compliance Manager





CLIMATE EXPRESS INC
U.S. DOT #: 648882

Review Date:
03/21/2008

Part B Violations

1 FEDERAL	Primary: 391.51(b)(5)	Discovered	Checked	Drivers/Vehicles In Violation	Checked
--------------	-----------------------	------------	---------	--	----------------

Description

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

Example

Driver _____ Trip Date 01/18/08

2 FEDERAL	Primary: 392.2	Discovered	Checked	Drivers/Vehicles In Violation	Checked
		15	15	14	20

Description

Operating a motor vehicle not in accordance with the laws, ordinances, and regulations of the jurisdiction in which it is being operated.

Example

Driver _____ Trip Date 01/23/08. Place Tennessee. Speeding

Safety Fitness Rating Information:

Total Miles Operated 10,000,000
Recordable Accidents 6

OOS Vehicle (CR): 0
Number of Vehicle Inspected (CR): 0
OOS Vehicle (MCMIS): 6
Number of Vehicles Inspected (MCMIS): 20

Your proposed safety rating is :

This Review is not Rated.



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LYOZUOM00CYAA



Causal Factors and Remedies

1. UNSAFE DRIVING BASIC CAUSAL FACTOR: Monitoring and Tracking Processes

Carrier fails to monitor staff to ensure they are operating in accordance with regulations and company policies due to Lack of Commitment to Safety.

DESCRIPTION OF PROCESS BREAKDOWN

What is the carrier's current practice related to the causal factor or is a practice in place?

The carrier has eighty-two drivers. Drivers are hired and monitored by Robert Hughey, Safety and Compliance Manager. The carrier has a company policy for drivers.

Where is the process breaking down?

Management is monitoring drivers for speeding and other driving violations. Management needs to make a concerted effort in enforcing company policy in speeding and other driving violations.

Why is this process breaking down?

Management needs to make a concerted effort in enforcing company policy in speeding and other driving violations.

What is the result of the process breakdown or process not being in place?

Roadside violations are happening because of no enforcement of the carrier's company policy for driving a commercial motor vehicle.

What is the link between the process breakdown and the violation/failed BASIC?

Enforcement of the carrier's company policy will minimize roadside violations.

RECOMMENDED REMEDIES

A. Process Steps: The following are recommended safety management practices to put in place related to Monitoring and Tracking.

i. Implement an effective process for monitoring and tracking all drivers' compliance with company policies, Federal regulations, and local laws and ordinances, e.g., hiring criteria checklists, periodic "random" or "sampling" checks on inspections, etc.

ii. Periodically review each driver's MVR to ensure compliance with company policies, Federal regulations, and local laws and ordinances.

iii. Ensure performance relating to company policies, Federal regulations, and local laws and ordinances are documented.

iv. Evaluate all staff required to monitor driver's safety performance.

v. Implement policies to require management to evaluate the company's inspection results via FMCSA's website at <http://ai.fmcsa.dot.gov/CSI>.

vi. Apply adequate resources to properly implement these processes. Consider reallocating responsibilities, adding or contracting additional staff, or investing in technology to aid in this responsibility.

B. Seek Out Resources: The following are some suggestions and resources to help you put these practices in place.

i. Review the following Safety Improvement Resources relevant to your causal factor: Commercial Truck and Bus Safety Management Techniques (http://onlinepubs.trb.org/onlinepubs/ctbssp/ctbssp_syn_1.pdf), Federal Motor Carrier Safety Regulations 49 CFR (<http://fmcsa.dot.gov>) or Motor Carrier Services Division Safety Compliance Manual (www.modot.org/mcs).

ii. Contact industry associations to get resources and ideas on best practices from other carriers in the industry.

2. This report contains citations of regulations that are deemed serious in nature and could result in penalties against your company and/or your drivers. Failure to abate the cited violations could result in penalties to be increased in future enforcement action. RECURRING VIOLATIONS OF THE SAME OR RELATED ACUTE OR CRITICAL REGULATIONS (VIOLATIONS OF THE SAME PART IN TITLE 49 CFR) THAT RESULT IN 3 ENFORCEMENT ACTIONS WITHIN A 6-YEAR PERIOD WILL CAUSE THE MAXIMUM PENALTIES ALLOWED BY LAW TO BE ASSESSED FOR THE THIRD ENFORCEMENT ACTION. See 49 USC 521.(b), 49 USC 5123, 49 USC chapter 149, 49 CFR, part 386, Appendix A, and Section 222 of the Motor Carrier Safety Improvement Act of 1999.





Causal Factors and Remedies


3. Notice: On March 30, 2004 FMCSA published a final rule requiring employers to review a candidate's safety performance history data within 30 days of hiring a new driver. The final rule enables prospective employers to obtain and use more complete driver safety performance history during the hiring process. Prospective employers will be required to, at a minimum, investigate a driver's employment information, accident record, and alcohol and controlled substances history from all employers the driver worked for within the previous 3 years. All previous employers are required to respond to the investigating employer within 30 days of receiving the investigation request.
Even though the final rule is effective April 29, 2004, motor carriers are not required to comply with the new rule until October 29, 2004. This 6-month period will allow motor carriers ample time to develop procedures and systems to implement this rule.
For more information on these regulations, please access the FMCSA Web site at www.fmcsa.dot.gov.

4. PLEASE NOTE: The violations discovered during this Non-ratable Review may affect the civil penalty proposed in any subsequent Notice of Claim. In addition, your history of prior violations of the Federal Motor Carrier Safety Regulations, Federal Hazardous Materials Regulations or the Federal Motor Carrier Commercial Regulations may also affect the civil penalty proposed in any subsequent Notice of Claim. Your signature for receipt of this report acknowledges your understanding that the violations discovered by the FMCSA during this review/inspection may be used to calculate any civil penalty proposed as a result of this review. Your signature is not an admission of the violations identified to you by the investigator.



COMPLIANCE REVIEW 3/24/2010

Missouri Department of Transportation / Motor Carrier Services

	US DOT # 648882	Legal: CLIMATE EXPRESS INC Operating (DBA):																						
MC/MX #: 306127		Federal Tax ID: (EIN)																						
Review Type: Non-ratable Review - CSA2010																								
Scope: Principal Office		Location of Review/Audit: Company facility in the U. S.		Territory: M																				
Operation Types <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%;">Interstate</td> <td style="width:15%;">Intrastate</td> <td colspan="3"></td> </tr> <tr> <td>Carrier: Non-HM</td> <td>Non-HM</td> <td colspan="3">Business: Corporation</td> </tr> <tr> <td>Shipper: N/A</td> <td>N/A</td> <td colspan="3">Gross Revenue: for year ending: 12/31/2009</td> </tr> <tr> <td>Cargo Tank:</td> <td>N/A</td> <td colspan="3"></td> </tr> </table>					Interstate	Intrastate				Carrier: Non-HM	Non-HM	Business: Corporation			Shipper: N/A	N/A	Gross Revenue: for year ending: 12/31/2009			Cargo Tank:	N/A			
Interstate	Intrastate																							
Carrier: Non-HM	Non-HM	Business: Corporation																						
Shipper: N/A	N/A	Gross Revenue: for year ending: 12/31/2009																						
Cargo Tank:	N/A																							
Company Physical Address: 527 Commercial Drive Union, MO 63084 Contact Name: Rob Hughey Phone numbers: (1) 636- 584-8200 (2) 636-584-6062 Fax 636-584-8201 E-Mail Address:																								
Company Mailing Address: P O BOX 1188 WASHINGTON, MO 63090																								
Carrier Classification Authorized for Hire																								
Cargo Classification <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:33%;">General Freight</td> <td style="width:33%;">Fresh Produce</td> <td style="width:33%;">Refrigerated Foods</td> </tr> <tr> <td>Does carrier transport placardable quantities of HM?</td> <td>No</td> <td></td> </tr> <tr> <td>Is an HM Permit required?</td> <td>N/A</td> <td></td> </tr> </table>					General Freight	Fresh Produce	Refrigerated Foods	Does carrier transport placardable quantities of HM?	No		Is an HM Permit required?	N/A												
General Freight	Fresh Produce	Refrigerated Foods																						
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Driver Information <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%;"></td> <td style="width:10%;">Inter</td> <td style="width:10%;">Intra</td> <td colspan="3">Average trip leased drivers/month: 0</td> </tr> <tr> <td>< 100 Miles:</td> <td>4</td> <td>6</td> <td colspan="3">Total Drivers: 170</td> </tr> <tr> <td>>= 100 Miles:</td> <td>160</td> <td></td> <td colspan="3">CDL Drivers: 170</td> </tr> </table>						Inter	Intra	Average trip leased drivers/month: 0			< 100 Miles:	4	6	Total Drivers: 170			>= 100 Miles:	160		CDL Drivers: 170				
	Inter	Intra	Average trip leased drivers/month: 0																					
< 100 Miles:	4	6	Total Drivers: 170																					
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Equipment <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%;"></td> <td style="width:15%;">Owned</td> <td style="width:15%;">Term Leased</td> <td style="width:15%;">Trip Leased</td> <td style="width:15%;"></td> <td style="width:15%;">Owned</td> <td style="width:15%;">Term Leased</td> <td style="width:15%;">Trip Leased</td> </tr> <tr> <td>Truck Tractor</td> <td>113</td> <td>7</td> <td>0</td> <td>Trailer</td> <td>202</td> <td>0</td> <td>0</td> </tr> </table> Power units used in the U.S.: 120 Percentage of time used in the U.S.: 100						Owned	Term Leased	Trip Leased		Owned	Term Leased	Trip Leased	Truck Tractor	113	7	0	Trailer	202	0	0				
	Owned	Term Leased	Trip Leased		Owned	Term Leased	Trip Leased																	
Truck Tractor	113	7	0	Trailer	202	0	0																	





CLIMATE EXPRESS INC
U.S. DOT #: 648882

Review Date:
03/24/2010

Part A

QUESTIONS regarding this report or the Federal Motor Carrier Safety or Hazardous Materials rules may be addressed to: MODOT / Motor Carrier Services

1320 Creek Trail Drive, P.O. Box 893
Jefferson City, Missouri 65109
Tel: (573)751-7117 Fax: (573)751-4354 Toll Free: 1(866)831-6277

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: Rob Hughey

Title: Safety & Compliance Manager

Name: Tim Laske

Title: President



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CLIMATE EXPRESS INC
U.S. DOT #: 648882

Review Date:
03/24/2010

Part B Violations

7 FEDERAL	Primary: 395.8(d)(11)	Discovered	Checked	Drivers/Vehicles In Violation	Checked
Description Failing to include shipping document number(s), or name of shipper and commodity on hours of service form Example Driver _____, trip date 10/13/09					
8 FEDERAL	Primary: 395.8(e)	Discovered 3	Checked 41	Drivers/Vehicles In Violation	Checked 2 6
Description False reports of records of duty status. Example Driver _____, trip date 10/20/09					
9 FEDERAL	Primary: 395.8(e)	Discovered	Checked	Drivers/Vehicles In Violation	Checked
Description False reports of records of duty status. Example Driver _____, trip date 10/9/09					
10 FEDERAL	Primary: 395.8(h)(5)	Discovered	Checked	Drivers/Vehicles In Violation	Checked
Description Failing to record name of city, town or village with state abbreviation at each change of duty status and/or during fuel stops. Example Driver _____, trip date 10/13/09					
11 FEDERAL	Primary: 396.11(b)	Discovered	Checked	Drivers/Vehicles In Violation	Checked
Description Failing to ensure driver vehicle inspection report is complete and accurate. Example Driver _____, report date 10/19/09, Company Unit #657 and trailer #1100					
12 FEDERAL	Primary: 396.11(c)(2)	Discovered	Checked	Drivers/Vehicles In Violation	Checked
Description Failing to retain vehicle inspection report for at least 3 months. Example Driver _____, Company Unit #537					
Safety Fitness Rating Information:					
Total Miles Operated		11,625,000	OOS Vehicle (CR): 0		
Recordable Accidents		6	Number of Vehicle Inspected (CR): 0		
			OOS Vehicle (MCMIS): 0		
			Number of Vehicles Inspected (MCMIS): 0		





CLIMATE EXPRESS INC
U.S. DOT #: 648882

Review Date:
03/24/2010

Part B Violations

Your proposed safety rating is :

This Review is not Rated.



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Causal Factors and Remedies

1. UNSAFE DRIVING BASIC PROCESS BREAKDOWN: Training and Communication

DESCRIPTION OF PROCESS BREAKDOWN

Climate Express Inc. has received several violations for speeding and failing to obey traffic signals. The violations primarily occur within inner city limits. The company has not performed any refresher training to help the driver be more aware and adjust to inner city speed limits and how to proceed in a more safe manner when coming upon and passing through traffic signals. Refresher training would provide additional communication of the company's desire for safe driving choices and compliance with local and state laws.

BASIC SPECIFIC RECOMMENDED REMEDIES

Implement Safety Improvement Practices: The following are recommended practices related to Communication and Training.

- Consider developing a refresher course to provide drivers training in safe driving technics. Possibly reinforce the training by using job aids of "what not to do" in driving situations.
- Consider giving drivers training specifically on approaching speed zone changes to help drivers determine the appropriate allowed time to decrease speed accordingly.
- Consider having the driver or a member of management review the route to be taken and pre-determine posted speed limits for the area and where speed limits change, this could help the driver be more aware.
- Consider offering training specifically for drivers approaching traffic signals. Encourage drivers to use caution when approaching a traffic signal and ensure drivers are slowing down when when the signal turns yellow. Also ensure drivers are allowing enough time to safely stop on a red signal.
- Provide training on topics relevant to safe driving, such as when to use flashers, how to handle road rage, the importance of keeping one's eyes on the road ahead and scanning it, texting is illegal, no use of in-vehicle devices that draw attention away from the road and no use of radar detectors.
- Ensure that managers and supervisors regularly communicate and demonstrate their commitment to safe driving.
- Inform drivers that their driving history is a factor in determining whether the carrier will be chosen for a roadside inspection as a way to motivate them to drive safely.
- Ensure that all drivers and other employees receive new-hire and refresher training in safe driving as required by regulations and company policy.

Seek Out Resources:

- You are encouraged to review your company's record at the following website: [HTTP://AI.FMCSA.DOT.GOV/CSI](http://AI.FMCSA.DOT.GOV/CSI) Please refer to the following resource numbers in the "Guidance" Section of the CSI web page that connects you with the reference materials in this website.
- Resource Number: 14008 - The Unsafe Driving Acts of Motorists In The Vicinity Of Large Trucks

2. CRASH INDICATOR BASIC PROCESS BREAKDOWN: Training and Communication

DESCRIPTION OF PROCESS BREAKDOWN

Climate Express Inc. has not developed any additional training to address driving choices, driving mistakes and circumstances that have resulted in a preventable accident more than once by different drivers. For example: making wide right turns and following too close.

BASIC SPECIFIC RECOMMENDED REMEDIES

Implement Safety Improvement Practices: The following are recommended practices related to Communication and Training.

- When the company has more than one crash for the same driving mistake or circumstance, consider developing training for that specific area to provide drivers with information of how to possibly prevent the same incident from occurring in the future.
- Implement a training/testing program that includes hands-on demonstrations of safe driving with a focus on defensive driving skills and techniques and crash avoidance. Create opportunities for individual instruction and coaching as appropriate.

Seek Out Resources:

- Resource Number: 74056 - Defensive Driving is a Critical Skill





Causal Factors and Remedies

3. GENERAL RECOMMENDED REMEDIES

Understand Why Compliance Saves Time and Money: Compliance with FMCSRs will not only save lives, but also save your business time and money. Tracking how much your business spends on non-compliance activities can help you understand the many benefits of compliance to your business and why safety is good business.

Apply Adequate Resources: Apply adequate resources to properly implement these processes. Consider reallocating responsibilities, additional staffing, contracting, or investing in technology to aid in this responsibility.

Document and Follow Through on Action Plans: Document and follow through on action plans to ensure remedies are creating improvement in safety management and compliance.

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


4. Notice: Failure to abate the cited violations could cause penalties to be increased in future enforcement actions. Recurring violations of the same or related acute or critical regulations (violations of the same Part in Title 49, Code of Federal Regulations) that result in three enforcement actions within a six year period will cause the maximum penalties allowed by law to be assessed for the third enforcement action

5. PLEASE NOTE: The violations discovered during this compliance review, safety audit or inspection may affect the civil penalty proposed in any subsequent Notice of Claim. In addition, your history of prior violations of the Federal Motor Carrier Safety Regulations, Federal Hazardous Material Regulations or the Federal Motor Carrier Commercial Regulations may also affect the civil penalty proposed in any subsequent Notice of Claim. Your signature for receipt of this report acknowledges your understanding that the violations discovered by the FMCSA during this review/inspection may be used to calculate any civil penalty proposed as a result of this review. Your signature is not an admission of the violations identified to you by the investigator.



COMPLIANCE REVIEW 7/14/2011

UNITED STATES DEPARTMENT OF TRANSPORTATION

	US DOT # 648882	Legal: CLIMATE EXPRESS INC Operating (DBA):						
MC/MX #: 306127		Federal Tax ID:			(EIN)			
Review Type: Compliance Review (CR)								
Scope: Principal Office		Location of Review/Audit: Company facility in the U. S.				Territory: M		
Operation Types		Interstate		Intrastate		Business: Corporation		
Carrier: Non-HM		N/A		N/A		Gross Revenue:		
Shipper: N/A		N/A		N/A		for year ending: 12/31/2010		
Cargo Tank:		N/A		N/A		N/A		
Company Physical Address:								
527 COMMERCIAL DRIVE UNION, MO 63084								
Contact Name: Rob Hughey								
Phone numbers: (1) 636-584-8200		(2)		Fax: 636-584-8201				
E-Mail Address:								
Company Mailing Address:								
P O BOX 1188 WASHINGTON, MO 63090								
Carrier Classification								
Authorized for Hire								
Cargo Classification								
General Freight		Fresh Produce			Refrigerated Foods			
Does carrier transport placardable quantities of HM?				No				
Is an HM Permit required?				N/A				
Driver Information								
		Inter		Intra		Average trip leased drivers/month: 0		
< 100 Miles:		8		8		Total Drivers: 113		
>= 100 Miles:		105		105		CDL Drivers: 113		
Equipment								
		Owned		Term Leased		Trip Leased		
		Owned		Term Leased		Trip Leased		
Truck Tractor		108		6		0		
Trailer		193		0		0		
Power units used in the U.S.: 114								
Percentage of time used in the U.S.: 100								



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CLIMATE EXPRESS INC
U.S. DOT #: 648882

Review Date:
07/14/2011

Part A

Questions about this report or the Federal Motor Carrier Safety or Hazardous Materials regulations may be addressed to the Federal Motor Carrier Safety Administration at:

3219 Emerald Ln, Suite 500
Jefferson City, MO 65109
Phone: (573)636-3246 Fax:(573)636-8901

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: Tim Laske

Title: President

Name: Rob Hughey

Title: Safety and Compliance Manager



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CLIMATE EXPRESS INC
U.S. DOT #: 648882

Review Date:
07/14/2011

Part B Violations

1 FEDERAL	Primary: 395.3(a)(1)	Discovered 1	Checked 331	Drivers/Vehicles In Violation 1	Checked 11
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Description

Requiring or permitting a property-carrying commercial motor vehicle driver to drive more than 11 hours

Example

03/12/11.

2 FEDERAL	Primary: 395.3(b)(2)	Discovered 9	Checked 259	Drivers/Vehicles In Violation 4	Checked 10
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Description

Requiring or permitting a property-carrying commercial motor vehicle driver to drive after having been on duty more than 70 hours in 8 consecutive days.

Example

05/06 - 13/11.

3 FEDERAL CRITICAL	Primary: 395.8(e)	Discovered 127	Checked 331	Drivers/Vehicles In Violation 9	Checked 11
--------------------------	-------------------	--------------------------	-----------------------	---	----------------------

Description

False reports of records of duty status.

Example

03/20/11.

4 FEDERAL	Primary: 395.8(f)	Discovered	Checked	Drivers/Vehicles In Violation	Checked
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Description

Failing to require driver to prepare record of duty status in form and manner prescribed.

Example

Drivers need to show location (city and state) at each change of duty status and shipping document number(s) and name of shipper and commodity. EX: 06/01/11; 06/03/11.

Safety Fitness Rating Information:		OOS Vehicle (CR): 0	
Total Miles Operated	14,682,123	Number of Vehicle Inspected (CR): 0	
Recordable Accidents	11	OOS Vehicle (MCMIS): 5	
Recordable Accidents/Million Miles	0.75	Number of Vehicles Inspected (MCMIS): 20	

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

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

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





CLIMATE EXPRESS INC
U.S. DOT #: 648882

Review Date:
07/14/2011

Part B Violations

Corrective actions must be taken for the violations (deficiencies) listed on Part B of this review. Title 49 CFR Sections 385.15 and 385.17 provide for administrative review and a change to a safety rating based on corrective actions, respectively. A request for a change to a safety rating under section 385.17 may be made at any time. A request for administrative review under section 385.15 must be made within 90 days of the date of the proposed safety rating issued under section 385.11(c) or a final safety rating issued under section 385.11(b), or within 90 days after denial of a request for a change in rating under section 385.17.

Null





Part B Requirements and/or Recommendations

1. FATIGUE DRIVING (HOS) BASIC PROCESS BREAKDOWN: Monitoring and Tracking

DESCRIPTION OF PROCESS BREAKDOWN

Carrier is not using all available time, dated supporting documents to check for false records of duty status.

BASIC SPECIFIC RECOMMENDED REMEDIES

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

- Implement an effective process for monitoring, tracking, and evaluating all drivers' compliance with Hours-of-Service (HOS) regulations and company policies.
- Promptly review all Records of Duty Status (RODS) for Hours-of-Service (HOS) violations and falsification. Look for discrepancies by comparing driver logs with all available supporting documents.
- Document all findings of noncompliance with hours of service regulations and/or company policies.
- Maintain roadside inspection, Records of Duty Status (RODS), supporting documents, dispatch schedules, and communication records to help evaluate the performance of all staff (drivers, dispatchers, and managers) involved in Hours of Service (HOS) and the effectiveness of compliance with HOS policies, procedures, and regulations.
- Regularly evaluate the company's fatigue-related inspection results via the Federal Motor Carrier Safety Administration's (FMCSA) website at <http://ai.fmcsa.dot.gov/CSI>. Assess violations for process breakdowns and how to remedy them.
- Consider using electronic on-board recorders (EOBRs) to monitor and track Hours-of-Service (HOS) violations.

Seek Out Resources:

- You are encouraged to review your company's record at the following website: <HTTP://AI.FMCSA.DOT.GOV/CSI>. You will need to use your PIN Number that has been provided by the FMCSA. This website contains helpful safety resources in the "Guidance" Section of the CSI web page.
- Contact industry associations to get resources and ideas on safety improvement practices from other carriers in the industry.

2. This report contains citations of regulations that are deemed serious in nature and could result in penalties against your company and/or your drivers.

3. • Understand Why Compliance Saves Time and Money: Compliance with FMCSRs will not only save lives, but also saves your business time and money. Tracking how much your business spends on non-compliance activities can help you understand the many benefits of compliance to your business and why safety is good business.

• Document and Follow Through on Action Plans: Document and follow through on action plans to ensure the actions you are taking are creating improvement in safety management and compliance.

• NOTICE: A pattern and/or repeated violations of the same or related acute or critical regulations (violations of the same Part in Title 49, Code of Federal Regulations) will cause the maximum penalties allowed by law to be assessed under Section 222 of the Motor Carrier Safety Improvement Act of 1999 (MCSIA). A pattern of violations means two or more violations of acute and/or critical regulations in three or more Parts of Title 49, Code of Federal Regulations discovered during any eligible investigation. Repeated violations means violation(s) of an acute regulation of the same Part of Title 49, Code of Federal Regulations discovered in an investigation after one or more closed enforcement actions within a six year period and/or violation(s) of a critical regulation in the same Part of Title 49, Code of Federal Regulations discovered in an investigation after two or more closed enforcement actions within a six year period.

• NOTICE: 49 CFR Part 391.23 requires prospective employers to, at a minimum, investigate a driver's employment information, crash record, and alcohol and controlled substances history from all employers the driver worked for within the previous 3 years.





Part B Requirements and/or Recommendations

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

• PLEASE NOTE: The violations discovered during this compliance review may affect the civil penalty proposed in any subsequent Notice of Claim. In addition, your history of prior violations of the Federal Motor Carrier Safety Regulations, Federal Hazardous Material Regulations or the Federal Motor Carrier Commercial Regulations may also affect the civil penalty proposed in any subsequent Notice of Claim. Your signature for receipt of this report acknowledges your understanding that the violations discovered by the FMCSA during this review may be used to calculate any civil penalty proposed as a result of this review. Your signature is not an admission of the violations identified.

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

385.15

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

Chief Safety Officer
Federal Motor Carrier Safety Administration
1200 New Jersey Avenue SE,
Washington, DC 20590

385.17

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

Daren Jones, Field Administrator
Midwestern Service Center, Federal Motor Carrier Safety Administration
4749 Lincoln Mall Dr.
Suite 300A
Matteson, IL 60443

Ensure that a CC copy of the letter is mailed to:
Julie Lane, Division Administrator
FMCSA, Missouri Division
3219 Emerald Lane, Suite 500
Jefferson City, MO 65109-6862

This letter should be submitted as soon as possible. If you have a proposed Unsatisfactory or Conditional Rating the letter must be submitted prior to the effective date of your Unsatisfactory or Conditional Rating.

4. Within 15 days, send a letter to the FMCSA Missouri Division describing what actions you have taken in response to this review to ensure that you are complying with the Federal Motor Carrier Safety Regulations.

