

TE-032/21

STATE OF WASHINGTON

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250 (360) 664-1160 • TTY (360) 586-8203

May 7, 2004

Department of Licensing Master License Service PO Box 9034 Campus Mail – 48001 Olympia, WA 98507-9034

Attention: Harumi Tolbert

Dear Ms. Tolbert:

The following information is provided to you in response to your recent inquiry regarding Checker Transportation Co., Inc.

The Washington Utilities and Transportation Commission regulates passenger charter carriers under Chapter 81.70 RCW. That regulation is limited to the safety of equipment, driver qualifications, and safety of operations. An applicant for a charter certificate must establish safety fitness and proof of financial responsibility before a certificate may be issued.

On December 22, 2003, the Washington Utilities and Transportation Commission (Commission) received an application for passenger charter certificate from Checker Transportation Co., Inc., d/b/a Kelley's Transportation. On March 19, 2004, the Commission received a certificate of insurance (Form E) for Checker Transportation Co., Inc. The Commission issued Charter Certificate No. CH-395 to Checker Transportation Co., Inc., by Order TE-032127, effective April 20, 2004.

A charter party carrier of passengers means every person engaged in the transportation of a group of persons, who, pursuant to a common purpose and under a single contract, have acquired the use of a motor bus to travel together as a group to a specified destination or for a particular itinerary, either agreed upon in advance or modified by the chartered group after having left the place of origin. RCW 81.70.020(5)

For the purpose of regulation under Chapter 81.70 RCW, motor vehicle means every self-propelled vehicle with seating capacity for seven or more persons, excluding the driver. RCW 81.70.020(4)

RCW 81.70.030 excludes the following from Charter regulation:

- 1. Vehicles operated wholly within the limits of incorporated cities.
- 2. Taxicabs, hotel buses, or school buses, when operated as such.
- 3. Passenger vehicles carrying passengers on a noncommercial enterprise basis.
- 4. Charter boats operating on waters within or bordering the state.
- 5. Limousine carriers under Chapter 81.90 RCW. (Chapter 81.90 was repealed in 1996 when regulation was transferred to Dept. of Licensing.)

Vehicles operated by a charter carrier must have the name of the carrier and the certificate or permit number firmly affixed to both sides of the vehicle. The characters must be of a sufficient size to be clearly distinguishable at a distance of at least fifty feet from the vehicle. RCW 81.70.330

For your information, I have attached copies of the application, order, and certificate authority. If you have any questions, you may contact me at (360) 664-1226 or by e-mail at ballen@wutc.wa.gov.

Sincerely,

Bonnie L. Allen Regulatory Analyst

Attachments

BEFORE THE WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

| In re Application CHA-79246 |) | |
|---|-------|-------------------------------|
| Checker Transportation Company, Inc., d/b/a Kelley's Transportation |) | DOCKET NO. TE-032127 |
| for a certificate to operate as a Charter Party Carrier of Passengers under the provisions RCW 81.70. |))) | ORDER GRANTING APPLICATION |
| • |) | |

- On December 22, 2003, application CHA-79246 was filed by Checker Transportation Company, Inc., d/b/a Kelley's Transportation under the provisions of RCW 81.70 to operate as a Charter Party Carrier of Passengers.
- The Commission having considered the application and being fully advised in the premises finds that the applicant is fit, willing and able to properly perform the service and conform to the provisions of RCW 81.70.

ORDER

WHEREFORE, IT IS ORDERED That the application herein be and the same is hereby granted, that a certificate be issued authorizing the applicant to operate as a Charter Party Carrier of Passengers in the state of Washington subject to the provisions of RCW 81.70 and WAC 480-40.

DATED at Olympia, Washington, and effective this 20th day of April, 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN Executive Secretary

CHECKER TRANSPORTATION COMPANY, INC. d/b/a KELLEY'S TRANSPORTATION 10710 E. MARGINAL WAY S. TUKWILA, WA 98168

CERT. NO. CH-395

CHARTER PARTY PASSENGER SERVICE.

In the State of Washington.

TE-032127

4-20-04

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

1300 South Evergreen Park Drive SW, PO Box 47250 Olympia Washington 98504-7250 Phone: (360) 664-1222 Fax (360) 586-1181

APPLICATION FOR CHARTER BUS/EXCURSION SERVICE CERTIFICATE

Fee: \$150.00

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| 111 0268 232 02 |) - DATE / | 2/22/03 | SAFETY INSP |
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| 111 0268 | Donka | HATE-032(27 | Rea Les - Ll. |
| | Po CCC | 1 10 0000 | registes - or, |
| THIS APPLICATION IS FO | B: | | |
| (Check One Only) | X CHARTER BUS CER | THEICATE EXCURS | ION SERVICE CERTIFICATE |
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| D/B/A Kelley's Transportat | | • | |
| MAILING 10710 E. Marginal V | | | and all Marco |
| ADDRESS | | ADDRESS | BIGIUSI ANSA 2 |
| <u>Tukwila, WA 9816</u> | 8 | Tukwlia, W | /A 98168 |
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| BUSINESS TELEPHONE NUI | MBER (206 <u>) 622-1234</u> | FAX NUMBER (208 |) 885-1914 |
| UBI#601 761 400 | **** | E-MAIL | · |
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| IF APPLICANT IS A CORPOR | ATION, LIST NAME, TITLES | S, AND PERCENTAGE OF ST | TOCK OF PRINCIPAL AND PERCENTAGE OF INTEREST |
| OF ALL PERSONS HAVING | N EQUITY IN THE BUSINE | eses: | AND PERCENTAGE OF INTEREST |
| | | | |
| Mr. Alexander Milman, Preside | ent | 100% | <u> </u> |
| IF APPLICANT HOLDS ANY | OTHER CERTIFICATE OR P | ERMIT WITH THE COMMISS | ION, LIST PERMIT NUMBERS: |
| 777 | | | |
| EQUIPMENT LIST: | | | |
| | <u> </u> | SERIAL NUMBER | ······································ |
| LICENSE NUMBER | YEAR AND MAKE OF | (VEHICLE IDENTIFICATION | TION SEATING CAPACITY |
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WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

RECEIVED

1300 South Evergreen Park Drive SW, PO Box 47250

Olympia Washington 98504-7250

DEC 2 2 2003

Phone: (360) 664-1222 Fax (360) 586-1181

WASH. UT. & TP. COMM.

0004693

APPLICATION FOR CHARTER BUS/EXCURSION SERVICE CERTIFICATE

Fee: \$150.00

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| THIS APPLICATION IS F | OR: | | |
| (Check One Only) | CHARTER BUS CERT | TIFICATE EXCURSION | SERVICE CERTIFICATE |
| NAME OF APPLICANT | Checker Transportation Company | , Inc. | |
| D/B/A | | | |
| | | | |
| MAILING 10710 E. Margin ADDRESS | nal Way S. | PHYSICAL 10710 E. Marginal V ADDRESS | Vay S |
| Tukwila, WA 98 | 168 | | 8 |
| | | | |
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| Mr. Alexander Milman, Pro | esident 100% of | f common stock | |
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| EQUIPMENT LIST: | | | |
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| LICENSE NUMBER | YEAR AND MAKE OF | SERIAL NUMBER (VEHICLE IDENTIFICATION | SEATING CAPACITY |
| CHECKER 6 | VEHICLE | NUMBER) | |
| CHECKER 10 | 1998 Lincoln Town Car 1996 Toyota LCRSW | 1LNFM82WXWY720538 JT3HJ85J4T0114561 | N/A N/A |
| CHECKER 8 | 1998 Lincoln Navigator | 5LMFU28L5WLJ01785 | N/A |
| 500 PVP CHECKER 4 | 2003 Hummer H2 1998 Lincoln Navigator | 5GRGN23U63H124403 5LMFU28L5WLJ06923 | NA CIUI IF ADDICE |
| 557 REW | 2000 Lincoln Town Car | 1LNHM81W8YY908035 | N/A N/A |
| · · · · · · | | | |

| DESCRIBE OPERATIONS (Territory)_ | Sate of Washington |
|----------------------------------|--------------------|
|----------------------------------|--------------------|

SAFETY COMPLIANGE REVIEW AND QUESTIONNAIRE:

GENERAL

| VERTE | | | |
|---|-------------------|--------|----------|
| Do you have a copy of the laws and rules relating to passenger charter and excursion service carriers | YES ? <u>X</u> | NO | N/A |
| Have you been cited within the last three years by the Commission for violations of it rules or laws?. | | | _X_ |
| If Yes, explain: | | | |
| Are you familiar with the state motor carrier safety rules? | <u>X</u> | | |
| Will management review the carrier' compliance status on a periodic basis? | | | |
| NOTIFICATION AND REPORTING OF ACCIDENTS | | | |
| Are you familiar with the Commission accident reporting rule? | YES X | NO | N/A |
| Will you take any action against drivers involved in preventable accidents? | | | - |
| PART 391 - QUALIFICATION OF DRIVERS | ÝES | NO | N/A |
| Do you have written hiring policies/procedures that are being followed when hiring new drivers? | <u>_X</u> | | |
| Are oral interviews conducted with new drivers to verify information submitted on their applications?. | | | |
| Will you have a system established to ensure drivers' medical certificates remain current? | | | |
| Will you verify that physicians completing medical certifications are knowledgeable about the instructions for performing and recording driver physical examinations? | | | |
| Will you review the results of the health history and physical examination? | | | |
| Will you have a system established that will ensure drivers= operating licenses remain current? | | | |
| Will you have a system established that will ensure drivers≔ annual reviews and annual record of violations remain current? | | | |
| Will you comply with the road test provisions of Section 391.31? | X | | |
| Can you maintain and produce complete driver qualification files on drivers? | | | |
| PART 392 - DRIVING OF MOTOR VEHICLES | YES | NO | N/A |
| Do you have established procedures concerning the use of alcohol and drugs? | _X | | |
| Do you have a policy for monitoring speed? | | | |
| | | | |

PART 395 - HOURS OF SERVICE OF DRIVERS

| | YES | NO | N/A |
|--|------------|-----------------|------------|
| Can you explain the hours of service limitations, i.e., 10, 15, 60 in 7, 70 in 8? | <u>X</u> | | |
| Will you file records of duty status in systematic manner? | <u>X</u> | | |
| Will drivers be required to complete recaps of their records of duty status? | <u>X</u> | | |
| Will dispatchers be aware of drivers= hours of service prior to trip? | <u>X</u> | | |
| Will other independent records be compared to drivers records of duty status for accuracy? | <u>X</u> _ | | |
| Will you have a system for recording hours of duty status on 100 mile radius drivers? | <u>X</u> | | |
| Will you have a disciplinary policy for noncompliance with Part 395? | <u>X</u> | | |
| | | | |
| PART 396 - INSPECTION, REPAIR AND MAINTENANCE | YES | NO | N/A |
| Will you have written procedures explaining a systematic, periodic maintenance program? | . <u>X</u> | | |
| Will you periodically review maintenance records for all equipment? | X | | |
| Will you comply with the vehicle inspection procedure? | X_ | | |
| Will you train drivers to perform pre-trip inspections? | X_ | | |
| Will you maintain the prior three months vehicle inspection reports on a vehicle? | X | | |
| Will you maintain a complete maintenance file on all vehicles? | | | |
| THE UNDERSIGNED APPLICANT REQUESTS THAT THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION MAKE ITS ORDER GRANTING A CERTIFICATE TO COMMISSION SERVICE CARRIER AS PROVIDED FOR IN RCW 81 Dated at: Tukwila, WA, Washington, | OPERATI | E AS A WAC 4 | 80-40 · |
| certify (or declare) under penalty of perjury under the laws of the state of Washington that the laws of | ne forego | ing is tru | Je |
| (Signature) | | | |

LAW OFFICE OF OLEG ORDINARTSEV, PLLC 8840 152" AVE. N.E.

REDMOND, WA 98052

TRLEPHONE: (425) 885-2565 FACSIMILE: (425) 885-1914

| TO: | | | | | |
|-------------------------------|-----------|-------------------------------------|--|--|--|
| Linda | | FROM: Oleg E. Ordinartsev | | | |
| COMPANY: WUTC | | DATE: 4/13/2004 | | | |
| FAX NUMBER: (360) 586-1181 | | TOTAL NO. OF PAGES INCLUDING COVER: | | | |
| PHONE NUMBER: (360) 664-1222 | | ORIGINAL WILL BE MAILED: No | | | |
| ks: Checker Trans | portation | YOUR REFERENCE NUMBER | | | |
| | URGENT | ☐ FOR REVIEW ☐ PLEASE REPLY | | | |
| NOTES (COVAGENTS) | | | | | |

NOTICE: Information contained in this communication is privileged and/or confidential, intended only for the individual/entity named above. If reader of this cover page is NOT intended recipient, you are hereby notified that any dissemination, distribution, or copying of this information is strictly prohibited. If you have received this facsimile transmittal in error, please immediately notify the sender by telephone (425) 885-2565, and return this facsimile transmittal to the above address via U.S. Mail. Thank you.

LAW OFFICE OF OLEG E. ORDINARTSEV, P.L.L.C.

8840 152[™] AVE. N.E. REDMOND, WA 98052

TELEPHONE: (425) 885-2565

FACSIMILE: (425) 885-1914

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APR 0 7 2004

WASH, UT, & TP, COMM.

April 5, 2004

Ms. Carolyn Caruso WUTC P.O. Box 47250 Olympia, WA 98504-7250

RE:

Checker Transportation Company, Inc.

UBI # 601 761 400 Previous WUTC #395

Dear Ms. Caruso:

I am writing this letter to confirm that all corrections/improvements/repairs which were found during the CVSA inspection of my client's vehicles have been completed. My client is waiting for another inspection appointment, if it is necessary. Please, have the inspector contact Mr. Alexander Milman at (206) 391-5454 at his earliest convenience.

Since on or about March 19, 2004 our office forwarded to WUTC the "Form E", it appears that the afore-mentioned inspection is the only thing which is delaying my client's application. If my client's understanding of the issue is incorrect, please contact the undersigned immediately.

With kindest regards,

Oleg E. Ordinartsev

cc: Ion melangle

LAW OFFICE OF OLEG E. ORDINARTSEV, P.L.L.C.

8840 152[™] AVE. N.E. REDMOND, WA 98052

TELEPHONE: (425) 885-2565 FACSIMILE: (425) 885-1914

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FEB 1 3 2004

WASH. UT. & TP. COMM.

February 10, 2004

WUTC P.O. Box 47250 Olympia, WA 98504-7250

Checker Transportation Company, Inc.

UBI # 601 761 400 Previous WUTC #395

Dear Sir or Madam:

I am writing this letter to inquire about the status of application filed by the above-stated company with the Washington Utilities and Transportation Commission on or about December 4, 2003. At this point, my client has not been contacted to schedule an inspection of his vehicles.

Please contact the undersigned and/or Mr. Alexander Milman (206-391-5454), if any additional information is necessary in order to process Checker's application.

Oleg/E. Ordinartsev

Attorney at Law

LAW OFFICE OF OLEG E. ORDINARTSEV, P.L.L.C.

8840 152[™] AVE. N.E. REDMOND, WA 98052

TELEPHONE: (425) 885-2565 FACSIMILE: (425) 885-1914

March 19, 2004

WUTC P.O. Box 47250 Olympia, WA 98504-7250

VIA FACIMILE TRANSMITTAL AND U.S. MAIL

RE:

Checker Transportation Company, Inc.

UBI # 601 761 400 Previous WUTC #395

Dear Sir or Madam:

Enclosed please find a copy of "Form E" for the above-stated client. I am aware that the initial inspection of my client's vehicles have already taken place. Any corrections/changes which were required by the WUTC inspector have been accomplished.

Please contact the undersigned and/or Mr. Alexander Milman (206-391-5454) and advise how soon another appointment may be scheduled.

Vith kindest regards,

Oleg H. Ordinartsev

Attorney at Law

From: 503-297-3742

WP-MC 1633 (9/97)

To: '12538527572'

Page: 1/1

Date: 3/19/2004 10:43:29 AM

Form E UNIFORM MOTOR CARRIER BODILY INJURY AND PROPERTY DAMAGE LIABILITY CERTIFICATE OF INSURANCE (Executed in Triplicate)

Filed with WUTC (hereinafter called Commission) (Name of Commission) This is to certify, that the AMERICAN CASUALTY COMPANY OF READING, PA. (Name of Company) (hereinafter called Company) of C.N.A. PLAZA CHICAGO, IL. 60685 (Home Office Address of Company) has issued to CHECKER TRANSPORTATION, INC., DBA: KELLY'S TRANSPORTATION of 10710 E. MARGINAL WAY., S. TUKWILA, WA. 98168 (Address of Motor Carrier) a policy or policies of insurance effective from 2/19/04 12:01 A.M. standard time at the address of the insured stated in said policy or policies and continuing until canceled as provided herein, which, by attachment of the Uniform Motor Carrier Bodily Injury and Property Damage Liability Insurance Endorsement, has or have been amended to provide automobile bodily injury and property damage liability insurance covering the obligations imposed upon such motor carrier by the provisions of the motor carrier law of the State in which the Commission has jurisdiction or regulations promulgated in accordance therewith. Whenever requested, the Company agrees to furnish the Commission a duplicate original of said policy or policies and all endorsements thereon. This certificate and the endorsement described herein may not be canceled without cancellation of the policy to which it is attached Such cancellation may be effected by the Company or the Insured giving thirty (30) days' notice in writing to the State Commission, such thirty (30) days' notice to commence to run from the date notice is actually received in the office of the Commission. Countersigned at 6443 SW Beaverton-Hillsdale Hwy Suite 350 Portland OR 97221-4210 (Street Address) (City) (State) (Zip Code) Day of MARCH 20 04 Insurance Company File No. BUA223646868 (Policy Number) Authorized Company Representative

MAR 2 2 2004 WASH. UT. & TP. COMM.

FROM: Washington Utilities and Transportation Commission

Transportation Operations

PO Box 47250 Phone: (360) 664-1222 Olympia, WA 98504-7250 Fax: (360) 586-1181

Date: 12-23-2003 Staff: Linda Elhardt

TO: CHA079246

CHECKER TRANSPORTATION COMPANY, INC.

10710 E. MARGINAL WAY S. TUKWILA, WA 98168

Return this document with the completed/corrected items listed below for prompt processing of your application for operating authority.

You must remit regulatory fees for your vehicles. Please complete the form enclosed and return to our office with the correct payment.

Obtain a CVSA safety inspection of your vehicle (s) and remit a copy of the completed inspection form. You may contact Carolyn Caruso at (360) 664-1244 for an appointment.

Obtain a Uniform Motor Carrier Certificate of Insurance (Form E) from your insurance company. The insurance must show your name EXACTLY as it is shown above.

X We also need the seating capacity information for the vehicles that you have listed on your charter application.

Washing the France Patrol, WUTC



| Special Project | |
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UNIFORM DRIVER/VEHICLE INSPECTION REPORT

| PERSONNEL NO. | DIST / DET | LEVEL: 1 | 2 | _ 3 | 4 | | _ 5 | X. |
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| CARRIER NAME (Inclue DBA | when applicable) | rtation | Co, | | | | | |
| ADDRESS 10710 | E. Marc | i lani | L)au | 3 | | <u> </u> | | |
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| Special Project | |
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UNIFORM DRIVER/VEHICLE INSPECTION REPORT

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| LOCATION: SR/MP | 1/2 | SCALEHOUSE NO. C | i 7 | D REQUIRED | | | | 57 Y N |
| CARRIER NAME (Inclue DI | 3A when applicable) | CARR | IER | | | | | |
| ADDRESS | er Trans | aportations | on C | $L_{+}c$ | nc | | | |
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| DRIVER NAME | | DRIV | E H ISE NO. | · · · | | STATE | EXP. | YEAR |
| DATE OF BIRTH | MED. CERT. Y | | | | s | HIPPING NO. | | |
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| REGISTERED OWNER NAM | IransoInc | 2 dba | · | 9100 | | PBT F | RATE | |
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| | oted above are repaired. y not drive until in compliance | OFFICER BIGNATURE | Jaan | · · · · · · · · · · · · · · · · · · · | - | | | |
| 3000-150-160 R (2/99) | | | ~~~ + | | | | | |

Washington State Patrol WUTC (CH395) Special Project **UNIFORM DRIVER/VEHICLE INSPECTION REPORT** 1020618 DIST / DET LEVEL: 1 **GENERAL** HAZARDOUS MATERIALS TIME (MILITARY) TIME (MILITARY) HAZARD CLASS / DIVISION NO. FINISHED : ()(PLACARD REQUIRED? Y N CARGO TANKS? Y CARRIER INTERSTATE DOT NO. ICC NO. DRIVER **DRIVER NAME** LICENSE NO. STATE EXP. YEAR DATE OF BIRTH SHIPPER NAME MED. CERT. SHIPPING NO. N WAIVER **VEHICLE** PBT RATE

LICENSE NO. / VIN NO. 5 LMFU28 STATE

L5WLJ01785

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Special Project

Washington State Patrol WUTC CH395 STUNIFORM DRIVER/VEHICLE INSPECTION REPORT

| PERSONNEL NO. DIST / DE | iT . | LEVEL: 1 | 2 | 3 | 4 | 5 🏏 | |
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| <u> </u> | | DRIVER SIGNATURE | | \leftarrow | L, | | |
| Vehicle may not be of defects noted above Driver may not drive | are repaired. | OFFICER SIGNATURE | | | | | |
| 3000-150-160 R (2/99) | | Stan | Skan | | . | | |

Special Toject Washington State Patrol WUTC UNIFORM DRIVER/VEHICLE INSPECTION REPORT 1020620 PERSONNEL NO. DIST / DET LEVEL: 1 GENERAL **HAZARDOUS MATERIALS** TIME (MILITARY) TIME (MILITARY) HAZARD CLASS / DIVISION NO. FINISHED 11 : 25 : REPORTABLE QTY? Y N HAZARDOUS WASTE? PLACARD REQUIRED? Y N CARGO TANKS? Y N CARRIER DRIVER DRIVER NAME STATE EXP. YEAR DATE OF BIRTH SHIPPER NAME SHIPPING NO. MED. CERT. Y N WAIVER VEHICLE PBT RATE UNIT YEAR/MAKE CO. UNIT NO. LICENSE NO. / VIN NO. \T3H \85 \4 TSTATE 2 3 4 1 11 12 FRONT Unit #a O/S VIOLATIONS CFR 3 Complied UNIT 3 CVSA DECALS UNIT 1 UNIT 2 UNIT.4... NOIC NO. DRIVER SIGNATURE Vehicle may not be operated until O / S defects noted above are repaired. Driver may not drive until in compliance. 3000-150-160 R (2/99)

Washington State Patrol WUTC Special Project UNIFORM DRIVER/VEHICLE INSPECTION REPORT 1020616 PERSONNEL NO. DIST / DET LEVEL: 1 ____ 2 ___ 3 ___ 4 ___ 5 __ **GENERAL** HAZARDOUS MATERIALS TIME (MILITARY) HAZARD CLASS / DIVISION NO. BEGUN 1 FINISHED 10:27: REPORTABLE QTY? Y N HAZARDOUS WASTE? PLACARD REQUIRED? Y N CARGO TANKS? Y N CARRIER DOT NO. ICC NO. DRIVER DRIVER NAME STATE EXP. YEAR DATE OF BIRTH MED. CERT. SHIPPER NAME N VEHICLE REGISTERED OWNER NAME/ADDRESS PBT RATE YEAR/MAKE CO. UNIT NO. LICENSE NO. / VIN NO. 5GRG N23 03 Humm van 2 1 10 11 FRONT CFR **VIOLATIONS** Unit#s CVSA DECALS UNIT 1 UNIT 2 UNIT 3 NOIC NO. Vehicle may not be operated until 0 / S defects noted above are repaired.

Driver may not drive until in compliance. 3000-150-160 R (2/99)