

WASHINGTON



UTILITIES AND TRANSPORTATION
COMMISSION

Assignment Report

Motor Carrier Safety

New Entrant? Yes No Was a CR conducted between 6-18 months after the permit was issued? Yes No

1. Investigator(s): Sandi Yeomans 2. Assignment No.: 116107
 3. Current Date: 7/27/2016 4. Date of Activity: 8/8/2016
 5. Carrier Name: Leavenworth Shuttle & Taxi LLC
 6. Company ID: 7262/16,161 7. Industry Code: 232 8. USDOT #: 2393914
 9. Carrier is: Intrastate Yes No Intra and Interstate

10. Destination Check

- Has a copy of the Destination Check Safety plan been attached? Yes No
- Any special emphasis placed on the destination check? Yes No
- Describe Special Emphasis:

11. Compliance Review

SI Rating: Satisfactory Unsatisfactory Conditional Not Rated

Number of Vehicles Operated: 8 Number of Drivers Operated: 4

Total Miles Prior Year: 115000 Recordable Accidents Prior Year: 0

Accident Ratio: 0.00

CSA Investigation: Yes No Full Investigation Focused Investigation

Carrier Type: Passenger Carrier Property Carrier Other: _____

12. Part B Violations

Part	Violations	Part	Violations	Part	Violations
382/40	4	383	1	387	
390	1	391	4	392	
395	2	396	1	397	

13. Vehicle Inspection Data

	MC	MB 16+	MB 1-15				
Inspections	1	2	2				
Defective Vehicles	1	2	2				
OOS Vehicles	1	1	0				
Level	5	5	5				

14. Vehicle Inspection Violations

	MC	MB 16+	MB 1-15			

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Comments:					
Brakes	2	1			
Lights	1				
Other	2	1	2		
Emergency		2			

15. Driver Inspection Violations

Medical Card	Medical Waiver	Hours of Service	Driver's License
Comment:			

ach

16. Relevant Carrier History:

This is the carrier's first compliance review. They operate two (2) motor coaches, two (2) 16+ coaches, and four (4) 1-15 passenger vans. Carrier claimed that they were not given technical assistance at time on new entrant. Carrier claims that only the vehicles were inspected.

17. Findings:

During the course of the Compliance Review the carrier was found to have numerous violations. The carrier had six violations in CFR title 49 part 382 for not performing pre-employment testing, not making sure that each CDL driver had equal chance of being selected each time selections are made, not requesting controlled substances information from previous employers, and failing to ensure the person designated to determine that drivers undergo reasonable suspicion testing receive 60 minutes training for alcohol and 60 minutes of controlled substances training. The carrier had two violations of CFR title 49 part 383 for failing to request employment history information for the 10 years preceding the date of the application for employment. The carrier had one violation of CFR title 49 part 390 for failing to file the MCS-150 each 24 months according to the schedule. The carrier had fifteen violations for CFR title 49 part 391 for using drivers that had not been medically certified, using a driver who has not furnished an employment application, failing to investigate driver's background, and failing to place a note related to the verification of the medical examiner's listing on the National Registry. The carrier had violations of CFR title 49 part 395 for failing to require driver to make a record of duty status and failing to require driver to prepare record of duty status in form and manner as prescribed. The carrier had 49 violations of CFR title 49 part 396 for failing to require driver to prepare driver vehicle inspection reports. See Part C.

18. Recommended Safety Action: Yes No

- Require the company to submit a compliance plan in response to the 15 day letter requirement.
- Require the company to submit a compliance plan in response to the 385 letter requirement (45 days).
- Recheck – Safety Investigation (Date: 1/30/2017)
- Revisit to recheck a specific issue (Date: _____)
- Send the company a compliance letter. Require a response: Yes No
- Issue administrative penalties for violations of: 382.30(a), 391.45(a), 396.11(a), 396.17(a)
- Issue a complaint.
- Stop company operations.

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19. Is this carrier considered a high risk carrier as a result of this activity? Yes No

- Carrier accident ratio is higher than aggregate ratio.
- Carrier had an out-of-service ratio 25% higher at the last vehicle inspection.
- Carrier had a defect ratio 75% or higher at the last vehicle inspection.
- Carrier received more than one conditional or unsatisfactory safety investigation rating in more than one of the last four safety investigations (or less than four if four are not completed).
- Other (please explain):

20. Additional Comments:

The carrier was very helpful throughout the investigation. Mr. Witt worked very hard to correct the violations during the time of the investigation as they were brought to his attention. He is very sincere in working to be in compliance with CFR title 49. His two vehicles that were put out of service are not being used at this time. I talked to his mechanic and he informed me that Mr. Witt does not allow his vehicle to be in disrepair and will have the two out of service vehicle repaired before they are used. I informed Mr. Witt that he would need to sign and return the Aspen reports on the out of service vehicles before he put them back in service.

Investigator's Signature: _____ Date: 7/28/2016

OFFICE USE ONLY

Initial Review By: _____ Date: _____

Initial Reviewer's Recommendation: _____

Final Review By: _____ Date: _____

Final Reviewer's Recommendation: _____

Internal Processing	
Date Closed:	By:

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Company Name: _____

Assignment #: _____ **Staff Assigned:** _____