

## DRIVER/VEHICLE EXAMINATION REPORT



Public Utilities Commission of Ohio  
180 East Broad Street  
Transportation Department  
Columbus, OH 43215  
Phone #: (614)466-0429 Fax #: (614)752-9274

Report Number: OH1200001847  
Inspection Date: 8/15/2019 Certification Date: 09/11/2019  
Time Started: 20:25 Time Ended: 21:51  
Inspection Level: II - Walk-Around  
HM Inspection Type: No HM Inspection

GENERAL TRANSPORT INCORPORATED

PO BOX 7727

AKRON, OH 44306-0727

USDOT #: 00286764

Phone #: (800)678-6055

MC/MX #: 00186800

Fax #:

State #:

Driver: MASSEY, CURTIS N

License #:

State: OH

Date of Birth:

Location: ROADSIDE

MilePost: 100

Highway: IR 80

Origin: CHICAGO, IL

Bill of Lading:

County: SANDUSKY

Destination: AKRON, OH

Cargo: EMPTY

Shipper: CARRIER

## VEHICLE IDENTIFICATION:

Unit	Type	Make	Year	tate	License#	Equipment ID	Unit VIN	GVWR	CVSA #	CV A Issued #	OO	tkr #
1	TT	INTL	2019	OH		592	3HSDZTZ7KN223647	53,200				
2	ST	TRIM	2007	OH		5420	2MN01AHX71001158	68,000				1200001847

BRAKE ADJUSTMENTS: No brake measurements recorded.

## VIOLATIONS :

Vio Code	Section	Unit	OOS	State Citation Number	Verify*	Crash	Violation Description
396.9C2	396.9(c)(2)	D	N		N	N	Operating an out-of-service vehicle
<b>393.201A</b>	<b>393.201(a)</b>	<b>2</b>	<b>Y</b>		U	N	<b>Frame cracked / loose / sagging / broken: Broken frame rail. See photos. Driver attempted to secure per Indiana DOT. However still not safe or fixed.</b>
392.2MI	392.2	D	N	22X6NEP	N	N	Miscellaneous Traffic Law Violation: Operating Unsafe vehicle. Unit 339 from Post 90 issued citation.

\* N - Non-OOS or Driver OOS Violation; U - Unknown

## HazMat:

No HM Transported.

Placard: NA Cargo Tank

## Special Checks:

<input type="checkbox"/>	Alcohol/Controlled Substance Check	<input checked="" type="checkbox"/>	Traffic Enforcement	<input type="checkbox"/>	Post Crash Inspection
<input type="checkbox"/>	Conducted by Local Jurisdiction	<input type="checkbox"/>	PASA Conducted Inspection	<input type="checkbox"/>	PBBT Inspection
<input type="checkbox"/>	Size and Weight Enforcement	<input type="checkbox"/>	Drug Interdiction Search	Arrests:	
<input type="checkbox"/>	EScreening				

**Inspection Notes:** Driver was stopped in Indiana and vehicle was placed out of service. Driver states that the inspector advised him how to secure it and then let him continue down the road. Contact with Indiana DOT could not be made to verify. Driver attempted to secure the sidewalls but did not have enough securement to safely travel down the road. Was called in by concerned citizen stating that the trailer was falling apart. Side walls were separated from front and back.

## Special Study Fields:

Special Study1:

Special Study6:

Special Study2:

Special Study7:

Special Study3:

Special Study8:

Special Study4:

Special Study9:

Special Study5:

Special Study10:

## Locally Defined Fields:

For-Hire Carrier: Y; Driver Address: 631 COITSVILLE RD; Driver City: CAMPBELL; Driver State: OH; Driver Zip: 44405; Photos Taken (Y/N): Y; Reason Code: OBVI; FMCSA Credentials Verified-Y/N: Y; CDL Verified (Y/N): Y; FMCSA OOS Order Issued(Y/N): N; ISS Score: 38

\* Pursuant to authority contained in Title 49, Code of Federal Regulations, Section 396.9, I hereby declare vehicles with defects followed by an "Y" in the "Out of Service" column in the violations discovered section of this report OUT OF SERVICE. No person shall remove the out of service stickers applied to these vehicles, or operate such vehicles until the out of service defects have been repaired and the vehicles have been restored to safe operating condition.

Report Prepared By:

J C ALBERT

Badge #:

1200

Copy Received By:

MASSEY, CURTIS N

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OH1200001847

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X

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GENERAL TRANSPORT INCORPORATED

PO BOX 7727

AKRON, OH 44306-0727

USDOT #: 00286764

Phone #: (800)678-6055

MC/MX #: 00186800

Fax #:

State #:

Driver: MASSEY, CURTIS N

License #:

State: OH

Date of Birth:

All violations of the FHMR and FMCSR or Title 49 of the Ohio Revised Code will be reviewed by the PUCO's Transportation Department to determine whether civil forfeitures should be assessed against any responsible parties in accordance with the penalty provisions of Title 49 of the Ohio Revised Code. If civil forfeitures are assessed, you will receive a separate notice by mail. These penalties may be assessed to motor carriers, shippers, and/or drivers.

ATTENTION MOTOR CARRIER: The motor carrier must examine this report and repair all the vehicle defects/violations noted above -AND- The motor carrier must sign the Certification of Repairs below and return the signed form to: Public Utilities Commission of Ohio, TASD - 4th floor, 180 E Broad St, Columbus, OH 43215-3793 -OR- Fax (614) 752-9274 within 15 days of the inspection. If "No Violations Were Discovered" then you do not need to return this report. Failure to return this report with the required certification can result in penalties up to \$1,000 per day for each day the violation continues, up to a total of \$10,000. If you have any questions, please contact (614) 466-0429.

Signature of Carrier Official:

X

Date:

ATTENTION DRIVER: This report must be sent to the motor carrier whose name appears at the top of this inspection report within 24 hours. If the inspection report cannot be delivered within 24 hours the driver must mail or fax the inspection report to the motor carrier.

## \*\*\*\*\* POSSIBLE CDL DISQUALIFICATION \*\*\*\*\*

If this roadside inspection identified an alleged violation of one or more of the below noted regulations, your CDL may be disqualified. If the PUCO finds you committed a violation of any of these regulations, the violation will be treated as a conviction for the purposes of federal and state law and notice of such conviction will be forwarded to the Ohio Bureau of Motor Vehicles (BMV). The BMV may disqualify you from operating a commercial motor vehicle for a minimum of 60 days. Any BMV sanction is in addition to sanctions imposed by the Public Utilities Commission of Ohio (PUCO).

177.804(b)(1), 177.804(b)(2), 177.804(b)(3), 177.804(c), 4901.2-5-07D, 383.23(a)(2), 383.51(a), 383.51A-NSIN, 383.51A-NSOUT, 383.51A-SIN, 383.51A-SOUT, 383.91(a), 383.93(b)(1), 383.93(b)(2), 383.93(b)(3), 383.93(b)(4), 383.93(b)(5), 391.15(a), 391.15A-NSIN, 391.15A-NSOUT, 391.15A-SIN, 391.15A-SOUT, 392.10(a)(1), 392.10(a)(2), 392.10(a)(3), 392.10(a)(4), 392.11, 392.12, 392.4(a), 392.5(a)(2), 392.5A2-UI, 392.5(c)(2), 392.80(a), 392.82(a)(1), 395.13(d), 396.9(c)(2).

MOTOR CARRIER CERTIFICATION OF COMPLETED REPAIRS: The undersigned certifies that all violations noted on this report have been corrected and action taken to assure compliance with the Federal Motor Carrier Safety & Hazardous Materials Regulations insofar as they are applicable to motor carriers and drivers. A false certification of repairs is required to be prosecuted with penalties up to \$10,000.

Signature of Repairer:

X

Facility:

Date:

Report Prepared By:

J C ALBERT

Badge #:

1200

Copy Received By:

MASSEY, CURTIS N

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OH1200001847

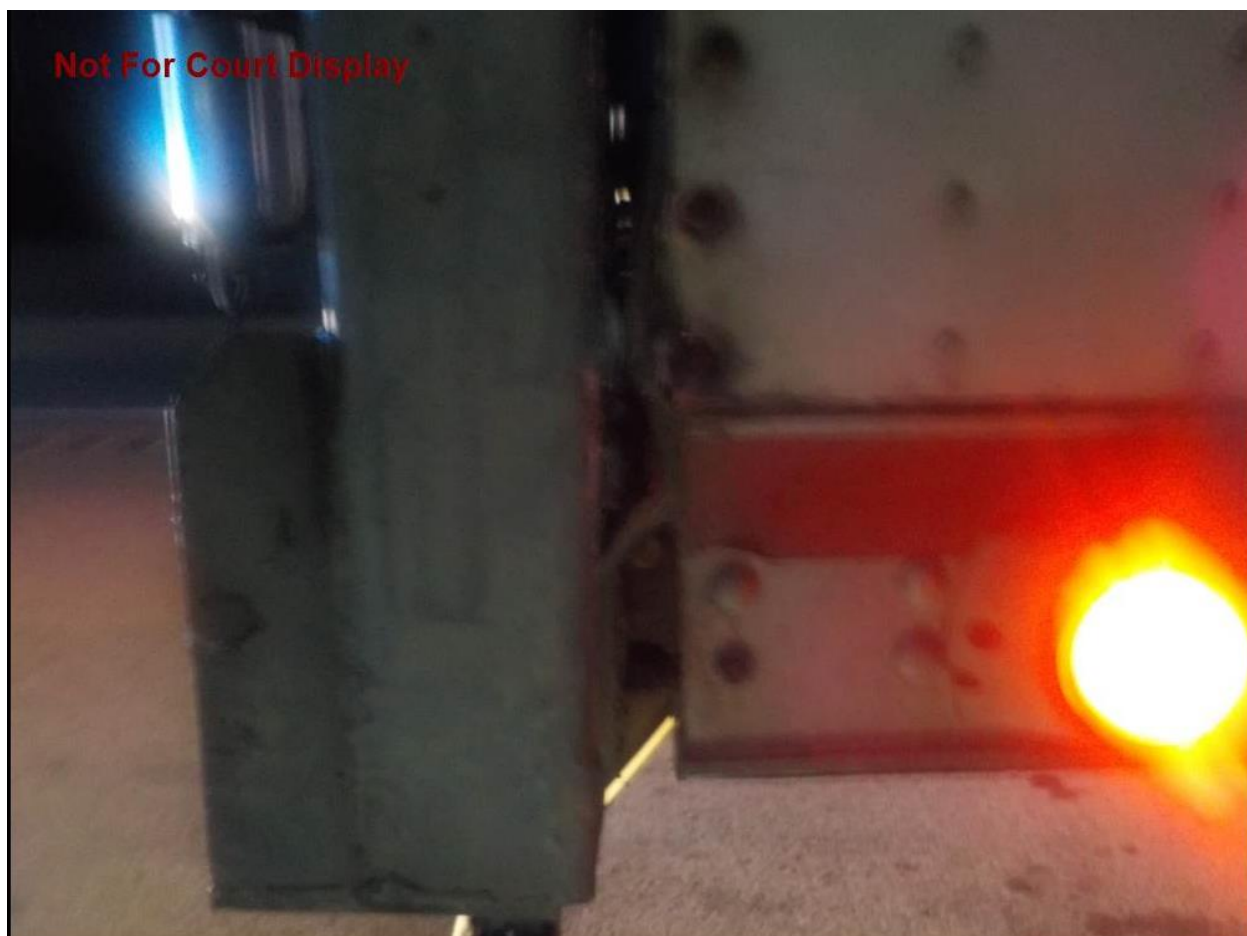
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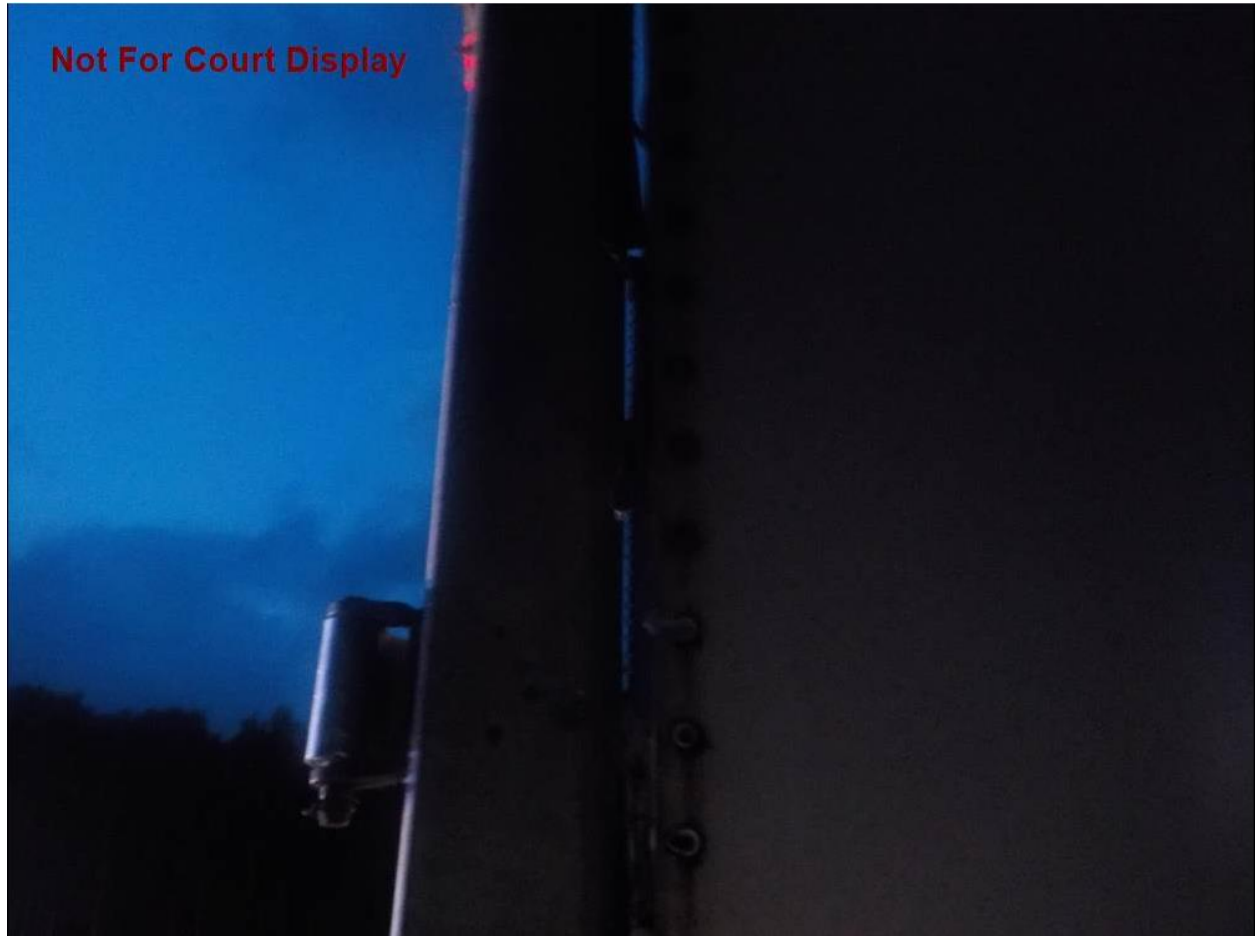






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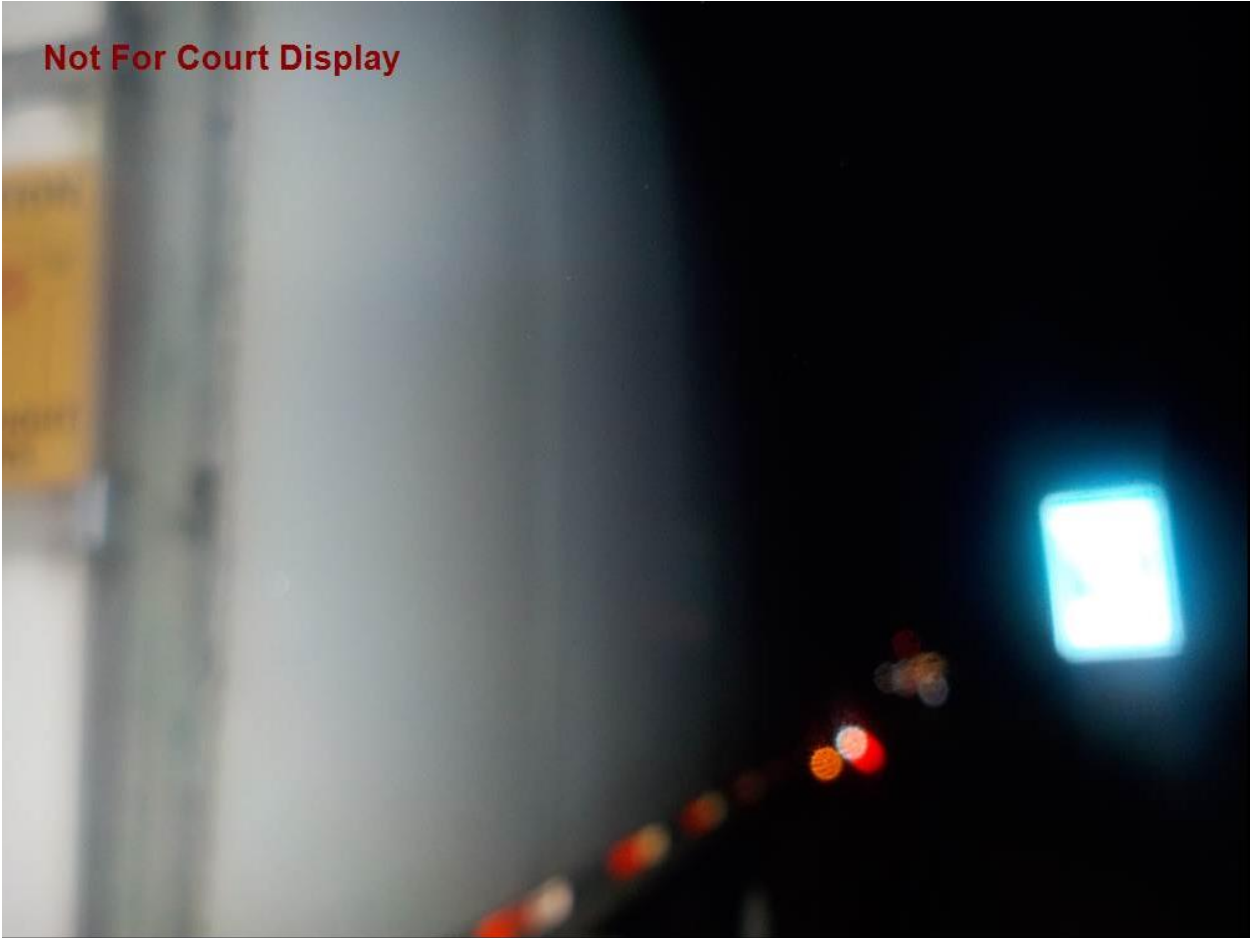


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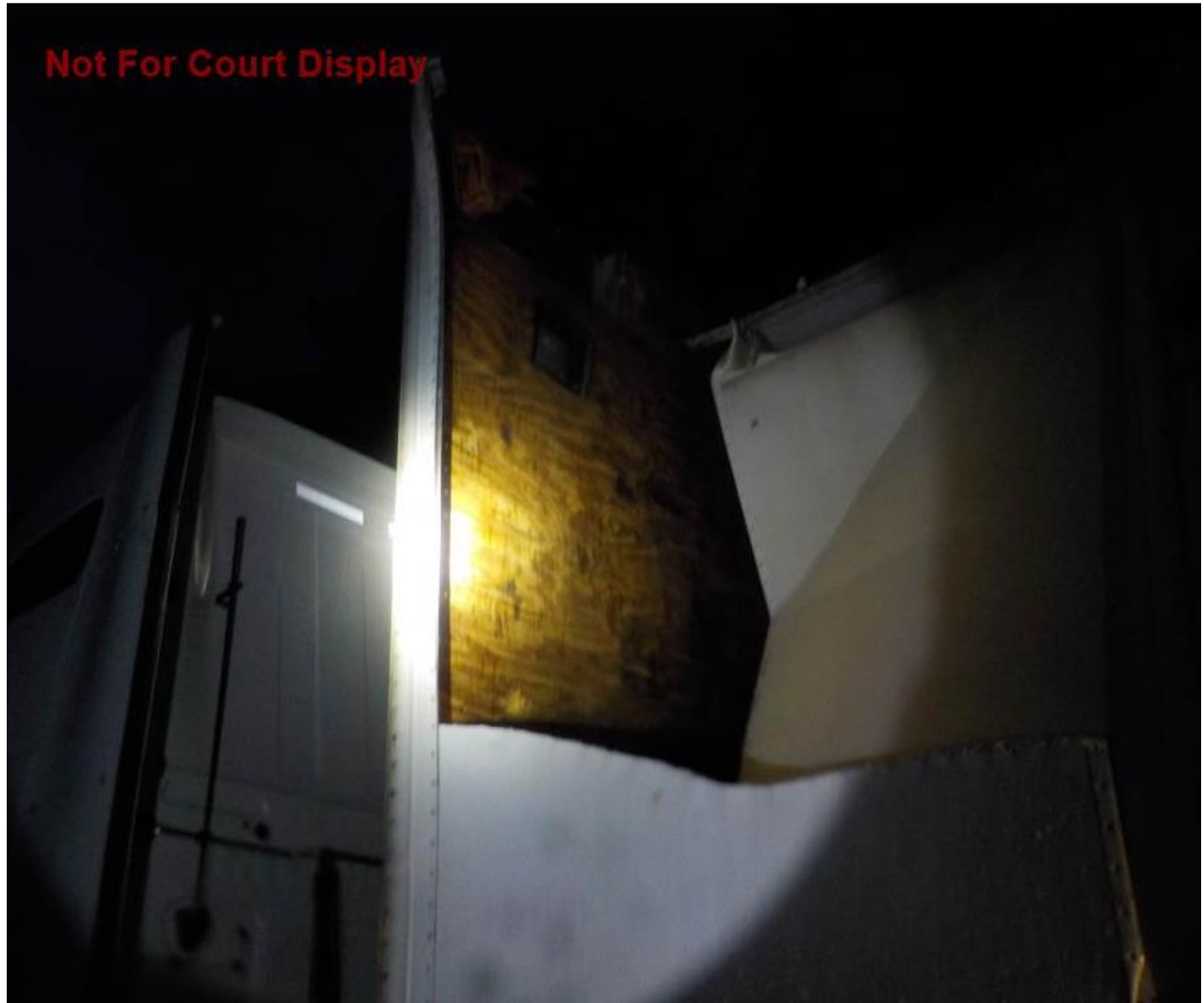






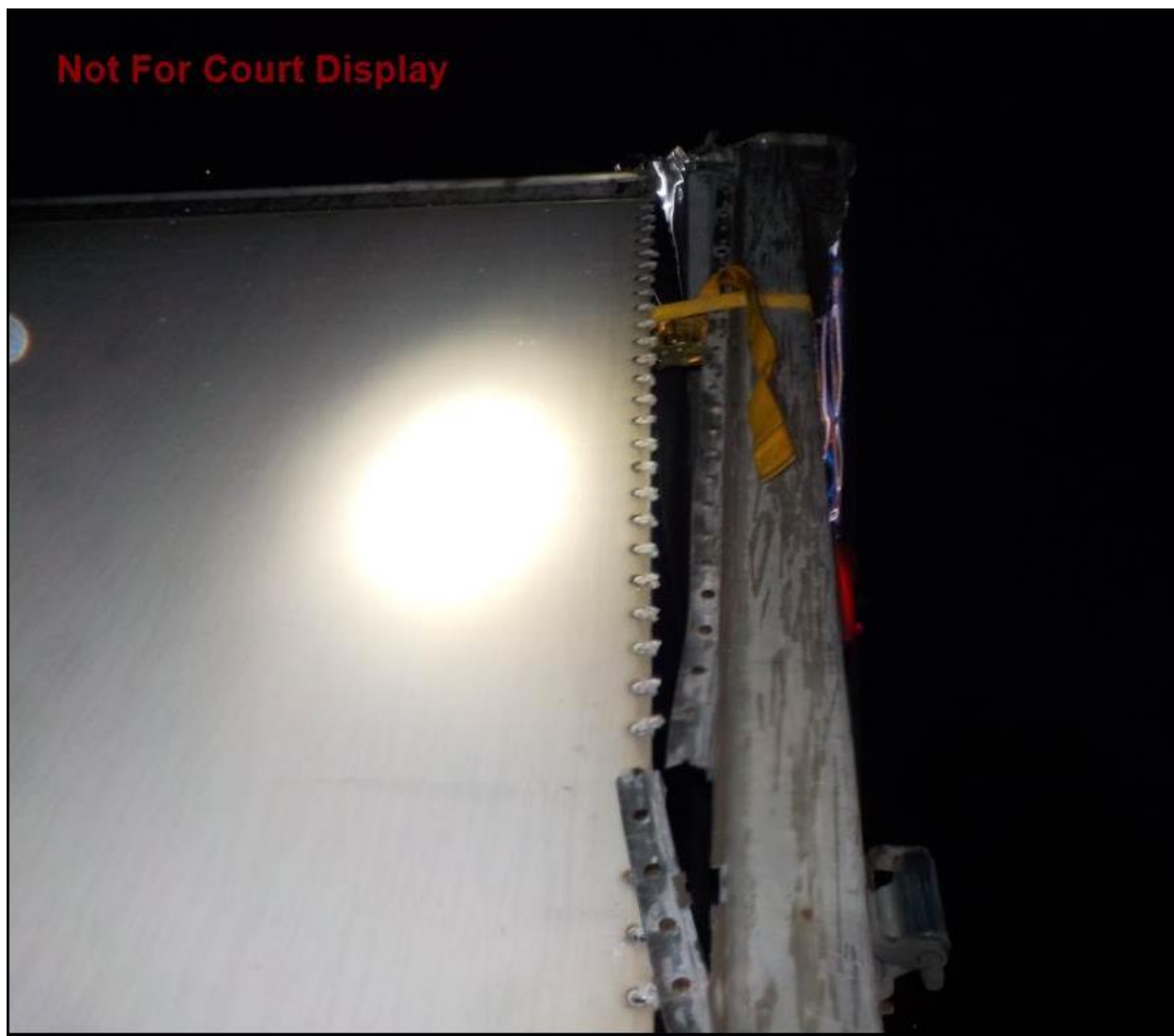


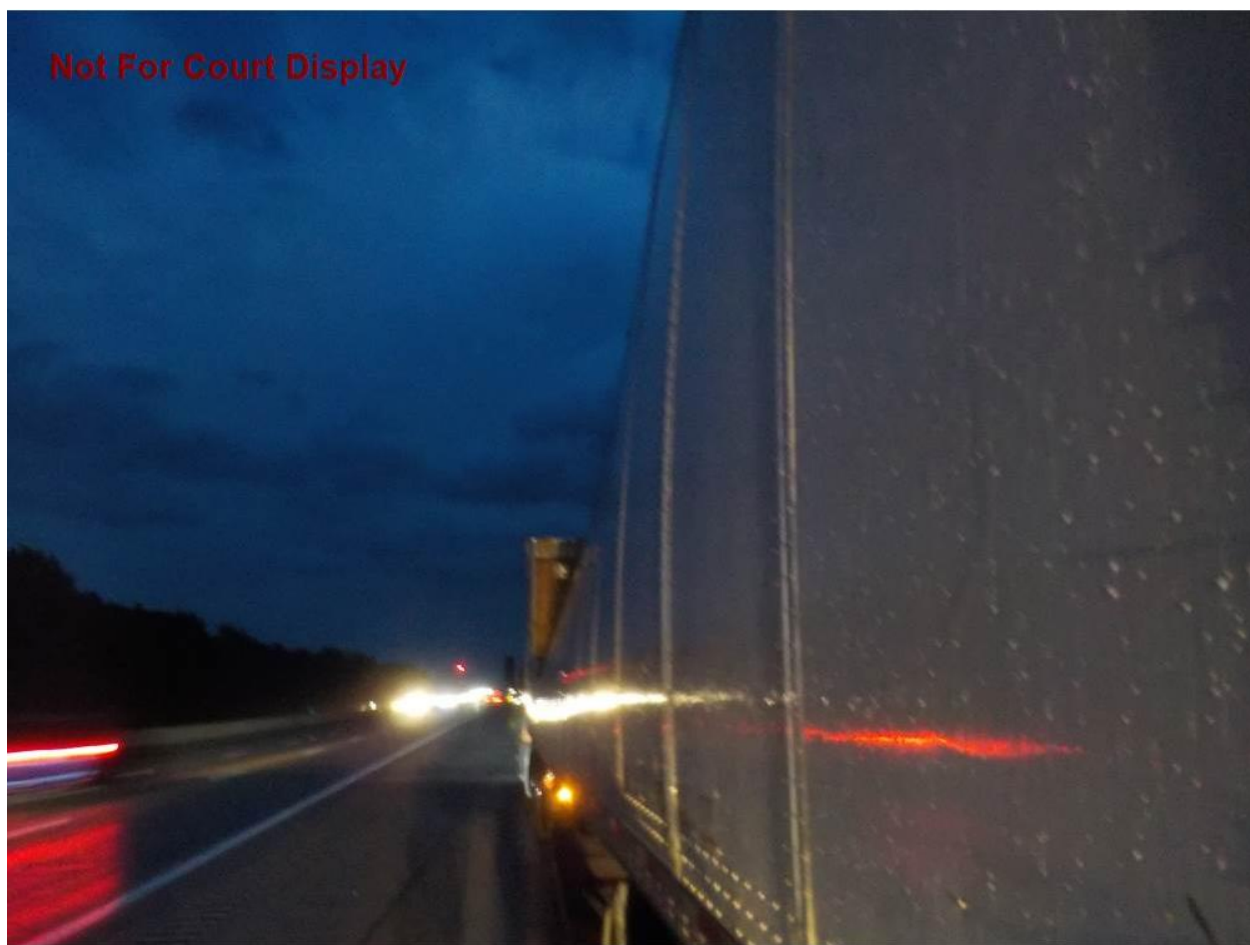












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REGISTRATION CAB CARD

DRIVER/VEHICLE EXAMINATION REPORT

Aspen 3.0.0.17



Indiana State Police  
Commercial Vehicle Enforcement  
7811 Milhouse Road, Suite S  
Indianapolis, IN 46241  
Phone: (317)615-7373 Fax: (317)237-2116

Report Number: IN5187007835  
Inspection Date: 08/15/2019  
Start: 01:00 PM CT End: 1:59:11 PM CT  
Inspection Level: II - Walk-Around  
HM Inspection Type: None

GENERAL TRANSPORT INCORPORATED  
PO BOX 7727  
AKRON, OH 44306-0727  
USDOT#: 00286764 Phone#: (800)678-6055  
MC/MX#: 186800 Fax#:  
State#:

Driver: MASSEY, CURTIS NEAL  
License#: [REDACTED] State: OH  
Date of Birth: [REDACTED]  
CoDriver:  
License#: [REDACTED] State:  
Date of Birth:

Location: INDIANA TOLL ROAD EB  
Highway:  
County: PORTER, IN

MilePost: 22  
Origin: CHICAGO, IL  
Destination: AKRON, OH  
Shipper:  
Bill of Lading:  
Cargo: EMPTY

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate #	Equipment ID	VIN	GVWR	CVSA #	CVSA Issued #	OOS Sticker
1	TT	INTL	2019	OH	P/WK5895	592	3HSDZTZR7KN223647	52,000			
2	ST	TRIM	2007	OH	TPB2756	5420	2MN01JAHX71001158	68,000			

BRAKE ADJUSTMENTS: No Brake Measurements Required For Level 2

VIOLATIONS

Unit	Code	Section	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
393.201A		393.201(a)	2	Y	129201424	U	N	Frame cracked / loose / sagging / broken: Broken trailer UPPER RAIL complete separation, buckled and loose fasteners at adjacent roof bows and front side post. Driver went under bridge cause damage roof

HazMat: No HM Transported.

Special Checks: No Data for Special Checks

Placard: No Cargo Tank:

State Information:

DUTY STATUS: [REDACTED] SERVICE AT: IND TOLL RD EB 22 PLAZA, CDL Checked: YES, Pre-Screened Carrier: NO, Food  
Transport Inspection: [REDACTED] of Health Enf. Action: NO,

Pursuant to [REDACTED] penalty of law, NO VEHICLE may be driven, nor may any driver drive a vehicle that has been placed out-of-service until all out-of-service  
violations are corrected and the vehicle is re-inspected at 1-84 Scale.

Violations on this inspection report have been fulfilled in accordance with Title 49 CFR 395.13 and/or 395.9.

**Not For Court Display**

HazMat: No HM Transported

fasteners at adjacent roof bows and front side post. Driver went under bridge cause damage roof

Placard: No Cargo Tank:

Special Checks: No Data for Special Checks

**Information:**

STATUS: RD, OUT-OF-SERVICE AT: IND TOLL RD EB 22 PLAZA; CDL Checked: YES; Pre-Screened Carrier: NO; Food Inspection: NO; Board of Health Enf. Action: NO;

Title 49 CFR-396.9(c) "Under penalty of law, NO VEHICLE may be driven, nor may any driver drive a vehicle that has been placed out-of-service until all out-of-service have been corrected". Vehicle OOS at: I-94 Scale

That all requirements of the "out-of-service" violations on this inspection report have been fulfilled in accordance with Title 49 CFR-396.13 and/or 396.9.

Signature Of Repairer X:

Facility:

I-80 WB 22

Date: 8-15-19

IN ACCORDANCE WITH 49 CFR-396.9(d), SHOULD ANY VIOLATIONS BE NOTED, COMPLETE THIS CERTIFICATION AND RETURN TO THE POLICE AGENCY ABOVE WITHIN FIFTEEN (15) DAYS. BY DOING SO, YOU VERIFY AND ACKNOWLEDGE ALL NOTED VIOLATIONS AND THE COMPLETION OF EFFECTIVE CORRECTIVE MEASURES.

Signature Of Motor Carrier X:

Title:

Date:

Report Prepared By:  
MCI W. CLAY

Badge #  
5187

Copy Received By:  
CURTIS NEAL MASSEY

Page 1 of 1



00286764 IN IN5187007835

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X



# Public Utilities Commission

Sam Randazzo, Chairman



## Commissioners

M. Beth Trombold  
Lawrence K. Friedeman  
Dennis P. Deters  
Daniel R. Conway

August 20, 2019

CURTIS N MASSEY  
631 COITSVILLE RD  
CAMPBELL, OH 44405

RE: **Notice of Apparent Violation  
And Intent to Assess Forfeiture**  
Case No. OH1200001847D  
PIN #: Gw0p3CUR

Dear Sir or Madam:

On 08-15-2019, a vehicle operated by GENERAL TRANSPORT INCORPORATED and driven by, MASSEY, CURTIS N was inspected in the State of Ohio, resulting in the discovery of the following apparent violation(s) of the Commission's rules. The Commission intends to assess a civil forfeiture against CURTIS MASSEY in the following amount:

<u>Code</u>	<u>Group</u>	<u>Description</u>	<u>Crash</u>	<u>State Citation</u>	<u>Forfeiture</u>
396.9C2	4	Operating an out-of-service vehicle	N		\$ 3,034.00
<b><u>Total Amount Due:</u></b>					\$ 3,034.00

**Within 30 days of this notice you must either; 1) pay the assessed civil forfeiture or, 2) submit a written Request for Conference to present mitigating circumstances.** \* Violations with a "Y" in the "crash" column or any text in the "State Citation" column are not assessed a civil forfeiture. Further, because these offenses are primarily under the jurisdiction of local courts, these violations are not available for a conference.

Failure to comply with either option above shall constitute a waiver of your right to further contest the violation(s) and will conclusively establish the occurrence of the violation(s). Such failure shall also constitute a waiver of your right to further contest liability to the State of Ohio for the civil forfeiture described in the notice and will result in the forfeiture amount being referred to the Ohio Attorney General's Office for collection. In addition, your Ohio operating authority (CPCN) may be sanctioned as permitted by law.

180 East Broad Street  
Columbus, Ohio 43215-3793

(614) 466-3016  
www.PUCO.ohio.gov



Please consult the enclosed instruction sheet for additional information regarding this "Notice of Apparent Violation and Intent to Assess Forfeiture."

Sincerely,

Cheryl Streets  
Compliance Division  
(614) 466-0351

Enclosure



**This foregoing document was electronically filed with the Public Utilities  
Commission of Ohio Docketing Information System on**

**3/21/2022 2:32:11 PM**

**in**

**Case No(s). 20-0545-TR-CVF**

Summary: Exhibit State Exhibits 1 through 3 electronically filed by Mr. Ken Spencer  
on behalf of Armstrong & Okey, Inc. and Spencer, Michael O. Mr.