



U.S. Department  
of Transportation

Federal Motor Carrier  
Safety Administration  
Western Service Center

Golden Hills Office Centre  
12600 W. Colfax Ave. Suite B-300  
Lakewood, CO 80215

Phone: (303) 407-2350  
Fax: (303) 407-2339

June 7, 2010

Cayetano Martinez  
jointly and severally liable with  
Cayetano Martinez dba Tierra Santa Tours (USDOT# 1499752)  
jointly and severally liable with  
Cayetanos Bus Line, Inc. (USDOT# 1737292)  
jointly and severally liable with  
Cayetano Martinez dba Azteca Bus Line (USDOT# 1786822)  
aka Cayetano Martinez dba Axteca Bus Line  
aka Azteca Bus Line, Inc.  
jointly and severally liable with  
Tierra Santa, Inc. (USDOT# 1872419)

**NOTICE OF CLAIM<sup>1</sup>** -- Violations of 49 USC §§ 14906; 14907; 49 CFR §§  
382.305(b)(2); 385.13(a)(1); 386.84(a)(1); 387.31(a);  
391.51(a); 392.9a(a)(1); 395.8(a); 395.8(k)(1); 396.3(b);  
396.11(a); 396.17(a).

**CIVIL PENALTY: \$72,760**

**Case Number: CA-2010-0356-US1054**

A compliance review was conducted at your offices in Van Nuys, California on March 11, 2010. The purpose of this review was to determine your compliance with the Federal Motor Carrier Safety Regulations (FMCSRs), the Federal Hazardous Materials Regulations (HMRs), and the Federal Motor Carrier Commercial Regulations (FMCCRs).

As a result of this review, violations were discovered. This letter constitutes a Notice of Claim by the United States Department of Transportation (USDOT), Federal Motor Carrier Safety Administration (FMCSA) against Cayetano Martinez, an individual, jointly and severally liable with Cayetano Martinez dba Tierra Santa Tours, jointly and severally liable with Cayetanos Bus Line, Inc., jointly and severally liable with Cayetano Martinez dba Azteca Bus Line aka Cayetano Martinez dba Axteca Bus Line aka Azteca Bus Line, Inc., jointly and severally liable with Tierra

---

<sup>1</sup> A Notice of Claim is the official charging document used by the Federal Motor Carrier Safety Administration to initiate a civil action for violations of Federal Laws.

Santa, Inc. (hereinafter collectively referred to as "Respondent", "You," or "Your") for the amount of \$72,760.

Unless settled or otherwise resolved in a manner set forth below, the FMCSA can recover these penalties, with interest and costs, in a civil action brought in a United States District Court. Additional collection efforts may include, but are not limited to: Internal Revenue Service offsets against tax refunds, and the referral to and the use of collection agencies to collect penalties. **Also, under 49 CFR §§ 386.83 and 386.84, once a final order has been issued, the FMCSA may prohibit Respondent from operating in interstate commerce until the civil penalty is paid in full and, if applicable, your FMCSA registration will be suspended.**

### SUMMARY OF VIOLATIONS

Respondent is charged with:

1. Three (3) violations of 49 USC § 14906 – Evasion of regulation for motor carriers.
2. One (1) violation of 49 USC § 14907 – Failing, upon demand, to specifically, completely and truthfully answer a question by FMCSA regarding motor carrier operations.
3. One (1) violation of 49 CFR § 382.305(b)(2) – Failing to conduct random controlled substances testing at an annual rate of not less than the applicable annual rate of the average number of driver positions.
4. Three (3) violations of 49 CFR § 385.13(a)(1) – Operating a commercial motor vehicle after the effective date of an "unsatisfactory" rating.
5. Twenty-four (24) violations of 49 CFR § 386.84(a)(1) – Conducting operations in interstate commerce in violation of an Order to Cease and registration suspension for failure to pay a civil penalty.
6. Twenty-one (21) violations of 49 CFR § 387.31(a) – Operating a passenger carrying vehicle without having in effect the required minimum levels of financial responsibility.
7. One (1) violation of 49 CFR § 391.51(a) - Failing to maintain driver qualification file on each driver employed.
8. Nineteen (19) violations of 49 CFR § 392.9a(a)(1) – Operating without the required operating authority.
9. One (1) violation of 49 CFR § 395.8(a) – Failing to require driver to make record of duty status.
10. One (1) violation of 49 CFR § 395.8(k)(1) – Failing to preserve driver's records of duty status for 6 months.
11. One (1) violation of 49 CFR § 396.3(b) – Failing to keep minimum records of inspection and vehicle maintenance.
12. One (1) violation of 49 CFR § 396.11(a) – Failing to require driver to prepare driver vehicle inspection report.
13. One (1) violation of 49 CFR § 396.17(a) – Using a commercial motor vehicle not periodically inspected.

A copy of the documentary evidence collected during the investigation is available from this office. Upon request, the FMCSA will forward a copy of this evidence within a reasonable period of time. For additional details see the attached "Statement of Charges."

### NOTICE OF ABATEMENT

This letter also constitutes a Notice of Abatement of all violations. In order to ensure that these violations cease, you must take the following actions:

1. Cease engaging in any activity for the purpose of evading regulation under Part B of Subtitle IV, Title 49 United States Code, for motor carriers. Do not establish, make application as, or use any successor and/or alter ego entity(ies) to evade regulation, including evasion of registration suspension(s), registration revocation(s), operation prohibitions, and/or Orders.
2. Do not operate a commercial motor vehicle in commerce during any period in which you are subject to an order prohibiting such transportation.
3. Immediately cease operating commercial motor vehicles in interstate commerce unless and until any and all orders to cease have been rescinded by FMCSA, and you have active registration/operating authority from FMCSA. Orders to Cease Interstate Transportation may attach and apply to the operations of any and all successor entities, including any other motor carrier entity established or used to avoid the consequences of an Order to Cease, operation prohibition, registration suspension, and/or registration revocation.
4. Do not, in your own name, or in the name of any other legal entity apply for and/or obtain a USDOT number and/or operating authority as a motor carrier during any period in which you are subject to an unsatisfactory safety rating, an FMCSA order prohibiting motor carrier transportation and/or a revocation of your registration/operating authority.
5. Upon demand, respond to, and specifically, completely and truthfully answer questions of the FMCSA.
6. Ensure the number of random controlled substances tests conducted annually equals or exceeds 50 percent of the average number of driver positions, in accordance with 49 CFR Part 382.
7. Do not operate any commercial motor vehicles in interstate or intrastate operations affecting interstate commerce until you have taken adequate action to improve your safety rating and the FMCSA has issued you a safety fitness rating of "satisfactory" or "conditional."
8. Do not operate any commercial motor vehicles in interstate commerce until FMCSA has received full payment of penalties owed and FMCSA has rescinded any Order(s) to Cease.
9. Do not operate a motor vehicle unless you have in effect the required minimum level of financial responsibility for the type of commodity transported, in accordance with 49 CFR Part 387.

10. Maintain a driver qualification file for each driver you employ which includes all information and documents required by 49 CFR § 391.51.
11. Do not operate a motor vehicle providing transportation unless and until you are registered pursuant to 49 USC § 13902 and do not operate a motor vehicle providing transportation beyond the scope of registration.
12. Require all drivers to prepare complete and accurate records of duty status for each day and to submit them within 13 days. Maintain all duty status records on file, along with all supporting documents (any record, document, receipt, etc., generated as a result of a driver making a trip) for at least six months in accordance with 49 CFR Part 395.
13. Ensure that driver's record of duty status reports together with all supporting documents, such as toll, fuel, repair, and other on the road expense receipts, as well as invoices, bills of lading, dispatch records, trip reports, and any other document generated by the trip are kept on file for at least six months in accordance with 49 CFR Part 395.
14. You must maintain, or cause to be maintained, the records required by 49 CFR § 396.3(b) for vehicles controlled for 30 consecutive days or more. Those records are: an identification of the vehicle including company number, if so marked, make, serial number, year, and tire size. In addition, if the motor vehicle is not owned by the motor carrier, the record shall identify the name of the person furnishing the vehicle; means to indicate the nature and due date of the various inspection and maintenance operations to be performed; a record of inspection, repairs and maintenance indicating their date and nature; and a record of tests conducted on pushout windows, emergency doors, and emergency door marking lights on buses.
15. Require all drivers to prepare a written vehicle inspection report at the end of each day's operation. Ensure each report is signed by the driver, that all safety related defects noted are repaired prior to operation of the motor vehicle, and that certification of repairs has been made if defects were reported. Keep all driver vehicle inspection reports, signed, certified, and reviewed, on file for at least 90 days in accordance with 49 CFR Part 396.
16. Do not operate any commercial motor vehicle unless it has been the subject of and has passed a periodic (annual) inspection conducted in accordance with 49 CFR § 396.17 and Appendix G within the past 365 days. Ensure a properly prepared periodic (annual) inspection report is maintained on file for at least 14 months from the date of inspection for each commercial motor vehicle.

#### Failure to Abate Cited Violations

Failure to abate the cited violations could cause penalties to be increased in future enforcement actions.

## **PENALTY**

### Penalty Factors for Violations of Safety and Hazardous Materials Regulations

In accordance with 49 USC §§ 521(b)(2)(D) and 5123(c), FMCSA must, before proposing or claiming a civil penalty, take into consideration the nature, circumstances, extent, and gravity of the violation committed and with respect to the violator, the degree of culpability, history of prior offenses, ability to pay, effect on ability to continue to do business, and such other matters as justice and public safety may require. The civil penalty proposed shall be calculated to induce compliance. These factors will not be considered, however, for violations subject to the provisions of Section 222 of the Motor Carrier Safety Improvement Act (MCSIA).

### Penalty Factors for Violations of Commercial Regulations

In the case of violations of the commercial regulations, FMCSA also is not required by statute to consider the § 521 factors. However, before proposing penalties for violations of the commercial regulations (more specifically the transportation of household goods) 49 USC § 14901(c) requires FMCSA to take into consideration the degree of culpability, any prior history of such conduct, the degree of harm to shippers, ability to pay, the effect on ability to do business, whether the shipper has been adequately compensated before institution of the civil penalty proceeding, and such other matters as fairness may require.

### Discovered Versus Charged Violations

Violations of either safety or hazardous materials regulations discovered during the course of the compliance review, but not charged for penalty in this Notice of Claim, may have increased the civil penalty claimed for the violations charged in this Notice of Claim. The violations found in Table 1, as attached to this Notice of Claim, detail the violations discovered during the investigation.

### History of Prior Violations

Your history of prior violations of the FMCSRs, HMRs and/or FMCCRs, where applicable, also may have increased the civil penalty beyond that which would have otherwise been proposed in this Notice of Claim. The following enforcement actions have been considered in the calculation of the civil penalty proposed herein:

CA-2007-0150-US0583

AZ-2007-0292-US1148

CA-2009-0041-US0997

### Section 222 of the Motor Carrier Safety Improvement Act of 1999 (MCSIA)

A pattern of and/or repeated violations of the same or related acute or critical regulations will result in 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 an 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. Any violation with a checkmark in the "§ 222 Applied" column in the penalty table below are subject to the "Section 222" provision and maximum penalties have been assessed pursuant to statute. See 49 USC § 521 note, 49 USC § 521(b), 49 USC § 5123, 49 USC Chapter 149, and 49 CFR Part 386, Appendices A and B.

A listing of the statutes governing maximum and minimum penalties for violations of specific regulations is enclosed.

Given the statutorily mandated items listed above, the FMCSA is proposing a civil penalty as follows:

| <u>VIOLATION</u> | <u>TYPE OF VIOLATION<sup>2</sup></u> | <u>NUMBER OF COUNTS</u> | <u>ASSESSMENT PER COUNT</u> | <u>§ 222 APPLIED</u> | <u>TOTAL</u> |
|------------------|--------------------------------------|-------------------------|-----------------------------|----------------------|--------------|
| 14906            | COM                                  | 1                       | \$220.00                    |                      | \$220.00     |
| 14906            | COM                                  | 2                       | \$275.00                    |                      | \$550.00     |
| 14907            | COM                                  | 1                       | \$2,200.00                  |                      | \$2,200.00   |
| 382.305(b)(2)    | NR                                   | 1                       | \$400.00                    |                      | \$400.00     |
| 385.13(a)(1)     | NO                                   | 3                       | \$400.00                    |                      | \$1,200.00   |
| 386.84(a)(1)     | NO                                   | 24                      | \$400.00                    |                      | \$9,600.00   |
| 387.31(a)        | FR                                   | 19                      | \$400.00                    |                      | \$7,600.00   |
| 391.51(a)        | R                                    | 1                       | \$900.00                    |                      | \$900.00     |
| 392.9a(a)(1)     | COM                                  | 21                      | \$2,200.00                  |                      | \$46,200.00  |
| 395.8(a)         | R                                    | 1                       | \$900.00                    |                      | \$900.00     |
| 395.8(k)(1)      | R                                    | 1                       | \$860.00                    |                      | \$860.00     |
| 396.3(b)         | R                                    | 1                       | \$890.00                    |                      | \$890.00     |
| 396.11(a)        | R                                    | 1                       | \$840.00                    |                      | \$840.00     |
| 396.17(a)        | NR                                   | 1                       | \$400.00                    |                      | \$400.00     |

**Accordingly, the total amount assessed by the Federal Government as the result of these violations is \$72,760.**

<sup>2</sup> CDL=Commercial Driver's License; FR=Financial Responsibility; HM=Hazardous Materials (the total penalty assessed is per citation, not per number of counts); NO=Notice and Orders; NR=Nonrecordkeeping; R=Recordkeeping; COM=Commercial Statutes/Regulations.

## HOW TO REPLY TO THE NOTICE OF CLAIM

Under 49 CFR Part 386, "Rules of Practice for Motor Carrier, Broker, Freight Forwarder, and Hazardous Materials Proceedings," you have specific rights with respect to this Notice of Claim. You are advised to carefully read Part 386 and follow the course of action appropriate for you in this case. A copy of Part 386 is attached to this Notice of Claim for your information. You may wish to seek legal counsel for answers to any questions in reference to this Notice of Claim or procedures under Part 386. DO NOT call the FMCSA Service Center or the Chief Counsel's office for advice or assistance in your defense. You may pursue the following courses of action:

(1) PAYMENT OF PENALTY: Within 30 days of service of this Notice of Claim: (a) Pay the assessed penalty in full, or (b) Establish a monthly payment plan by contacting an Enforcement Specialist (NOTE: A payment plan may be available for respondents who demonstrate financial difficulty), or (c) Contact an Enforcement Specialist outlining in writing compelling reasons why the assessed penalty should be reduced and discuss potential settlement. You may be required to submit a current, certified balance sheet or other evidence of assets and liabilities. An Enforcement Specialist can be reached at (303) 407-2350. If you pay the full penalty within thirty (30) days of service of this Notice of Claim, you do not need to file a written Reply to the Notice of Claim.

You may pay the fine electronically through our SAFER website at <<http://safer.fmcsa.dot.gov>> by selecting "Online Fine Payment."

Alternatively, you may pay by cashier's check, certified check, or money order made payable to the FMCSA and mailed to:

United States Department of Transportation  
Federal Motor Carrier Safety Administration  
Western Service Center  
Golden Hills Office Centre  
12600 W. Colfax Ave. Suite B-300  
Lakewood, CO 80215

Personal or company checks are not acceptable and may be returned.

**Payment of the penalty will constitute admission of the violation(s) set forth in the Notice of Claim and these violations shall constitute prior offenses under 49 USC § 521(b)(2)(D) (for violations of the Federal Carrier Safety Regulations), 49 USC § 14901(c) (for violations of the Federal Motor Carrier Commercial Regulations), and/or 49 USC § 5123(c) (for violations of the Hazardous Materials Regulations) unless you proceed under the provisions of 49 CFR § 386.18(c). These offenses may lead to higher penalties in future enforcement actions and adverse future SafeStat rankings.**

(2) REQUEST FOR ADMINISTRATIVE ADJUDICATION: You may contest the claim and request Administrative adjudication. If you choose this course of action, you must carefully follow the provision within 49 CFR § 386.14, including filling a written Reply within thirty (30) days after service of this Notice of Claim.

Your Reply must be in writing, and clearly state the grounds for contesting the Notice of Claim, and must state any affirmative defenses you intend to assert. You must separately admit or deny each violation alleged in this Notice of Claim. Any allegation in the Notice of Claim not specially denied in the Reply will be deemed admitted. A general denial of the claim is insufficient and may result in a default being entered by the Assistant Administrator. Your Reply must include a statement selecting one of the options for administrative adjudication available under 49 CFR § 386.14(d)(1)(iii). Once you select an adjudication option, you are bound by that selection.

You must serve your reply on all persons listed in the Certificate of Service attached to the Notice of Claim and in accordance with the requirements of 49 CFR § 386.6.

(3) REQUEST FOR BINDING ARBITRATION: If you dispute only the amount of the civil penalty and/or the length of time to pay, you can select to have the civil penalty amount adjudicated through FMCSA's binding arbitration program. You should notify the FMCSA of your request in writing when you submit your Reply. The Assistant Administrator will determine if your case is appropriate for binding arbitration. You will be notified in writing of the Assistant Administrator's decision regarding your request. You may choose binding arbitration if the only issues that you dispute are the amount of the civil penalty and /or the length of time to pay. FMCSA's guidance on the use of binding arbitration is available through the following link: <http://www.fmcsa.dot.gov/>. You can also request a copy of the guidelines from the Service Center.

YOU MUST CERTIFY THAT YOUR REPLY HAS BEEN SERVED IN ACCORDANCE WITH THE REQUIREMENTS CONTAINED WITHIN 49 CFR § 386.6.

THE SPECIFIC RIGHTS PROVIDED FOR IN 49 CFR § 386.14 MAY BE WAIVED IF YOU FAIL TO SUBMIT A WRITTEN REPLY WITHIN THIRTY (30) DAYS AFTER THE SERVICE OF THIS NOTICE OF CLAIM.

FAILURE TO REPLY TO THE NOTICE OF CLAIM IN THE EXACT MANNER SPECIFIED IN 49 CFR § 386.14 MAY BE TREATED AS IF NO REPLY HAS BEEN FILED. UNDER 49 CFR § 386.14(c), A FAILURE TO REPLY MAY CAUSE THE FMCSA TO ISSUE A NOTICE OF DEFAULT AND FINAL AGENCY ORDER THIRTY (30) DAYS AFTER THIS NOTICE OF CLAIM IS SERVED. THE NOTICE OF DEFAULT AND FINAL AGENCY ORDER WILL DECLARE YOU TO BE IN DEFAULT AND DECLARE THE NOTICE OF CLAIM, INCLUDING THE CIVIL PENALTY PROPOSED IN THE NOTICE OF CLAIM, TO BE THE FINAL AGENCY ORDER IN THE PROCEEDING. THE FINAL AGENCY ORDER WILL BECOME EFFECTIVE FIVE (5) DAYS AFTER THE NOTICE OF DEFAULT AND FINAL AGENCY ORDER IS SERVED. THE DEFAULT WILL CONSTITUTE AN ADMISSION OF ALL FACTS ALLEGED IN THE NOTICE OF CLAIM AND A WAIVER OF YOUR OPPORTUNITY TO CONTEST THE CLAIM.

A GENERAL DENIAL DOES NOT MEET THE REQUIREMENTS OF 49 CFR § 386.14(d)(1). UNLESS YOUR REPLY COMPLIES WITH THE REQUIREMENTS OF 49 CFR § 386.14(d)(1), THE ASSISTANT ADMINISTRATOR MAY ENTER A DEFAULT AGAINST YOU.

Case Number: CA-2010-0356-US1054

IF YOU DO NOT UNDERSTAND OR ARE CONFUSED ABOUT YOUR RIGHTS AND OBLIGATIONS AS OUTLINED WITHIN THIS NOTICE OF CLAIM, YOU MAY WISH TO SEEK LEGAL ADVICE.

Copies of the procedural regulations, applicable statutes, and the Service List are enclosed.

Sincerely,

A handwritten signature in black ink, appearing to read "William R. Paden". The signature is fluid and cursive, with a large initial "W" and a distinct "P" at the end.

William R. Paden  
Field Administrator, Western Service Center  
Federal Motor Carrier Safety Administration

Enclosures

## APPLICABLE STATUTES

Section 521(b)(2)(A) of 49 USC provides that any person who is determined to have committed an act that is a violation of regulations issued under subchapter III of chapter 311 (49 USC §§ 31131 et seq.) (except sections 31138 and 31139) or 49 USC §§ 31301 and 31306, or section 31502 of 49 USC, shall be liable for a civil penalty in an amount not to exceed \$11,000 for each offense. No civil penalty shall be assessed under this section against an employee for a violation in an amount exceeding \$2,750 (68 Fed. Reg. 15,381, 15,383 (Mar. 31, 2003)). Section 5123(a) of 49 USC provides that any person who is determined to have committed an act that is a violation of regulations issued under chapter 51 shall be liable for a civil penalty in an amount not to exceed \$50,000 (71 Fed. Reg. 8485, 8487 (Feb. 17, 2006)) for each offense. If the violation results in death, serious illness, or severe injury to any person, or in substantial destruction of property, the civil penalty may be increased to not more than \$105,000 for each offense (72 Fed. Reg. 55102 (Sept. 28, 2007)).

Section 521(b)(2)(B)(ii) of 49 USC provides for a maximum civil penalty of \$10,000 for anyone who knowingly falsifies, destroys, mutilates, or changes a required report or record, knowingly files a false report with the Secretary, knowingly makes or causes or permits to be made a false or incomplete entry in a record about an operation or business fact or transaction, or knowingly makes, prepares or preserves a record in violation of a regulation or order of the Secretary, if any such action can be shown to have misrepresented a fact that constitutes a violation other than a reporting or recordkeeping violation. (49 USC § 521(b)(2)(B)(ii), amended August 10, 2005).

Section 521(b)(2)(B)(i) of 49 USC provides for a maximum civil penalty of \$1,000 for each recordkeeping offense, (including the failure to make a required report; or making a required report that does not specifically, completely, and truthfully answer a required question; or does not make, prepare, or preserve a record in the form and manner prescribed), and each day of the violation shall constitute a separate offense. The maximum of all civil penalties assessed against any violator for all offenses related to any single violation shall not exceed \$10,000 (49 USC § 521(b)(2)(B)(i), amended August 10, 2005).

The provisions of 49 USC §§ 31138 and 31139, as amended, provide for a civil penalty of not more than \$16,000 for each violation of the financial responsibility requirements. Each day the violation continues constitutes a separate offense. (49 USC §§ 31138, 31139, and 68 Fed. Reg. 15,381, 15,383 (Mar. 31, 2003)).

Section 14901(a)(1), (2) and (3) of 49 USC provide that a person who fails to make a report, to specifically, completely, and truthfully answer a question, or to make, prepare, or preserve a record in the form and manner prescribed is liable for a minimum penalty of \$650 per violation (49 USC § 14901(a)(1), (2) and (3), and 72 Fed. Reg. 55,100, 55,102 (Sept. 28, 2007)).

Section 14901(a)(4) of 49 USC provides that a person who operates as a carrier or broker for the transportation of property in violation of the registration requirements of 49 USC 13901 is liable for a minimum penalty of \$650 per violation (72 Fed. Reg. 55,100, 55,102 (Sept. 28, 2007)).

Section 14901(a) of 49 USC provides that a person who operates as a motor carrier of passengers in violation of the registration requirements of 49 USC 13901 is liable for a minimum penalty of \$2,200 per violation (68 Fed. Reg. 15,381, 15,383 (Mar. 31, 2003)).

Section 14901(a)(5) of 49 USC provides that a person who operates as a foreign motor carrier or foreign private motor carrier in violation of the registration requirements of 49 USC 13902(c) is liable for a minimum penalty of \$650 per violation (72 Fed. Reg. 55,100, 55,102; (Sept. 28, 2007)).

Section 219 of the Motor Carrier Safety Improvement Act of 1999 provides that a person who operates as a foreign motor carrier or foreign private motor carrier without authority, before the implementation of the land transportation provisions of the North American Free Trade Agreement, outside the boundaries of a commercial zone along the United States-Mexico border is liable for a maximum penalty of \$11,000 for an intentional violation and a maximum penalty of \$32,500 for a pattern of intentional violations (72 Fed. Reg. 55,100, 55,102 (Sept. 28, 2007)).

Section 14906 of 49 USC provides that a person, or officer, employee, or agent of that person, who tries to evade regulations under Part B of Subtitle IV, Title 49, USC, for carriers or brokers is liable for a penalty of \$220 for the first violation and at least \$275 for a subsequent violation (68 Fed. Reg. 15,381, 15,383 (Mar. 31, 2003)).

Section 14907 of 49 USC provides that a person required to make a report to the Secretary, answer a question, or make, prepare, or preserve a record under Part B of Subtitle IV, Title 49, USC, or an officer, agent, or employee of that person, is liable for a maximum penalty of \$10,000 per violation if it does not make the report, does not specifically, completely and truthfully answer the question within 30 days from the date the Secretary requires the answer, does not make or preserve the record in the form and manner prescribed, falsifies, destroys or changes the report or record, files a false report or record, makes a false or incomplete entry in the record about a business related fact, or prepares or preserves a record in violation of a regulation or order of the Secretary (72 Fed. Reg. 55,100, 55,102 (Sept. 28, 2007)).

Section 14910 of 49 USC provides that a person who violates a provision of Part B of Subtitle IV, Title 49, USC, or a regulation or order under Part B, or who violates a condition of registration related to transportation that is subject to jurisdiction under subchapter I or III or Chapter 135, or who violates a condition of registration of a foreign motor carrier or foreign private motor carrier under section 13902, is liable for a penalty of \$650 for each violation if another penalty is not provided in 49 USC Chapter 149 (72 Fed. Reg. 55,100, 55,102 (Sept. 28, 2007)).

Violations of the provisions of an Unfit Out-of-Service Order (49 USC Section 521(b)), issued pursuant to this statute, are subject to a civil penalty of up to \$11,000 for each day the operation continues after the effective date and time of the order to cease. Each day the violation continues shall constitute a separate offense. Each day the violation continues violations of the provisions of an Out-of-Service Order for nonpayment of penalties (49 USC 521(b)(8)(A)), issued pursuant to this statute, are subject to a civil penalty of up to \$11,000 for each day the operation continues after the effective date and time of the order to cease. Each day the violation continues shall constitute a separate offense (68 Fed. Reg. 15,381, 15,383 (Mar. 31, 2003)).

## STATEMENT OF CHARGES

### **Violation 1 --- 49 USC § 14906 - Evasion of regulation for motor carriers.**

#### CHARGE #1:

On or about 02/12/2008 Cayetano Martinez using the name of Cayetanos Bus Line, Inc., a successor entity and/or alter ego of Cayetano Martinez and/or Cayetano Martinez dba Tierra Santa Tours, applied for operating authority/registration as a new entrant motor carrier of passengers to evade regulation provided under Part B of Title 49 United States Code for motor carriers and to avoid the consequences of the performance, compliance and/or enforcement history of Cayetano Martinez and/or Cayetano Martinez dba Tierra Santa Tours, including the revocation of registration, unsatisfactory safety rating and Order to Cease, and to continue motor carrier operations transporting passengers in violation of that prohibition, order and registration revocation.

#### CHARGE #2:

On or about 06/27/2008, Cayetano Martinez using the name of Cayetano Martinez dba Azteca Bus Line aka Cayetano Martinez dba Axteca Bus Line aka Azteca Bus Line, Inc., a successor entity and/or alter ego of Cayetano Martinez and/or Cayetano Martinez dba Tierra Santa Tours, and/or Cayetanos Bus Line, Inc., applied for operating authority/registration as a new entrant motor carrier of passengers to evade regulation provided under Part B of Title 49 United States Code for motor carriers and to avoid the consequences of the performance, compliance and enforcement history of Cayetano Martinez and/or Cayetano Martinez dba Tierra Santa Tours, and/or Cayetanos Bus Line, Inc., including the revocation of registration, unsatisfactory safety rating and Order to Cease, and to continue motor carrier operations transporting passengers in violation of that prohibition, order and registration revocation.

#### CHARGE #3:

On or about 04/01/2009, Cayetano Martinez using the name of Tierra Santa, Inc., a successor entity and/or alter ego of Cayetano Martinez, and/or Cayetano Martinez dba Tierra Santa Tours, and/or Cayetanos Bus Line, Inc., and/or Cayetano Martinez dba Azteca Bus Line aka Cayetano Martinez aka Axteca Bus Line aka Azteca Bus Line, Inc., applied for operating authority/registration as a new entrant motor carrier of passengers to evade regulation provided under Part B of Title 49 United States Code for motor carriers and to avoid the consequences of the performance, compliance and enforcement history of Cayetano Martinez, and/or Cayetano Martinez dba Tierra Santa Tours, and/or Cayetanos Bus Line, Inc., and/or Cayetano Martinez dba Azteca Bus Line aka Cayetano Martinez dba Axteca Bus Line aka Azteca Bus Line, Inc., including the revocation of registration, unsatisfactory safety rating and Orders to Cease, and to continue motor carrier operations transporting passengers in violation of that prohibition, orders and registration revocation.

**Violation 2 – 49 USC § 14907 – Failing, upon demand, to specifically, completely and truthfully answer a question by FMCSA regarding motor carrier operations.**

**CHARGE #1:**

On or about 07/13/2009, FMCSA demanded Cayetano Martinez ("Martinez") and/or Tierra Santa, Inc., answer a question regarding any affiliation/relationship Martinez and/or Tierra Santa, Inc., has/have with any other former or current FMCSA-licensed entities. Martinez and/or Tierra Santa, Inc., failed to respond to the demand, failed to specifically, completely and truthfully answer FMCSA's question within 30 days of the date FMCSA required the question to be answered, and failed to identify prior affiliations with FMCSA-licensed entities including Cayetano Martinez dba Tierra Santa Tours, Cayetanos Bus Line, Inc., and/or Cayetano Martinez dba Azteca Bus Line aka aka Cayetano Martinez dba Axteca Bus Line aka Azteca Bus Line, Inc.

**Violation 3 --- 49 CFR § 382.305(b)(2) - Failing to conduct random controlled substances testing at an annual rate of not less than the applicable annual rate of the average number of driver positions.**

**CHARGE #1:**

In calendar year 2009, Respondent operated commercial motor vehicles in commerce and had an average of 4 driver positions. Respondent was required to randomly test for controlled substances 2 drivers. Respondent tested 0 driver(s).

**Violation 4 --- 49 CFR § 385.13(a)(1) - Operating a commercial motor vehicle after the effective date of an "unsatisfactory" rating.**

**CHARGE #1:**

On or about 07/12/2008, Respondent operated a commercial motor vehicle in interstate commerce from Van Nuys, California to El Paso, Texas. Respondent's "unsatisfactory" safety rating was effective on 2/10/2007, and an Out of Service Order was served on Respondent on 02/5/2007.

**CHARGE #2:**

On or about 07/18/2008, Respondent operated a commercial motor vehicle in interstate commerce from El Paso, Texas to Van Nuys, California. Respondent's "unsatisfactory" safety rating was effective on 02/10/2007, and an Out of Service Order was served on Respondent on 02/5/2007.

CHARGE #3:

On or about 07/19/2008, Respondent operated a commercial motor vehicle in interstate commerce from Van Nuys, California to El Paso, Texas. Respondent's "unsatisfactory" safety rating was effective on 02/10/2007, and an Out of Service Order was served on Respondent on 02/5/2007.

**Violation 5 --- 49 CFR § 386.84(a)(1) - Conducting transportation operations in interstate commerce in violation of an Order to Cease and registration suspension for failure to pay a civil penalty.**

CHARGE #1:

On or about 07/12/2008, Respondent operated a commercial motor vehicle in interstate commerce from Van Nuys, California to El Paso, Texas. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Order to Cease and registration suspension were effective on 11/16/2007.

CHARGE #2:

On or about 07/18/2008, Respondent operated a commercial motor vehicle in interstate commerce from El Paso, Texas to Van Nuys, California. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Order to Cease and registration suspension were effective on 11/16/2007.

CHARGE #3:

On or about 07/19/2008, Respondent operated a commercial motor vehicle in interstate commerce from Van Nuys, California to El Paso, Texas. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Order to Cease and registration suspension were effective on 11/16/2007.

CHARGE #4:

On or about 10/29/2009, Respondent operated a commercial motor vehicle in interstate commerce from Jerez, Zacatecas, Mexico to Los Angeles, California. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #5:

On or about 10/31/2009, Respondent operated a commercial motor vehicle in interstate commerce from Los Angeles, California to Jerez, Zacatecas, Mexico. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #6:

On or about 12/31/2009, Respondent operated a commercial motor vehicle in interstate commerce from Jerez, Zacatecas, Mexico to Los Angeles, California. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #7:

On or about 01/02/2010, Respondent operated a commercial motor vehicle in interstate commerce from Los Angeles, California to Jerez, Zacatecas, Mexico. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #8:

On or about 01/07/2010, Respondent operated a commercial motor vehicle in interstate commerce from Jerez, Zacatecas, Mexico to Los Angeles, California. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #9:

On or about 01/09/2010, Respondent operated a commercial motor vehicle in interstate commerce from Los Angeles, California to Jerez, Zacatecas, Mexico. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #10:

On or about 01/14/2010, Respondent operated a commercial motor vehicle in interstate commerce from Jerez, Zacatecas, Mexico to Los Angeles, California. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #11:

On or about 01/16/2010, Respondent operated a commercial motor vehicle in interstate commerce from Los Angeles, California to Jerez, Zacatecas, Mexico. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #12:

On or about 01/21/2010, Respondent operated a commercial motor vehicle in interstate commerce from Jerez, Zacatecas, Mexico to Los Angeles, California. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #13:

On or about 01/23/2010, Respondent operated a commercial motor vehicle in interstate commerce from Los Angeles, California to Jerez, Zacatecas, Mexico. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #14:

On or about 01/28/2010, Respondent operated a commercial motor vehicle in interstate commerce from Jerez, Zacatecas, Mexico to Los Angeles, California. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #15:

On or about 01/30/2010, Respondent operated a commercial motor vehicle in interstate commerce from Los Angeles, California to Jerez, Zacatecas, Mexico. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #16:

On or about 02/04/2010, Respondent operated a commercial motor vehicle in interstate commerce from Aguascalientes, Ags., Mexico to Van Nuys, California. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #17:

On or about 02/06/2010, Respondent operated a commercial motor vehicle in interstate commerce from Van Nuys, California to Aguascalientes, Ags., Mexico. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #18:

On or about 02/11/2010, Respondent operated a commercial motor vehicle in interstate commerce from Aguascalientes, Ags., Mexico to Van Nuys, California. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #19:

On or about 02/13/2010, Respondent operated a commercial motor vehicle in interstate commerce from Van Nuys, California to Aguascalientes, Ags., Mexico. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #20:

On or about 02/18/2010, Respondent operated a commercial motor vehicle in interstate commerce from Aguascalientes, Ags., Mexico to Van Nuys, California. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #21:

On or about 02/20/2010, Respondent operated a commercial motor vehicle in interstate commerce from Van Nuys, California to Aguascalientes, Ags., Mexico. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #22:

On or about 02/25/2010, Respondent operated a commercial motor vehicle in interstate commerce from Aguascalientes, Ags., Mexico to Van Nuys, California. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #23:

On or about 02/27/2010, Respondent operated a commercial motor vehicle in interstate commerce from Van Nuys, California to Aguascalientes, Ags., Mexico. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

CHARGE #24:

On or about 03/05/2010, Respondent operated a commercial motor vehicle in interstate commerce from Jerez, Zacatecas, Mexico to Los Angeles, California. Respondent failed to pay a civil penalty in full within 90 days after the date specified by FMCSA's final agency orders, its motor carrier registration was suspended, and it was ordered to cease transportation in interstate commerce. The Orders to Cease and registration suspensions were effective on 11/16/2007 and 06/13/2009.

**Violation 6 --- 49 CFR § 387.31(a) - Operating a passenger carrying vehicle without having in effect the required minimum levels of financial responsibility.**

**CHARGE #1:**

On or about 12/31/2009, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Jerez, Zacatecas, Mexico to Los Angeles, California without having in effect \$5,000,000 public liability insurance.

**CHARGE #2:**

On or about 01/02/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Los Angeles, California to Jerez, Zacatecas, Mexico without having in effect \$5,000,000 public liability insurance.

**CHARGE #3:**

On or about 01/07/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Jerez, Zacatecas, Mexico to Los Angeles, California without having in effect \$5,000,000 public liability insurance.

**CHARGE #4:**

On or about 01/09/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Los Angeles, California to Jerez, Zacatecas, Mexico without having in effect \$5,000,000 public liability insurance.

**CHARGE #5:**

On or about 01/14/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Jerez, Zacatecas, Mexico to Los Angeles, California without having in effect \$5,000,000 public liability insurance.

**CHARGE #6:**

On or about 01/16/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Los Angeles, California to Jerez, Zacatecas, Mexico without having in effect \$5,000,000 public liability insurance.

CHARGE #7:

On or about 01/21/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Jerez, Zacatecas, Mexico to Los Angeles, California without having in effect \$5,000,000 public liability insurance.

CHARGE #8:

On or about 01/23/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Los Angeles, California to Jerez, Zacatecas, Mexico without having in effect \$5,000,000 public liability insurance.

CHARGE #9:

On or about 01/28/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Jerez, Zacatecas, Mexico to Los Angeles, California without having in effect \$5,000,000 public liability insurance.

CHARGE #10:

On or about 01/30/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Los Angeles, California to Jerez, Zacatecas, Mexico, without having in effect \$5,000,000 public liability insurance.

CHARGE #11:

On or about 02/04/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Aguascalientes, Ags., Mexico to Van Nuys, California without having in effect \$5,000,000 public liability insurance.

CHARGE #12:

On or about 02/06/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Van Nuys, California to Aguascalientes, Ags., Mexico, without having in effect \$5,000,000 public liability insurance.

CHARGE #13:

On or about 02/11/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Aguascalientes, Ags., Mexico to Van Nuys, California without having in effect \$5,000,000 public liability insurance.

CHARGE #14:

On or about 02/13/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Los Angeles, California to Aguascalientes, Ags., Mexico, without having in effect \$5,000,000 public liability insurance.

CHARGE #15:

On or about 02/18/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Aguascalientes, Ags., Mexico to Van Nuys, California without having in effect \$5,000,000 public liability insurance.

CHARGE #16:

On or about 02/20/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Van Nuys, California to Aguascalientes, Ags., Mexico, without having in effect \$5,000,000 public liability insurance.

CHARGE #17:

On or about 02/25/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Aguascalientes, Ags., Mexico to Van Nuys, California without having in effect \$5,000,000 public liability insurance.

CHARGE #18:

On or about 02/27/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Van Nuys, California to Aguascalientes, Ags., Mexico, without having in effect \$5,000,000 public liability insurance.

**CHARGE #19:**

On or about 03/05/2010, Respondent transported passengers in interstate commerce for compensation in a vehicle with a seating capacity of 16 passengers or more from Jerez, Zacatecas, Mexico to Los Angeles, California without having in effect \$5,000,000 public liability insurance.

**Violation 7 --- 49 CFR 391.51(a) - Failing to maintain driver qualification file on each driver employed.**

**CHARGE #1:**

On or about 03/05/2010, Respondent used driver Alfonso Alvarado to drive a commercial motor vehicle in interstate commerce from Jerez, Zacatecas, Mexico to Los Angeles, California. At the time of this transportation Respondent did not maintain a qualification file for the driver Alfonso Alvarado.

**Violation 8 --- 49 CFR § 392.9a(a)(1) - Operating without the required operating authority.**

**CHARGE #1:**

On or about 10/29/2009, Respondent transported passengers in for-hire carriage from Jerez, Zacatecas, Mexico to Los Angeles, California. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

**CHARGE #2:**

On or about 10/31/2009, Respondent transported passengers in for-hire carriage from Los Angeles, California to Jerez, Zacatecas, Mexico to Los Angeles, California. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

**CHARGE #3:**

On or about 12/31/2009, Respondent transported passengers in for-hire carriage from Jerez, Zacatecas, Mexico to Los Angeles, California. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #4:

On or about 01/02/2010, Respondent transported passengers in for-hire carriage from Los Angeles, California to Jerez, Zacatecas, Mexico to Los Angeles, California. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #5:

On or about 01/07/2010, Respondent transported passengers in for-hire carriage from Jerez, Zacatecas, Mexico to Los Angeles, California. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #6:

On or about 01/09/2010, Respondent transported passengers in for-hire carriage from Los Angeles, California to Jerez, Zacatecas, Mexico. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #7:

On or about 01/14/2010, Respondent transported passengers in for-hire carriage from Jerez, Zacatecas, Mexico to Los Angeles, California. At the time of this transportation, Respondent was not registered with the Federal Motor Carrier Safety Administration.

CHARGE #8:

On or about 01/16/2010, Respondent transported passengers in for-hire carriage from Los Angeles, California to Jerez, Zacatecas, Mexico. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #9:

On or about 01/21/2010, Respondent transported passengers in for-hire carriage from Jerez, Zacatecas, Mexico to Los Angeles, California. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #10:

On or about 01/23/2010, Respondent transported passengers in for-hire carriage from Los Angeles, California to Jerez, Zacatecas, Mexico. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #11:

On or about 01/28/2010, Respondent transported passengers in for-hire carriage from Jerez, Zacatecas, Mexico to Los Angeles, California. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #12:

On or about 01/30/2010, Respondent transported passengers in for-hire carriage from Los Angeles, California to Jerez, Zacatecas, Mexico. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #13:

On or about 02/04/2010, Respondent transported passengers in for-hire carriage from Aguascalientes, Ags., Mexico to Van Nuys, California. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #14:

On or about 02/06/2010, Respondent transported passengers in for-hire carriage from Van Nuys, California to Aguascalientes, Ags., Mexico. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #15:

On or about 02/11/2010, Respondent transported passengers in for-hire carriage from Aguascalientes, Ags., Mexico to Van Nuys, California. Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #16:

On or about 02/13/2010, Respondent transported passengers in for-hire carriage from Van Nuys, California to Aguascalientes, Ags., Mexico. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #17:

On or about 02/18/2010, Respondent transported passengers in for-hire carriage from Aguascalientes, Ags., Mexico to Van Nuys, California. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #18:

On or about 02/20/2010, Respondent transported passengers in for-hire carriage from Van Nuys, California to Aguascalientes, Ags., Mexico. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #19:

On or about 02/25/2010, Respondent transported passengers in for-hire carriage from Aguascalientes, Ags., Mexico to Van Nuys, California. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #20:

On or about 02/27/2010, Respondent transported passengers in for-hire carriage from Van Nuys, California to Aguascalientes, Ags., Mexico. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

CHARGE #21:

On or about 03/05/2010, Respondent transported passengers in for-hire carriage from Jerez, Zacatecas, Mexico to Los Angeles, California. At the time of this transportation, Respondent did not have active operating authority/registration from the Federal Motor Carrier Safety Administration.

**Violation 9 --- 49 CFR § 395.8(a) - Failing to require driver to make a record of duty status.**

CHARGE #1:

On or about 03/04/2010, Respondent used driver, David Salazar, to drive a commercial motor vehicle in interstate commerce from Aguascalientes, Ags., Mexico to Van Nuys, California, without requiring the driver to prepare a record of duty status for that date.

**Violation 10 --- 49 CFR § 395.8(k)(1) - Failing to preserve driver's record of duty status for 6 months.**

**CHARGE #1:**

On or about 10/30/2009, Respondent used driver, Miguel Alvarez, to drive a commercial motor vehicle in interstate commerce from Jerez, Zacatecas, Mexico to Los Angeles, California. Respondent failed to preserve the driver's record of duty status for that date for a period of 6 months.

**Violation 11 --- 49 CFR § 396.3(b) - Failing to keep minimum records of inspection and vehicle maintenance.**

**CHARGE #1:**

On or about 03/05/2010, Respondent used driver Alfonso Alvarado to drive a commercial motor vehicle in interstate commerce from Jerez, Zacatecas, Mexico to Los Angeles, California. At the time of this transportation Respondent failed to maintain a record of inspection, repair and maintenance for unit 1007 with license CP94726.

**Violation 12 --- 49 CFR § 396.11(a) - Failing to require driver to prepare driver vehicle inspection report.**

**CHARGE #1:**

On or about 02/04/2010, Respondent used driver David Salazar to drive a commercial motor vehicle in interstate commerce from Aguascalientes, Ags., Mexico to Van Nuys, California. At the time of this transportation driver David Salazar failed to prepare a vehicle inspection report on the vehicle at the completion of the day's work.

**Violation 13 --- 49 CFR § 396.17(a) - Using a commercial motor vehicle not periodically inspected.**

**CHARGE #1:**

On or about 10/31/2009, Respondent operated commercial motor vehicle unit 62 with license CP85482 in interstate commerce from Los Angeles, California to Jerez, Zacatecas, Mexico, which had not passed an inspection in accordance with 49 CFR § 396.17 during the preceding 12-month period.

**TABLE 1: VIOLATIONS DISCOVERED DURING REVIEW/ INSPECTION**

| #  | VIOLATION              | IDENTIFYING INFORMATION:<br>DRIVER, EQUIPMENT, COMMODITY                                       | DATE OF<br>VIOLATION |
|----|------------------------|--|----------------------|
| 1  | 49 USC § 14906         | Cayetano Martinez, Cayetano Martinez Bus Lines, Inc.   | 2/12/08              |
| 2  | 49 USC § 14906         | Cayetano Martinez, Cayetano Martinez dba Azteca Bus Line                                       | 6/27/08              |
| 3  | 49 USC § 14906         | Cayetano Martinez, Tierra Santa, Inc.  | 4/1/09               |
| 4  | 49 USC § 14907         | Cayetano Martinez, Tierra Santa, Inc.  | 7/13/09              |
| 5  | 49 CFR § 382.305(b)(2) | Driver: Miguel A. Rodriguez, VIN: 3CER8J22965110576,<br>Commodity: Passengers                  | 9/4/09               |
| 6  | 49 CFR § 382.305(b)(2) | Driver: David Salazar, VIN: 3CER8J22965110576, Commodity:<br>Passengers                        | 10/31/09             |
| 7  | 49 CFR § 385.13(a)(1)  | Driver: Hector Manuel Piedra Gallardo, VIN:<br>3CER8J22865112125, Commodity: Passengers        | 7/12/08              |
| 8  | 49 CFR § 385.13(a)(1)  | Driver: Hector Manuel Piedra Gallardo, VIN:<br>3CER8J22865112125, Commodity: Passengers        | 7/18/08              |
| 9  | 49 CFR § 385.13(a)(1)  | Driver: Hector Hector Manuel Piedra Gallardo, VIN:<br>3CER8J22865112125, Commodity: Passengers | 7/19/08              |
| 10 | 49 CFR § 386.84(a)(1)  | Driver: Hector Manuel Piedra Gallardo, VIN:<br>3CER8J22865112125, Commodity: Passengers        | 7/12/08              |
| 11 | 49 CFR § 386.84(a)(1)  | Driver: Hector Manuel Piedra Gallardo, VIN:<br>3CER8J22865112125, Commodity: Passengers        | 7/18/08              |
| 12 | 49 CFR § 386.84(a)(1)  | Driver: Hector Manuel Piedra Gallardo, VIN:<br>3CER8J22865112125, Commodity: Passengers        | 7/19/08              |
| 13 | 49 CFR § 386.84(a)(1)  | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers                       | 10/29/09             |
| 14 | 49 CFR § 386.84(a)(1)  | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers                       | 10/31/09             |
| 15 | 49 CFR § 386.84(a)(1)  | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers                        | 12/31/09             |
| 16 | 49 CFR § 386.84(a)(1)  | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers                        | 1/2/10               |
| 17 | 49 CFR § 386.84(a)(1)  | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers                        | 1/7/10               |
| 18 | 49 CFR § 386.84(a)(1)  | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers                        | 1/9/10               |
| 19 | 49 CFR § 386.84(a)(1)  | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers                        | 1/14/10              |
| 20 | 49 CFR § 386.84(a)(1)  | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers                        | 1/16/10              |

|    |                       |   |          |
|----|-----------------------|---|----------|
| 21 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/21/10  |
| 22 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/23/10  |
| 23 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/28/10  |
| 24 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/30/10  |
| 25 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/4/10   |
| 26 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/6/10   |
| 27 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/11/10  |
| 28 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/13/10  |
| 29 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/18/10  |
| 30 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/20/10  |
| 31 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/25/10  |
| 32 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/27/10  |
| 33 | 49 CFR § 386.84(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 3/5/10   |
| 34 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 12/31/09 |
| 35 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/2/10   |
| 36 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/7/10   |
| 37 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/9/10   |
| 38 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/14/10  |
| 39 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/16/10  |
| 40 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/21/10  |
| 41 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/23/10  |
| 42 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/28/10  |
| 43 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 1/30/10  |

|    |                       |  |          |
|----|-----------------------|--|----------|
| 44 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/4/10   |
| 45 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/6/10   |
| 46 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/11/10  |
| 47 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/13/10  |
| 48 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/18/10  |
| 49 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/20/10  |
| 50 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/25/10  |
| 51 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/27/10  |
| 52 | 49 CFR § 387.31(a)    | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 3/5/10   |
| 53 | 49 CFR § 391.51(a)    | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers   | 10/30/09 |
| 54 | 49 CFR § 391.51(a)    | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 3/5/10   |
| 55 | 49 CFR § 392.9a(a)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers   | 10/29/09 |
| 56 | 49 CFR § 392.9a(a)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers   | 10/31/09 |
| 57 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 12/31/09 |
| 58 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 1/2/10   |
| 59 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 1/7/10   |
| 60 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 1/9/10   |
| 61 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 1/14/10  |
| 62 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 1/16/10  |
| 63 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 1/21/10  |
| 64 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 1/23/10  |
| 65 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 1/28/10  |
| 66 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 1/30/10  |

|    |                       |  |          |
|----|-----------------------|--|----------|
| 67 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/4/10   |
| 68 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/6/10   |
| 69 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/11/10  |
| 70 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/13/10  |
| 71 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/18/10  |
| 72 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/20/10  |
| 73 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/25/10  |
| 74 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/27/10  |
| 75 | 49 CFR § 392.9a(a)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 3/5/10   |
| 76 | 49 CFR § 395.8(a)     | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 3/1/10   |
| 77 | 49 CFR § 395.8(a)     | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 3/1/10   |
| 78 | 49 CFR § 395.8(a)     | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 3/2/10   |
| 79 | 49 CFR § 395.8(a)     | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 3/2/10   |
| 80 | 49 CFR § 395.8(a)     | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 3/3/10   |
| 81 | 49 CFR § 395.8(a)     | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 3/3/10   |
| 82 | 49 CFR § 395.8(a)     | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 3/4/10   |
| 83 | 49 CFR § 395.8(a)     | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 3/4/10   |
| 84 | 49 CFR § 395.8(k)(1)  | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers   | 10/23/09 |
| 85 | 49 CFR § 395.8(k)(1)  | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers   | 10/24/09 |
| 86 | 49 CFR § 395.8(k)(1)  | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers   | 10/25/09 |
| 87 | 49 CFR § 395.8(k)(1)  | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers   | 10/26/09 |
| 88 | 49 CFR § 395.8(k)(1)  | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers   | 10/27/09 |

|     |                      |  |          |
|-----|----------------------|--|----------|
| 89  | 49 CFR § 395.8(k)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers | 10/28/09 |
| 90  | 49 CFR § 395.8(k)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers | 10/29/09 |
| 91  | 49 CFR § 395.8(k)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers | 10/30/09 |
| 92  | 49 CFR § 395.8(k)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers | 10/31/09 |
| 93  | 49 CFR § 395.8(k)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers | 11/1/09  |
| 94  | 49 CFR § 395.8(k)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers | 11/2/09  |
| 95  | 49 CFR § 395.8(k)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers | 11/3/09  |
| 96  | 49 CFR § 395.8(k)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers | 11/4/09  |
| 97  | 49 CFR § 395.8(k)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers | 11/5/09  |
| 98  | 49 CFR § 395.8(k)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers | 11/6/09  |
| 99  | 49 CFR § 395.8(k)(1) | Driver: Miguel Alvarez, VIN: 3CER8J22965110576,<br>Commodity: Passengers | 11/7/09  |
| 100 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers  | 2/1/10   |
| 101 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers  | 2/2/10   |
| 102 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers  | 2/3/10   |
| 103 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers  | 2/4/10   |
| 104 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers  | 2/20/10  |
| 105 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers  | 2/21/10  |
| 106 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers  | 2/22/10  |
| 107 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers  | 2/23/10  |
| 108 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers  | 2/24/10  |
| 109 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers  | 2/25/10  |

|     |                      |  |         |
|-----|----------------------|--|---------|
| 110 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/26/10 |
| 111 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/27/10 |
| 112 | 49 CFR § 395.8(k)(1) | Driver: David Salazar, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers    | 2/28/10 |
| 113 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/1/10  |
| 114 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/2/10  |
| 115 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/3/10  |
| 116 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/4/10  |
| 117 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/5/10  |
| 118 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/6/10  |
| 119 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/7/10  |
| 120 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/8/10  |
| 121 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/9/10  |
| 122 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/10/10 |
| 123 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/11/10 |
| 124 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/12/10 |
| 125 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/13/10 |
| 126 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/14/10 |
| 127 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/15/10 |
| 128 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/16/10 |
| 129 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/17/10 |
| 130 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/18/10 |
| 131 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/19/10 |

|     |                      |  |         |
|-----|----------------------|--|---------|
| 132 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/20/10 |
| 133 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/21/10 |
| 134 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/22/10 |
| 135 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/23/10 |
| 136 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/24/10 |
| 137 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/25/10 |
| 138 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/26/10 |
| 139 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/27/10 |
| 140 | 49 CFR § 395.8(k)(1) | Driver: Alfonso Alvarado, VIN: 9BPRLFAUNNB033053,<br>Commodity: Passengers | 2/28/10 |
| 141 | 49 CFR § 396.3(b)    | VIN: 3CER8J22965110576, Commodity: Passengers                              | 9/4/09  |
| 142 | 50 CFR § 396.3(b)    | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 3/5/10  |
| 143 | 49 CFR § 396.11(a)   | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 1/7/10  |
| 144 | 49 CFR § 396.11(a)   | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 1/8/10  |
| 145 | 49 CFR § 396.11(a)   | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 1/14/10 |
| 146 | 49 CFR § 396.11(a)   | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 1/17/10 |
| 147 | 49 CFR § 396.11(a)   | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 1/21/10 |
| 148 | 49 CFR § 396.11(a)   | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 1/22/10 |
| 149 | 49 CFR § 396.11(a)   | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 1/23/10 |
| 150 | 49 CFR § 396.11(a)   | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 1/24/10 |
| 151 | 49 CFR § 396.11(a)   | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 1/28/10 |
| 152 | 49 CFR § 396.11(a)   | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 1/31/10 |
| 153 | 49 CFR § 396.11(a)   | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 2/4/10  |
| 154 | 49 CFR § 396.11(a)   | VIN: 9BPRLFAUNNB033053, Commodity: Passengers                              | 2/7/10  |

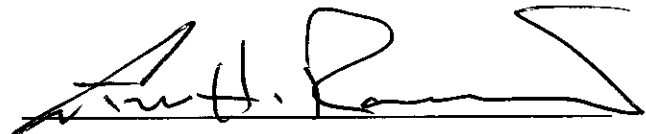
|     |                    |   |          |
|-----|--------------------|---|----------|
| 155 | 49 CFR § 396.11(a) | VIN: 9BPRLFAUNNB033053, Commodity: Passengers | 2/11/10  |
| 156 | 49 CFR § 396.11(a) | VIN: 9BPRLFAUNNB033053, Commodity: Passengers | 2/12/10  |
| 157 | 49 CFR § 396.11(a) | VIN: 9BPRLFAUNNB033053, Commodity: Passengers | 2/13/10  |
| 158 | 49 CFR § 396.11(a) | VIN: 9BPRLFAUNNB033053, Commodity: Passengers | 2/14/10  |
| 159 | 49 CFR § 396.11(a) | VIN: 9BPRLFAUNNB033053, Commodity: Passengers | 2/18/10  |
| 160 | 49 CFR § 396.11(a) | VIN: 9BPRLFAUNNB033053, Commodity: Passengers | 2/20/10  |
| 161 | 49 CFR § 396.11(a) | VIN: 9BPRLFAUNNB033053, Commodity: Passengers | 2/21/10  |
| 162 | 49 CFR § 396.11(a) | VIN: 9BPRLFAUNNB033053, Commodity: Passengers | 2/25/10  |
| 163 | 49 CFR § 396.11(a) | VIN: 9BPRLFAUNNB033053, Commodity: Passengers | 2/26/10  |
| 164 | 49 CFR § 396.11(a) | VIN: 9BPRLFAUNNB033053, Commodity: Passengers | 2/27/10  |
| 165 | 49 CFR § 396.11(a) | VIN: 9BPRLFAUNNB033053, Commodity: Passengers | 2/28/10  |
| 166 | 49 CFR § 396.17(a) | VIN: 3CER8J22965110576, Commodity: Passengers | 10/31/09 |
| 167 | 49 CFR § 396.17(a) | VIN: 9BPRLFAUNNB033053, Commodity: Passengers | 2/19/10  |

CERTIFICATE OF SERVICE

This is to certify that on June 7, 2010 the undersigned sent, by the method indicated, the designated number of copies of this Notice of Claim to each of the parties listed below:

|  |   |
|--|---|
| Cayetano Martinez<br>Cayetano Martinez dba Tierra Santa Tours<br>Cayetanos Bus Lines, Inc.<br>Cayetano Martinez dba Azteca Bus Line aka Azteca Bus Line, Inc.<br>Tierra Santa, Inc.<br>14416 Victory Blvd, Suite D<br>Van Nuys, CA 91401 | Original<br>United Parcel Service<br>Tracking No. |
| Cayetano Martinez<br>Cayetano Martinez dba Tierra Santa Tours<br>Cayetanos Bus Lines, Inc.<br>Cayetano Martinez dba Azteca Bus Line aka Azteca bus Line, Inc.<br>Tierra Santa, Inc.<br>6009 Whittier Blvd.<br>Los Angeles, CA 90022      | One Copy<br>United Parcel Service<br>Tracking No. |
| Cayetano Martinez<br>Cayetano Martinez dba Tierra Santa Tours<br>Cayetanos Bus Lines, Inc.<br>Cayetano Martinez dba Azteca Bus Line aka Azteca Bus Line, Inc.<br>4426 E. Olympic Blvd.<br>Los Angeles, CA 90023                          | One Copy<br>United Parcel Service<br>Tracking No. |
| Cayetano Martinez<br>Cayetano Martinez dba Tierra Santa Tours<br>Cayetanos Bus Lines, Inc.<br>Cayetano Martinez dba Azteca Bus Line aka Azteca Bus Line, Inc.<br>22309 Paraguay Drive<br>Saugus, CA 91350                                | One Copy<br>United Parcel Service<br>Tracking No. |
| Cayetano Martinez<br>Cayetano Martinez dba Tierra Santa Tours<br>Cayetanos Bus Lines, Inc.<br>Cayetano Martinez dba Azteca Bus Line<br>2914 N. 28 <sup>th</sup> St.<br>Phoenix, CA 85016-7928  | One Copy<br>United Parcel Service<br>Tracking No. |

|  |   |
|--|---|
| Cayetano Martinez<br>Cayetano Martinez dba Tierra Santa Tours<br>Cayetanos Bus Lines, Inc.<br>Cayetano Martinez dba Azteca Bus Line aka Azteca Bus Line, Inc.<br>1905 S. Eastern Ave.<br>Las Vegas, NV 89104       | One Copy<br>United Parcel Service<br>Tracking No. |
| Cayetano Martinez<br>Cayetano Martinez dba Tierra Santa Tours<br>Cayetanos Bus Lines, Inc.<br>Cayetano Martinez dba Azteca Bus Line<br>2520 E. Indian School Road<br>Phoenix, AZ 85016                             | One Copy<br>United Parcel Service<br>Tracking No. |
| Terry Wolf<br>Division Administrator, California Division<br>U.S. Department of Transportation<br>Federal Motor Carrier Safety Administration<br>1325 J Street, Suite 1540<br>Sacramento, CA 95814-2941            | Internal Mail                                     |
| Eric L. Ice<br>Division Administrator, Arizona Division<br>U.S. Department of Transportation<br>Federal Motor Carrier Safety Administration<br>400 East Van Buren Street, Suite 401<br>Phoenix, AZ 85004-2223      | Internal Mail                                     |
| William R. Paden, Field Administrator<br>U.S. Department of Transportation<br>Federal Motor Carrier Safety Administration<br>Western Service Center<br>12600 West Colfax Avenue, Suite B-300<br>Lakewood, CO 80215 | Internal Mail                                     |





## Shipment Receipt

(Keep this for your records.)

Transaction Date 07 Jun 2010

## Address Information

## Ship To:

Tierra Santa Inc  
Cayetano Martinez  
8187809777  
14416 Victory Blvd., Ste. D  
VAN NUYS CA 91401-6262

## Shipper:

FMCSA-WSC  
Lorraine Ehret  
3034072346  
12600 W Colfax Ave  
Ste B300  
Lakewood CO 80215

## Ship From:

FMCSA-WSC  
Pattie Stueber  
3034072346  
12600 W Colfax Ave  
Ste B300  
Lakewood CO 80215

## Shipment Information

## Service:

\*Guaranteed By:

Quantum View Notify <sup>SM</sup> 1:  
Delivery

E-mail Failure Notification:

Quantum View Notify <sup>SM</sup>

UPS Ground Service  
End of Day, Thurs. 10 Jun. 2010  
wsenf@dot.gov

pattie.stueber@dot.gov

Total:

No Charge

No Charge

Fuel Surcharge:

\*\*0.32

Shipping:

\*\*5.34

## Package Information

## Package 1 of 1

Tracking Number:

1ZA4762T0399058060

Package Type:

My Packaging

Actual Weight:

1.0 lbs

Billable Weight:

1.0 lbs

Case #:

CA-2010-0356-US1054

DOT #:

DOT#1499752

## Billing Information

Bill Shipping Charges to:

Shipper's Account A4762T

Total:

All Shipping Charges in USD

\*\*5.66

Negotiated Total:

\*\*2.56

Note: Your invoice may vary from the displayed reference rates.

\* For delivery and guarantee information, see the [UPS Service Guide](#). To speak to a customer service representative, call 1-800-PICK-UPS for domestic services and 1-800-782-7892 for international services.

\*\* Detailed information on fuel surcharges is also available.

**Shipment Receipt**

(Keep this for your records.)

Transaction Date 07 Jun 2010

**Address Information**

**Ship To:**  
 Tierra Santa Inc  
 Cayetano Martinez  
 8187809777  
 1905 S. Eastern Ave  
 LAS VEGAS NV 89104-3917

**Shipper:**  
 FMCSA-WSC  
 Lorraine Ehret  
 3034072346  
 12600 W Colfax Ave  
 Ste B300  
 Lakewood CO 80215

**Ship From:**  
 FMCSA-WSC  
 Pattie Stueber  
 3034072346  
 12600 W Colfax Ave  
 Ste B300  
 Lakewood CO 80215

**Shipment Information**

|   |                              |           |
|---|------------------------------|-----------|
| <b>Service:</b>                             | UPS Ground Service           |           |
| <b>*Guaranteed By:</b>                      | End of Day, Wed. 9 Jun. 2010 |           |
| <b>Quantum View Notify <sup>SM</sup> 1:</b> | wscenf@dot.gov               |           |
| Delivery                                    |                              |           |
| <b>E-mail Failure Notification:</b>         | pattie.stueber@dot.gov       | No Charge |
| <b>Quantum View Notify <sup>SM</sup></b>    | Total:                       | No Charge |

|                        |       |        |
|------------------------|-------|--------|
| <b>Fuel Surcharge:</b> | ..... | **0.32 |
|------------------------|-------|--------|

|                  |       |        |
|------------------|-------|--------|
| <b>Shipping:</b> | ..... | **5.34 |
|------------------|-------|--------|

**Package Information**

|                       |                     |
|-----------------------|---------------------|
| <b>Package 1 of 1</b> |                     |
| Tracking Number:      | 1ZA4762T0397296119  |
| Package Type:         | My Packaging        |
| Actual Weight:        | 1.0 lbs             |
| Billable Weight:      | 1.0 lbs             |
| Case #:               | CA-2010-0356-US1054 |
| DOT #:                | DOT#1786822         |

**Billing Information**

|                                  |                                    |               |
|----------------------------------|------------------------------------|---------------|
| <b>Bill Shipping Charges to:</b> | Shipper's Account A4762T           |               |
| <b>Total:</b>                    | <b>All Shipping Charges in USD</b> | <b>**5.66</b> |
| <b>Negotiated Total:</b>         |                                    | <b>**2.56</b> |

**Note:** Your invoice may vary from the displayed reference rates.

\* For delivery and guarantee information, see the [UPS Service Guide](#). To speak to a customer service representative, call 1-800-PICK-UPS for domestic services and 1-800-782-7892 for international services.

\*\* Detailed information on fuel surcharges is also available.

**Shipment Receipt**

(Keep this for your records.)

Transaction Date 07 Jun 2010

**Address Information****Ship To:**

Tierra Santa Inc  
Cayetano Martinez  
6029565777  
2520 E. Indian School Road  
PHOENIX AZ 85016-6737

**Shipper:**

FMCSA-WSC  
Pattie Stueber  
3034072346  
12600 W Colfax Ave  
Ste B300  
Lakewood CO 80215

**Ship From:**

FMCSA-WSC  
Pattie Stueber  
3034072346  
12600 W Colfax Ave  
Ste B300  
Lakewood CO 80215

**Shipment Information****Service:**

\*Guaranteed By:

UPS Ground Service  
End of Day, Wed. 9 Jun. 2010  
wscentf@dot.gov

Quantum View Notify <sup>SM</sup> 1:  
Delivery

E-mail Failure Notification:

pattie.stueber@dot.gov

Quantum View Notify <sup>SM</sup>

Total:

No Charge

No Charge

Fuel Surcharge:

\*\*0.31

Shipping:

\*\*5.11

**Package Information****Package 1 of 1**

Tracking Number:

1ZA4762T0395358725

Package Type:

My Packaging

Actual Weight:

1.0 lbs

Billable Weight:

1.0 lbs

Case #:

CA-2010-0356-US1054

DOT #:

DOT#1872419

**Billing Information**

Bill Shipping Charges to:

Shipper's Account A4762T

Total:

All Shipping Charges in USD

\*\*5.42

Negotiated Total:

\*\*2.32

**Note:** Your invoice may vary from the displayed reference rates.

\* For delivery and guarantee information, see the [UPS Service Guide](#). To speak to a customer service representative, call 1-800-PICK-UPS for domestic services and 1-800-782-7892 for international services.

\*\* Detailed information on fuel surcharges is also available.

**Shipment Receipt**

(Keep this for your records.)

Transaction Date 07 Jun 2010

**Address Information****Ship To:**

Tierra Santa Inc  
Cayetano Martinez  
6029565777  
2914 N. 28th St.  
PHOENIX AZ 85016-7928

**Shipper:**

FMCSA-WSC  
Lorraine Ehret  
3034072346  
12600 W Colfax Ave  
Ste B300  
Lakewood CO 80215

**Ship From:**

FMCSA-WSC  
Pattie Stueber  
3034072346  
12600 W Colfax Ave  
Ste B300  
Lakewood CO 80215

**Shipment Information****Service:**

\*Guaranteed By:

Quantum View Notify <sup>SM</sup> 1:

Delivery

E-mail Failure Notification:

Quantum View Notify <sup>SM</sup>

UPS Ground Service  
End of Day, Wed. 9 Jun. 2010  
wsenf@dot.gov

pattie.stueber@dot.gov

Total:

No Charge

No Charge

**Fuel Surcharge:**

\*\*0.31

**Shipping:**

\*\*5.11

**Package Information****Package 1 of 1**

Tracking Number:

1ZA4762T0398038502

Package Type:

My Packaging

Actual Weight:

1.0 lbs

Billable Weight:

1.0 lbs

Case #:

CA-2010-0356-US1054

DOT #:

DOT#1872419

**Billing Information**

Bill Shipping Charges to:

Shipper's Account A4762T

Total:

All Shipping Charges in USD

\*\*5.42

Negotiated Total:

\*\*2.32

Note: Your invoice may vary from the displayed reference rates.

\* For delivery and guarantee information, see the UPS Service Guide. To speak to a customer service representative, call 1-800-PICK-UPS for domestic services and 1-800-782-7892 for international services.

\*\* Detailed information on fuel surcharges is also available.

**Shipment Receipt**

(Keep this for your records.)

Transaction Date 07 Jun 2010

**Address Information****Ship To:**

Tierra Santa Inc  
Cayetano Martinez  
8185106183  
4426 E. Olympic Blvd.  
LOS ANGELES CA 90023-2039

**Shipper:**

FMCSA-WSC  
Lorraine Ehret  
3034072346  
12600 W Colfax Ave  
Ste B300  
Lakewood CO 80215

**Ship From:**

FMCSA-WSC  
Pattie Stueber  
3034072346  
12600 W Colfax Ave  
Ste B300  
Lakewood CO 80215

**Shipment Information****Service:**

\*Guaranteed By:

Quantum View Notify <sup>SM</sup> 1:

Delivery

E-mail Failure Notification:

Quantum View Notify <sup>SM</sup>

UPS Ground Service  
End of Day, Thurs. 10 Jun. 2010  
wscentf@dot.gov

pattie.stueber@dot.gov

Total:

No Charge

No Charge

Fuel Surcharge:

\*\*0.32

Shipping:

\*\*5.34

**Package Information****Package 1 of 1**

Tracking Number:

1ZA4762T0395938287

Package Type:

My Packaging

Actual Weight:

1.0 lbs

Billable Weight:

1.0 lbs

Case #:

CA-2010-0356-US1054

DOT #:

DOT#1737292

**Billing Information**

Bill Shipping Charges to:

Shipper's Account A4762T

Total:

All Shipping Charges in USD

\*\*5.66

Negotiated Total:

\*\*2.56

Note: Your invoice may vary from the displayed reference rates.

\* For delivery and guarantee information, see the [UPS Service Guide](#). To speak to a customer service representative, call 1-800-PICK-UPS for domestic services and 1-800-782-7892 for international services.

\*\* Detailed information on fuel surcharges is also available.

**Shipment Receipt**

(Keep this for your records.)

Transaction Date 07 Jun 2010

**Address Information**

**Ship To:**  
 Tierra Santa Inc  
 Cayetano Martinez  
 6029565777  
 22309 Paraguay Dr.  
 SAUGUS CA 91350-2343  
 Residential

**Shipper:**  
 FMCSA-WSC  
 Lorraine Ehret  
 3034072346  
 12600 W Colfax Ave  
 Ste B300  
 Lakewood CO 80215

**Ship From:**  
 FMCSA-WSC  
 Pattie Stueber  
 3034072346  
 12600 W Colfax Ave  
 Ste B300  
 Lakewood CO 80215

**Shipment Information**

|   |                                 |       |           |
|---|---------------------------------|-------|-----------|
| <b>Service:</b>                             | UPS Ground Service              |       |           |
| *Guaranteed By:                             | End of Day, Thurs. 10 Jun. 2010 |       |           |
| <b>Quantum View Notify <sup>SM</sup> 1:</b> | wscenf@dot.gov                  |       |           |
| Delivery                                    |                                 |       |           |
| <b>E-mail Failure Notification:</b>         | pattie.stueber@dot.gov          | ..... | No Charge |
| <b>Quantum View Notify <sup>SM</sup></b>    | Total:                          | ..... | No Charge |

|                        |       |        |
|------------------------|-------|--------|
| <b>Fuel Surcharge:</b> | ..... | **0.45 |
|------------------------|-------|--------|

|                  |       |        |
|------------------|-------|--------|
| <b>Shipping:</b> | ..... | **7.54 |
|------------------|-------|--------|

**Package Information**

|                       |                     |
|-----------------------|---------------------|
| <b>Package 1 of 1</b> |                     |
| Tracking Number:      | 1ZA4762T0395085896  |
| Package Type:         | My Packaging        |
| Actual Weight:        | 1.0 lbs             |
| Billable Weight:      | 1.0 lbs             |
| Case #:               | CA-2010-0356-US1054 |
| DOT #:                | DOT#1786822         |

**Billing Information**

|                                  |                          |
|----------------------------------|--------------------------|
| <b>Bill Shipping Charges to:</b> | Shipper's Account A4762T |
|----------------------------------|--------------------------|

|                          |                                    |               |
|--------------------------|------------------------------------|---------------|
| <b>Total:</b>            | <b>All Shipping Charges in USD</b> | <b>**7.99</b> |
| <b>Negotiated Total:</b> |                                    | <b>**3.35</b> |

**Note:** Your invoice may vary from the displayed reference rates.

\* For delivery and guarantee information, see the [UPS Service Guide](#). To speak to a customer service representative, call 1-800-PICK-UPS for domestic services and 1-800-782-7892 for international services.

\*\* Detailed information on fuel surcharges is also available.

**Shipment Receipt**

(Keep this for your records.)

Transaction Date 07 Jun 2010

**Address Information**

**Ship To:**  
 Tierra Santa Inc  
 Cayetano Martinez  
 8187809777  
 6009 Whittier Blvd  
 LOS ANGELES CA 90022-4401

**Shipper:**  
 FMCSA-WSC  
 Pattie Stueber  
 3034072346  
 12600 W Colfax Ave  
 Ste B300  
 Lakewood CO 80215

**Ship From:**  
 FMCSA-WSC  
 Pattie Stueber  
 3034072346  
 12600 W Colfax Ave  
 Ste B300  
 Lakewood CO 80215

**Shipment Information**

|   |                                 |       |           |
|---|---------------------------------|-------|-----------|
| <b>Service:</b>                             | UPS Ground Service              |       |           |
| *Guaranteed By:                             | End of Day, Thurs. 10 Jun. 2010 |       |           |
| <b>Quantum View Notify <sup>SM</sup> 1:</b> | wscenf@dot.gov                  |       |           |
| Delivery                                    |                                 |       |           |
| <b>E-mail Failure Notification:</b>         | pattie.stueber@dot.gov          | ..... | No Charge |
| <b>Quantum View Notify <sup>SM</sup></b>    | Total:                          | ..... | No Charge |

|                        |       |        |
|------------------------|-------|--------|
| <b>Fuel Surcharge:</b> | ..... | **0.32 |
|------------------------|-------|--------|

|                  |       |        |
|------------------|-------|--------|
| <b>Shipping:</b> | ..... | **5.34 |
|------------------|-------|--------|

**Package Information**

|                       |                    |
|-----------------------|--------------------|
| <b>Package 1 of 1</b> |                    |
| Tracking Number:      | 1ZA4762T0398095674 |
| Package Type:         | My Packaging       |
| Actual Weight:        | 1.0 lbs            |
| Billable Weight:      | 1.0 lbs            |
| DOT #:                | DOT#               |

**Billing Information**

|                                  |                          |
|----------------------------------|--------------------------|
| <b>Bill Shipping Charges to:</b> | Shipper's Account A4762T |
|----------------------------------|--------------------------|

|                          |                                    |               |
|--------------------------|------------------------------------|---------------|
| <b>Total:</b>            | <b>All Shipping Charges in USD</b> | <b>**5.66</b> |
| <b>Negotiated Total:</b> |                                    | <b>**2.56</b> |

**Note:** Your invoice may vary from the displayed reference rates.

\* For delivery and guarantee information, see the [UPS Service Guide](#). To speak to a customer service representative, call 1-800-PICK-UPS for domestic services and 1-800-782-7892 for international services.

\*\* Detailed information on fuel surcharges is also available.