


**UNITED STATES DEPARTMENT OF TRANSPORTATION**

	<b>US DOT #</b> 2194257X	<b>Legal:</b> BAJA EXPRESS TRANSPORTES SA DE CV		
		<b>Operating (DBA):</b>		
<b>MC/MX #:</b> 777490	<b>RFC #:</b> BET080926D31	<b>Federal Tax ID:</b>		
<b>Review Type:</b> Compliance Review (CR)				
<b>Scope:</b> Principal Office	<b>Location of Review/Audit:</b> Company facility in the U. S.		<b>Territory:</b> E	
<b>Operation Types</b>		<b>Interstate</b>	<b>Intrastate</b>	
<b>Carrier:</b>	Non-HM	N/A		<b>Business:</b> Corporation
<b>Shipper:</b>	N/A	N/A		<b>Gross Revenue:</b> \$14,530.00
<b>Cargo Tank:</b>	N/A			<b>for year ending:</b> 1/31/2013
<b>Company Physical Address:</b>				
C ALFONSO VIDAL Y PLANAS 422 B-1 TIJUANA, BN 22500 MEXICO				
<b>Contact Name:</b> CARLOS TIRADO VALDEZ				
<b>Phone numbers:</b> (1) 664- 255-5704		(2) 664-607-9738	<b>Fax</b>	
<b>E-Mail Address:</b> baja.express@hotmail.com				
<b>Company Mailing Address:</b>				
9765 MARCONI DR STE 105 SAN DIEGO, CA 92154				
<b>Carrier Classification</b>				
Authorized for Hire				
<b>Cargo Classification</b>				
General Freight				
<b>Does carrier transport placardable quantities of HM?</b> No				
<b>Is an HM Permit required?</b> N/A				
<b>Driver Information</b>				
	<b>Inter</b>	<b>Intra</b>	<b>Average trip leased drivers/month:</b> 0	
<b>&lt; 100 Miles:</b>			<b>Total Drivers:</b> 1	
<b>&gt;= 100 Miles:</b>	1		<b>CDL Drivers:</b> 1	
<b>Equipment</b>				
	<b>Owned</b>	<b>Term Leased</b>	<b>Trip Leased</b>	<b>Owned</b>
<b>Truck</b>	1	0	0	<b>Term Leased</b>
				<b>Trip Leased</b>
Power units used in the U.S.: 1				
Percentage of time used in the U.S.: 50				





**BAJA EXPRESS TRANSPORTES SA DE CV**

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Review Date:

02/26/2013

**Part A**

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

2297 Niels Bohr Court, Suite 204  
San Diego (Otay Mesa), CA 92154  
Phone: (619)710-8400 Fax:(619)710-2804

**This report will be used to assess your safety compliance.**

**Person(s) Interviewed**

**Name:** CARLOS TIRADO VALDEZ

**Title:** PRESIDENT

**Name:**

**Title:**





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Part B Violations

1 FEDERAL	Primary: 382.401(d)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 0	Checked 0
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Description

Failing to provide required records at the employer's principal place of business within two business days after a request has been made.

Example

DRIVER:

TRIP DATE: 08/03/2012.

MIS FOR CALENDAR 2012.

SEMI-ANNUAL STATISTICAL SUMMARIES FOR CALENDAR YEAR 2012.

2 FEDERAL	Primary: 391.21(a)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description

Using a driver who has not completed and furnished an employment application.

Example

DRIVER:

TRIP DATE: 01/30/2013.

3 FEDERAL	Primary: 392.9a(a)(2)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description

Operating beyond the scope of the operating authority granted.

Example

DRIVER:

TRIP DATE: 08/03/2012.

HOUSEHOLD GOODS.

FROM TIJUANA, B.C., MEXICO TO OAKLAND, CA.

REQUIRED AUTHORITY: HOUSEHOLD GOODS.

4 FEDERAL	Primary: 396.3(b)(2)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description

Failing to have a means of indicating the nature and due date of the various inspection and maintenance operations to be performed.

Example

DRIVER:

TRIP DATE: 01/14/2013.

VEHICLE: CA-6Z73844.





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**Part B Violations**

5 FEDERAL	Primary: 396.9(d)(3)	Discovered 2	Checked 6	Drivers/Vehicles In Violation Checked 1 1
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**Description**  
 Failing to maintain completed inspection form for 12 months from the date of inspection at the carrier's principal place of business.  
 DRIVER:  
 TRIP DATE: 01/03/2013.  
 AGENCY: USDOT/FMCSA.  
 VEHICLE: CA-6Z73844.

<b>Safety Fitness Rating Information:</b> Total Miles Operated 8,487 Recordable Accidents 0 Recordable Accidents/Million Miles 0.00	OOS Vehicle (CR): 0 Number of Vehicle Inspected (CR): 0 OOS Vehicle (MCMIS): 0 Number of Vehicles Inspected (MCMIS): 3
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Your proposed safety rating is :  <p style="text-align: center;"><b>SATISFACTORY</b></p>	<b>Rating Factors</b>			
		<b>Acute</b>	<b>Critical</b>	
	Factor 1:	S	0	0
	Factor 2:	S	0	0
	Factor 3:	S	0	0
	Factor 4:	S	0	0
	Factor 5:	N	0	0
	Factor 6:	S	-	-

Corrective actions must be taken for any violations (deficiencies) identified on Part B of this report.





**Part B Requirements and/or Recommendations**

1. If you have any questions concerning this report, please contact the Federal Motor Carrier Safety Administration, at Niels Bohr Ct., Suite 204, San Diego, CA 92154 and contact Jose Tello at 619-710-8435.
2. This review will result in a Safety Rating.
3. Notice: A pattern of and/or repeated violations of the same or related acute or critical regulations will cause the maximum penalties allowed by law to be assessed under Section 222 of the Motor Carrier Safety Improvement Act of 1999 (MCSIA). A pattern of violations means two or more violations of acute and/or critical regulations in three or more Parts of Title 49, Code of Federal Regulations discovered during any eligible investigation. Repeated violations means violation(s) of an acute regulation of the same Part of Title 49, Code of Federal Regulations discovered in an investigation after one or more closed enforcement actions within a six year period and/or violation(s) of a critical regulation in the same Part of Title 49, Code of Federal Regulations discovered in an investigation after two or more closed enforcement actions within a six year period.
4. Conduct periodic internal reviews of your driver qualification, hours of service control, maintenance, accident analysis/reporting, training, and other safety systems to ensure continued compliance with the FMCSR.
5. A complete Educational and Technical Assistance package entitled " A MOTOR CARRIER'S GUIDE TO IMPROVING HIGHWAY SAFETY" is available free on the FMCSA website to assist you in complying with the safety regulations. It contains many forms and documents useful for improving the safety of your operations. Check: [www.fmcsa.dot.gov/factsfigs/eta/index.html](http://www.fmcsa.dot.gov/factsfigs/eta/index.html).
6. For questions about DOT numbers or biennial updates: 800-832-5660 or 703-280-4001  
For questions about licensing, authority or MC numbers: 202-366-9805  
For questions about insurance: 202-385-2423  
For household goods complaints: 888-DOT-SAFT (888-368-7238)
7. The Division Administrator/State Director will continue to consider preventability when a motor carrier contests a proposed safety fitness rating. The motor carrier may deem that the recordable accident rate is not a fair means of evaluating its accident factor 6 on the Compliance Review. If so the motor carrier must submit the compelling evidence within five calendar days to:

Terry Wolf

1325 J Street Suite 1540

Sacramento, CA. 95814

Compelling evidence should include (but is not limited to) official police accident reports and official insurance accident investigation reports.

8. Notice: On October 1, 2005, the FMCSA published a final rule revising the hours of service regulations for commercial motor vehicle drivers. Under the new rule, driver may drive 11 hours after 10 consecutive hours off-duty, but may not drive beyond the 14th hour after coming on-duty. Similar to existing rules, drivers may not drive after being on-duty for 60 hours in a seven-consecutive-day period or 70 hours in an eight-consecutive-day-period. This on-duty cycle may be restarted whenever a driver takes at least 34 consecutive hours off-duty. A short haul provision was also added allowing drivers of property carrying CMV's which do not require a Commercial Driver's License for operation and who operate within a 150 air mile radius of their normal work reporting location are not required to keep records of duty status (RODS).





**Part B Requirements and/or Recommendations**

Carriers and commercial motor vehicle drivers are required to comply with the current hours-of-service rules through September 30, 2005. Compliance with the "new" regulations is mandatory for carriers, except passenger-carrying operations, beginning on October 1, 2005. Passenger-carrying motor carriers and drivers are not subject to the new maximum driving limits. For more information on these regulations, please access the FMCSA website at <http://www.fmcsa.dot.gov/>.

- 9. All motor carriers and truck drivers are needed to fight against terrorism and hijacking. You could be a target. Protect yourself, your trucks, your cargo, and your facilities.

Discuss with your employees/drivers the "Security Measures for Truck Drivers and Companies" which were provided and reviewed with motor carrier official.

- 10. This report contains citations of regulations that are deemed serious in nature and could result in penalties against your company and/or your drivers.
- 11. Ensure that all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file as required for each driver, documenting the qualification process.
- 12. Laboratory must transmit aggregate statistical summary on semi-annual basis
- 13. Ensure you have a means of indicating the nature and due date of the various inspection and maintenance operations to be performed.
- 14. Return the completed roadside inspection form to the issuing agency at the address indicated on the form and retain a copy at the motor carrier's principal place of business or where the vehicle is housed for 12 months from the date of the inspection.
- 15. • Understand Why Compliance Saves Time and Money: Compliance with FMCSRs will not only save lives, but also saves your business time and money. Tracking how much your business spends on non-compliance activities can help you understand the many benefits of compliance to your business and why safety is good business.
  - Document and Follow Through on Action Plans: Document and follow through on action plans to ensure the actions you are taking are creating improvement in safety management and compliance.
  - NOTICE: A pattern and/or repeated violations of the same or related acute or critical regulations (violations of the same Part in Title 49, Code of Federal Regulations) will cause the maximum penalties allowed by law to be assessed under Section 222 of the Motor Carrier Safety Improvement Act of 1999 (MCSIA). A pattern of violations means two or more violations of acute and/or critical regulations in three or more Parts of Title 49, Code of Federal Regulations discovered during any eligible investigation. Repeated violations means violation(s) of an acute regulation of the same Part of Title 49, Code of Federal Regulations discovered in an investigation after one or more closed enforcement actions within a six year period and/or violation(s) of a critical regulation in the same Part of Title 49, Code of Federal Regulations discovered in an investigation after two or more closed enforcement actions within a six year period.
  - NOTICE: 49 CFR Part 391.23 requires prospective employers to, at a minimum, investigate a driver's employment information, crash record, and alcohol and controlled substances history from all employers the driver worked for within the previous 3 years.





**Part B Requirements and/or Recommendations**

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

- All motor carriers and truck drivers are needed to fight against terrorism and hijacking. You could be a target. Protect yourself, your trucks, your cargo, and your facilities. Discuss with your employees/drivers the "Security Measures for Truck Drivers and Companies" which were provided and reviewed with motor carrier official. Motor carriers should visit the following website for more information:  
<http://www.fmcsa.dot.gov/documents/Hijacking-Brochure.pdf>

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

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

- 17. Serious violations were recorded on this investigation report. These violations will impact your safety record. Furthermore, these violations may result in a follow-up investigation at a later date unless adequate evidence of corrective action is forwarded to our office:

Terry D. Wolf, Division Administrator  
Federal Motor Carrier Safety Administration  
1325 J Street, Suite 1540  
Sacramento, CA 95814

- 18. Do not operate beyond the scope of the authority granted.





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### Safety Fitness Rating Explanation

This report lists the facts which were used to determine the Safety Fitness Rating for the above motor carrier. Federal and State violations are combined for rating purposes. However, only the federal or federal equivalent section number is shown below. A check mark identifies the range within which the data fell when determining the Safety Fitness Rating. All information within a FACTOR block relates only to that FACTOR.

<b>FACTOR 1</b>	<b>General (CFR Parts 387, 390)</b>	√ 0 Point = Satisfactory
<b>VIOLATIONS AFFECTING RATING</b>	<b>POINTS</b>	1 Point = Conditional
NONE	-----	>1 Point = Unsatisfactory
<b>TOTAL POINTS: 0 = SATISFACTORY</b>		

<b>FACTOR 2</b>	<b>Driver Qualification (CFR Parts 382, 383, 391)</b>	√ 0 Point = Satisfactory
<b>VIOLATIONS AFFECTING RATING</b>	<b>POINTS</b>	1 Point = Conditional
NONE	-----	>1 Point = Unsatisfactory
<b>TOTAL POINTS: 0 = SATISFACTORY</b>		

<b>FACTOR 3</b>	<b>Operational/Driving (CFR Parts 392, 395)</b>	√ 0 Point = Satisfactory
<b>VIOLATIONS AFFECTING RATING</b>	<b>POINTS</b>	1 Point = Conditional
NONE	-----	>1 Point = Unsatisfactory
<b>TOTAL POINTS: 0 = SATISFACTORY</b>		

<b>FACTOR 4</b>	<b>Vehicle/Maintenance (CFR Parts 393, 396, Performance Data (OOS%))</b>	
<b>VIOLATIONS AFFECTING RATING</b>	<b>POINTS</b>	Out-of-Service (OOS) Percentage: 0.0
NONE	-----	
<b>TOTAL POINTS: 0 &amp; 0.0% OOS = SATISFACTORY (see chart)</b>		

Fewer than 3 Inspections	3 or more Inspections	
Rate same as other Regulatory Factors 1, 2, and 3	OOS Less than 34%	OOS 34% or Higher
	√ Satisfactory	Conditional
0 Point = Satisfactory	Conditional	Unsatisfactory
1 Point = Conditional	If a pattern of Non-Compliance with a Critical or an Acute Violation	If a pattern of Non-Compliance with a Critical or an Acute Violation
>1 Point = Unsatisfactory		

**FACTOR 5 Hazardous Material (CFR Parts 397, 171, 172, 173, 177, 180)**  
**Not Applicable - Not a carrier of Hazardous Material**  
 NONE

**FACTOR 6 Accident (Recordable Accident Rate)**  
 (( Recordable Accidents ) X ( 1 million ) ) ÷ ( Total Miles ) = Rate  
 ( 0 X 1,000,000 ) ÷ 8,487 = 0 = SATISFACTORY

<b>ACCIDENT RATE</b>	<b>FACTOR RATING</b>
√ 0.000 - 1.500	= Satisfactory
>1.500	= Unsatisfactory

**OVERALL SAFETY FITNESS RATING**  
 Number of Factors (1-6) shown above as less than satisfactory

Unsatisfactory	Conditional	
0	0	= SATISFACTORY







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### Safety Fitness Rating Explanation

#### FORMULA TO CALCULATE THE OVERALL SAFETY FITNESS RATING

Number of Factors

	Unsatisfactory	Conditional	OVERALL RATING
√	0	2 or fewer	Satisfactory
	0	3 or more	Conditional
	1	2 or fewer	Conditional
	1	3 or more	Unsatisfactory
	2	0 or more	Unsatisfactory

