UNITED STATES DEPARTMENT OF TRANSPORTATION

Legal: GRUPO BEHR DE BAJA CALIFORNIA SA DE CV

Operating (DBA):

MC/MX #: 371235 RFC #: GBB971008165 Federal Tax ID: Application Tracking #: 10902

Review Type: Safety Audit - Pre-Authority (OP1)

Scope: Entire Operation Location of Review/Audit: Company facility in another country Territory:

Operation Types Interstate Intrastate

Carrier: Non-HM N/A Business: Corporation

Shipper: N/A N/A Gross Revenue: \$776,255.00 for year ending: 12/31/2010

Cargo Tank: N/A

Company Physical Address:

BLVD BELLAS ARTES#17686 - 116 TIJUANA, BN 22430 MEXICO

Contact Name: Roberto Garcia de Leon Quiros

Phone numbers: (1) 664- 647-5501 (2) 619-805-7164 **Fax**

E-Mail Address: ROBERTOGARCIA@GRUPOLOGIX@COM

Company Mailing Address:

2345 MARCONI COURT SUITE B

SAN DIEGO, CA 92154

Process Agent Address:

1174 La Vida Court Chula Vista, CA 91915

Contact Name: Karla Roberta Garcia de Leon

Phone numbers: (1) 619-216-9696 (2) Fax

E-Mail Address:

Carrier Classification

Authorized for Hire

Cargo Classification

General Freight

Does carrier transport placardable quantities of HM? N_0 Is an HM Permit required? N_0

Driver Information

Inter Intra Average trip leased drivers/month: 0
< 100 Miles: 7 0
>= 100 Miles: 0 0
CDL Drivers: 7

Equipment

 Owned
 Term Leased
 Trip Leased
 Owned
 Term Leased Trip Leased

 Truck
 3
 0
 0
 Truck Tractor
 4
 0
 0

 Trailer
 3
 3
 0
 0
 0
 0
 0

Power units used in the U.S.:7

Percentage of time used in the U.S.:70

8/29/2011 4:27:07 PM

Capri 6.8.1.3

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Review Date: 08/25/2011

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 SAFETY AUDIT will be used to assess your safety compliance.

Person(s) Interviewed

Name: Roberto Garcia de Leon Quiros Title: OWNER

Name: Title:



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Part B - Questions and Answers

Question General # 1 - Section # 387.7(a) Acute

Does the carrier have the required minimum level of financial responsibility in effect?

Comments

Question General # 2 - Section # 387.7(d) Critical

Does the carrier have required proof of financial responsibility?

Comments

Question General #3 - Section #390.15(b)(1)

Can the carrier provide a complete accident register of recordable accidents?

Comments

Question General #4 - Section #390.15(b)(2) Critical

Does the carrier have copies of all accident reports required by States or other government entities or insurers?

Comments

Question General #5 - Section #390.3(e)

Is the carrier knowledgeable of the FMCSRs/HMRs?

Comments

Question General #6 - Section #390.21

Does the carrier know the commercial motor vehicles marking requirements?

Comments

Question Driver # 1 - Section # 391.51(a) Critical

Does the carrier maintain complete driver qualification files?

Comments

Question Driver # 2 - Section # 391.11(b)(4) Acute

Is the carrier using physically qualified drivers?

Comments

Question Driver # 3 - Section # 391.45(a), 391.45(b) Critical

Does available evidence indicate the motor carrier has used a driver without a medical certificate or with an

expired medical certificate?

Comments

Question Driver #4 - Section #391.15(a) Acute

Is the carrier using any disqualified drivers?

Comments

Answer

Yes

Answer

Yes

Answer N/A

Answer

N/A

Answer

Yes

Answer Yes

Answer

Yes

Answer

Yes

Answer

No

Answer

No



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Part B - Questions and Answers

Question Driver # 5 - Section # 391.51(b)(2) Critical

Does the carrier maintain driving and employment history inquiry data in driver qualification files?

Answer

Yes

Comments

Comments

Question Driver # 6 - Section # 382.115(a) Acute

Has the carrier implemented an alcohol and/or controlled substances testing program?

Answer

Yes

Question Driver #7 - Section #382.213(b) Acute

Has the carrier used drivers who have used controlled substances?

Answer

No

Comments

Question Driver #8 - Section #382.215 Acute

Has the carrier used a driver who has tested positive for a controlled substance?

Answer

No

Comments

Comments

Question Driver # 9 - Section # 382,201 Acute

Has the carrier used a driver known to have an alcohol concentration of 0.04 or greater?

Answer

No

Question Driver # 10 - Section # 382.505(a) Acute

Has the carrier used a driver found to have an alcohol concentration of .02 or greater but less than .04 within 24 hours of being tested?

Answer

No

Comments

Question Driver # 11 - Section # 382.301(a) Critical

Has the carrier ensured that drivers have undergone testing for controlled substances prior to performing a safety sensitive function?

<u>Answer</u>

N/A

Comments

Comments

Comments

Question Driver # 12 - Section # 382.303(a) Critical

Has the carrier conducted post accident testing on drivers for alcohol and/or controlled substances?

Answer

N/A

Question Driver # 13 - Section # 382.305 Acute

Has the carrier implemented random testing program?

Answer

Yes

Question Driver # 14 - Section # 382.305(b)(1) Critical

Has the carrier conducted random alcohol testing at an annual rate of not less than the applicable annual rate

of the average number of driver positions?

Answer Yes





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Part B - Questions and Answers

Question Driver # 15 - Section # 382.305(b)(2) Critical

Has the carrier conducted controlled substance testing at an annual rate of not less than the applicable annual rate of the average number of driver positions?

Answer

Yes

Comments

Question Driver # 16 - Section # 40.305(a)

Has the carrier conducted the required return-to-duty tests on employees returning to safety-sensitive functions?

Answer

N/A

Comments

Question Driver # 17 - Section # 40.309(a)

Is the carrier conducting follow-up testing as directed by the Substance Abuse Professional?

Answer

N/A

Comments

Question Driver # 18 - Section # 382.211 Acute

Has the carrier used a driver who has refused to submit to an alcohol or controlled substances test required under Part 382?

Answer

N/A

Comments

Question Driver # 19 - Section # 382.503 Critical

Has the carrier used a Substance Abuse Professional as required by 49 CFR Part 40 Subpart O?

Answer

N/A

Comments

Question Driver # 20 - Section # 383.23(a) Critical

Has a driver operated a commercial motor vehicle without a current operating license, or a license, which hasn't been properly classed and endorsed?

Answer

No

Comments

Question Driver # 21 - Section # 383.37(a) Acute

Has the motor carrier allowed it's drivers who's CDLs have been suspended, revoked or canceled by a state, have lost the right to operate a CMV in a State, or have been disqualified from operating a CMV to operate a commercial motor vehicle?

Answer

No

Comments

Question Driver # 22 - Section # 383.51(a) Acute

Has the motor carrier knowingly allowed, required, permitted, or authorized a driver to drive who is disqualified to drive a commercial motor vehicle?

Answer

No

Comments

Question Operation #1 - Section # 395.8(a) Critical

Does the carrier require drivers to make a record of duty status?

Answer Yes



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Part B - Questions and Answers

Question Operation #2 - Section # 395.8(i) Critical

Does the carrier require drivers to submit records of duty status within 13 days?

Answer

Yes

Comments

Comments

Comments

Question Operation #3 - Section # 395.8(k)(1) Critical

Can the carrier produce records of duty status and supporting documents for selected drivers?

Answer

N/A

Question Operation #4 - Section # 395.3(a)(1) Critical

Has the carrier allowed driver(s) to exceed the 11-hour rule? (Property)

Answer

No

Question Operation #5 - Section # 395.3(a)(2) Critical

Has the carrier allowed driver(s) to exceed the 14-hour rule? (Property)

Answer

No

Comments

Question Operation #6 - Section # 395.3(b)(1) Critical

Has the carrier allowed driver(s) to drive after having been on duty more than 60 hours in 7 consecutive days?

Answer No

(Property) Comments

Question Operation #7 - Section # 395.3(b)(2) Critical

Has the carrier allowed driver(s) to drive after having been on duty more than 70 hours in 8 consecutive days? (Property)

Answer N/A

Comments

Question Operation #8 - Section # 395.5(a)(1) Critical

Has the carrier allowed driver(s) to exceed the 10 hour rule? (Passenger)

Answer

N/A

Question Operation #9 - Section # 395.5(a)(2) Critical

Has the carrier allowed driver(s) to exceed the 15 hour rule? (Passenger)

Answer N/A

Comments

Comments

Question Operation #10 - Section #395.5(b)(1) Critical

Answer Has the carrier allowed driver(s) to drive after having been on duty more than 60 hours in 7 consecutive days?

(Passenger)

N/A

Comments

Question Operation #11 - Section #395.5(b)(2) Critical

Answer Has the carrier allowed driver(s) to drive after having been on duty more than 70 hours in 8 consecutive days?

(Passenger)

N/A



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Part B - Questions and Answers

Question Operation #12 - Section # 395.8(e) Critical

Does available evidence indicate a selected driver has prepared a false record of duty status?

Answer

No

Comments

Comments

Question Operation #13 - Section #

Does the carrier adhere to a disciplinary policy for noncompliance with Part 395?

Answer

Yes

Question Operation #14 - Section #395.1(e)

Does the carrier have a system for recording hours of duty status on 100- mile radius drivers, and are they properly utilizing the 100 air-mile radius exemption?

Answer

Yes

Comments

Question Operation #15 - Section #392.2 Critical

Does the motor carrier ensure that drivers operate commercial motor vehicles in accordance with the laws. ordinances, and regulations of the jurisdictions in which they are operating?

Answer

Yes

Comments

Question Operation #16 - Section #392.9(a)(1) Critical

Does the carrier ensure that drivers are not permitted to drive a vehicle without the cargo properly distributed and adequately secured?

Answer

Yes

Comments

Question Operation #17 - Section # 392.4(b) Acute

Have any drivers operated a commercial motor vehicle while under the influence of, or in possession of, narcotic drugs, amphetamines, or any other substances capable of rendering the drivers incapable of safely operating motor vehicles?

Answer

No

Comments

Question Operation #18 - Section # 392.5(b)(1) Acute

Have any drivers operated a commercial motor vehicle while under the influence of, or in possession of, intoxicating beverages?

Answer

No

Comments

Question Operation #19 - Section #392.5(b)(2) Acute

Have any drivers operated a commercial motor vehicle within 4 hours of having consumed intoxicating beverages?

Answer

No

Comments

Question Maintenance # 1 - Section # 396.3(b) Critical

Can the carrier produce maintenance files for requested vehicle(s)?

Answer Yes



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Part B - Questions and Answers

Question Maintenance #2 - Section #396.17(a) Critical

Can the motor carrier produce evidence of periodic (annual) inspections for selected vehicles?

Answer Yes

Comments

Comments

Question Maintenance #3 - Section #396.11(a) Critical

Does the motor carrier require drivers to complete vehicle inspection reports daily?

Answer

Yes

Question Maintenance # 4 - Section # 396.11(c) Acute

Does the carrier ensure that out-of-service defects listed by the driver in the driver vehicle inspection reports are corrected before the vehicle is operated again?

Answer

Yes

Comments

Question Maintenance # 5 - Section # 396.9(c)(2) Acute

Does the carrier ensure vehicles that have been declared "out-of-service" do not operate before repairs have been made?

Answer

Yes

Comments

Comments

Comments

Question Maintenance #6 - Section #396.19

Is the carrier using qualified inspectors (mechanic) and maintaining evidence of the inspector's qualifications?

Page 6 of 7

Answer

Yes

Question Maintenance #7 - Section #396.3

Can the carrier explain its systematic, periodic maintenance program?

Answer

Yes

Question Other #1 - Section #375.211

Does the carrier participate in an Arbitration Program?

N/A

Comments

Question Other # 2 - Section # 13702

Does the carrier assess shipper freight charges based upon published tariffs?

Answer N/A

Answer

Comments

Comments

Question Other # 3 - Section # 375.401(c)

Does the carrier provide reasonably accurate estimates of moving charges?

Answer

N/A

Question Other # 4 - Section # 375.407(a), 375.703(b)

Has the carrier avoided "hostage freight" or other predatory practices?

Answer N/A



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Part B - Questions and Answers

Question Other # 5 - Section # 387.301(a), 387.301(b)

Does the HHG carrier have sufficient levels of public liability and cargo insurance?

<u>Answer</u>

N/A

Question Other #6 - Section #13901

Answer

Is the motor carrier authorized to conduct interstate operations in the United States?

Yes

Comments

Comments

Note: No Hazardous Materials questions were asked because the carrier does not carry Hazardous Materials in Interstate Commerce.



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Part B Requirements and/or Recommendations

1. Establish a systematic maintenance records program for all vehicles. Maintain a complete file for each subject vehicle, recording all repair, maintenance and inspection operations performed.



AFFILIATIONS INFORMATION SECCTION II Attachment #1

Federal Motor Carrier Administration 1200 New Jersey Avenue SE Washington, DC 20590 Date: JULY 12, 2012 USDOT# 861744 GRUPO BEHR DE BAJA CALIFORNIA SA DE CV BLVD BELLAS ARTES#17686-116, COLONIA: GARITA DE OTAY, TIJUANA BC MEXICO CP 22430

To whom it may Concern The OP-1 Application

SECTION II AFFILIATIONS INFORMATION

Disclose any relationship the applicants has, or, has had, with any U.S. or foreign motor carrier, broker or freight forwarder registered with the former ICC, FHWA, Office of Motor Carrier Safety or Federal Motor Carrier Safety Administration, within the past 3 years. For example, this relationship could be through a percentage of stock ownership, a loan, a management position, a wholly-owned subsidiary, or other arrangement.

If this requirement applies to the applicant, provide the name of the Affiliated company the latter's MC or MX Number its USDOT Number if any

And the company's latest U.S. DOT safety rating .Applicant must indicate whether these entities have been disqualified from operating commercial motor vehicles anywhere in the United States pursuant to Section 219 of the Motor Carrier Safety Improvement Act of 1999. (Pub. L. 106-159,113 Stat. 1748) (MCSIA) (If the applicant requires more space, attach the information to this letter.)

We answered no affiliations to this question because of the following reason: **OMITTED BY ERROR** Our Company affiliations are:

MARIA GUADALUPE CARRILLO CERVANTES
CARRIER, US DOT#1553781, MC#576954
HAD A LEASE AGREENMENT UNTIL NOVEMBER 11, 2011, NO CURRENT AFFILIATION

LOGIX SALES LLC DBA PACIFIC CUSTOMS SERVICES FREIGHT FORWARDER, FF#9476-P, PARTNERSHIP

LOGIX TRANSPORT INC
FREIGHT BROKER, DOT#2210821, MC#767176, PARTNERSHIP
CARRIER AUTHORITY VOLUNTARY REVOKED AND CHANGED TO BROKER

ROBERTO CARLOS GARCIA DE LEON

Sinderel

GRUPO BEHR DE BAJA CALIFORNIA SA DE C-MEMBER/LEGAL REPRESENTATIVE

Corporativo

Bivd. Bellas Artes #17686 int 116 racc. Garita de Otay C.P. 22430 Tijuana, B.C., México

> tel. (664) 647.5501 at 03 fax. (664) 647.5499

vemos por tí



U.S. DEPARTMENT OF TRANSPORTATION FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION **CALIFORNIA DIVISION OFFICE**

2297 NIELS BORH COURT SUITE 204 **SAN DIEGO, CALIFORNIA 92154**

Report Number: US1216120037 Inspection Date: 05/30/2012

Start: 10:27:16 AM PT End: 11:07:48 AM PT

Inspection Level: | - Full HM Inspection Type: None

GRUPO BEHR DE BAJA CALIFORNIA SA DE CV

2498 ROLL DR PMB 506

SAN DIEGO, CA 92154

USDOT#: 00861744 MC/MX#: 630115

Phone#: (664)647-5501

Fax#:

Driver:

License#:

Date of Birth:

CoDriver:

License#: Date of Birth:

State:

State:

State#:

Location: OTAY MESA CHP

Highway:

MilePost:

Origin: TIJUANA, BN

Destination: SAN DIEGO, CA

Shipper:

Bill of Lading: Cargo: EMPTY

County: SAN DIEGO, CA

VEHICLE IDENTIFICATION

Plate #

Equipment ID

VIN

GVWR CVSA # CVSA Issued # OOS Sticker

Unit Type Make Year State

TR FORD 2000 CA

6B84696

S-01

1FDWE35L4YHA61859 11,500 16975795

17068326

BRAKE ADJUSTMENTS

Axle # Right Left

1 2 N/A N/A

N/A N/A Chamber HYDR HYDR

VIOLATIONS: No Violations Were Discovered.

HazMat: No HM Transported.

Placard: No.

Cargo Tank:

Special Checks: No Data for Special Checks.



Badge #: US1216 Copy Received By:

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00861744 CA US1216120037

X_



U.S. DEPARTMENT OF TRANSPORTATION FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION **CALIFORNIA DIVISION OFFICE** 2297 NIELS BORH COURT SUITE 204 **SAN DIEGO, CALIFORNIA 92154**

Report Number: US1216120038 Inspection Date: 05/30/2012

Start: 11:50:36 AM PT End: 12:28:13 PM PT

Inspection Level: | - Full HM Inspection Type: None

GRUPO BEHR DE BAJA CALIFORNIA SA DE CV

2498 ROLL DR PMB 506

SAN DIEGO, CA 92154 USDOT#: 00861744

MC/MX#: 630115

Phone#: (664)647-5501

Fax#:

Driver:

License#:

Date of Birth:

CoDriver: License#:

Date of Birth:

State:

State:

Location: OTAY MESA CHP

Highway:

State#:

MilePost:

Origin: TIJUANA, BN

Destination: SAN DIEGO, CA

Shipper:

Bill of Lading: Cargo: EMPTY

VEHICLE IDENTIFICATION

County: SAN DIEGO, CA

Unit Type Make Year State TR GMC 2000 CA

Plate # 69661A1 Equipment ID R-02

VIN

GVWR CVSA # CVSA Issued # OOS Sticker

1GDJ7H1D3YJ904703 25,950 16975095 17068327

BRAKE ADJUSTMENTS

Axle # Right

1 2 N/A N/A

N/A N/A Left Chamber HYDR **HYDR**

VIOLATIONS: No Violations Were Discovered.

HazMat: No HM Transported.

Placard: No

Cargo Tank:

Special Checks: No Data for Special Checks.

Badge #:

Copy Received By:

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00861744 CA US1216120038

State:

State:



U.S. DEPARTMENT OF TRANSPORTATION FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION **CALIFORNIA DIVISION OFFICE**

2297 NIELS BORH COURT SUITE 204 **SAN DIEGO, CALIFORNIA 92154**

Report Number: US1216120039 Inspection Date: 05/30/2012

Start: 12:31:00 PM PT End: 1:18:21 PM PT

Inspection Level: I - Full HM Inspection Type: None

GRUPO BEHR DE BAJA CALIFORNIA SA DE CV

2498 ROLL DR PMB 506

SAN DIEGO, CA 92154 USDOT#: 00861744

MC/MX#: 630115

State#:

Highway:

Phone#: (664)647-5501

Fax#:

Driver License#:

Date of Birth: CoDriver: License#:

Date of Birth:

Shipper:

Origin: TIJUANA, BN Destination: SAN DIEGO, CA Bill of Lading:

Cargo: EMPTY

County: SAN DIEGO, CA

Location: OTAY MESA CHP

VEHICLE IDENTIFICATION Unit Type Make Year State

TT PTRB 1998 CA

Plate # 9E06960

Equipment ID T-03

MilePost:

<u>VIN</u> 1XP5DR9X2WN444103 80,000 16975697

<u>GVWR</u>

CVSA # CVSA Issued # OOS Sticker

17068328

BRAKE ADJUSTMENTS

3 2 Axle# 1 Right 1 1 1/2 1 1/2 1 1 3/4 1 3/4 Left C-20 C-30 C-30 Chamber

VIOLATIONS: No Violations Were Discovered.

HazMat: No HM Transported.

Placard: No

Cargo Tank:

Special Checks: No Data for Special Checks.

Badge #: **US1216** Copy Received By:





U.S. DEPARTMENT OF TRANSPORTATION FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

CALIFORNIA DIVISION OFFICE 2297 NIELS BORH COURT SUITE 204 SAN DIEGO, CALIFORNIA 92154 Report Number: US1216120040 Inspection Date: 05/30/2012

Start: 3:42:00 PM PT End: 4:28:51 PM PT

Inspection Level: I - Full HM Inspection Type: None

GRUPO BEHR DE BAJA CALIFORNIA SA DE CV Driver: 2498 ROLL DR PMB 506 License#: State SAN DIEGO, CA 92154 Date of Birth: Phone#: (664)647-5501 USDOT#: 00861744 CoDriver: MC/MX#: 630115 Fax#: License#: State: State#: Date of Birth: Location: OTAY MESA CHP MilePost: Shipper: Highway: Origin: TIJUANA, BN Bill of Lading: Cargo: EMPTY County: SAN DIEGO, CA Destination: SAN DIEGO, CA VEHICLE IDENTIFICATION Unit Type Make Year State CVSA # CVSA Issued # OOS Sticker Plate # Equipment ID VIN TT STRG 2003 CA 9E58457 T-04 2FWJA3AS13AK38886 80.000 16974875 17068329 **BRAKE ADJUSTMENTS** Axle # 1 2 Right 1 1 1/2 1 1/2 1 1 1/2 1 3/4 Left Chamber C-20 C-30 C-30 **VIOLATIONS** Vio Code <u>Section</u> Unit OOS Citation # VerifyCrash Violations Discovered Driver must be capable of reading and speaking the English Language, 391.11B2 391.11(b)(2) D Ν sufficiently to converse with the general public HazMat: No HM Transported. Placard: No Cargo Tank:

Special Checks: No Data for Special Checks.

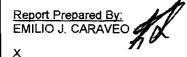
NOTE TO DRIVER: This report must be furnished to the motor carrier whose name appears at the top of this report. [49 CFR 396.9(d)(1)]

NOTE TO MOTOR CARRIERS: Pursuant to authority contained in Title 49, Code of Federal Regulations, Section 396.9(d)(3), within 15 days of the inspection sign below certifying all violations noted on this report have been corrected. Return the completed form to the address indicated on the upper left corner of the form, AND retain a copy at the principal place of business or where the vehicle is housed for 12 months from the date of the inspection. Failure to return this report with the required certification can result in penalties up to \$1,000 per day for each day the violation continues, up to a total of \$10,000.

Signature Of Motor Carrier X: ___

Title:_

Date:



Badge #: US1216

Copy Received By:

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00861744 CA US1216120040

State:

State:



U.S. DEPARTMENT OF TRANSPORTATION FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

CALIFORNIA DIVISION OFFICE 2297 NIELS BORH COURT SUITE 204 **SAN DIEGO, CALIFORNIA 92154**

Report Number: ΨS1216120041 Inspection Date: 05/31/2012

Inspection Level: | - Full HM Inspection Type: None

GRUPO BEHR DE BAJA CALIFORNIA SA DE CV

2498 ROLL DR PMB 506 SAN DIEGO, CA 92154

USDOT#: 00861744

MC/MX#: 630115

State#:

Phone#: (664)647-5501

Fax#:

Driver: License#:

Date of Birth:

CoDriver: License#:

Date of Birth:

Shipper: FUSHION COMPANY Bill of Lading: NX1-1007207

Cargo: BEVERAGES

Location: OTAY MESA CHP

Highway:

County: SAN DIEGO, CA

MilePost:

Origin: TIJUANA, BN

Destination: SAN DIEGO, CA

VEHICLE IDENTIFICATION

Unit Type Make Year State TR GMC 2001 CA

Plate # 6K14631 Equipment ID R-03

<u>VIN</u> 1GDJ7H1C61J502641 GVWR CVSA # CVSA Issued # OOS Sticker 25,950 01697504

17068330

BRAKE ADJUSTMENTS

Axle # 1 N/A N/A Right Left N/A N/A Chamber HYDR **HYDR**

VIOLATIONS: No Violations Were Discovered.

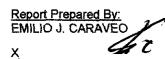
2

HazMat: No HM Transported.

Special Checks: No Data for Special Checks.

Placard: No

Cargo Tank:



Badge #: **US1216** Copy Received By:

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