



U.S. Department of Transportation
Federal Motor Carrier Safety Administration
380 Jackson St, Suite 500
St. Paul, MN 55101



Phone (651) 291-6150
Fax (651) 291-6001

July 12, 2005

Sgt Glen Bjornberg
Minnesota State Patrol
1110 Centre Point Curve
Mendota Heights, MN 55120

Sgt Bjornberg:

This is in response to the information you supplied concerning the safety compliance of Marten Transport Ltd, of Mondovi, Wisconsin.

The Safety Director at Marten Transport LTD, Daniel J Peterson, was contacted reference driver Randy Byran Rivera. The motor carrier was completely unaware of any suspension of Rivera's CDL in California. He sent me an MVR from D.A.C. Services, dated 05/16/2005, showing that driver Rivera had surrendered his California license on 04/20/2004 and currently possessed a valid CDL from Texas that expires on 01/05/2011. There was nothing on the D.A.C. Services report that indicated a suspension in California or any other state.

Peterson immediately placed driver Rivera out of service and will not dispatch him or use him for performing safety sensitive functions until the matter of the suspension has been resolved. Also Rivera was advised that since he was currently residing in the state of Washington, he will be required to obtain a valid Washington CDL or move his residence back to Texas before coming back to work for Marten Transport Ltd.

No further investigation will be conducted on this matter. If you have any questions please call me.

Your interest in motor carrier and highway safety is appreciated.

Sincerely yours,

for Daniel P Drexler
Division Administrator

cc: Raymond K Straw, Federal Program Specialist



CORPORATE OFFICE
 129 MARTEN STREET
 MONDOVI, WISCONSIN 54755
 Telephone (715) 926-4216
 (800) 395-3000
 Fax (715) 926-4530

To: Ray Straw, MN DOT
 From: Dan Peterson, Marten Transport Ltd.

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 [Redacted]
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[Redacted] was hired by Marten Transport Ltd. [Redacted] We were aware, according to his MVR, that he had surrendered his California license on 4/20/2004. We were also aware that he possessed a Texas license while living in Washington. We had him sign a form that he would either obtain a Washington license or move to Texas within 90 days. We are presently monitoring [Redacted] progress and will make sure he is in compliance.

I am enclosing copies of the license change form along with the MVR we ran on Mr. [Redacted] at the time of hire.

If there is anything else you need please give me a call at 800-395-3000 ext. 2269.

Thank you,

Daniel J. Peterson

Safety Director
 Marten Transport Ltd.

D. A. C. SERVICES ... MVR REPORT

DRIVER INFORMATION

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MISCELLANEOUS / STATE SPECIFIC INFORMATION

CLASS: CDL-A=COMB VEH>26,000 GVWR, TOWED UNIT>10,001 GVWR
MISC: REQUESTED 3-YEAR RECORD
MISC: ORIGINAL ISSUE DATE=04/20/2004
MISC: 04/20/2004 SURRENDERED CA LICENSE
MISC: THIS TYPE RECORD WILL NOT REFLECT COMPLETION OF A DRIVING SAFETY
MISC: COURSE.
MISC: THIS TYPE RECORD WILL NOT REFLECT OFFENSES OR RELATED SUSPENSIONS
MISC: UNDER ALCOHOL BEVERAGE CODE 106.041 OR 106.071.

DRIVING RECORD INFORMATION

Table with columns: TYPE, V/S-DATE, C/R-DATE, DESCRIPTION, V/C-CODE, PTS. Contains two rows of speeding violations from Oregon and California.

DAC RPT#:136- 1 DAC ACCT#: 2268-000 DAC REF#: 22680505161324
DMV DATE:05/16/05 DMV ACCT#:

Marten Memo

TO: Applicants

From: Recruiting Dept.

RE: Drivers License

It is required by the DOT that your CDL be from the same state as your home residence. At the time of orientation you indicated that your license was not from the same state that you reside in. Marten Transport LTD. gives you 90 days to get a new license from your state of residence. Once you have received your new license make a copy and send it to Recruiting so we can update your qualification file.

Thank You,
Marten Transport, Ltd. Recruiting Department

Please fill in the following information:

I ^{b6} [redacted] currently hold a CDL from the state of Texas and I reside in the state of _____ I will, within 90 days of hire, obtain a CDL from the state of my residence, or change my place of residence to coincide with my CDL.

^{b6} [redacted]
Dated: 6-7-05



Alcohol
and Gambling
Enforcement

ARMER/911
Program

Bureau of
Criminal
Apprehension

Driver
and Vehicle
Services

Homeland
Security and
Emergency
Management

Minnesota
State Patrol

Office of
Communications

Office of
Justice Programs

Office of
Traffic Safety

State Fire
Marshal and
Pipeline Safety



Minnesota State Patrol

444 Cedar Street • Suite 130 • Saint Paul, Minnesota 55101-5130
Phone: 651.282.6870 • Fax: 651.296.5937 • TTY: 651.282.6555
www.dps.state.mn.us

MEMO

Date: June 30, 2005

To: Ray Straw
Federal Programs Specialist
U.S. Department of Transportation
Federal Motor Carrier Safety Administration

From: Sgt. Glen Bjornberg, 4713
Visor Coordinator
Minnesota State Patrol
Commercial Vehicle Section
1110 Centre Pointe Curve, Suite 410
Mendota Heights, MN 55120

Phone: 651/405-6191
Pager: 651/339-6375

Subject: Safety Compliance Investigation

We are requesting an investigation of Marten Transport LTD. After receiving a complaint from CVI P. Lanner, Minnesota State Patrol, regarding driver suspended in California has CDL in Texas and lives in the state of Washington.

Interstate Carrier
Marten Transport LTD
129 Marten St
Mondovi, WI 54755

715-926-8421

US DOT# 00074432
ICC # 103798

If I can assist you in your investigation, please do not hesitate to contact me.

C: CVI P. Lanner
Dianne Reuter

4700-02-010
4700-V-50-M-2

DPS Minnesota State Patrol, District 4700
Return form to Motor Carrier Services, Enforcement
1110 Centre Pointe Curve, Suite 420
Mendota Heights, MN 55120
Phone: (651)405-6171 Fax: (651)405-6082

DRIVER/VEHICLE EXAMINATION REPORT

Report Number: MN00KD000671
Inspection Date: 06/27/2005
Start Time: 11:27 End Time: 12:04
Inspection Level: 3 - Driver Only

MARTEN TRANSPORT LTD
129 MARTEN ST
MONDOVI, WI 54755
Phone#: Fax#: USDOT#: 00074432 ICC#: 103798
State#:



Location: ST. CROIX WEIGH STATION
Highway: 94
County: WASHINGTON

MilePost: 257
Origin: GREENWOOD, WI
Destination: SAN JOSE, CA

Bill of Lading:
Cargo: BUTTER

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	License #	Company #	Vin #	GVWR	CVSA #	OOS#
1	TT	FRHT	2004	OK	2DF841	5246				
2	ST	UTIL	2006	OK	389FE	15210				

BRAKE ADJUSTMENTS: No Brake Measurements Required For Level 3

VIOLATIONS

Section Code	St	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
169.824	X	D	N	sm6896	N	N	1331 Over 34,000 Tandem Axle==2480lbs
171.11	X	D	N		N	N	1203 Wrong address DLtexas dl,ca adress, lives in battle ground,wa

Haz Mat: No HM Transported.

Placard: No Cargo Tank:

Special Checks: No Data for Special Checks.

*OPERATING A COMMERCIAL MOTOR VEHICLE IN VIOLATION OF AN OUT-OF-SERVICE ORDER MAY RESULT IN A FINE OF UP TO \$10,000.00, LOSS OF CDL, AND/OR 90 DAYS IN JAIL.

*REPAIR VERIFICATION: The undersigned certifies that all violations noted on this report have been corrected and action has been taken to assure compliance with Minnesota laws and rules insofar as they are applicable to the above motor vehicle/vehicle and drivers. This verification MUST BE SIGNED by the person or persons responsible for compliance with the applicable laws and regulations and RETURNED WITHIN 15 DAYS to the MN Department of Transportation Motor Carrier Services Enforcement, 1110 Centre Pointe Curve, Suite 420, Mendota Heights, MN 55120-4152.

NOTE: THIS VEHICLE(S) MAY NOT BE REDISPATCHEd UNTIL ALL EQUIPMENT VIOLATIONS HAVE BEEN CORRECTED.
Signature Of Motor Carrier X: _____ Date: _____

Report Prepared By:
P. LANNER

Badge
1763

X



2.5.1 6/27/05 12:05 PM



The right side of the page contains a large area of white space with scattered black specks and noise, likely due to scanning artifacts or a very faint, illegible document. No text is discernible in this section.

TO: SPF-00003654 20050627 11:42:52 055D000E46
FROM: NLETS-02186199 20050627 11:42:52 055D00155C
DR.TXDPS0000
09:45 06/27/2005 22866
09:45 06/27/2005 66625 MNMHP15S1
*055D00155C

TXT
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ENDR:HAZARDOUS MATERIALS
STATUS: CLEAR
#

Texas

TO: SPF-00003656 20050627 11:45:13 055D000E48

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California



Washington

Battle ground WA
302 SW 15th St SW 98431

NOW LIVES ↗ 0601-05

6
MP HT WT SEX RACE JUVENILE PARENT/GUARDIAN
010512 *BDJ* *M*

VEHICLE LICENSE PLATE STATE MAKE MODEL COLOR
2DF841 OK *FAI* 0411

DATE OF OFFENSE TIME ENDANGER LIFE OR PROPERTY
06-27-05 11:27 UNSAFE CONDITIONS (2 OR MORE)

COMMERCIAL VEHICLE/MOTOR CARRIER & USDOT #
 HAZARDOUS MATERIALS

ACCIDENT TYPE: PD INJURY FATAL PED

OFFENSE LOCATION & CITY (IF APPLICABLE) MSP STATION # MILEPOST
ST. CROIX SCALE

OFFENSE DESCRIPTION #1 DRIVER OWNER PASSENGER OPERATE PARK
2480 WA over *handlawn* CODE

STATUTE ORDNANCE SPEEDING 1004 DISOBEYED 1005 NO SEAT BELT USE
169.824 (1) mph zone SEMAPHORE 1103 1331

OFFENSE DESCRIPTION #2 DRIVER OWNER PASSENGER OPERATE PARK

STATUTE ORDNANCE CODE

OFFENSE DESCRIPTION #3 DRIVER OWNER PASSENGER OPERATE PARK

STATUTE ORDNANCE CODE

COURT NAME AND LOCATION

COURT DATE COURT TIME PHONE AREA CODE

NOTE: REFER TO BACK OF SUMMONS FOR FURTHER INFORMATION

The undersigned being duly sworn, deposes and says that the person named on this complaint did commit the above offense(s).
I HEREBY ADVISE YOU TO SIGN AND RETURN THIS COPY OF CITATION

OFFICER *Joe* SM06896 BADGE 1763

170.00 COMPLAINT MAIL IN SM06896

MINNESOTA STATE PATROL

5-01821-13 (10/2003)

St. Croix Weigh Station (North Scale), MN
27-Jun-05 11:27
Static Scale Readings

Platform	Weight (lbs)
1	11900
2	15680
3	15600
2+3	31280
4	36480
1+2+3+4	79660
Total:	79660

MINNESOTA DEPARTMENT OF PUBLIC SAFETY
STATE PATROL DIVISION
WEIGHT REPORT

PATROL STATION *
4730
 COUNTY*
WASHINGTON
 TROOPER/CVI: *
LANNER, PAUL E.
 YEAR/MAKE OF TRUCK
2004 frtl
 YEAR/MAKE OF TRAILER
2006 UTILITY

LOCATION*
ST. CROIX SCALE
 BADGE# *
1763
 LIC# *
2df841
 LIC#

DATE *
6/27/2005
 TIME *
1127
 ICR
 INSPECTION # *
 DVS
 9 TON RT.
 10 TON RT.
 RESTR. RT.
 TONS
 STATE/PRO *
ok
 VIN

b6

MARTEN ST129		ADDRESS:		CITY:		STATE/PRO		ZIP CODE	
PLATFORM/MOBILE SCALE TOTALS *		129 MARTEN ST		MONDOVI		WI		54755	
OWNER:		CARGO: BUTTER		SCALE * NUMBER		WHEEL WEIGHT *		AXLE WEIGHT	
11900		DISPOSITION OF OVERWEIGHT:							
31280		UNLOADED		SHIFTED		OTHER		L	
X 36480								R	
OR COMB.								L	
3rd AXLE		AXLES IN VIOLATION:						R	
OR COMB.		AXLE#		AXLE#				L	
4th AXLE		4		THROUGH		5		R	
OR COMB.		SHIPPER:						L	
5th AXLE		GRASSLAND DAIRY						R	
OR COMB.		BOL#:						L	
6th AXLE								R	
OR COMB.		ORIGIN:						L	
TOTAL WEIGHT		GREENWOOD, WI						R	
REGISTERED GVW		DESTINATION:						L	
		SANJOSE, CA						R	

VEHICLE CONFIGURATION:
 FRONT < 1 2 3 4 5
 0 00 00

0	TOTAL WEIGHT
0	REGISTERED GROSS WT.
0	AMOUNT OVER REG. GVW

AXLE#	THROUGH	FEET	INCHES	AMOUNT OVER REG. GVW
AXLE#	THROUGH	FEET	INCHES	2 TO 3 0
AXLE#	THROUGH	FEET	INCHES	2 TO 4 0
AXLE#	THROUGH	FEET	INCHES	2 TO 5 0
AXLE#	THROUGH	FEET	INCHES	2 TO 6 0
AXLE#	THROUGH	FEET	INCHES	3 TO 5 0
AXLE#	THROUGH	FEET	INCHES	4 TO 5 0
AXLE#	THROUGH	FEET	INCHES	1 TO 3 0

NOTES:

CITATION#	C OR W *	CODE *	VIOLATION *	AMOUNT IN VIOLATION (POUNDS) *
SM6896	C	1331	OVER TANDEM AXLE	2480LBS