

06-156-CD
Comm of PA vs Wayne Thomas

Comm of PA vs Wayne Thomas
2006-156-CD

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

COMMONWEALTH OF
PENNSYLVANIA,

vs.

WAYNE THOMAS,

Defendant.

No. 2006-156-CD

Type of case: License Suspension Appeal

Type of pleading: Notice of Appeal

Filed on behalf of: Defendant,
Wayne Thomas

Counsel for Defendant:
Frederick M. Neiswender, Esquire
Supreme Court No. 74456

NEISWENDER & KUBISTA
501 East Market Street, Suite 3
Clearfield, Pennsylvania 16830
(814) 765-6500

FILED

JAN 30 2006

6/4/06 (W)
William A. Shaw

Prothonotary/Clerk of Courts

3 COPY TO ATT7

COPY TO C/A

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

COMMONWEALTH OF
PENNSYLVANIA,

vs.

WAYNE THOMAS,

Defendant.

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: No.
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NOTICE OF LICENSE SUSPENSION APPEAL

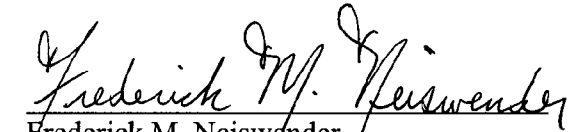
AND NOW, comes the Defendant, Wayne Thomas, by and through his counsel, Frederick M. Neiswender, Esquire, and hereby presents notice to the Commonwealth of Pennsylvania Department of Transportation of his intent to appeal a license suspension and avers the following:

1. Defendant is Wayne Thomas of 4067 Chestnut Grove Highway, P.O. Box 77, Grampian, Pennsylvania 16830.
2. On December 16, 2005, Defendant pled guilty to a citation, which alleged a violation of 75 Pa.C.S.A. §1606(A) Driving a Commercial Vehicle Without a Commercial Driver's License.
3. On December 30, 2005, Defendant received notice from the Department of Transportation that as a result of his plea to the citation, his commercial operating privileges would be suspended for six (6) months as mandated by statute. *See attached Exhibit "A"*
4. Defendant was not aware that his commercial operating privileges would be suspended when he pled guilty to the citation.
5. Defendant was not driving without a commercial driver's license (CDL), but rather unbeknownst to him, his CDL had expired a few weeks earlier.
6. A six (6) month suspension to his CDL would place an undue financial hardship on the Defendant.

WHEREFORE, Defendant requests that this Court schedule Defendant for a license suspension appeal hearing and grant Defendant a supersedeas to stay his license suspension so that he may continue to drive commercial vehicles during the pendency of the appeal.

Respectfully submitted,

NEISWENDER & KUBISTA


Frederick M. Neiswender
Attorney for Defendant

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
Bureau of Driver Licensing
Harrisburg, PA 17123
DECEMBER 30, 2005

WAYNE THOMAS
4067 CHESTNUT GROVE HWY
P O BOX 77
GRAMPIAN PA 16838

WID # 053576186673709 002
PROCESSING DATE 12/23/2005
DRIVER LICENSE # 10320808
DATE OF BIRTH 09/03/1939

Dear Motorist:

As a result of your conviction, entry into a pre-adjudication program, or administrative adjudication on 12/16/2005 of violating Section 1606A of the Vehicle Code, DRIVING CMV WITHOUT CDL on 10/06/2005, your privilege to drive a commercial motor vehicle is being disqualified for a period of 6 MONTH(S) as mandated by Section 1611F of the Vehicle Code.

The effective date of disqualification is 02/03/2006, 12:01 a.m.

In order to comply with this sanction you are required to return any current driver's license, learner's permit and/or temporary driver's license (camera card) in your possession no later than the effective date listed. If you cannot comply with the requirements stated above, you are required to submit a DL16LC Form or a sworn affidavit stating that you are aware of the sanction against your driving privilege. ~~Failure to comply with this notice shall result in this Bureau referring this matter to the Pennsylvania State Police for prosecution under SECTION 1571(a)(4) of the Vehicle Code.~~

Although the law mandates that your driving privilege is under suspension even if you do not surrender your license, Credit will not begin until all current driver's license product(s), the DL16LC Form, or a letter acknowledging your sanction is received in this Bureau.

WHEN THE DEPARTMENT RECEIVES YOUR LICENSE OR ACKNOWLEDGEMENT, WE WILL SEND YOU A RECEIPT. IF YOU DO NOT RECEIVE THIS RECEIPT WITHIN 15 DAYS CONTACT THE DEPARTMENT IMMEDIATELY. OTHERWISE, YOU WILL NOT BE GIVEN CREDIT TOWARD SERVING THIS SANCTION.

Exhibit "A"

053576186673709

Please see the enclosed application for restoration fee information.

While your commercial driving privilege is disqualified, the Vehicle Code permits a driver to obtain a noncommercial Class C or M license, if the driver possesses the motorcycle qualification, to drive noncommercial motor vehicles. If you wish to obtain this license, please complete the enclosed application as instructed and return it to the Department.

Please be aware that if you elect to obtain this noncommercial Class C or M license, you are still prohibited from operating a commercial motor vehicle. If you do so, you are subject to additional penalties, including possible lifetime disqualification of your commercial driving privilege.

You have the right to appeal the Department's action to the Court of Common Pleas (Civil Division) within 30 days of the mail date (DECEMBER 30, 2005) of this notice. You must still send in your license before the effective date of disqualification unless you appear in person before a Judge and receive an order permitting you to continue to drive. PLEASE NOTE that this Civil Appeal is in addition to any appeal you have to file from the criminal conviction.

AFTER THE APPEAL HAS BEEN FILED IN THE COUNTY COURT, A TIME-STAMPED CERTIFIED COPY OF THE APPEAL MUST BE SENT BY CERTIFIED MAIL TO:

PENNSYLVANIA DEPARTMENT OF TRANSPORTATION
OFFICE OF CHIEF COUNSEL
THIRD FLOOR, RIVERFRONT OFFICE CENTER
HARRISBURG, PA. 17104

Sincerely,

A handwritten signature in cursive script, reading "Janet L. Dolan".

Janet L. Dolan, Acting Director
Bureau of Driver Licensing

053576186673709

SEND FEE/LICENSE/DL-16LC/TO:
Department of Transportation
Bureau of Driver Licensing
P.O. Box 68693
Harrisburg, PA 17106-8693

INFORMATION (7:00 AM TO 8:00 PM)
IN STATE 1-800-932-4600
OUT-OF-STATE 717-391-6190
TDD IN STATE 1-800-228-0676
TDD OUT-OF-STATE 717-391-6191

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

COMMONWEALTH OF
PENNSYLVANIA,

vs.

WAYNE THOMAS,

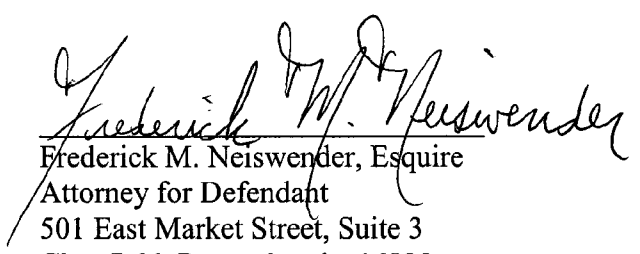
Defendant.

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: No.
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CERTIFICATE OF SERVICE

I, Frederick M. Neiswender, Esquire, hereby certify that service of the foregoing Notice of License Suspension Appeal was made upon the Commonwealth of Pennsylvania on January 30, 2006, by registered mailing, postage prepaid, a true copy to the office of the following:

Department of Transportation
Bureau of Driver Licensing
P.O. Box 68639
Harrisburg, Pennsylvania 17106-8693


Frederick M. Neiswender, Esquire
Attorney for Defendant
501 East Market Street, Suite 3
Clearfield, Pennsylvania 16830

CA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL DIVISION

COMMONWEALTH OF
PENNSYLVANIA, DEPARTMENT OF
TRANSPORTATION

vs.

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: No. 06-156-CD
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:

WAYNE THOMAS

ORDER

AND NOW, this 30th day of January ~~February~~ ^{FSA}, 2006, the

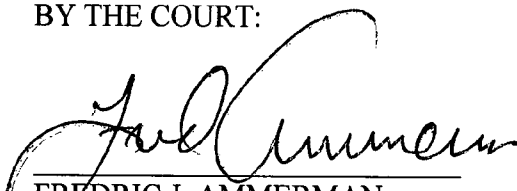
Defendant having filed a Petition appealing the Order of the Department of Transportation suspending the Defendant's commercial operating privileges, it is hereby Ordered that the Court Administrator's Office is directed to schedule the matter for hearing at the next available License Suspension Appeal hearing date.

It is further Ordered that the defendant herein shall send a certified copy of this Order and of the Petition for Appeal by certified United States mail to Pennsylvania Department of Transportation, Office of Chief Counsel, Third Floor, Riverfront Office Center, Harrisburg, PA 17104-2516. This Order shall act as a supersedeas of the action of the Pennsylvania Department of Transportation suspending Petitioner's commercial operating privileges.

BY THE COURT:

FILED 400
01:00:06 PM
FEB 01 2006
Atty
Neiswander

William A. Shaw
Prothonotary/Clerk of Courts


FREDRIC J. AMMERMAN
President Judge

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL DIVISION

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

vs.

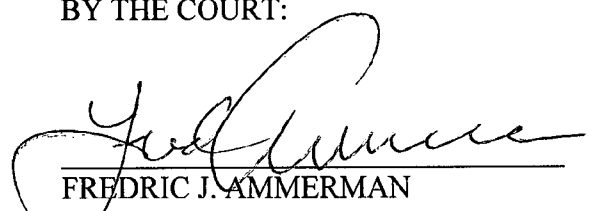
WAYNE THOMAS

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: No. 06-156-CD
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ORDER

AND NOW, this 7 day of August, 2006, it is the ORDER of the Court that hearing on Defendant's License Suspension Appeal in the above matter has been scheduled for **Tuesday, September 26, 2006 at 1:30 P.M.** before the Honorable John K. Reilly, Jr., Senior Judge, Specially Presiding, in the Clearfield County Courthouse, Clearfield, PA. Please report to the Court Administrator's Office. You will be directed from there where this hearing will be heard.

BY THE COURT:


FREDRIC J. AMMERMAN
President Judge

FILED
AUG 08 2006
William A. Shaw
Prothonotary/Clerk of Courts

CERT TO
COMMONWEALTH
↓
F. NEWSOM

FILED

AUG 08 2006

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 8-8-06

☐ You are responsible for serving all appropriate parties.

☒ The Prothonotary's office has provided service to the following parties:

☐ Plaintiff(s) ☒ Plaintiff(s) Attorney ☐ Other

☐ Defendant(s) ☒ Defendant(s) Attorney

☐ Special Instructions:

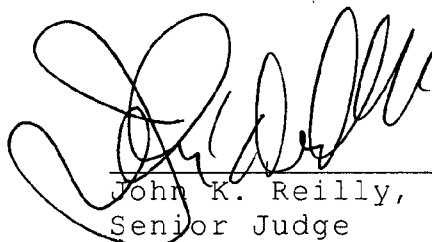
IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY PENNSYLVANIA
CIVIL DIVISION

| | | |
|------------------------------|---|---------------|
| COMMONWEALTH OF PENNSYLVANIA | * | |
| DEPARTMENT OF TRANSPORTATION | * | |
| vs. | * | |
| WAYNE THOMAS | * | NO. 06-156-CD |

ORDER OF COURT

NOW, this 26th day of September, 2006,
following hearing into the above-captioned appeal from
license suspension, IT IS THE ORDER OF THIS COURT that
said appeal be and is hereby dismissed and the action of
the Department affirmed.

BY THE COURT:



John K. Reilly, Jr.
Senior Judge
Specially Presiding

FILED 1cc Amy Kuhar
09:25/01
SEP 28 2006 2cc Amy Neiswander
William A. Shaw
Prothonotary/Clerk of Courts (GK)

DATE: 9/28/06

 You are responsible for serving all appropriate parties.
 X The Prothonotary's office has provided service to the following parties:

 Plaintiff(s) X Plaintiff(s) Attorney Other

 Defendant(s) X Defendant(s) Attorney Special Instructions:

FILED

SEP 28 2006

William A. Shaw
Prothonotary/Clerk of Courts

CERTIFICATION



DATE MARCH 27, 2006

I hereby certify that Janet L. Dolan, Acting Director of the Bureau of Driver Licensing of the Pennsylvania Department of Transportation, is the legal custodian of the Driver License records of the Pennsylvania Department of Transportation. As the Acting Director of the aforesaid Bureau, she has legal custody of the original or microfilm records which are reproduced in the attached certification

IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND SEAL OF THIS DEPARTMENT THE DAY AND YEAR AFORESAID.

Allen D. Biehler SEAL
ALLEN D. BIEHLER, P.E., SECRETARY OF TRANSPORTATION

I HEREBY CERTIFY THAT THE FOREGOING AND ANNEXED IS A FULL, TRUE AND CORRECT CERTIFIED PHOTOSTATIC COPY OF:

1) OFFICIAL NOTICE OF DISQUALIFICATION DATED & MAILED 12/30/05, EFFECTIVE 02/03/06; 2) RECORD OF CONVICTION DETAILS RECEIVED BY THE DEPARTMENT ELECTRONICALLY ON 12/19/05, FROM THE ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS (AOPC), FOR CITATION NO. IM07887375, DATE OF VIOLATION 10/06/05, AND DATE OF CONVICTION 12/16/05; 3) APPLICATION FOR NONCOMMERCIAL CLASS C OR M DRIVER LICENSE AS AUTHORIZED BY SECTION 1617 OF THE VEHICLE CODE, AND 4) COMMERCIAL DRIVING RECORD, WHICH APPEARS IN THE FILE OF THE DEFENDANT WAYNE THOMAS, OPERATOR'S NO. 10320808, DATE OF BIRTH 09/03/39, IN THE BUREAU OF DRIVER LICENSING, HARRISBURG, PENNSYLVANIA.

CERTIFIED TO as prescribed by Sections 6103 and 6109 of the Judicial Code, Act of July 9, 1976, P.L. 586, as amended, 42 Pa.C.S. §§6103 and 6109.

IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND SEAL THE DAY AND YEAR AFORESAID.

PENNDOT

Janet L. Dolan SEAL
JANET L. DOLAN, ACTING DIRECTOR
BUREAU OF DRIVER LICENSING



A
ESN 9-26-06

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
Bureau of Driver Licensing
Harrisburg, PA 17123
DECEMBER 30, 2005

WAYNE THOMAS
4067 CHESTNUT GROVE HWY
P O BOX 77
GRAMPIAN PA 16838

WID # 053576186673709 002
PROCESSING DATE 12/23/2005
DRIVER LICENSE # 10320808
DATE OF BIRTH 09/03/1939

Dear Motorist:

As a result of your conviction, entry into a pre-adjudication program, or administrative adjudication on 12/16/2005 of violating Section 1606A of the Vehicle Code, DRIVING CMV WITHOUT CDL on 10/06/2005, your privilege to drive a commercial motor vehicle is being disqualified for a period of 6 MONTH(S) as mandated by Section 1611F of the Vehicle Code.

The effective date of disqualification is 02/03/2006, 12:01 a.m.

In order to comply with this sanction you are required to return any current driver's license, learner's permit and/or temporary driver's license (camera card) in your possession no later than the effective date listed. If you cannot comply with the requirements stated above, you are required to submit a DL16LC Form or a sworn affidavit stating that you are aware of the sanction against your driving privilege. Failure to comply with this notice shall result in this Bureau referring this matter to the Pennsylvania State Police for prosecution under SECTION 1571(a)(4) of the Vehicle Code.

Although the law mandates that your driving privilege is under suspension even if you do not surrender your license, Credit will not begin until all current driver's license product(s), the DL16LC Form, or a letter acknowledging your sanction is received in this Bureau.

WHEN THE DEPARTMENT RECEIVES YOUR LICENSE OR ACKNOWLEDGEMENT, WE WILL SEND YOU A RECEIPT. IF YOU DO NOT RECEIVE THIS RECEIPT WITHIN 15 DAYS CONTACT THE DEPARTMENT IMMEDIATELY. OTHERWISE, YOU WILL NOT BE GIVEN CREDIT TOWARD SERVING THIS SANCTION.

Exh.#7

053576186673709

Please see the enclosed application for restoration fee information.

While your commercial driving privilege is disqualified, the Vehicle Code permits a driver to obtain a noncommercial Class C or M license, if the driver possesses the motorcycle qualification, to drive noncommercial motor vehicles. If you wish to obtain this license, please complete the enclosed application as instructed and return it to the Department.

Please be aware that if you elect to obtain this noncommercial Class C or M license, you are still prohibited from operating a commercial motor vehicle. If you do so, you are subject to additional penalties, including possible lifetime disqualification of your commercial driving privilege.

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PENNSYLVANIA DEPARTMENT OF TRANSPORTATION
OFFICE OF CHIEF COUNSEL
THIRD FLOOR, RIVERFRONT OFFICE CENTER
HARRISBURG, PA. 17104

Sincerely,

A handwritten signature in black ink, appearing to read "Janet L. Dolan". The signature is fluid and cursive, with the first name "Janet" and last name "Dolan" being clearly legible.

Janet L. Dolan, Acting Director
Bureau of Driver Licensing

053576186673709

SEND FEE/LICENSE/DL-16LC/TO:
Department of Transportation
Bureau of Driver Licensing
P.O. Box 68693
Harrisburg, PA 17106-8693

INFORMATION (7:00 AM TO 8:00 PM)
IN STATE 1-800-932-4600
OUT-OF-STATE 717-391-6190
TDD IN STATE 1-800-228-0676
TDD OUT-OF-STATE 717-391-6191

WID No : 05353 9283 597230 001
Name : THOMAS WAYNE
Check Digits :
1st Line Address:
2nd Line Address: 00000 RD 1 BOX 197
City/State/Zip : GRAMPIAN PA 16838
Date of Birth : 09/03/39 1 Oper Lic State : PA
Operator Number : 10320808 Sex/Race : M
Social Security : Violation Date : 10/06/05 2
District Number : 33301 Filing Date : 10/11/05 2
Citation Number : M07887375 Issue Date : 10/06/05 2
Docket Number : TR000110705 Defendant Plea : GP
Fine : 100.00 Conviction Date : 12/16/05 2
Amount Owed : 150.00 Response Date : 0
Section Violated: 1606A Disposition : GP
Susp Auth Code : Charge Seq No : 001
Speed Limit : Transmittal Date : 12/19/05 2
Speed Traveled : TRANSMITTAL TIME : 070000
Section Descript: RQRMT FOR COMM'L DRIVERS LIC

15-RETURN

20-NEXT

23-NXT-ONREC

#2

Customer Number : 10320808
Customer Name : THOMAS

WAYNE

Comm Vehicle Ind : N
HAZMAT Ind : N
CDL Holder : N
Vehicle : MACK
Registration No : YPY3863
REGISTRATION YEAR : 05
Registration State: PA
Vehicle Type : TRUK
Same as Defendant : Y
Defendant Signed : Y
AOPC Send Date : 12/19/05 2
Accident Rpt No :

Offense Place : EXIT B
Offense Time : 0000
Arrest Agency : PAPSP0900
Officer ID : SP57802
County : 03
Boro/Twp : 214
Route : SR422
Title : 75
Update Indicator:
Susp/Rest Ind :
Work Zone Ind :

15-RETURN

20-NEXT

22-1ST-INREC

053576186673709

**APPLICATION FOR NONCOMMERCIAL CLASS C OR M DRIVER LICENSE
AS AUTHORIZED BY SECTION 1617 OF THE VEHICLE CODE**

| | | | | | |
|------------------------------------|-----------------------------|--|-----------------|------------------------|-----------------------------|
| DRIVER NUMBER 10320808 | NAME WAYNE THOMAS | | | | TELEPHONE NUMBER |
| DATE OF BIRTH 09/03/1939 | HEIGHT 6 02 | SOCIAL SECURITY NUMBER 208301063 | SEX M | EYE COLOR HZ | LICENSE CLASS C M |

INSTRUCTIONS

1. Verify your name, and other identification data printed above. Note all corrections in the appropriate box.
2. Enter the missing data in the space provided above for: Telephone number
3. Take this form to a Notary to have your signature notarized.
4. Include a \$11.00 check or money order payable to PENNDOT for the Duplicate Fee.
5. Return completed notarized application to the address listed below.

IMPORTANT INFORMATION

1. The Bureau will process your application and issue your new noncommercial license camera card.
2. The camera card will be mailed to you. The camera card is a temporary Driver License valid for 60 days.
3. You must appear at a local photo center within 60 days of issuance of the camera card to have your photo taken. A second form of acceptable ID is required at the photo center.
4. Note that your telephone number will be used only in the event of a problem with your application.

NOTICE

**YOU ARE STILL PROHIBITED FROM OPERATING A COMMERCIAL MOTOR VEHICLE
AND/OR A NON-COMMERCIAL CLASS A OR B MOTOR VEHICLE**

If you do so, you are subject to additional penalties, including possible lifetime disqualification of your commercial driving privilege. Your election to obtain this noncommercial license under Section 1617 does not change your DISQUALIFIED status.

NOTARIZATION

SUBSCRIBED AND SWORN

TO BEFORE ME: MO. . . DAY YEAR

SIGNATURE OF

PERSON ADMIN-

ISTERING OATH:

SIGN IN PRESENCE OF NOTARY

S
E
A
L

APPLICANT SIGNATURE

WARNING: Misstatement of fact is a misdemeanor of the third degree punishable by a fine of up to \$2,500 and/or imprisonment of up to 1 year.

(18 Pa. C.S. Section 4904(b)).

I certify under penalty of law that all information given on this form is true and correct.

Applicant's signature in Ink

MAIL TO: PA Department of Transportation
Bureau of Driver Licensing
P.O. Box 68693
Harrisburg, PA 17106-8693

#3

DEPARTMENT OF TRANSPORTATION
BUREAU OF DRIVER LICENSING
HARRISBURG, PENNSYLVANIA 17123

CERTIFICATION STATEMENT



In compliance with your request, I hereby certify that I have caused a search to be made of the files of the Department of Transportation, and herewith is a true record in the name of:

WAYNE THOMAS, 4067 CHESTNUT GROVE HIGHWAY, P. O. BOX 77, GRAMPIAN, PA 16838

COMMERCIAL DRIVER'S LICENSE ONLY

ENDORSEMENTS: "P" & "N" & "T"

OPERATOR NO: 10320808 CLASS "A" & "M"

DATE OF BIRTH: 09/03/39

CLASS OF LICENSE: commercial driver license

TITLE NO.:

PURPOSE OF REQUEST: Legal

(R=INSURANCE, C=CREDIT, E=EMPLOYMENT, L=LEGAL, M=OTHER)

| DATE | SECTION VIOLATION | VIOLATION | ACTION TAKEN BY DEPARTMENT |
|----------|-------------------|--|--|
| 10/06/05 | 1606(A) | DRIVE A COMMERCIAL MOTOR VEHICLE WITHOUT A VALID COMMERCIAL DRIVER LICENSE | OFFICIAL NOTICE OF DISQUALIFICATION DATED & MAILED 12/30/05 EFFECTIVE 02/03/06 FOR 6 MONTHS (BASED ON CONVICTION UNDER AUTHORITY CODE 1611(F)) NO SERVICE - SENT IN |

In compliance with your request, I hereby certify that I have caused a search to be made of the files of the Department of Transportation, and herewith is a true record in the name of the subject listed above.

Janet L. Dolan

ACTING DIRECTOR, BUREAU OF DRIVER LICENSING

DATE: MARCH 27, 2006

Information requested by:

amb

COMMONWEALTH OF PENNSYLVANIA ss:

I hereby certify that Janet L. Dolan, Acting Director, of the Bureau of Driver Licensing of the Pennsylvania Department of Transportation, is the legal custodian of the Driver License records of the Pennsylvania Department of Transportation. As the Director of the aforesaid Bureau, she has legal custody of the original or microfilm records which are reproduced in the attached certification.

IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND SEAL OF THIS DEPARTMENT THE DAY AND YEAR AFORESAID

SEAL

Allen D. Buehler #4

SECRETARY OF TRANSPORTATION

PENNSYLVANIA DEPARTMENT OF TRANSPORTATION
BUREAU OF DRIVER LICENSING
CERTIFIED DRIVING HISTORY
MAR 27 2006

DRIVER: WAYNE THOMAS
4067 CHESTNUT GROVE HWY
P O BOX 77
GRAMPIAN, PA 16838

DRIVER LICENSE NO : 10320808
DATE OF BIRTH : SEP 03 1939
SEX : MALE
RECORD TYPE : 4YR LIC/LP

DRIVER LICENSE (DL)

LICENSE CLASS : M
LICENSE ISSUE DATE: OCT 07 2005
LICENSE EXPIRES : SEP 04 2009

MED RESTRICTIONS : NONE
LEARNER PERMITS :
LICENSE STATUS : SUSPENDED

COMMERCIAL DRIVER LICENSE (CDL)

CDL LICENSE CLASS : A*
CDL LICENSE ISSUED : OCT 07 2005
CDL LICENSE EXPIRES: SEP 04 2009
CDL ENDORSEMENTS : P N T
CDL RESTRICTIONS : NONE
CDL LEARNER PERMITS:
CDL LICENSE STATUS : DISQUALIFIED
SUSPENDED

SB ENDORSEMENT :

PROBATIONARY LICENSE (PL)

PL LICENSE CLASS :
PL LICENSE ORIG ISS:
PL LICENSE ISSUED :
PL LICENSE EXPIRES :
PL LICENSE STATUS :

OCCUPATIONAL LIMITED LICENSE (OLL)

OLL LICENSE CLASS :
OLL LICENSE ISSUED :
OLL LICENSE EXPIRES:
OLL LICENSE STATUS :

*** CONTINUED ***

CERTIFIED DRIVING HISTORY - MAR 27 2006 - LICENSE NUMBER 10320808 CONTINUED

REPORT OF VIOLATIONS AND DEPARTMENTAL ACTIONS

VIOLATION DATE: MAR 07 1983
VIOLATION: VEHICLE CODE: 3362
DESCRIPTION: EXCEEDING MAXIMUM SPEED
069 MPH IN A 055 MPH ZONE
CONVICTION DATE: APR 25 1983
ACTION: ASSIGNED POINTS

VIOLATION DATE: APR 10 1983
VIOLATION: VEHICLE CODE: 3362
DESCRIPTION: EXCEEDING MAXIMUM SPEED
067 MPH IN A 055 MPH ZONE
CONVICTION DATE: MAY 12 1983
ACTION: POINT EXAM

ACTION: PASSED EXAM AUG 17 1983

VIOLATION DATE: JUN 27 1985
VIOLATION: VEHICLE CODE: 1533
DESCRIPTION: FAILURE TO RESPOND
ACTION: SUSPENSION EFFECTIVE NOV 13 1985

*** CONTINUED ***

CERTIFIED DRIVING HISTORY - MAR 27 2006 - LICENSE NUMBER 10320808 CONTINUED

VIOLATION DATE: OCT 02 1985
VIOLATION: VEHICLE CODE: 6146
DESCRIPTION: ENFORCEMENT AGREEMENTS
ACTION: SUSPENSION EFFECTIVE JAN 24 1986

ACTION: RESTORATION OF OPERATING PRIVILEGES JAN 31 1986

VIOLATION DATE: JUN 27 1985
VIOLATION: VEHICLE CODE: 3362
DESCRIPTION: EXCEEDING MAXIMUM SPEED
069 MPH IN A 055 MPH ZONE
CONVICTION DATE: MAR 24 1986
ACTION: ASSIGNED POINTS

VIOLATION DATE: APR 30 1993
VIOLATION: VEHICLE CODE: 3362
DESCRIPTION: EXCEEDING MAXIMUM SPEED
070 MPH IN A 055 MPH ZONE
CONVICTION DATE: NOV 19 1993
ACTION: POINTS ASSIGNED
SERIOUS TRAFFIC OFF

VIOLATION DATE: OCT 23 1996
VIOLATION: VEHICLE CODE: 3362
DESCRIPTION: EXCEEDING MAXIMUM SPEED
000 MPH IN A 000 MPH ZONE
VIOL. REPORT FROM OH (CDLIS CONV)
CONVICTION DATE: NOV 12 1996
ACTION: DEFERRED PENDING RECEIPT OF CERTIFIED COPY

VIOLATION DATE: JAN 02 1998
VIOLATION: VEHICLE CODE: 3362
DESCRIPTION: EXCEEDING MAXIMUM SPEED
000 MPH IN A 000 MPH ZONE
VIOL. REPORT FROM OH (CDLIS CONV)
CONVICTION DATE: MAR 09 1998
ACTION: DEFERRED PENDING RECEIPT OF CERTIFIED COPY

*** CONTINUED ***

CERTIFIED DRIVING HISTORY - MAR 27 2006 - LICENSE NUMBER 10320808 CONTINUED

VIOLATION DATE: MAR 26 1998
VIOLATION: VEHICLE CODE: CDLMISC
DESCRIPTION: MISC CDLIS CONVICTION
VIOL. REPORT FROM OH (CDLIS CONV)
CONVICTION DATE: APR 01 1998
ACTION: CDLIS OOS CONVICTION

VIOLATION DATE: SEP 28 1998
VIOLATION: VEHICLE CODE: 3362
DESCRIPTION: EXCEEDING MAXIMUM SPEED
000 MPH IN A 000 MPH ZONE
VIOL. REPORT FROM OH (CDLIS CONV)
CONVICTION DATE: NOV 13 1998
ACTION: DEFERRED PENDING RECEIPT OF CERTIFIED COPY

VIOLATION DATE: JAN 14 2003
VIOLATION: VEHICLE CODE: CDLMISC
DESCRIPTION: MISC CDLIS CONVICTION
VIOL. REPORT FROM OH (CDLIS CONV)
CONVICTION DATE: FEB 03 2003
ACTION: CDLIS OOS CONVICTION

VIOLATION DATE: OCT 13 2005
VIOLATION: VEHICLE CODE: 4107B2
DESCRIPTION: IMPROPER EQUIPMENT
CONVICTION DATE: OCT 24 2005
ACTION: NON-SANCTIONED

VIOLATION DATE: OCT 13 2005
VIOLATION: VEHICLE CODE: 4107B2
DESCRIPTION: IMPROPER EQUIPMENT
CONVICTION DATE: OCT 24 2005
ACTION: NON-SANCTIONED

*** CONTINUED ***

CERTIFIED DRIVING HISTORY - MAR 27 2006 - LICENSE NUMBER 10320808 CONTINUED

VIOLATION DATE: OCT 06 2005
VIOLATION: VEHICLE CODE: 4107B2
DESCRIPTION: IMPROPER EQUIPMENT
CONVICTION DATE: OCT 25 2005
ACTION: NON-SANCTIONED

VIOLATION DATE: OCT 06 2005
VIOLATION: VEHICLE CODE: 1606A
DESCRIPTION: DRIVING CMV WITHOUT CDL
CONVICTION DATE: DEC 16 2005
ACTION: DISQUALIFICATION FOR 6 MONTH(S) EFFECTIVE FEB 03 2006
OFFICIAL NOTICE MAILED DEC 30 2005

VIOLATION DATE: OCT 13 2005
VIOLATION: VEHICLE CODE: 1533D
DESCRIPTION: FAIL TO RESPOND
ACTION: SUSPENSION EFFECTIVE FEB 22 2006
OFFICIAL NOTICE MAILED FEB 01 2006
COURT INFO: 41301 CITATION NO: M0840339 6
PHONE NO: (717)436-7722

REPORT OF MEDICALS AND DEPARTMENTAL ACTIONS

NO MEDICALS OR DEPARTMENTAL ACTIONS DURING THIS REPORTING PERIOD

*** CONTINUED ***

CERTIFIED DRIVING HISTORY - MAR 27 2006 - LICENSE NUMBER 10320808 CONTINUED

REPORT OF ACCIDENTS AND DEPARTMENTAL ACTIONS

MOTOR VEHICLE ACCIDENT RECORDS LISTED ON THIS OPERATING REPORT DO NOT INDICATE FAULT FOR THE ACCIDENT. THE RECORD ONLY INDICATES THAT THIS INDIVIDUAL OR THE INDIVIDUAL'S VEHICLE WAS INVOLVED IN AN ACCIDENT ON THE DATE LISTED.

ACCIDENT DATE: NOV 18 1988
LOCATION: CAMBRIA COUNTY
VEHICLE TYPE: TRACTOR TRAILER

ACCIDENT DATE: DEC 11 1992
LOCATION: JEFFERSON CNTY
VEHICLE TYPE: TRACTOR TRAILER

ACCIDENT DATE: OCT 14 2003
LOCATION: CLEARFIELD CTY
VEHICLE TYPE: TRUCK

*** END OF RECORD ***

CERTIFIED DRIVING HISTORY - MAR 27 2006 - LICENSE NUMBER 10320808 CONTINUED

IN COMPLIANCE WITH YOUR REQUEST, I HEREBY CERTIFY THAT I HAVE CAUSED A SEARCH TO BE MADE OF THE FILES OF THE DEPARTMENT OF TRANSPORTATION, AND HAVE SET FORTH ABOVE AN ACCURATE SUMMARY OF ALL RECORDS IN THE NAME OF THE PERSON INDICATED.

SINCERELY,



ACTING DIRECTOR, BUREAU OF DRIVER LICENSING
FOR
SECRETARY OF TRANSPORTATION

SEAL

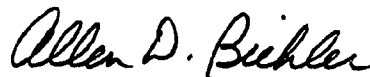
COMMONWEALTH OF PENNSYLVANIA SS:

DATE: MAR 27 2006

I HEREBY CERTIFY THAT JANET L. DOLAN, ACTING DIRECTOR OF THE BUREAU OF DRIVER LICENSING, OF THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION IS THE LEGAL CUSTODIAN OF THE DRIVER LICENSING RECORDS OF THE DEPARTMENT OF TRANSPORTATION. AS THE DIRECTOR OF THE AFORESAID BUREAU, SHE HAS LEGAL CUSTODY OF THE ORIGINAL OR MICROFILM RECORDS WHICH ARE THE SUBJECT OF THE ABOVE CERTIFICATION.

IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND SEAL OF THIS DEPARTMENT THE DAY AND YEAR AFORESAID.

SINCERELY,



SECRETARY OF TRANSPORTATION

SEAL