

FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION
FORM OP-1
APPLICATION FOR MOTOR CARRIER AND BROKER AUTHORITY

Approved by OMB

2126-0016
Expires 00/00/00

This application is for all individuals and businesses requesting authority to operate as motor property common or contract carriers of property brokers.

FOR FMCSA USE ONLY

Docket No. MC-38508

Filed _____

Fee No. _____

CC Approval No. _____

SECTION I

**Applicant
Information**

Do you now have authority from or an application being processed by the former CC, FHWA, OMCS or FMCSA?

☒ NO ☐ YES If yes, identify the lead docket numbers(s)

LEGAL BUSINESS NAME

PANDA TRUCKING LLC

DOING BUSINESS AS NAME

BUSINESS ADDRESS

6110 PLANTATION BAY RD

Street Name and Number

KATY

TEXAS

77449

7867594262

City

State

Zip Code

Telephone Number

MAILING ADDRESS (If different from above)

Street Name and Number

City

State

Zip Code

REPRESENTATIVE (Person who can respond to inquiries)

FRANK SOTO TORRES - OWNER

(Name and title, position, or relationship to applicant)

6110 PLANTATION BAY DR

Street Name and Number

KATY

TEXAS

77449

City

State

Zip Code

Telephone Number (786) 759-4262

Fax Number

USDOT Number (If available; if not, see instructions.) 2443173

FORM OF BUSINESS (Check only one.)

☒ Corporation

State of Incorporation

PANDA TRUCKING LLC

☐ Sole Proprietorship

Name of individual

☐ Partnership

Identify Partners

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SECTION II

**Type of
Authority**

You must submit a filing fee of **\$300.00** for each type of authority requested (for each box checked).

☒ MOTOR PROPERTY COMMON CARRIER

SECTION III

**Insurance
Information**

This section must be completed by ALL motor property carrier applicants. The dollar amounts in parentheses represent the minimum amount of bodily injury and property damage (liability) insurance coverage you must maintain and have on file with the FMCSA.

NOTE: Refer to the instructions for information on cargo insurance filing requirements for motor common carriers and surety bond/trust fund agreement filings for property brokers.

☒ Will operate vehicles having Gross Vehicle Weight Ratings (GVWR) or 10,000 pounds or more to transport:

☒ Non-hazardous commodities (\$750,000)

☐ Hazardous materials referenced in the FMCSA's insurance regulations at 49 CFR 387.9 (\$1,000,000).

☐ Hazardous materials referenced in the FMCSA's insurance regulations at 49 CFR 387.9 (\$5,000,000).

☐ Will operate only vehicles having Gross Vehicle Weight RATINGS (GVWR) under 10,000 pounds to transport:

☐ Any quantity of class A or B explosives, any quantity of poison gas (Poison A), or highway route controlled quantity of radioactive materials (\$5,000,000).

☐ Commodities other than those listed above (\$300,000).

APPLICATION FOR MOTOR PROPERTY CARRIER AND BROKER AUTHORITY - OP-1 (cont.)

SECTION IV

Safety Certification (Motor Carrier Applicants Only)

APPLICANTS SUBJECT TO FEDERAL MOTOR CARRIER SAFETY REGULATIONS - If you will operate vehicles of more than 10,000 pounds GVWR and are, thus, subject to pertinent portions of the U.S. DOT's Federal Motor Carrier Safety Regulations at 49 CFR, Chapter 3, Subchapter B (Parts 350-399), you must certify as follows:

Applicant has access to and is familiar with all applicable U.S. DOT regulations relating to the safe operation of commercial vehicles and the safe transportation of hazardous materials and it will comply with these regulations. In so certifying, applicant is verifying that, at a minimum, it:

- (1) Has in place a system and an individual responsible for ensuring overall compliance with Federal Motor Carrier Safety Regulations;
- (2) Can produce a copy of the Federal Motor Carrier Safety Regulations and the Hazardous Materials Transportation Regulations;
- (3) Has in place a driver safety training/orientation program;
- (4) Has prepared and maintains an accident register (49 CFR 390.15);
- (5) Is familiar with DOT regulations governing driver qualifications and has in place a system for overseeing driver qualification requirements (49 CFR Part 391);
- (6) Has in place policies and procedures consistent with DOT regulations governing driving and operational safety of motor vehicles, including drivers' hours of service and vehicle inspection, repair, and maintenance (49 CFR Parts 392, 395 and 396);
- (7) Is familiar with and will have in place on the appropriate effective date, a system for complying with U.S. DOT regulations governing alcohol and controlled substances testing requirements (49 CFR 382 and 49 CFR Part 40).

☒ Yes

EXEMPT APPLICANTS - If you will operate only small vehicles (GVWR under 10,000 pounds) and will not transport hazardous materials, you are exempt from Federal Motor Carrier Safety Regulations, and must certify as follows:

Applicant is familiar with and will observe general operational safety guidelines, as well as any applicable State and local laws and requirements relating to the safe operation of commercial motor vehicles and the safe transportation of hazardous materials.

☒ No

SECTION V

Affiliations

AFFILIATION WITH OTHER FORMER ICC, FHWA OR OMCS; NOW FMCSA-LICENSED ENTITIES.

Disclose any relationship you have or have had with any other FMCSA-regulated entity within the past 3 years. For example, this could be through a percentage of stock ownership, a loan, or a management position. If this requirement applies to you, provide the name of the company, MC-number, DOT number, and that company's latest U.S. DOT safety rating. (If you require more space, attach the information to this application form.)

Do you have now, or have you ever had, any relationship with any other FMCSA Regulated entity within the past 3 years?*

☒ No

Name of affiliated company

MC

U.S. DOT
Number

U.S. DOT
Safety
Rating

Ever disqualified
under Section 219
of the MCSIA?

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SECTION VI

Household Goods
Certifications

HOUSEHOLD GOODS MOTOR COMMON CARRIER APPLICANTS including United States-based enterprises owned or controlled by persons of Mexico providing truck services for the transportation of international household goods shipments must certify as follows:

Applicant is fit, willing, and able to provide the specialized services necessary to transport household goods. This assessment of fitness includes applicant's general familiarity with former ICC, FHWA, or OMCS; now FMCSA regulations for household goods movements and also requires an assurance that applicant has or is willing to acquire the protective equipment and trained operators necessary to perform household goods movements and that applicant will offer arbitration as a means of settling loss and damage disputes on collect-on-delivery shipments. The proposed operations will serve a useful public purpose responsive to a public demand or need.

☐ Not Answered

HOUSEHOLD GOODS MOTOR CONTRACT CARRIER APPLICANTS including United States-based enterprises owned or controlled by persons of Mexico providing truck services for the transportation of international household goods shipments must certify as follows

Applicant is fit, willing, and able to provide the specialized services including United States-based enterprises owned or controlled by persons of Mexico providing truck services for the transportation of international household goods shipments necessary to transport household goods. This assessment of fitness includes applicant's general familiarity with former ICC, FHWA, or OMCS; now FMCSA regulations for household goods movements and also requires an assurance that applicant has or is willing to acquire the protective equipment and trained operators necessary to perform household goods movements and that applicant will offer arbitration as a means of settling loss and damage disputes on collect-on-delivery shipments.

The proposed service will be consistent with the public interest and the transportation policy of 49 U.S.C. 10101.

☐ Not Answered

HOUSEHOLD GOODS BROKER APPLICANTS must certify as follows:

Applicant is fit, willing, and able to provide household goods brokerage operations and to comply with all pertinent statutory and regulatory requirements. The involved services will be consistent with the public interest and the transportation policy of 49 U.S.C. 10101.

☐ Not Answered

NOTE: Applicant may attach a supporting statement to this application to provide additional information about any of the above certifications. This evidence is optional.

SECTION VII

Applicants for
Contract Carriage
of
Household Goods

SCOPE OF OPERATING AUTHORITY. Complete one or both box(es) below, as applicable.

- ☐ Contracting shippers have one or more of the distinct needs delineated in Interstate Van Lines, Inc., Extension - Household Goods, 5 I.C.C.2d 168 (1988).
Describe briefly the distinct need(s):
- ☐ Contracts provide for assignment of one or more vehicles for the exclusive use of each shipper in the manner specified in Interstate Van Lines, Inc., Extension - Household Goods, 5 I.C.C.2d 168 (1988).

SECTION VIII

Applicant's
Oath

This oath applies to all supplemental filings to this application. The signature must be that of applicant, not legal representative.

I, FRANK SOTO TORRES - OWNER, verify under penalty of
Name and title

perjury, under the laws of the United States of America, that all information supplied on this form or relating to this application is true and correct. Further, I certify that I am qualified and authorized to file this application. I know that willful misstatements or omissions of material facts constitute Federal criminal violations punishable under 18 U.S.C. 1001 by imprisonment up to 5 years and fines up to \$10,000 for each offense. Additionally, these misstatements are punishable as perjury under 18 U.S.C. 1621, which provides for fines up to \$2,000 or imprisonment up to 5 years for each offense.

I further certify under penalty of perjury, under the laws of the United States, that I have not been convicted, after September 1, 1989, of any Federal or State offense involving the distribution or possession of a controlled substance, or that if I have been so convicted, I am not ineligible to receive Federal benefits, either by court order or operation of law, pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988 (21 U.S.C. 862)

Finally, I certify that applicant is not domiciled in Mexico or owned or controlled by persons of that country. (Note: This portion of Applicant's oath does not pertain to applicants that are U.S.-based enterprises owned or controlled by persons of Mexico seeking to provide truck services for the transportation of international cargo.)

Signature FRANK SOTO TORRESDate 07/19/2017