

Public Utilities Commission STATE OF CALIFORNIA

CITATION FOR VIOLATION OF PUBLIC UTILITIES CODE

All UX LLC	File: TCP 39274 (Suspended)
ATTN: Mohammed Amin Abdulkadir Robale	Date: <u>June 21, 2024</u>
	T.24-06-001
	Case #: CSE-000171

VIOLATIONS

You are hereby cited with having violated section(s) of the Public Utilities Code (P.U. Code) and California Public Utilities Commission (CPUC) General Order (G.O.) as described below. This violation occurred on June 14, 2024.

- (1) Operated as a charter-party carrier during the suspension of authority violating Pub. Util. Code Section 5379 [1 count]
- (2) Failed to enroll one (1) driver in the Department of Motor Vehicles (DMV) Employer Pull Notice (EPN) program in violation of Pub. Util. Code Section 5374(a)(1)(d), G.O. 157-E Part 5.02, and the California Vehicle Code (CVC) Section 1808.1 [1 count]
- (3) Engaged one employee driver without workers' compensation insurance coverage, violating Pub. Util. Code Section 5378 [1 count]
- (4) Operated a vehicle not on file with the Commission in violation of G.O. 157-E, Part 4.01 [1 count]

STATEMENT OF FACTS

The above violations are documented in the attached Investigation Report, which consists of the carrier's records and substantiating documents obtained from other sources.

RESPONSE

TEB used the Penalty Assessment Methodology adopted in Resolution M-4846 and considered mitigating and exacerbating factors in setting the fine.

You are hereby called upon to answer this citation on or before July 11, 2024. By way of such answer, you may either:

- (1) Pay a fine of \$4,000 pursuant to P.U. Code Section 5378. (Submit your check or money order payable to California Public Utilities Commission using the attached *Citation Agreement*. Upon payment, the fine will be deposited in the State Treasury to the credit of the General Fund and the Commission staff will deem the matter closed, **or**
- (2) Contact the Supervisor below to make payment arrangements, or
- (3) Contest this Citation by filing an Appeal. See attached document "How to File an Appeal and Instructions for Filing a Notice of Appeal and Certificate of Service for a Citation Appeal."

If you fail to respond by July 11, 2024, you will be in default and will have forfeited your right to appeal the Citation. In addition, your operating authority will be immediately suspended and may be subsequently revoked pursuant to Resolution ALJ-187. The Commission may also act through a civil or criminal proceeding to recover any unpaid fine and ensure compliance with applicable statutes and Commission orders.

Rahmon Momoh

Rahmon Momoh

Consumer Protection and Enforcement Division

Transportation Enforcement Branch

File No.: <u>TCP 39274</u> Citation #: T.24-06-001

> Date: <u>June 21, 2024</u> Case #: <u>CSE-000171</u>

CITATION COMPLIANCE AGREEMENT

I (we) hereby agree to comply with this citation dated June 21, 2024, and herewith pay the fine of \$4,000.

All UX LLC		
Mohamed Amin Abdulkadir Robale		
Inglewoods		
(Signature) (Title)		
(Date)		

Payment (cashier check or money order) should be made payable to *California Public Utilities Commission* and sent to:

California Public Utilities Commission Attn: Fiscal Office 505 Van Ness Avenue San Francisco, CA 94102-3298

Automatic credit and debit card payments are also available. To arrange for auto-pay, fill out the attached <u>CREDIT OR DEBIT CARD AUTHORIZATION</u> form and email to our Fiscal Office at <u>FiscalOffice-.TECitations@cpuc.ca.gov</u>.

TEB Enforcement Analyst: Shirley Lei Case: CSE-000171

INVESTIGATION REPORT

CARRIER: All UX, LLC (Secretary of State Entity: 201934010268-Active)

OFFICER: Mohamed Amin Abdulkadir Robale, LLC Manager or Member

Zeituna Mustafa Ismael, LLC Manager or Member Kassim Ahmed Hussen, LLC Manager or Member

AUTHORITY: TCP 39274-B Voluntary Suspension, Effective 1/8/2024

ADDRESS:

PHONE/EMAIL:

VEHICLES: 2

DRIVERS: 6

PL&PD

INSURANCE:

Effective Date: 8/20/2023-2/7/2024

WORKERS' COMPENSATION

INSURANCE: None

DRUG

CONSORTIUM: Anzavista Enterprises, LLC

REVENUE:

INTRODUCTION

On June 18, 2024, I was assigned to investigate the operations and practices of All UX LLC (hereinafter referred to as All UX) because All UX was observed operating with a suspended authority at Ports America on June 14, 2024. All UX's black Ford Transit 350 XLT van (License Plate) was impounded for operating without authority [Attachment 1].

VIOLATIONS

The June 14, 2024 investigation disclosed violations of the following provisions of the Public Utilities (Pub. Util.) Code and a Commission General Order (GO):

• Operated as a charter-party carrier during the suspension of authority in violation of Pub. Util. Code Section 5379. [1 count].

The Transportation Licensing and Analysis Branch (TLAB) record shows that All UX TCP-39274 was voluntarily suspended on January 8, 2024 [Attachment 2]. During the Transportation Enforcement Branch (TEB) joint operation with the Los Angeles Department of Transportation (LA DOT) at Ports America on June 14, 2024, All UX's employee driver, Ahmed Abduljabbar Al Harahsheh with driver license observed operating a black Ford Transit 350 XLT van with license plate. An electronic waybill showed All UX was picking up two safeguards, at Ports America at 10:00 AM on June 14, 2024 [Attachment 3].

• Failed to enroll one (1) driver in the Department of Motor Vehicles (DMV) Employer Pull Notice (EPN) Program in violation of Pub. Util. Code Section 5374(a)(1)(D), G.O. 157-E Part 5.02, and the California Vehicle Code (CVC) Section 1808.1 [1 count].

A search of the DMV EPN System on June 20, 2024, confirmed that driver

California Driver's License

enrolled in the EPN program under All UX's requestor code

[Attachment 4].

• Engaged one employee driver without Workers' Compensation Insurance coverage in violation of Pub. Util. Code section 5378. 1 [1 Count].
All UX was observed operating at Ports America on June 14, 2024, with
employee driver , who has a CA driver's license,
. The TLAB record shows that All UX has no workers' compensation
insurance on file with the Commission [Attachment 5].
• Operated a vehicle not on file with the commission in violation of G. O. 157- E, Part 4.01 [1 Count].
All UX was observed operating at Ports America on June 14, 2024, in a black
Ford Transit 350 XLT van with license plate . The TLAB record shows that this
vehicle is not on All UX's equipment list [Attachment 6].
DECLARATION
I have read the foregoing and know the contents thereof. I declare under penalty
of perjury that the foregoing is true and correct, except as to those matters stated on
information and belief, and to those matters, I believe to be true.
Executed on June 21, 2024, in Los Angeles, California.
Shirley Lei
Shirley Lei, TEB Senior Enforcement Analyst

List of Attachments

Attachment 1 -- All UX impound documents and photos

Attachment 2 -- All UX Suspension Notice

Attachment 3 -- All UX Electronic Waybill on June 14, 2024

Attachment 4 -- All UX's DMV EPN Record

Attachment 5 -- All UX's Insurance Record on TLAB's TCP Portal

Attachment 6 -- All UX's Equipment List

Attachment 1 - All UX Impound documents at Ports America on 6/14/24



PUBLIC UTILITIES COMMISSION

505 Van Ness Avenue San Francisco, CA 94102-3298



NOTICE OF VOLUNTARY SUSPENSION

PSG0039274

ATTN:ALL UX LLC

TCP CLASS B CERTIFICATE

DATE: JAN 08, 2024

PLEASE INCLUDE YOUR PSG NUMBER AND CASE NUMBER ON ALL CORRESPONDENCE

Your request to voluntarily suspend the CPUC-issued transportation operating authority (permit or certificate) listed on this letter has been approved.

If not sooner, your period of voluntary suspension will automatically terminate upon expiration of your operating authority on 8/22/2026.

Placing your operating authority in "Voluntary Suspension" status allows you to pause compliance with certain operating requirements, such as possession of active insurance, without causing your operating authority to become revoked.

IMPORTANT: During the period of voluntary suspension, the following actions are still required to avoid becoming revoked. Failing to adhere to conditions (2) and (3) below may result in revocation of your operating authorities at any time.

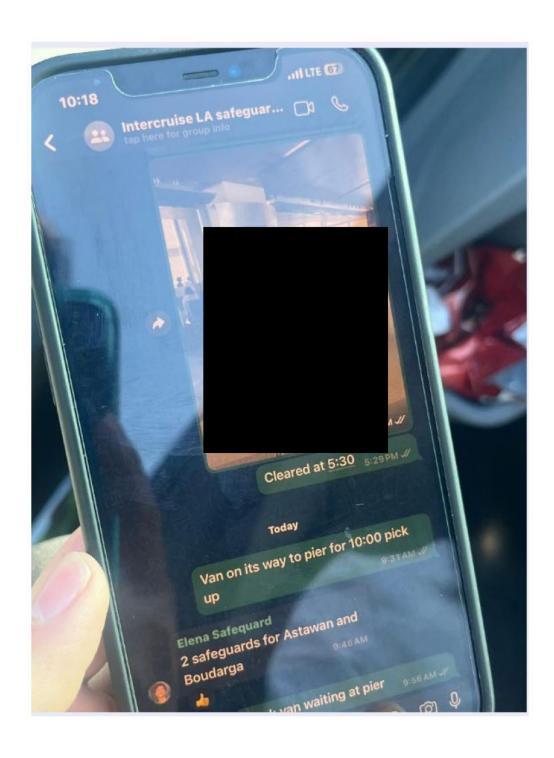
- 1) To cease operations
- 2) To file quarterly or annual Public Utilities Commission Transportation Reimbursement Account (PUCTRA) reports of gross intrastate operating revenue and to pay any required PUCTRA fees
- 3) To respond to information requests from the Commission

After the cancellation or revocation of a permit or certificate, or during the period of its suspension, or after the expiration of its permit or certificate, it is unlawful for a Transportation Charter-Party carrier (TCP) of passengers to conduct any operations as a carrier. (California Public Utilities Code §§ 5379). Unlawful operations are subject to fines and penalties as set forth in the California Public Utilities Code and may include permanent revocation of your operating authority or being permanently barred from receiving an operating authority.

Maya Daye

Licensing Section

Attachment 3 - All UX Electronic Waybills

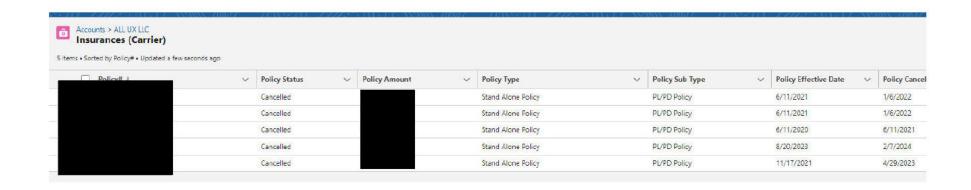






Dr	rivers	Employers						
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				12/23/2019		Enrolled		0
				12/23/2019		Enrolled		0
				12/23/2019		Enrolled		0
				12/23/2019		Enrolled		0

Attachment 5 - All UX Insurance Information on TCP Portal



Attachment 6 - All UX Equipment List

