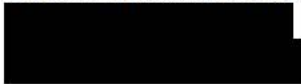




CALIFORNIA PUBLIC UTILITIES COMMISSION

**CITATION FOR VIOLATIONS
OF CALIFORNIA PUBLIC UTILITIES CODE**

To: 2nd Chance Shuttles LLC
Cecilia Momoh/ Ndidi Iwu



File: TCP-Revoked
Date: September 7, 2023
Citation # : T.23-09-001
Case #: PSG-5860

VIOLATIONS

2nd Chance Shuttle LLC is hereby cited for having violated section(s) of the Public Utilities (Pub. Util.) Code and Commission General Order (G.O.) 157-E as described below. These violations occurred during August 9, 2023.

- (1) Operated as a Charter-Party Carrier of Passengers without a valid operating authority, in violation of Pub. Util Code Section 5379. [1 count]
- (2) Engaged a driver who did not possess the proper California driver's license (CDL) endorsement to drive larger vehicles in violation of Pub. Util. Code sections 5381, 5387(b), (c)(1), and (E), G.O. 157-E, Part 5.01, and California Vehicle Code (CVC) sections 12500(d), 15250, 15275, and 15278(a)(2). [1 count]

STATEMENT OF FACTS

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

RESPONSE

2nd Chance Shuttles LLC is hereby called upon to answer this citation on or before September 27, 2023. By way of such answer, you may either:

- (1) Pay a fine of **\$4,000** pursuant to Pub. Util. Code section 5378. (Submit a cashier's check or money order payable to California Public Utilities Commission using the provided *Citation Compliance 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 the provided documents entitled
 - *How to File an Appeal* and
 - *Instructions for Filing a Notice of Appeal and Certificate of Service for a Citation Appeal*.

If 2nd Chance Shuttle LLC fails to respond by September 27, 2023, it will be in default and will have forfeited its right to appeal the Citation. If 2nd Chance Shuttle LLC's operating authority becomes active in the meantime, it 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.

Eric Hooks

Eric Hooks on behalf of Maria C. Solis, P.E.
Program and Project Supervisor
Consumer Protection and Enforcement Division
Transportation Enforcement Branch
Telephone number: (916) 928-2534
E-mail address: maria.solis@cpuc.ca.gov

INVESTIGATION REPORT

CARRIER: 2nd Chance Shuttles LLC
A California Limited Liability Corporation
Entity No# 201625610294-Active

OWNERS: Cecilia Momoh; Managing Member LLC
Ndidi Rose Iwu; Managing Member /Member LLC

AUTHORITY: TCP 38109 (Revoked)

ADDRESS: [REDACTED]

PHONE/EMAIL: [REDACTED]

VEHICLES: 3 buses

DRIVER: Abebe Wodaje

PL&PD INSR: National Liability & Fire Insurance [REDACTED]
[REDACTED]
Effective Date: 03/17/2023

WKCP INSR: State Compensation Insurance Fund
Policy #: [REDACTED]
Effective Date: 03/25/2021

**DRUG
CONSORTIUM:** N/A

INTRODUCTION

On March 16, 2023, I was assigned to investigate 2nd Chance Shuttles LLC (hereinafter referred to as 2CS) for illegal operations of transportation for compensation in Elk Grove, California. 2CS's authority was revoked on January 30, 2023, for failure to respond to Field Citation T-21-12-004 [**Attachment 1**]. I emailed a Cease and Desist (C&D) notice to 2CS on April 3, 2023 [**Attachment 2**].

PRIOR ENFORCEMENT HISTORY

Enforcement records show that 2CS has been previously cited two times. On January 8, 2021, the company was administratively fined \$8,000 [Field Citation T-21-01-001] for operating without a valid authority; operating without Public Liability and Property Damage (PL&PD) insurance coverage; engaging employer drivers without evidence of Workers Compensation insurance; failure to enroll drivers in the Department of Motor Vehicles (DMV) Employer Pull Notice (EPN) program. 2CS paid its citation in full through a payment plan on April 11, 2023. [**Attachment 3**].

On December 29, 2021, the company was administratively fined \$2,000 [Field Citation T-21-12-004] for operating without a valid authority. 2CS paid that citation in full on August 11, 2023. [**Attachment 4**].

VIOLATIONS

The investigation for the date of August 9, 2023, disclosed the following violations of the Public Utilities (Pub. Util.) Code and Commission General Order (G.O.):

- **2nd Chance Shuttles LLC operated as a charter-party carrier without an operating authority, in violation of Pub. Util. Code Section 5379. [1 count]**

On August 9, 2023, a joint enforcement operation was conducted with the California Highway Patrol (CHP) to take enforcement action against 2CS for operating without a valid authority. A vehicle registered to Ndidi Iwu bearing CA

license # [REDACTED] was observed picking up passengers in a parking lot located at 9155 W. Stockton Blvd [Attachment 5], by California Public Utilities Commission's (CPUC) Consumer Protection and Enforcement Division (CPED) Transportation Enforcement Branch (TEB) Enforcement Analysts Greg Collentine, Shawndra Miles, and CHP Officer Dustin Hogge. CHP Officer Dustin Hogge conducted an enforcement stop in the parking lot of Best Buy. A total of 13 passengers were aboard the 2CS van at the time of the stop. I interviewed a passenger who confirmed they paid 2CS \$250 per month for transportation to the California Health Care Facility in Stockton California. The passenger said the payments are made to 2CS. A check of the Commission's Transportation and Licensing Analysis Branch (TLAB) records show that 2CS's TCP 38109 is revoked. Per my request, CHP Officer Alatorre impounded the vehicle for 30 days under Vehicle Code Section 14602.9 and Pub. Util. Code Section 5387(d)(1) [Attachment 6].

- **2CS engaged a driver who did not possess the proper California driver's license (CDL) endorsement to drive larger vehicles in violation of Pub. Util. Code sections 5381, 5387(b), (c)(1), and (E), G.O. 157-E, Part 5.01, and California Vehicle Code (CVC) sections 12500(d), 15250, 15275, and 15278(a)(2). [1 count]**

CHP records show vehicle bearing CA license # [REDACTED] VIN# [REDACTED] (vehicle in the photo has a temporary plate [REDACTED], but the VIN is the same) is a bus with a seating capacity of 14 [Attachment 7]. A bus, per CVC 233, is defined as seating more than 10 persons including the driver and weighing less than 26,001 pounds. Drivers need to possess a valid California driver's license with the required passenger endorsement to operate a bus. On August 9, 2023, 2CS engaged a driver, Abebe Wodaje, who did not have the required passenger endorsement per DMV to operate a bus [Attachment 8].

DECLARATION

I have read the foregoing and know the contents thereof, and I declare under penalty of perjury that the foregoing is true and correct, except as to those matters stated on information and belief, and as to those matters I believe to be true.

Executed on September 7, 2023
in Sacramento, California

Greg Collentine

Greg Collentine,
Public Utilities Regulatory
Analyst 3

**INDEX OF
ATTACHMENTS**

Attachment 1	Revocation notice
Attachment 2	Cease and Desist Notice
Attachment 3	Field Citation T-21-01-001
Attachment 4	Field Citation T-21-12-004
Attachment 5	Photo of bus picking up passengers
Attachment 6	CHP Notice of Stored Vehicle
Attachment 7	CHP Inspection Report
Attachment 8	DMV License Report Abebe Wodaje

ATTACHMENT 1

PUBLIC UTILITIES COMMISSION

505 Van Ness Avenue
San Francisco, CA 94102-3298



DBA: 2ND CHANCE SHUTTLES LLC

PSG0038109

ATTN:2ND CHANCE SHUTTLES LLC

TCP CLASS B CERTIFICATE

Order of Revocation

This is notice from the California Public Utilities Commission (CPUC) that the operating authority listed on this letter is revoked effective **January 30, 2023**.

Default on payment plan (Enforcement)

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 Passenger Stage Corporation (PSC) or a Transportation Charter-Party carrier (TCP) of passengers to conduct any operations as a carrier. (California Public Utilities Code §§ 1045, 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.

There is a ninety (90) day period in which a revoked carrier may apply to reinstate the revoked operating authority unless it was permanently revoked.

Date: Jan 30, 2023

PUBLIC UTILITIES COMMISSION
STATE OF CALIFORNIA

licensing@cpuc.ca.gov

ATTACHMENT 2

PUBLIC UTILITIES COMMISSION

180 Promenade Circle
SACRAMENTO, CA 95834



April 3, 2023

TCP 38109: Revoked

2nd Chance Shuttles LLC
[REDACTED]

SENT VIA EMAIL [REDACTED]

NOTICE TO CEASE AND DESIST

This letter places you on notice to cease and desist immediately all advertisements and/or operations as a charter-party carrier of passengers without a valid authority in force with the Commission. Continued violations of law may result in criminal prosecution, termination of telephone service, and/or the impoundment of your vehicle(s).

The California Public Utilities Commission regulates and licenses charter-party carriers of passengers within California pursuant to the California Constitution. Public Utilities Code section 5371 and 5387 states that no charter-party carrier of passengers shall engage in transportation services made subject to this chapter without first having obtained authority from the Commission.

The permit for 2nd Chance Shuttles is currently revoked. The Public Liability Property Damage insurance policy is showing as cancelled.

Public Utilities Code sections 5411 and 5414.5 state that any carrier which operates and/or advertises without authority is guilty of a misdemeanor which is punishable by a fine of up to \$5,000. Each day of continued violations is a separate and distinct offense. This will be your only warning.

For information on obtaining a permit or certificate, go to <http://www.cpuc.ca.gov/transportationlicensing/>.

Please call me when you receive this notice.

Greg Collentine

Greg Collentine, Analyst
Transportation Enforcement Branch
Consumer Protection and Enforcement Division
(530)-433-3280

ATTACHMENT 3



Public Utilities Commission

STATE OF CALIFORNIA

**CITATION FOR VIOLATION
OF PUBLIC UTILITIES CODE**

To: 2nd Chance Shuttles LLC
[REDACTED]

File: TCP 38109 B

Date: January 8, 2021

Citation #: T.21-01-001

Case #: PSG - 5331

VIOLATIONS

You are hereby cited with having violated sections of the Public Utilities Code (Pub. Util. Code) and Commission General Order (G.O.) as described below. These violations occurred during the period January 1, 2019 through December 31, 2020:

- (1) Operated without a valid authority in violation of Pub. Util. Code Sections 5379 and 5387(a)(c)(1)(D) [28 counts];**
- (2) Conducted 28 days of operations as a charter-party carrier without evidence of Public Liability and Property Damage (PL&PD) insurance coverage in effect and on file with the Commission in violation of Pub. Util. Code Section 5391 and G.O. 115 G [28 counts];**
- (3) Engaged two (2) employee-drivers without evidence of workers' compensation insurance in effect and on file with the Commission in violation of Pub. Util. Code Section 5378.1 [2 counts]; and**
- (4) Failed to maintain and enroll two (2) drivers in the Department of Motor Vehicle (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 [2 counts].**

STATEMENT OF FACTS

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

RESPONSE

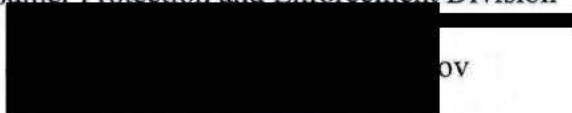
You are hereby called upon to answer this citation on or before February 3, 2021.
By way of such answer you may either:

- (1) Pay a fine of \$8,000 pursuant to PUC section 5378. (Submit your check or money order payable to California Public Utilities Commission using the attached *Citation Compliance 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) 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 within the 20 calendar days, you will be in default of the citation and will have forfeited your right to appeal the citation. In addition, your operating authority will be immediately suspended and subsequently revoked, pursuant to Resolution ALJ-377. The Commission may also take action through a civil or criminal proceeding to recover any unpaid fine and ensure compliance with applicable statutes and Commission orders.

Haydee Clarke

Haydee Clarke
Supervising Transportation Representative, Badge #8
Transportation Enforcement Unit
Consumer Protection and Enforcement Division



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Attachments



Public Utilities Commission

STATE OF CALIFORNIA

File: TCP 38109 B

Date: January 8, 2021

Citation #: T.21-01-001

Case #: PSG - 5331

CITATION COMPLIANCE AGREEMENT

I (We) hereby agree to comply with this citation dated JANUARY 8th, and herewith pay the fine of \$8,000.

Cecilia M. Momoh, CEO
Ndidi Rose Iwu, Manager/Member
2nd Chance Shuttles LLC
Five Star International, Inc.
Sacramento, CA 95835

(Signature)

(Title)

(Date)

Payment should be made payable to *California Public Utilities Commission* and sent to:

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

ATTACHMENT 4



Public Utilities Commission

STATE OF CALIFORNIA

**CITATION FOR VIOLATION
OF PUBLIC UTILITIES CODE**

To: 2nd Chance Shuttles LLC
[REDACTED]

File: TCP 38109 B

Date: December 29, 2021

Citation #: T.21-12-004

Case #: PSG - 5665

VIOLATION

You are hereby cited with having violated section of the Public Utilities Code (Pub. Util. Code) and Commission General Order (G.O.) as described below. This violation occurred during the period April 1, 2021 through April 30, 2021:

- (1) Operated without a valid authority in violation of Pub. Util. Code Sections 5379 and 5387(a)(c) [23 counts].**

STATEMENT OF FACTS

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

RESPONSE

You are hereby called upon to answer this citation on or before JANUARY 24, 2022.
By way of such answer you may either:


CIT-LIC

- (1) Pay a fine of \$2,000 pursuant to PUC section 5378. (Submit your check or money order payable to California Public Utilities Commission using the attached *Citation Compliance 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) 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 within the due date mentioned above, you will be in default of the citation and will have forfeited your right to appeal the citation. In addition, your operating authority will be immediately suspended and subsequently revoked, pursuant to Resolution ALJ-377. The Commission may also take action through a civil or criminal proceeding to recover any unpaid fine and ensure compliance with applicable statutes and Commission orders.

Haydee Clarke

Haydee Clarke
Supervising Transportation Representative, Badge #8
Transportation Enforcement Branch
Consumer Protection and Enforcement Division

e-mail: 

Attachments

CIT-LIC



Public Utilities Commission

STATE OF CALIFORNIA

File: TCP 38109 B

Date: December 29, 2021

Citation #: T.21-12-004

Case #: PSG - 5665

CITATION COMPLIANCE AGREEMENT

I (We) hereby agree to comply with this citation dated 12/29/2021, and herewith pay the fine of \$2,000.

Cecilia M. Momoh, CEO
2nd Chance Shuttles LLC
Sacramento, CA 95835

(Signature)

(Title)

(Date)

Payment should be made payable to *California Public Utilities Commission* and sent to:

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

ATTACHMENT 5



TCP 38109
DOT 2929439

XLT

TRANSIT 350

ATTACHMENT 6

STATE OF CALIFORNIA
DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
VEHICLE REPORT
CHP 180 (REV. 4-18) OPT 061

REPORTING DEPARTMENT: **CH SOUTH SAC**
 LOCATION TOWED / STOLEN FROM: **SECTION BLVD N OF LAGUNA**
 MAKE: **1980 FORD**
 MODEL: **[REDACTED]**
 LICENSE NO.: **[REDACTED]**
 OCCULTER PLATING: **85546**
 DATE / TIME OF REPORT: **8/23/25**
 LOCATION CODE: **9150**
 NOTICE OF STORED VEHICLE DELIVERED PERSONALLY: FILE NO.
 VEHICLE CLEAR IN SVS? YES NO
 LIC. CLEAR IN SVS? YES NO
 DATE / TIME DISPATCH NOTIFIED: **SAME**
 LGD NO.: **670**
 ONE MONTH / YEAR: **TWO**
 STATE: **CA**
 VALUATION BY: OFFICER OWNER
 0-500 501-4000 4001-10000

STORED IMPOUNDED RELEASED RECOVERED - VEHICLE / COMPONENT

TOWING / STORAGE CONCERN (NAME, ADDRESS, PHONE): **FIVE STAR TOW**
 REASON FOR STORAGE: **REMOVED PIC # TCP 38109**
 STORAGE AUTHORITY / REASON: **186029(B) VC**
 CONDITION: YES NO ITEMS YES NO ITEMS YES NO ITEMS YES NO ITEMS YES NO ITEMS
 WRECKED: SEAT (FRONT) SEAT (REAR) RADIO TAPE DECK TAPES OTHER RADIO IGNITION KEY R/O OR AGENT AGENCY HOLD 22850.3 CVC
 RELEASE VEHICLE TO: **HOLD FOR 30 DAYS**
 SIGNATURE OF PERSON AUTHORIZING RELEASE: _____ DATE: _____
 CERTIFICATION: I, THE UNDERSIGNED, DO HEREBY CERTIFY THAT I AM LEGALLY AUTHORIZED AND ENTITLED TO TAKE POSSESSION OF THE ABOVE DESCRIBED VEHICLE.
 SIGNATURE OF PERSON TAKING POSSESSION: _____ DATE / TIME: _____

STOLEN VEHICLE / COMPONENT EMBEZZLED VEHICLE PLATE(S) REPORT

DATE / TIME OF OCCURRENCE: _____ DATE / TIME REPORTED: _____
 LAST DRIVER OF VEHICLE: _____ DATE / TIME: _____
 NAME OF REPORTING PARTY (R/P): _____ DRIVER LICENSE NO. / STATE: _____
 ADDRESS OF R/P: _____ TELEPHONE OF R/P: _____
 SIGNATURE OF PERSON MAKING REPORT: _____

OWNER'S NAME: **ARBE BALCA WOODRIF**
 ARRESTED / SECTION? YES NO
 REPORTED BY: **VD-CW1**
 CARGO / TYPE? YES NO PASSENGER
 VALUE \$: _____
 BILL OF LADING ATTACHED:

FRONT LEFT SIDE RIGHT SIDE REAR TOP

OFFICER TAKING REPORT: **[Signature]** I.D. NO. **19178** SUPERVISOR: _____
 REQUIRED NOTICES SENT TO REGISTERED AND LEGAL OWNERS PER 22852 CVC? YES NO
 DATE NOTIFIED: _____

ATTACHMENT 7

DRIVER/VEHICLE EXAMINATION REPORT



California Highway Patrol
2555 First Avenue
Sacramento, CA 95811
Phone: (916) 731-6300
Internationally Accredited Agency
CHP407F/343A

Report Number: CAUEH7004518
Inspection Date: 2023-08-09
Start Time: 12:34 End Time: 13:29
Insp. Level: II - Walk-Around Inspection
HM Inspection Type: X

2ND CHANCE SHUTTLES LLC



USDOT#: 02929439

Phone#: [REDACTED]

MC/MX#:

Fax#:

State#:

Location: WEST STOCKTON BLVD

MilePost:

Highway:

Origin: ELK GROVE, CA

County:

Destination: STOCKTON, CA

Driver: WODAJE, ABEBE B



Date of Birth: [REDACTED]

CoDriver:

License#:

State:

Date of Birth:

Shipper:

Bill of Lading:

Cargo: PASSENGER

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	License #	Company #	Vin #	GVWR	CVSA#	OOS#
1	BU	FORD	2020	CA	[REDACTED]	[REDACTED]	[REDACTED]	9400		

BRAKE ADJUSTMENTS

Axle #

Right

Left

Chamber

VIOLATIONS

Section Code	Federal Code	Type	Unit	OOS	Citation #	Verify	Crash	Violation Discovered
34683(A) CVC	392.2AU	C	1	0		N	0	Private carrier of passengers, fail to register with the DMV--392.2AU: NO PUC AUTHORITY
12500(D) CVC/001	383.23A2	C	D	1		N	0	Driving a CMV without a valid CDL (Out of class)--383.23A2--This IS OOS, use 1239 T-13 CCR: Operating a CMV without a CDL on 8/9/2023

Special Checks: Traffic Enforcement,

State Information: Beat/Sub Area: 850; Veh #1 Type: 10; 018763; Regulated Vehicle: Y; Pre-Cleared Vehicle: N; TCP#

38109 - REVOKED PER 5387D2 PUC

13 PASSENGERS

This is not a citation. Please read the instructions on the reverse side of this form.

Note: * Owner Responsibility

Report Prepared By:

Dustin HOGGE

X

Badge #:

18763

Copy Received By:

WODAJE, ABEBE B

X



CAUEH7004518

ATTACHMENT 8

DATE:08-11-23*TIME:14:29*

DL/NO [REDACTED]*

B/D [REDACTED]*NAME:WODAJE,ABEBE BALCHA*

RES ADD AS OF 07-17-23 [REDACTED]
[REDACTED]

AKA:
[REDACTED]*

IDENTIFYING INFORMATION:

SEX:MALE*HAIR:BLACK*EYES:BRN*HT:5-10*WT:196*

LIC/ISS:08-03-18* EXP:08-04-23*RBM2*CLASS:C NON-COMMERCIAL*

ENDORSEMENTS:NONE*

HEALTH QUESTIONNAIRE EXPIRES:09-09-05*

RESTRICTIONS:

K-SELF-CERTIFICATION - CDL INTRASTATE ONLY*

DL PENDING APPLICATION:PENDING AUTOMATED APP*

LICENSE STATUS:

EXPIRED*

DEPARTMENTAL ACTIONS:

NONE*

