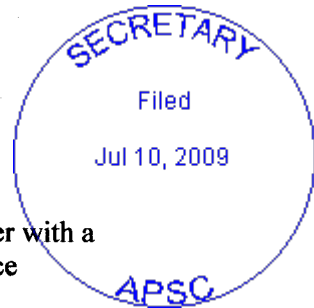


APPLICATION FOR BROKER'S LICENSE  
Before the  
ALABAMA PUBLIC SERVICE COMMISSION



This application should be typed. The original must be properly signed, sworn to, and filed, together with a cashier's check or money order for \$100, with the Alabama Public Service Commission, Post Office Box 304260, Montgomery, Alabama 36130.

I. Application of C.C. Whitaker Trucking, LLC  
(Name)

C.C. Whitaker Trucking, LLC  
(Trade Name)

Limited Liability Corporation  
(State whether individual, partnership, corporation or other form of enterprise)

Whose business address is 300 Adams Drive  
(Street)

Albertville Al. 35950  
(City) (State) (Zip)

Telephone Number 256-894-0115

II. A Broker's License is applied for to: \* X institute a new operation;  
extend an existing operation (\_\_\_\_ License No.), in intrastate commerce as a broker to sell  
or offer to sell the transportation of: Non Household Goods

III. If the applicant is a corporation, attach proof of registration with the Alabama Secretary of State's office. Also attach documentation of any subsequent name change(s).

IV. Attached hereto is a broker's bond for Alabama intrastate service in the amount of \$10,000.

V. If the applicant has a broker's license from the federal government, attach a copy.

OK  
Done

Jimmy King  
(Name)  
  
(Address)  
  
(City) (State) (Zip)  
Telephone Number

## STATE OF ALABAMA

Being duly sworn, states that he files this application as (indicate whether, owner, proprietor, title as officer of applicant corporation or association, member of applicant partnership, or other authorized representative of applicant, as applicable) Jimmy King, that, in such capacity, he is qualified and authorized to file and verify such application; that he has carefully examined all the statements and matters contained in the application; and that all such statements made and matters set forth therein are true and correct to the best of his knowledge, information, and belief.

(Signature of Affiant)

Subscribed and sworn before me, a Notary Public in and for said  
State and County above named, this 26 day of June, 2009.

(Notary Public)

**My Commission expires**

PRIME BASS  
NOTARY PUBLIC AL STATE AT LARGE  
MY COMMISSION EXPIRES  
AUGUST 27 2011

STATE OF ALABAMA            )  
  )  
MARSHALL COUNTY            )

Marshall County, Alabama  
2008 June - 3 4:21PM  
Inet Book Page Pages  
3021771 4496 123 5  
-----AMENDMENT TO LLC-----  
AMENDMENT 10.00 PROBATE 5.00  
Total Fees 15.00  
Tim Mitchell Judge of Probate

**FOURTH AMENDMENT TO ARTICLES OF ORGANIZATION  
OF C.C. WHITAKER TRUCKING, L.L.C.  
FOR THE PURPOSE OF CLARIFICATION OF THE NAME OF THE L.L.C.  
AND THE TRUE MEMBERSHIP OF THE L.L.C.**

THIS FOURTH AMENDMENT TO THE ARTICLES OF ORGANIZATION AND THE OPERATING AGREEMENT (the "Amendment") of C.C. WHITAKER TRUCKING, L.L.C. (the "Company") made and entered into effective the 3<sup>rd</sup> day of June, 2008 by Charlotte Whitaker (the "Remaining Member and Manager") as Member and Manager of the Company as follows:

**WITNESSETH:**

WHEREAS, the Company was created on the 20<sup>th</sup> day of October, 1998, and Articles of Organization were filed with the Probate Court on the 20<sup>th</sup> day of October, 1998 and an Operating Agreement was adopted by the Company. The name of the Company at the time of the original filing was "C.C. Whitaker Trucking, L.L.C."; and

WHEREAS, there have been three prior amendments to the Articles of Organization attempting to carry out the wishes of the Member and Manager of the Company; those amendments having been filed on August 30, 2001, September 6, 2001 and October 2, 2001, respectively; and

WHEREAS, the Company wishes to clarify the proper name of the Company and also clarify the true membership and management of the Company;

NOW, THEREFORE, in consideration of the premises, the receipt of which is hereby acknowledged, the Remaining Member and Manager hereby binds herself as follows:

- (1) The First Amendment filed on August 30, 2001, incorrectly stated the name of the Company as Burt & Whitaker Trucking, L.L.C. The Second Amendment on September 6, 2001 incorrectly stated the name of the Company as Burt & C.C. Whitaker Trucking, L.L.C. The Third Amendment on October 2, 2001 stated the name of the Company as R.H. Burt & C.C. Whitaker Trucking, L.L.C. However, henceforward, the correct name of the company shall be as follows:

**C.C. Whitaker Trucking, L.L.C.**

- (2) The First Amendment filed on August 30, 2001, also incorrectly stated that "Ronald Burt is added as member of said limited liability company and shall have 1% ownership in the limited liability company." It was not, and has never been, the intent of Charlotte Whitaker for Ronald Burt to acquire an ownership interest in the Company, as evidenced by the Third Amendment filed on October 2, 2001 and the attached Affidavit of Ronald Burt clarifying that he did not own in 2001, and never owned at any time, any interest in Whitaker Trucking, L.L.C. (under whatever name it may have been registered). Charlotte Whitaker wants to clarify again that she has at all times had 100% ownership interest in the Company. Also, Mr. Ronald Burt was not an officer or manager of the Company.
- (3) The registered agent for C.C. Whitaker Trucking, L.L.C. is (and remains) Charlotte Whitaker. The address of the registered agent has been 1505 Pleasant Hill Road, Boaz, Alabama 35956; from now on, the address of the registered agent shall be 5033 Webb Avenue, Guntersville, Alabama 35976

3rd IN WITNESS WHEREOF, the undersigned has executed this Amendment as of the day of June, 2008.

Charlotte Whitaker

Charlotte Whitaker  
Remaining Member and Manager

STATE OF ALABAMA )

MARSHALL COUNTY )

ACKNOWLEDGMENT

I, Joy Hetler, a Notary Public in and for said County, in said State, hereby certify that Charlotte Whitaker, whose name is signed to the foregoing agreement and who is known to me, acknowledged before me on this day, that, being informed of the contents of the foregoing agreement, she executed voluntarily on the same date.

Given under my hand and official seal this the 3rd day of June, 2008.

Joy Hetler

Notary Public

My commission expires: 4-29-2010

Beth Chapman  
Secretary of State

P.O. Box 5616  
Montgomery, AL 36103-5616

# STATE OF ALABAMA

I, Beth Chapman, Secretary of State of the State of Alabama, having custody of the Great and Principal Seal of said State, do hereby certify that

the domestic corporate records on file in this office disclose that C.C. Whitaker Trucking, L.L.C. organized in the office of the Judge of Probate of Marshall County on October 20, 1998. I further certify that the records do not disclose that said C.C. Whitaker Trucking, L.L.C. has been dissolved.



In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the City of Montgomery, on this day.

June 26, 2008

Date

*Beth Chapman*

Beth Chapman

Secretary of State

**BROKER'S SURETY BOND**

(Executed in Duplicate) *me*



Know all men by these presents, That we C.C. Whitaker Trucking, LLC  
(Broker's name)  
\_\_\_\_\_, of Guntersville, AL  
(City) (State)  
as PRINCIPAL (hereinafter called Principal), and Auto-Owners Insurance Company  
(Name of Surety)

\_\_\_\_\_ a corporation created and existing under the laws of the State of Michigan as SURETY (hereinafter called Surety) are held and firmly bound unto the State of Alabama in the sum of \$10,000, for which payment, well and truly to be made, we bind ourselves and our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

WHEREAS, The Principal is or intends to become a Broker pursuant to the provisions of the Alabama Motor Carrier Act and the rules and regulations of the Alabama Public Service Commission relating to insurance or other security for the protection of travelers and shippers, and has elected to file with the Alabama Public Service Commission such a bond as will insure financial responsibility and the supplying of transportation subject to the Alabama Motor Carrier Act in accordance with contracts, agreements, or arrangements therefor, and

WHEREAS, This bond is written to assure compliance by the Principal as a licensed Broker of Transportation by motor vehicle with Section 37-3-15, Code of Alabama, 1975, and the rules and regulations of the Alabama Public Service Commission relating to insurance or other security for the protection of travelers and shippers, and shall inure to the benefit of any and all travelers or shippers to whom the Principal may be held legally liable for any of the damages herein described.

NOW, THEREFORE, the condition of this obligation is such that if the Principal shall pay or cause to be paid to travelers or shippers by motor vehicle any sum or sums for which the Principal may be held legally liable by reason of the Principal's failure faithfully to perform, fulfill, and carry out all contracts, agreements, and arrangements made by the Principal while this bond is in effect for the supplying of transportation subject to the Alabama Motor Carrier Act under license issued to the Principal by the Alabama Public Service Commission, then this obligation shall be void, otherwise to remain in full force and effect.

The liability of the Surety shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall amount in the aggregate to the penalty of the bond, but in no event shall the Surety's obligation hereunder exceed the amount of said penalty. The Surety agrees to furnish written notice to the Alabama Public Service Commission forthwith of all suits filed, judgments rendered, and payments made by said Surety under this bond.

This bond is effective the 1st day of July, 20 09, 12:01 A.M., standard time, at the address of the Principal as stated herein and shall continue in force until terminated as hereinafter provided. The Principal or the Surety may at any time terminate this bond by written notice to the Alabama Public Service Commission at its office in Montgomery, Alabama, such termination to become effective thirty (30) days after actual receipt of said notice by the Commission. The Surety shall not be liable hereunder for the payment of any of the damages hereinbefore described which arise as the result of any contracts, agreements, undertakings, or arrangements made by the Principal for the supplying of transportation after the termination of this bond as herein provided, but such termination shall not affect the liability of the Surety hereunder for the payment of any such damages arising as the result of contracts, agreements, or arrangements made by the Principal for the supplying of transportation prior to the date such termination becomes effective

IN WITNESS WHEREOF, the said Principal and Surety have executed this instrument on the 1st day of July, 20 09.

PRINCIPAL

SURETY

Name C.C. Whitaker Trucking, LLC

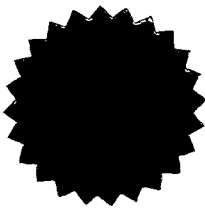
Name Auto-Owners Insurance Company

By [Signature]  
(Signature and Title)

By Spacey S. Dargatzis Attorney-In-Fact  
(Signature and Title)

Witness Sharon Thuyent

Witness Sharon Thuyent



DATE AND ATTACH TO ORIGINAL BOND  
AUTO-OWNERS INSURANCE COMPANY

LANSING, MICHIGAN  
POWER OF ATTORNEY

NO. 66059308

KNOW ALL MEN BY THESE PRESENTS: That the AUTO-OWNERS INSURANCE COMPANY AT LANSING, MICHIGAN, a Michigan Corporation, having its principal office at Lansing, County of Eaton, State of Michigan, adopted the following Resolution by the directors of the Company on January 27, 1971, to wit:

"RESOLVED, That the President or any Vice President or Secretary or Assistant Secretary of the Company shall have the power and authority to appoint Attorneys-in-Fact, and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity, and other writings obligatory in the nature thereof. Signatures of officers and seal of Company imprinted on such powers of attorney by facsimile shall have same force and effect as if manually affixed. Said officers may at any time remove and revoke the authority of any such appointee."

Does hereby constitute and appoint TRACEY S GAZAWAY

its true and lawful attorney(s)-in-fact, to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings recognizances, contracts of indemnity and other writings obligatory in the nature thereof, and the execution of such instrument(s) shall be as binding upon the AUTO-OWNERS INSURANCE COMPANY AT LANSING, MICHIGAN, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at its principal office.

IN WITNESS WHEREOF, the AUTO-OWNERS INSURANCE COMPANY AT LANSING, MICHIGAN, has caused this to be signed by its authorized officer this 3rd day of June, 2009.

Kenneth R. Schroeder Senior Vice President

STATE OF MICHIGAN } ss.  
COUNTY OF EATON

On this 3rd day of June, 2009, before me personally came Kenneth R. Schroeder, to me known, who being duly sworn, did depose and say that they are Kenneth R. Schroeder, Senior Vice President of AUTO-OWNERS INSURANCE COMPANY, the corporation described in and which executed the above instrument, that they know the seal of said corporation, that the seal affixed to said instrument is such Corporate Seal, and that they received said instrument on behalf of the corporation by authority of their office pursuant to a Resolution of the Board of Directors of said corporation.



My commission expires September 28th, 2011

Michelle A. Bottum

Notary Public

STATE OF MICHIGAN } ss.  
COUNTY OF EATON

I, the undersigned First Vice President, Secretary and General Counsel of AUTO-OWNERS INSURANCE COMPANY, do hereby certify that the authority to issue a power of attorney as outlined in the above board of directors resolution remains in full force and effect as written and has not been revoked and the resolution as set forth are now in force.

Signed and sealed at Lansing, Michigan. Dated this 1st day of July, 2008



S. R. Birn

First Vice President, Secretary and General Counsel

If the words "UNAUTHORIZED COPY" appears on the face of this document, it renders this document null and void.

EXECUTION REPORT

(Detach and return with a copy of original bond.)

NO. 66059308



Agency Name WOODALL AND HOGGLE INSURANCE AGEI

Agency Code 17-0482-00

Name Of Principal C.C. WHITAKER TRUCKING, LLC

Effective Date 07/01/2009

Mailing Address PO BOX 65, GUNTERSVILLE AL 35976-0065

Premium Charge 104.00

Name Of Obligor ALABAMA PUBLIC SERVICE COMMISSION

Amount of Bond 10,000.00

Address Of Obligor PO BOX 304260, MONTGOMERY AL 36130-4260

Type of Bond License/Permit

COMPLETE AND ATTACH ALL PAPERS UNDER THIS REPORT THE SAME DAY THE BOND IS SIGNED



**FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION  
ACCEPTANCE REPORT**

USER ID: **SPECIALLINES**  
TRANSMISSION NUMBER: **WEB13093**  
TRANSMITTED ON: **06/25/2009 15:43:21**  
  
COMPANY NAME: **AUTO OWNERS INSURANCE COMPANY**  
SUMMITTED BY: **AUTO OWNERS INSURANCE COMPANY (00700-00)**

Docket	Form/Type	Policy Number	Effective Date	Action
<b>MC-358161</b>	<b>BMC-84/SURETY</b>	<b>66027327</b>	<b>06/25/2009</b>	<b>ACCEPTED</b>

Values in FMCSA Licensing & Insurance Database:

Legal Name: **R. H. BURT & C.C. WHITAKER TRUCKING, L.L.C.**  
Address: **5033 WEBB AVENUE**  
**GUNTERVILLE AL US 35976**  
**P O BOX 65**  
**GUNTERVILLE AL US 35976**

91X Coverage(Type/Max/Underlying):

Total: 1