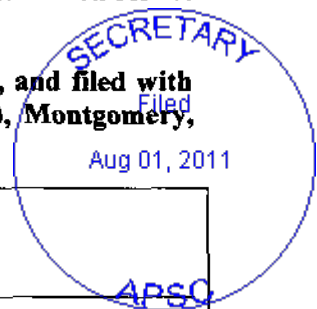


APPLICATION FOR MOTOR CARRIER CERTIFICATE
Before the
ALABAMA PUBLIC SERVICE COMMISSION

060120 RB

This Application is being filed as a result of the Federal Aviation Administration Authorization Act of 1994, and the applicant claims the benefits and privileges of said Act.

This Application should be typed or neatly printed, properly signed and sworn to, and filed with the \$100.00 filing fee with the Alabama Public Service Commission, P. O. Box 304260, Montgomery, Alabama 36130.



SECTION I

Applicant Montgomery Transport, LLC

(Legal name)

Doing Business as _____

(Trade name)

Business Address 2563 Commerce Circle

(Must be a physical address – cannot be a post office box)

Birmingham, AL 35217

(City)

(State)

(Zip Code)

Mailing Address Same

(May be a post office box)

(City)

(State)

(Zip Code)

(205) 320-6000

(Telephone Number)

(205) 320-6099

(Facsimile Number)

rollins@montgomeryllc.com

(Email address)



Applicant seeks a Certificate to transport property between all points in the State of Alabama, except household goods. (Household goods requires a separate application)

SECTION II

FORM OF BUSINESS (Check only one):



CORPORATION



LIMITED LIABILITY COMPANY (LLC)



LIMITED PARTNERSHIP (LP)



LIMITED LIABILITY PARTNERSHIP (LLP)



SOLE PROPRIETORSHIP



PARTNERSHIP (Identify partners) _____



OTHER (identify) _____

SECTION II Continued

Out of State Corporations, Limited Liability Companies (LLC), Limited Partnerships (LP), Limited Liability Partnerships (LLP) must register with the Alabama Secretary of State.

- ☐ Alabama corporation, LLC, LP, or LLP,
OR
☒ Out of State Corporation, LLC, LP, or LLP

State of Organization: Delaware

- ☐ Attach Certificate of Registration from the
Alabama Secretary of State

All Corporations, Limited Liability Companies (LLC), Limited Partnerships (LP), and Limited Liability Partnerships (LLP); whether Alabama entities or Out of State entities must attach the following documents:

- ☐ Corporation: Articles of Incorporation ☒ LLC: Articles of Organization
☐ LP: Certificate of Limited Partnership ☐ LLP: Registration of Limited Liability Partnership

If you have been issued a U.S.D.O.T. number, MC number, or Alabama Public Service Commission Permit or Certificate number, provide it here:

USDOT# 2146709 MC# 746696 APSC#

Applicant proposes to use approximately (number of) _____ motor vehicles of the kind and type described in Appendix "B" hereto attached. (Give detailed description showing type, make, model, and rated capacity).

SECTION III

- ☐ Applicant has the required insurance and Forms E and H proof of coverage properly filed with the Commission, or Forms E & H are attached hereto.
☒ \$100.00 filing fee paid (cashier's check or money order only)
☐ A financial statement (balance sheet and income/expense statement) for the most recent tax year is attached hereto as Appendix "C." *New Business*
☒ Applicant has attached hereto a Form B-2, application for registration number.

SECTION IV

- ☐ Applicant has a safety fitness rating from the United States Department of Transportation of satisfactory as shown by Attachment "D."
OR
☒ Applicant has attached as Appendix "D" a description of its safety program that shows compliance with requirements of the Commission's rules and/or the rules of the United States Department of Transportation.

SECTION V

Applicant understands that the filing of this Application does not, in itself, constitute authority to operate; will submit such additional information in connection with this Application as the Commission may require; and will comply with requirements of the laws of the State of Alabama, and the rules and regulations of the Commission made thereunder, as are applicable to intrastate transportation of property.

SECTION VI

Name and address of the contact person that can answer questions about this application or supply additional information:

Karen Braswell

(Name)

2563 Commerce Circle

(Address)

Birmingham, AL 35217

(City)

(State)

(Zip Code)

205-320-6000

(Telephone Number)

205-320-6099

(Facsimile Number)

kbraswell@montgomeryllc.com

(Email Address)

OATH

County of Jefferson

State of Alabama

Name of Affiant Rollins Montgomery

being duly sworn, states that he/she files this Application as (indicate whether owner, or proprietor, title as officer of applicant corporation or association, member of applicant partnership, or other authorized representative of applicant) Montgomery Transport, LLC that in such capacity, he/she is qualified and authorized to file and verify such Application; that he/she has carefully examined all the statements and matters contained in the Application, and that all such statements made and matters set forth herein are true and correct to the best of his/her knowledge, information and belief.

(Signature of Affiant)

Rollins Montgomery

Subscribed and sworn to before me, a _____ notary _____ in and for said State and County

above named, this 15th day of June, 2011.

(Notary Public)

Karen E. Braswell

(Seal)

My Commission Expires 03/06/2012

My Commission Expires: _____

**FOREIGN LIMITED LIABILITY COMPANY (LLC)
APPLICATION FOR REGISTRATION**

INSTRUCTIONS: Mail two (2) signed originals of this completed Application for Registration and the filing fee of \$150.00 (credit card, check, or money order) to the Secretary of State, Business Services, P.O. Box 5616, Montgomery, Alabama, 36103-5616 or you may email your application to foreign.entities@sos.alabama.gov. If you are sending this filing via email an additional \$3.00 copy and mailing fee for acknowledgment will be charged if you want an acknowledgement. If you elect expedited processing completed no later than three business days after receipt by SOS, you may have the stamped copy emailed to you. Expedited processing is \$100.00 plus the \$150.00 filing fee. The entity will not be registered if the credit card does not authorize and will be removed from the index if the check is dishonored (a \$30.00 return check charge will also be required).

1. The legal name of the foreign entity as recorded in the jurisdiction in which it was formed/organized:

Montgomery Transport, LLC

2. The name of the foreign entity for use in Alabama must contain the words "Limited Liability Company" or the abbreviation "L.L.C." or "LLC" (10A-1-5.06):

A copy of the name registration received from the Office of the Alabama Secretary of State if you chose to obtain one.

3. Entity's jurisdiction of formation: Delaware

4. Date of the entity's formation in state/country of jurisdiction: 04 / 29 / 2011 (MM/DD/YYYY)

5. The undersigned certifies that the foreign entity exists as a valid Limited Liability Company under the laws of the entity's jurisdiction of formation.

6. The foreign entity will begin transacting business in Alabama on the date this application is filed by the Alabama Secretary of State unless the entity gives another date as follows:

Began doing business: / / Will begin doing business: / /
(MM/DD/YYYY) (MM/DD/YYYY)

7. **Street (No PO Boxes) Address of principal office:**

2563 Commerce Circle, Birmingham, AL 35217

Mailing Address (if different)

**FOREIGN LIMITED LIABILITY COMPANY (LLC)
APPLICATION FOR REGISTRATION**

8. Name of registered agent for service of process (MUST be physically located in Alabama): _____

Rollins Montgomery

9. Street (No PO Boxes) Address of initial registered office (MUST be office of registered agent and physically located in Alabama): _____

2563 Commerce Circle, Birmingham, AL 35217

Mailing Address in Alabama of registered agent/office (if different) _____



I desire expedited processing and have enclosed total fees of \$250.00. Please return my stamped filing to the following email address lswope@bakerdonelson.com

06/09/2011

Date

Rollins Montgomery, Manager

Typed Name and Title of Signature Below


Signature of Person Authorized to Sign per 10A-1-4.01, Alabama Code

In order to review the sections of the *Code of Alabama 1975* referred to in this filing form you may access www.sos.alabama.gov and click the Government Records tab. Choose the Code of Alabama link to review.

Foreign LLC - 3/2011

Alabama
Sec. Of State

New Entity
015-078 FLL
Date 6/10/2011
Time 17:00
110719 2 Pg

File	\$150.00	Page 2 of 2
Ackn	\$1.00	
Exp	\$1.00	
Total	\$150.00	
01/019		

CERTIFICATE OF FORMATION
OF
MONTGOMERY TRANSPORT, LLC

TO THE DELAWARE SECRETARY OF STATE:

This Certificate of Formation is being executed by the undersigned for the purpose of forming a limited liability company pursuant to the provisions of the Delaware Limited Liability Company Act as the same is set forth in the DELAWARE CODE ANNOTATED Section 18-101 et seq. (the "Act").

1. The name of the limited liability company (the "Company") is:

Montgomery Transport, LLC

2. The address of the registered office of the Company in Delaware is 160 Greentree Drive, Suite 101, Dover, Delaware 19904. The Company's registered agent at that address is National Registered Agents, Inc.

IN WITNESS OF THIS CERTIFICATE OF FORMATION, the undersigned, an authorized person of the Company, has caused this Certificate of Formation, which shall become effective upon filing with the Office of the Delaware Secretary of State, to be duly executed as of the 29th day of April, 2011.



Michael D. Tucker
Authorized Person

Delaware

PAGE 1

The First State

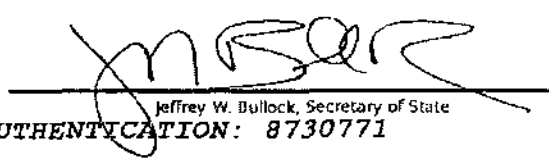
I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF FORMATION OF "MONTGOMERY TRANSPORT, LLC", FILED IN THIS OFFICE ON THE TWENTY-NINTH DAY OF APRIL, A.D. 2011, AT 4:28 O'CLOCK P.M.

4976242 8100

110476255

You may verify this certificate online
at corp.delaware.gov/authver.shtml




Jeffrey W. Bullock, Secretary of State
AUTHENTICATION: 8730771

DATE: 05-02-11

APPENDIX "C"

FINANCIAL STATEMENT

A financial statement (balance sheet and income/expense statement) for the most recent tax year may be used in lieu of this document

NET WORTH

ASSETS:

Cash on Hand	
Checking Account Balance	\$ 250,000.
Money in Savings Accounts	
Market Value of Home(s)	
Market Value of Businesses	
Furniture, Equipment, etc	\$ 100,000.
Resale Value of Automobiles	
Money owed to you	
Certificates of Deposit (CDs)	
Stocks/Bonds/Mutual Funds	
Other:	
TOTAL ASSETS:	\$ 350,000.

LIABILITIES:

Mortgage and/or Real Estate Loan	
Utilities	\$ 300.
Maintenance Bills	
Payroll	\$ 10,000
Automobile Loan(s)	
Installment Contracts	\$ 18,290.
Credit Card Debts	
Loans	
Judgments	
Cash Advances	
Taxes Owed	
Medical Bills	
Other:	
TOTAL LIABILITIES:	\$ 28,590

To find net worth:

TOTAL ASSETS

(Subtract) TOTAL LIABILITIES

THIS IS YOUR NET
WORTH

\$ 321,410. -

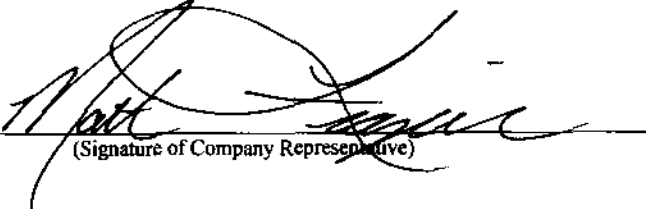
APPENDIX "D"
DESCRIPTION OF SAFETY PROGRAM

As the Director of Safety with/of Montgomery Transport, LLC
(Title) (Name of Applicant Company)

I am fully familiar with my company's operations and herein verify that
Montgomery Transport, LLC has in place a program to ensure substantial
(Name of Applicant Company)

compliance with all applicable safety rules and regulations of the Alabama Public Service
Commission, as well as those of the United States Department of Transportation. In addition to
all other requirements, Montgomery Transport, LLC specifically
(Name of Applicant Company)

maintains: files on each driver with all required driver forms and information; files on each
vehicle with all required forms including maintenance and safety inspection records; and all
required written records of drivers' hours.


(Signature of Company Representative)

Matt Frazier
(Printed Name of Company Representative)

**VEHICLE REGISTRATION NUMBERS
FOR COMPENSATED INTRASTATE-ONLY MOTOR CARRIERS**

060121 **RB**

TO: ALABAMA PUBLIC SERVICE COMMISSION
P. O. BOX 304260
MONTGOMERY, AL 36130

APPLICANT: Montgomery Transport, LLC

MAILING ADDRESS: 2563 Commerce Circle

CITY: Birmingham STATE: AL ZIP CODE: 35217

APSC CERTIFICATE NO.: _____, OR PERMIT NO.: _____

The above described applicant hereby applies for issuance of Vehicle Registration Numbers at \$6.00 each for the following identified vehicles.

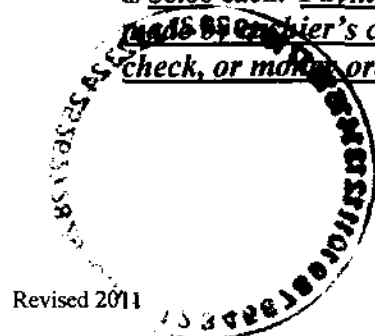
<u>MAKE</u>	<u>MODEL</u>	<u>VIN NUMBER</u> (Last 5 Digits)
<u>Peterbilt</u>	<u>386</u>	<u>44565</u>
<u>Peterbilt</u>	<u>386</u>	<u>44566</u>
<u>Peterbilt</u>	<u>386</u>	<u>44567</u>
<u>Peterbilt</u>	<u>386</u>	<u>44568</u>
<u>Peterbilt</u>	<u>386</u>	<u>44569</u>
<u>Peterbilt</u>	<u>386</u>	<u>44570</u>
<u>Peterbilt</u>	<u>386</u>	<u>44571</u>
<u>Peterbilt</u>	<u>386</u>	<u>44572</u>
<u>Peterbilt</u>	<u>386</u>	<u>48321</u>

The applicant hereby acknowledges and understands Rule 3 of the Alabama Public Service Commission's Motor Carrier General Orders and Regulations Pamphlet No. 2003, as amended, as it pertains to the display of Registration Number, and Title 37, Chapter 3, Section 32(5)a, and as it pertains to the transferability of these numbers between vehicles.

I, the undersigned, under penalty for false statement, do hereby certify that the above information is true and correct and that I am authorized to execute and file this document on behalf of the above applicant.

NOTE: The fee for Registration Numbers is \$6.00 each. Payment must be made by cashier's check, certified check, or money order.

William J. Hargrove
(Signature)
President
(Title)
6/16/11
(Date)



Revised 2011

KM

Registration Numbers Receipt

Effective Date: 6/20/2011

746696

2146709

MONTGOMERY TRANSPORT, LLC
2563 COMMERCE CIRCLE
BIRMINGHAM, AL 35217

Trade Name: MONTGOMERY TRANSPORT, LLC

A.P.S.C. NEW

JLN: 2011060121

Reg. No.	Make	Ser. No.
31368	PETERBILT 386	44565
31369	PETERBILT 386	44566
31370	PETERBILT 386	44567
31371	PETERBILT 386	44568
31372	PETERBILT 386	44569
31373	PETERBILT 386	44570
31374	PETERBILT 386	44571
31375	PETERBILT 386	44572
31376	PETERBILT 386	48321

Fee Paid: \$54.00

ALABAMA PUBLIC SERVICE COMMISSION

By



The registration number is **non-transferable.**

Make sure that the registration number for each truck
is displayed on both sides of the power unit.