



U.S. Department  
of Transportation

**Federal Motor Carrier  
Safety Administration**

1200 New Jersey Avenue, SE  
Washington, DC 20590

MAR 29 2012

Autotransportes Libre Comercio SA DE CV  
106 So. Oklahoma  
Brownsville, TX 78521

**In reply refer to:** MC-ESB  
USDOT Number: 1189128  
MX Number: 474824

### **NOTICE OF APPLICATION DISMISSAL**

Dear Motor Carrier:

On October 25, 2011, you submitted an application to obtain provisional operating authority to participate in the Federal Motor Carrier Safety Administration's (FMCSA) U.S-Mexico Cross Border Trucking Pilot Program. The FMCSA is required to review and act upon each application submitted in accordance with 49 CFR Part 365, Subpart E – Special Rules for Certain Mexico-domiciled Carriers, specifically §365.507.

In order for a carrier to operate in the United States, FMCSA must validate the information provided in the application, including that the motor carrier is in compliance with all provisions of the safety monitoring system in Subpart B of 49 CFR Part 385. Compliance with the safety monitoring systems includes verification of the status of existing safety ratings (if any) for all Pilot Program applicants. Per 49 CFR Part 365.507, if FMCSA determines that an applicant is assigned a safety rating other than Satisfactory, the application will be dismissed.

Therefore, based on the safety management system review which revealed an existing conditional safety rating, FMCSA has determined that your application will be dismissed in accordance with 49 CFR Part 365.507. This decision will be effective 15 days from the service date of this letter. In accordance with 49 CFR §385.17, you may request a change in safety rating based upon actions taken to correct the identified safety management deficiencies.

The dismissal of your application for operating authority in the Pilot Program will not impact your current existing valid OP-2 Certificate of Registration to operate in the U.S. municipalities and commercial zones of such municipalities on the United States-Mexico border. Once you have obtained a satisfactory safety rating, you may submit a new application to participate in the Pilot Program.

Sincerely,

Jeffrey L. Secrist  
Chief, Information Technology  
Operations Division

Cc: Process Agent