



U.S. Department of  
Transportation

Federal Motor Carrier  
Safety Administration

Midwestern Service Center

UPS

1Z A47 6X8 03 9050 3623

November 19, 2012

LEX EXPRESS INC dba LEX EXPRESS  
310 TIFFANY COURT  
CHAMPAIGN, IL, 61822

4749 Lincoln Mall Drive, Suite 300A  
Matteson, IL 60443

Phone: (708) 283-3577  
Fax: (708) 283-3565

**ORDER TO CEASE ALL TRANSPORTATION IN INTERSTATE AND  
INTRASTATE COMMERCE AND REVOCATION OF REGISTRATION**  
EFFECTIVE Friday, December 07, 2012 at 12:01 am  
USDOT# 824116

This Order to Cease All Transportation in Interstate and Intrastate Commerce (Order) and Revocation of Registration is issued pursuant to 49 USC §§ 13905(f)(1)(B) and 31144, and 49 CFR § 385.13.

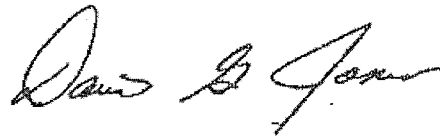
This Order is the result of a compliance review of LEX EXPRESS INC dba LEX EXPRESS's operations completed on October 22, 2012. The review disclosed serious violations of the Federal Motor Carrier Safety Regulations and/or the Hazardous Materials Regulations.

LEX EXPRESS INC dba LEX EXPRESS, USDOT# 824116, was issued a proposed "unsatisfactory" safety rating on October 22, 2012. LEX EXPRESS INC dba LEX EXPRESS was notified to take certain actions within 45 days from the date of that proposed rating to improve its safety rating to "conditional" or "satisfactory". LEX EXPRESS INC dba LEX EXPRESS was further advised that it would be ordered to cease any and all operation of any commercial motor vehicle(s) in interstate and intrastate commerce and its registration would be revoked unless its safety rating was improved to "conditional" or "satisfactory".

LEX EXPRESS INC dba LEX EXPRESS has failed to take the necessary steps required to improve its safety rating to "conditional" or "satisfactory" within the required timeframe.

THEREFORE, **IT IS ORDERED** THAT LEX EXPRESS INC dba LEX EXPRESS SHALL CEASE ALL OPERATION OF ANY COMMERCIAL MOTOR VEHICLE(S) IN INTERSTATE AND INTRASTATE COMMERCE ON THE EFFECTIVE DATE AND TIME OF THIS ORDER, AND THE

Sincerely,

A handwritten signature in cursive script, appearing to read "Darin G. Jones".

Darin G Jones, Field Administrator  
Federal Motor Carrier Safety Administration  
Midwestern Service Center



### CERTIFICATE OF SERVICE

This is to certify that on November 19, 2012, the undersigned mailed or delivered, as specified, the designated number of copies of the Order to Cease All Transportation in Interstate and Intrastate Commerce and Revocation of Registration to each of the parties listed below.

Each party listed below must receive the designated number of copies of each filing made in this proceeding in the future.

LEX EXPRESS INC dba LEX EXPRESS 310 TIFFANY COURT CHAMPAIGN, IL, 61822  Case # IL-2013-5006-UNFIT U.S. DOT # 824116	One Copy by:  UPS Tracking Number: 1Z A47 6X8 03 9050 3623
Steven Mattioli, Division Administrator Illinois Division U.S. Department of Transportation Federal Motor Carrier Safety Administration 3250 Executive Park Drive, Springfield, IL 62703-4514	One Copy Internal Mail
Trial Attorney Federal Motor Carrier Safety Administration Midwestern Service Center 4749 Lincoln Mall Drive, Suite 300A Matteson, IL 60443	One Copy Internal Mail
U.S. Department of Transportation Federal Motor Carrier Safety Administration FMCSA Docket Clerk Midwestern Service Center 4749 Lincoln Mall Drive, Suite 300A Matteson, IL 60443	One Copy Internal Mail

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<A> REQUESTS FOR A CHANGE TO SAFETY RATING BASED UPON CORRECTIVE ACTIONS (49 CFR 385.17): A request for a change to a safety rating for a corrective action may be made at any time. This request must be made in writing to the FMCSA Service Center for the geographic area where the carrier maintains its principal place of business (See 49 CFR 390.27). The request must be based upon evidence that the carrier has taken corrective actions and that its operations currently meet the safety fitness standards and factors specified in 49 CFR 385.5 and 385.7. The FMCSA will make a final determination based upon the documentation submitted and any other additional relevant information. A written decision will be issued by the FMCSA. Any motor carrier whose request for change is denied may, within 90 days after the denial, request administrative review under 49 CFR 385.15.

<B> ADMINISTRATIVE REVIEW (49 CFR 385.15): A request may be made to the FMCSA to conduct an administrative review if you believe that an error was committed in assigning the proposed safety rating or when your request under 49 CFR 385.17 was denied. This request must be made within 90 days of the date of the proposed safety rating issued under 49 CFR 385.11(c) or within 90 days of an Order denying your request for a rating change under 49 CFR 385.17.

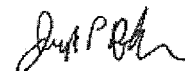
Owners or operators may seek administrative review (49 CFR 385.15) by filing a Petition for Review at the following address: U.S. DOT Dockets, United States Department of Transportation, 1200 New Jersey Ave., S.E., Washington, D.C. 20590. A copy of the Petition MUST also be sent to: The Chief Safety Officer, Federal Motor Carrier Safety Administration (Attention: Adjudications Counsel), 1200 New Jersey Ave., S.E., Washington, DC 20590. The appeal should include a copy of this compliance review and the forthcoming official notice from the FMCSA headquarters office. All subsequent filings must also be served in the same manner.

The FMCSA will conduct a review of the request and issue a decision within 30 days of receipt of that request (49 CFR 385.15(e)(1) and 385.17(e)(1)). The FMCSA highly recommends that hazardous material and passenger owners and operators file requests for administrative review (49 CFR 385.15) within 15 days from the date on the notice of the "proposed" rating (49 CFR 385(c)(1)). This will allow sufficient time to review the request and issue a written decision before the prohibitions on operating in interstate and intrastate commerce take effect. Administrative review requests must be made within 90 days of the date on the notice of the "proposed" rating (49 CFR 385.15(c)(2)). However, failure to petition within 15 days from the date on the notice of the "proposed" rating may prevent the FMCSA from issuing a final decision before the prohibitions on interstate and intrastate transportation and, if applicable, the registration revocation take effect (49 CFR 385.15(c)(1)).

A petition to contest the rating or a request for a change in the rating will not automatically postpone the effective date of your final rating.

You may obtain further information from the local Federal Motor Carrier Safety Information office listed below:

U.S. DEPARTMENT OF TRANSPORTATION  
FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION  
3250 EXECUTIVE PARK DRIVE  
SPRINGFIELD, IL 627034514  
Telephone No.: 217-492-4608



Joseph P. DeLorenzo  
Director, Office of Enforcement and  
Compliance

\*\* The rating for Part 396 was comprised of the vehicles placed out-of-service during roadside inspections in the twelve months prior to the compliance review and/or inspected at the time of the review, and non-compliance with the Part 396 inspection, repair and maintenance systems requirements.