



Public Utilities Commission

STATE OF CALIFORNIA

CITATION FOR VIOLATION OF PUBLIC UTILITIES CODE

To: Tutor Time Learning Center, LLC
Attn: Daniel Follis and Mark R. Bierley

File: TCP # None (Unlicensed)
Date: April 29, 2024
Citation #: T.24-04-004
Case #: PSG-5894

c/o CSC Lawyers Incorporating Service (1505 Corporate Agent)

Tutor Time Childcare/Learning Center (Facility)
Attn: Katrina Wanamacher, Director

VIOLATIONS

You are hereby cited with having violated Section(s) of the Public Utilities Code (P.U. Code) and the California Public Utilities Commission (CPUC) General Order (G.O.) as described below. These violations occurred on December 6, 2023.

- (1) Operated as a Charter-Party Carrier of Passengers without a valid operating authority, in violation of PU Code Sections 5371, and 5387(c)(1)(A). **[1 count/\$5000 penalty]**
- (2) Engaged a driver who did not possess the proper California driver's license (CDL) endorsement to drive larger vehicles in violation of P.U. Code Sections 5381, 5387(b), 5387(c)(1), and 5387(c)(1)(E); G.O. 157-E, Part 5.01; and California Vehicle Code (CVC) Sections 12500(d), 15250, 15275, and 15278(a)(2). **[1 count/\$5000 penalty]**
- (3) Operated a bus without proper vehicle registration in violation of P.U. Code Section 5387(c)(1)(F) and CVC Section 4000(A)(1). **[1 count/\$5000 penalty]**

CPED recommends that the Commission also consider a penalty which will permanently bar Tutor Time Murrieta from receiving a permit or certificate from the Commission to engage in any charter-party carrier activities per Pub. Util. Code Section 5387 (c)(1).

STATEMENT OF FACTS

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

RESPONSE

TEB used the Penalty Assessment Methodology adopted in Resolution M-4846 and considered mitigating and exacerbating factors in setting the fine.

You are hereby called upon to answer this citation on or before May 19, 2024. By way of such answer, you may either:

- (1) Pay a fine of **\$15,000** pursuant to P.U. Code Section 5378. (Submit your check or money order payable to California Public Utilities Commission using the attached *Citation Agreement*. Upon payment, the fine will be deposited in the State Treasury to the credit of the General Fund. You can also contact the Supervisor below to make payment arrangements.
- (2) **Contact the CPUC's Licensing Branch and apply for a Z-Permit for consideration. Please note because there is a violation of 5387 (C)(1)(A) staff is required to bring this matter before the Commission.**
- (3) 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 appeal the ALJ will make the determination on the violations and your ability to get properly licensed, if you do not appeal, you will likely be permanently barred from operating in California as a Charter Party Carrier in California.*

If you fail to respond by May 19, 2024, you will be in default and will have forfeited your right to appeal the Citation. 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.

Maria C. Solis

Maria C. Solis, P.E.
Consumer Protection and Enforcement Division
Transportation Enforcement Branch
Telephone number: (415) 471-9325
E-mail address: maria.solis@cpuc.ca.gov



Public Utilities Commission

STATE OF CALIFORNIA

CITATION COMPLIANCE AGREEMENT

File: Unlicensed
Citation #: T.24-04-004
Date: April 29, 2024
Case #: PSG-5894

I (we) hereby agree to comply with this citation dated April 29, 2024, and herewith pay the fine of **\$15,000**.

Tutor Time Learning Centers, LLC
Attn: Daniel Follis and Mark R. Bierley

[REDACTED]

c/o CSC Lawyers Incorporating Service (1505 Corporate Agent)

[REDACTED]

Tutor Time Childcare/Learning Center (Facility)
Attn: Katrina Wanamacher, Director

[REDACTED]

(Signature) (Title)

(Date)

Payment (cashier check or money order) should be made payable to *California Public Utilities Commission* and sent to:

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

Automatic credit and debit card payments are also available. To arrange for auto-pay, fill out the attached CREDIT OR DEBIT CARD AUTHORIZATION form and email to our Fiscal Office at FiscalOffice-.TECitations@cpuc.ca.gov.

INVESTIGATION REPORT

CARRIER: Tutor Time Learning Centers LLC
A Limited Liability Company [REDACTED]

FACILITY: Tutor Time Childcare/Learning Center (Facility)
[REDACTED]

Health and Human Services License #:
[REDACTED] (Day Care Center)
[REDACTED] (School Age Daycare)
[REDACTED] (Infant Center)

Katrina Wanamacher, Director/Murrieta, CA

OFFICERS: Katrina Wanamacher, Director of Murrieta Facility

Daniel Follis, Manager/Member
Mark R Bierley, Manager/Member

AUTHORITY: None (Unlicensed)

ADDRESS: [REDACTED] (Facility)
[REDACTED] (Corporate)

PHONE/EMAIL: [REDACTED] (Facility)
[REDACTED] (Corporate)

VEHICLES: One 14-Seat Bus, License Plate [REDACTED], VIN [REDACTED]

DRIVER: Destiny Pfleiderer

PL&PD

INSURANCE: Unknown

**WORKERS'
COMPENSATION**

INSURANCE: Unknown

DRUG

CONSORTIUM: Unknown

NARRATIVE

On October 25, 2023, Consumer Protection and Enforcement Division (CPED) Analysts Ronald Truss and Eric Ow witnessed Tutor Time Childcare/Learning Center of Murrieta owned by Tutor Time Learning Center, LLC (hereinafter referred to as Tutor Time Murrieta) transporting children as a charter party carrier of passengers (TCP). Following this observation and determining that Tutor Time Murrieta did not have Commission authority to operate as a TCP, Analyst Truss and Ow personally served to the premises of Tutor Time Murrieta a cease-and-desist order. Tutor Time Murrieta was ordered to cease and desist operations of its charter-party carrier of passengers which violated Public Utilities Code (Pub. Util. Code) section 5371 and 5378, operation without authority. **[Attachment 1]**. It should be noted that the Director of Tutor Time Murrieta, Katrina Wanamacher, refused to sign the Notice to Cease and Desist when asked to do so by the CPED analysts.

On December 6, 2023, I was assigned along with Analyst Truss to conduct a follow-up investigation to determine if Tutor Time Murrieta was continuing to engage in unlawful transportation services related to the October 25, 2023 Cease and Desist Order and to take additional enforcement action as needed.

On December 6, 2023, Ronald Truss and I observed Tutor Time Murrieta transporting children by bus without properly displaying a valid charter-party carrier (TCP) authority number on the vehicle.

During the operation, Analysts Truss, CHP Patrol Officer Norman Navarro and I observed a Tutor Time Murrieta bus bearing a California (CA) license plate number [REDACTED], parked in Tutor Time Murrieta's parking lot located at [REDACTED] loading children. The bus then dropped-off the children at Buchanan Elementary School, located at [REDACTED]. When we checked the Commission's Transportation and Licensing Analysis Branch records, it showed again, that Tutor Time Murrieta had no TCP operating authority.

Since Tutor Time Murrieta had no TCP authority to transport children, at my request, CHP Officer Navarro impounded the bus pursuant to California Vehicle Code (CVC) Section 14602.9 and Pub. Util. Code Sections 5387(d) and 5411.5(a) [Attachment 2].

The California Department of Motor Vehicles (DMV) registration and CHP records showed that the Tutor Time Murrieta bus observed during the December 6, 2023, joint enforcement operation, is a 2007 Collins Super Bantam MFSAB bus, with a CA license plate number [REDACTED], Vehicle Identification Number (VIN) [REDACTED], with a seating capacity of fourteen (14). The Tutor Time Murrieta's driver at the time of the operation, Destiny Pfleiderer, did not have the required CA driver's license with the necessary passenger endorsement to operate the 14-seating Tutor Time Murrieta's bus. As a result, the CHP Officer Navarro issued the driver a citation. [Attachment 3].

It was further determined that DMV and CHP records showed that Tutor Time Murrieta's bus with CA license plate number [REDACTED] and VIN [REDACTED] was not registered with the DMV. [Attachment 4].

On March 5, 2024, CPED conducted a follow-up operation to confirm whether Tutor Time Murrieta was still engaging in the unlawful transportation of its minor day care clients. At 1:45 pm, Enforcement Analyst Truss witnessed three Tutor Time Murrieta buses leaving their facility to pick up children from Buchanan Elementary School. By 2:29 pm, the buses returned to the Tutor Time Murrieta facility, and dropped off the children.

PRIOR VIOLATIONS

Tutor Time Murrieta enforcement history shows that the carrier has a history of violating the Commission's rules and regulations as detailed below.

- PSG-5663: On November 15, 2022, Tutor Time Murrieta was issued Citation # T.22.11-003 and administratively fined \$16,000 for operating as a charter-party carrier without a TCP authority and for failure to maintain and produce records. The \$16,000 fine is still outstanding. [Attachment 5]

VIOLATIONS AND PENALTY

Pursuant to Public Utilities Code section 5378 and Resolution M-4846, CPED has imposed a \$15,000 fine for the following violations:

- (1) Operated as a Charter-Party Carrier of Passengers without a valid operating authority, in violation of PU Code Sections 5371, and 5387(c)(1)(A). [1 count/\$5000 penalty]

- (2) Engaged a driver who did not possess the proper California driver’s license (CDL) endorsement to drive larger vehicles in violation of P.U. Code Sections 5381, 5387(b), 5387(c)(1), and 5387(c)(1)(E); G.O. 157-E, Part 5.01; and California Vehicle Code (CVC) Sections 12500(d), 15250, 15275, and 15278(a)(2). [1 count/\$5000 penalty]
- (3) Operated a bus without proper vehicle registration in violation of P.U. Code Section 5387(c)(1)(F) and CVC Section 4000(A)(1). [1 count/\$5000 penalty]

ADDITIONAL PENALTY

CPED’s investigation demonstrates that Tutor Time Murrieta willfully continues to transport children without a TCP authorization from the Commission. CPED recommends that the Commission also consider a penalty which will permanently bar Tutor Time Murrieta from receiving a permit or certificate from the Commission to engage in any charter-party carrier activities per Pub. Util. Code Section 5387 (c)(1).¹

DECLARATION

I have read the foregoing and know the contents thereof and I declare 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 April 29, 2024
at Sacramento, California

Alexander Nera
Alexander Nera
Public Utilities Regulatory Analyst

¹ Pub. Util. Code Section 5387 (c)(1): A charter-party carrier shall have its authority to operate as a charter-party carrier permanently revoked by the commission or be permanently barred from receiving a permit or certificate from the commission if it commits any of the following acts: **(A) Operates a bus without having been issued a permit or certificate from the commission** (emphasis added).

INDEX OF ATTACHMENTS

Attachment 1	Notice to Cease and Desist
Attachment 2	CHP 216 Report/CHP180
Attachment 3	DMV Licenses Report Destiny Pfleiderer
Attachment 4	DMV Registration Information/ Picture of Bus
Attachment 5	Citation # T.22.11-003 of November 15, 2022

Attachment 1



NOTICE TO CEASE AND DESIST

Date: 10-24-23

Carrier: TUTOR TIMO WANG CENTER OF ANAHEIM HILLS

TCP number, if any NONE Operating Status: UNLICENSED

The California Public Utilities Commission (CPUC) has determined that you are operating without valid authority.

YOUR COMPANY MUST IMMEDIATELY CEASE AND DESIST FROM ANY AND ALL OPERATIONS, INCLUDING ADVERTISING, UNTIL YOU MEET ALL LICENSING REQUIREMENTS AND RECEIVE VALID OPERATING AUTHORITY FROM THE CPUC.

ANY OPERATIONS, INCLUDING ADVERTISING, WHILE OPERATING IN A SUSPENDED, CANCELLED, REVOKED, OR DENIED STATE IS UNLAWFUL.

This letter places your company on notice that any activity without the required permit or certificate is a violation and may result in civil or criminal prosecutions, possible fines, and possible termination of telephone service. To acknowledge receipt of this notice, please call 800-894-9444 within 5 business days of receipt.

OPERATION WITHOUT AUTHORITY

Public Utilities Code Sections 5371 and 5387 (TCP)/Section 1031 (PSC) - Circle One

OPERATION AFTER: SUSPENSION/REVOCATION/EXPIRATION/DENIAL OF AUTHORITY

Public Utilities Code Section 5379 (TCP)/Section 1045 (PSC) - Circle One

ADVERTISEMENT WITHOUT AUTHORITY

Public Utilities Code Section 5414.5 (TCP)/ Section 1037 (PSC) - Circle One

Signature _____ TITLE _____

*****IF DRIVER IS NOT RESPONSIBLE, DRIVER IS TO GIVE NOTICE TO RESPONSIBLE OWNER*****

COMMENTS: OBSCURED VEHICLE [REDACTED] A LIC PLATE # [REDACTED]
AND VEHICLE EFS10, CA LIC PLATE [REDACTED] each dropping off
& [REDACTED] CHILDREN, TOTAL 16, AT THIS [REDACTED] FACILITY
TODAY AT 2:25 PM

See attached Inspection Observation Report Form for more detail.

Eric Ow 415-314-8221
Enforcement Analyst Signature

COMPANY/OWNER COPY



NOTICE TO CEASE AND DESIST

Date: 10/25/23

Carrier: Tutor Time Learning Center of Murrieta

TCP number, if any None Operating Status: Unlicensed

The California Public Utilities Commission (CPUC) has determined that you are operating without valid authority.

YOUR COMPANY MUST IMMEDIATELY CEASE AND DESIST FROM ANY AND ALL OPERATIONS, INCLUDING ADVERTISING, UNTIL YOU MEET ALL LICENSING REQUIREMENTS AND RECEIVE VALID OPERATING AUTHORITY FROM THE CPUC.

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Public Utilities Code Section 5379 (TCP)/Section 1045 (PSC).- Circle One

ADVERTISEMENT WITHOUT AUTHORITY

Public Utilities Code Section 5414.5 (TCP)/ Section 1037 (PSC).- Circle One

Signature _____ TITLE _____

****IF DRIVER IS NOT RESPONSIBLE, DRIVER IS TO GIVE NOTICE TO RESPONSIBLE OWNER****

COMMENTS: Observed vehicle CA Lic Plate [redacted] vehicle CA Lic Plate # [redacted]
and vehicle CA Lic Plate [redacted] with 8 children, total 20
at the Murrieta facility [redacted]

See attached Inspection Observation Report Form for more detail.

Enforcement Analyst Signature _____

1-813-269-2737

COMPANY/OWNER COPY

Attachment 2

DOMESTIC VIOLENCE (REFER TO HPM 100.89) MISSING PERSON (REFER TO HPM 100.89) HATE CRIME (REFER TO HPM 100.89) PAGE 1 OF 4

COURT: Riverside
 AREA: [REDACTED] BEAT: [REDACTED] CRASH REPORT NUMBER: N/A
 EVIDENCE/PROPERTY: YES NO

DATE/TIME OF ARREST REPORT: 12/06/2023 0850
 DATE/TIME OF INCIDENT: [REDACTED] SAME LOCATION
 OFFENSE(S) CHARACTERIZATION: 4000(a)(1)VC, 12500(d)VC, PUC 5371, PUC 5411
 JUS 0710 REQUIRED: YES NO

SUBJECT NO 1 OF 1
 NAME (last, first, middle): Pfeleiderer, Destiny, Dianne
 RESIDENCE ADDRESS: [REDACTED]
 AKA: NA
 RACE: [REDACTED] SEX: [REDACTED] BIRTHDATE: [REDACTED]
 DISPATCH NOTIFIED: YES NO
 TIME: 1021
 ID: A13075
 EMPLOYER: Tutor Time
 BUSINESS ADDRESS: [REDACTED] MISC. (SSN, INS#, ETC.): NA
 FINGERPRINTED: YES NO

VEHICLE
 STATE: CA REG. YEAR: 2023 VEHICLE NUMBER: [REDACTED]
 VEHICLE WAS: PARKED RELEASED STORAGE AUTHORITY: 14602.9(b)(1) VC
 STORED RECOVERED IMPOUNDED
 LOCATION OF VEHICLE RELEASED TO: Black's Towing / [REDACTED]
 NAME OF REGISTERED OWNER: Tutor Time Learning Centers
 NAME OF LEGAL OWNER: [REDACTED] SAME AS R/O
 LOCATION OF KEYS: With Vehicle

WITNESS/PASSENGER
 BIRTHDATE: [REDACTED] SEX: [REDACTED] NAME: Pfeleiderer, Destiny, Dianne
 WITNESS PASSENGER
 PHONE RES: [REDACTED] BUS: [REDACTED]

VICTIM INFORMATION
 1 NAME: [REDACTED] ADDRESS: [REDACTED]
 BIRTHDATE: [REDACTED] SEX: [REDACTED] DRIVER'S LICENSE: [REDACTED] STATE: [REDACTED] DAY PHONE: [REDACTED] EVENING PHONE: [REDACTED]
 VEH. LIC. #: [REDACTED] STATE: [REDACTED] YEAR: [REDACTED] MAKE: [REDACTED] MODEL: [REDACTED] COLOR: [REDACTED] BODY TYPE: [REDACTED]
 2 NAME: [REDACTED] ADDRESS: [REDACTED]
 BIRTHDATE: [REDACTED] SEX: [REDACTED] DRIVER'S LICENSE: [REDACTED] STATE: [REDACTED] DAY PHONE: [REDACTED] EVENING PHONE: [REDACTED]
 VEH. LIC. #: [REDACTED] STATE: [REDACTED] YEAR: [REDACTED] MAKE: [REDACTED] MODEL: [REDACTED] COLOR: [REDACTED] BODY TYPE: [REDACTED]

MISDEMEANOR INCARCERATION (To be completed upon physical arrest for any misdemeanor, pursuant to Section 853.6 of the Penal Code.)
 As determined by the arresting officer, the person arrested:
 1. was so intoxicated as to be a danger to himself or others.
 2. required medical examination or medical care or was otherwise unable to care for their own safety.
 3. was arrested under one or more of the circumstances listed in Sections 40302 and 40303 of the California Vehicle Code (Note 6 and 8 if also applicable).
 4. had one or more outstanding arrest warrants issued.
 5. could not provide satisfactory evidence of personal identification.
 6. If released immediately, would jeopardize the prosecution of the offense or offenses for which arrested or the prosecution of any other offenses.
 7. would be reasonably likely to continue the offense or offenses, or the safety of persons or property would be imminently endangered if immediately released.
 8. demanded to be taken before a magistrate or refused to sign the citation.
 9. would not appear at the time and place specified in the notice.
 10. Other:

ARRESTING/INVESTIGATING OFFICER (Print name/rank): N. Navarro
 ID NUMBER: [REDACTED] REVIEWED BY (Print name/rank): [Signature] 907
 ID NUMBER: [REDACTED] DATE: 12/14/23

Pfeleiderer, Destiny, Dianne
 LAST NAME, FIRST NAME, AND MIDDLE INITIAL

Pfleiderer, Destiny, Dianne

LW74439

ARREST - INVESTIGATION REPORT NARRATIVE (CONTINUED)

ADMONITION OF RIGHTS

- 1. YOU HAVE THE RIGHT TO REMAIN SILENT.
- 2. ANYTHING YOU SAY CAN AND WILL BE USED AGAINST YOU IN A COURT OF LAW.
- 3. YOU HAVE THE RIGHT TO TALK WITH AN ATTORNEY AND TO HAVE AN ATTORNEY PRESENT BEFORE AND DURING QUESTIONING.
- 4. IF YOU CANNOT AFFORD AN ATTORNEY, ONE WILL BE APPOINTED FREE OF CHARGE TO REPRESENT YOU BEFORE AND DURING QUESTIONING, IF YOU DESIRE.

THE ABOVE STATEMENT WAS READ TO THE ARRESTEE BY:

NOT ADVISED

ARRESTING OFFICER

OR:

ID:

TIME:

DO YOU UNDERSTAND EACH OF THESE RIGHTS I HAVE EXPLAINED TO YOU?

YES NO

HAVING THESE RIGHTS IN MIND, DO YOU WISH TO TALK TO US NOW?

YES NO

WAIVER STATEMENT

1 SUMMARY (FACTS):

2 On November 2, 2023, CHP Sergeant K. Hagerman ID [REDACTED] Border Division-Katella Commercial Unit, received an email
 3 from CHP Sergeant D. Navarro, ID [REDACTED], Border Division Investigative Services Unit, requesting Sergeant Hagerman contact
 4 California Public Utilities Commission (PUC), Program and Project Supervisor, Maria Solis. After several back-and-forth
 5 emails, Sergeant Hagerman contacted Maria Solis on November 16, 2023. Over the next several days, Solis and Hagerman
 6 exchanged several phone calls and emails. Solis requested CHP assistance with an investigation PUC was working on
 7 involving Tutor Time Learning Centers in [REDACTED]

8
 9 Solis related in essence, PUC had investigated Tutor Time Learning Centers transporting children back and forth from the
 10 Tutor Time Learning Centers to grade schools within their geographic areas. Solis requested CHP assist PUC by impounding
 11 one Tutor Time vehicle at each location, Anaheim and Murrieta. Solis emailed the entire PUC investigation to Sergeant
 12 Hagerman for review.

13
 14 After receiving and reviewing the PUC investigative documents, Sergeant Hagerman assigned Border Division Commercial
 15 Officers S. Chavez, [REDACTED] and N. Navarro, [REDACTED] to review the investigation and to work with PUC investigators to set
 16 up a meeting time to assist PUC. On November 30, 2023, a conference call was held with CHP Sergeant Hagerman, CHP
 17 Officers Chavez and Navarro and PUC investigators Alex Nera and Ronald Truss to discuss enforcement options of Tutor
 18 Time Learning Center buses operating without proper PUC authority.

19
 20 On December 4, 2023, CHP Sergeant Hagerman and CHP Officer Navarro parked in the Tri Valley Medical Group parking lot
 21 located at [REDACTED] to observe the Tutor Time Learning Center bus loading/unloading and routes of
 22 travel. Tutor Time Learning Center is located at [REDACTED] just across the parking lot from the Tri
 23 Valley Medical Group. Sergeant Hagerman and Officer Navarro gathered all pertinent information to assist PUC with their
 24 enforcement efforts with Tutor Time Learning Center, Murrieta.

25
 26 On December 6, 2023, at approximately 0700 hours, CHP Sergeant Hagerman and CHP Officer Navarro met with PUC
 27 Investigators Alex Nera and Ronald Truss at the Starbucks Coffee Shop located on [REDACTED]
 28 [REDACTED] to discuss operational plans and hold a safety briefing.

Pfleiderer, Destiny, Dianne

LW74439

ARREST - INVESTIGATION REPORT NARRATIVE (CONTINUED)

1 After the briefing with the PUC investigators, Sgt. Hagerman proceeded to drive to Tri Valley Medical Group parking lot
2 located at [REDACTED] just south of the Tutor time facility where he would have a clear view of kids getting loaded
3 onto the Tutor time buses. I proceeded to stage myself eastbound [REDACTED] in front of
4 Buchanan Elementary school where I would be able to see the Tutor Time bus approaching and be able to get behind the
5 Tutor Time bus as it was leaving Buchanan Elementary school to possibly make an enforcement stop for any observed traffic
6 violations. This traffic enforcement stop was to take place only after all of the kids in the bus had been dropped off at
7 Buchanan Elementary school. At approximately 0800 hours Sgt. Hagerman contacted me via cellphone and notified me that
8 the kids were getting loaded onto (2) Tutor time buses and would be in route to Buchanan Elementary school.

9
10 At approximately 0815 hours, I observed (2) white Tutor Time buses approaching my location traveling westbound Torrey
11 Pines Rd. getting ready to enter the Buchanan Elementary school parking lot to drop off kids. At approximately 0830, I
12 noticed the first Tutor Time bus leaving the Buchanan Elementary school parking lot traveling eastbound on Torrey Pines
13 Road. I got behind the Tutor time bus, bearing California License Plate [REDACTED] and noticed that the bus displayed
14 expired registration tabs (10/23) on the rear license plate. After making a right turn onto [REDACTED] from
15 [REDACTED] I activated my patrol vehicle's forward red light and gave the driver direction to pull to the right. The
16 driver yielded, coming to a stop on westbound [REDACTED]

17
18 While conducting my enforcement stop for the observed violation of 4,000(A)(1) VC-expired vehicle registration, I further
19 noted the company had no operating authority or operating authority assigned number through California or the Public
20 Utilities Commission displayed on either side of the vehicle. The driver, Destiny Pfleiderer, California Driver License #
21 [REDACTED] was found to be driving in violation of 12500(d) VC- driving passengers without a passenger endorsement on her
22 license. I cited Pfleiderer for driving without a passenger endorsement, a violation of 12500(d) VC. I also sent an owners
23 responsibility citation to Tutor Time Learning Center, Murrieta for the expired registration violation on vehicle [REDACTED]
24 The Tutor Time bus with License plate [REDACTED] was impounded per 14602.9(b)(1) VC for not having public utility
25 commission authorization to conduct business.

26
27 During the Stop as well as after the stop, Tutor Time Learning Center of Murrieta, center director Katrina Wanemacher, was
28 advised by Sgt. Hagerman and I of the bus impound. She was also advised to make sure that there would be a way for the
29 kids who were originally on the now impounded bus to get home and to their parents. I drove to Buchanan Elementary
30 school and spoke directly with the school principal Philip Norton. He was appreciative about the information and said he
31 would follow up and make sure the kids had a way to get home or to their parents.

32
33 EVIDENCE:

34 CHP Report [REDACTED]
35 PUC Report #PSG-5663, attached.

Pfleiderer, Destiny, Dianne

LW74439

ARREST – INVESTIGATION REPORT NARRATIVE (CONTINUED)

1 ANALYSIS AND OPINIONS:

2 Based on the lack of operating authority and permission to operate from the Public Utilities Commission, Tutor Time
3 Learning Center, Murrieta is in violations of PUC Code Section 5371 and PUC Code Section 5411.
4 See attached PUC Report.

6 RECOMMENDATIONS:

7 None.

37

STATE OF CALIFORNIA
DEPARTMENT OF CALIFORNIA HIGHWAY PATROL MISDEMEANOR LW 74439
NOTICE TO APPEAR
CHP 215 (REV. 06-15) Traffic Nontraffic

Date of Violation: 12/16/23 Time: 8:50 AM Day of the Week: S M T W T F S CHP 215s Accident
Name (First, Middle, Last): [REDACTED] Owner's Responsibility (\$40001 CVC)

Address: [REDACTED]
City: [REDACTED]

Driver's Lic. [REDACTED] State/Country: CA Commercial Yes No

Sp. [REDACTED] Veh. [REDACTED] COMMERCIAL VEHICLE (\$15210(b) CVC)

Yr. of Veh. 07 Other Bus Broken Color White Veh. Type: [REDACTED] HAZARDOUS MATERIAL (\$353 CVC)

Evidence of Financial Responsibility or CHP / DOT / PUC / ICG: ACE INS # 1SA A25545771

Registered Owner or Lessee: PETER DIME COXMAN Same as Driver
Address: 26624 MURCANTON RD Same as Driver
City: [REDACTED]

Correct Code and Section Description or Infraction (Circle)
 12500(b) VC - No Passengers M 0
 ENFORCEMENT WITH CLASS C M 1
 M 1
 M 1

Speed Approx. P. F. / Max Spd. Veh. Lmt. Safe Special

Local at: [REDACTED]

Beat 880 PMA 901 Perm. Area Radar / Lidar Unit / Patrol Vehicle No. MVARS

Violations not committed in my presence, declared on information and belief.
I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct.
Executed at (place): NAVAJCO California
Dec. Date: 12/16/23 Arresting or Citing Officer: NAVAJCO D. No. 17874 to Vacation Dates

Dec. Date Name of Arresting Officer, if different from Citing Officer: [REDACTED] P.M.A. [REDACTED] I.D. No. [REDACTED] to Vacation Dates

WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE INDICATED BELOW.

Signature: [REDACTED]

WHEN: DATE: 3/17/24 TIME: 12:00 AM PM
WHAT TO DO: FOLLOW THE INSTRUCTIONS ON THE REVERSE
WHERE: SUPERIOR COURT JUVENILE
ADDRESS: 301 ST-D [REDACTED] CA 92520
PHONE NO.: [REDACTED]

To be notified
 You may arrange with the clerk to appear at a night session of the court.

Judicial Council of California Form TR-100
Rev. 06-20-15 (88 40600(p), 40514(b), 40522, 40600 CVC; § 863.9 PC.)
SEE REVERSE

Barcode: [REDACTED] * L W 7 4 4 3 9 *



**Public Utilities Commission
STATE OF CALIFORNIA
Request to Impound**

Indicate seating capacity of vehicle (including driver): 16

Indicate number of passengers (including driver): 0

One of the following is required:

- No TCP permit or certificate issued
- TCP/PSC: _____ (circle one) suspended, revoked, expired, or denied.
- Driver does not possess a valid and current CDL for vehicle operated license class, endorsement, or required certificate

Name of PUC Investigator authorizing impound: Alexander Roca

(Not required if due to driver not having valid license, endorsement, or certification for vehicle being operated)

Charge one of the following:

- CPUC 5411/1037 ref CPUC 5371/1031 - Misdemeanor/Unlawful to operate without proper PUC operating authority.
- CPUC 5411/1037 ref CPUC 5379/1045 - Misdemeanor/Unlawful to operate with suspended, revoked, or expired authority.

In body of citation indicate: "Vehicle impounded per 14602.9 CVC."

Name of person, who within 2 DAYS, notified the legal owner of the impound by certified mail:

Factor Time Learning Center LLC

Citing/Arresting Officer Name: ~~PI 100262~~ N. Navarro

Allied Agency Case Number: _____

Date: 12-06-2023

Reason for stop and additional notes on back of this form.

Attach this form to CHP 180

VEHICLE REPORT

CHP 180 (Rev. 4-18) OPI 081

A13075

REPORTING DEPARTMENT CHP TEMECULA		LOCATION CODE [REDACTED]	DATE / TIME OF REPORT 12/6/23 / 1830	NOTICE OF STORED VEHICLE DELIVERED PERSONALLY <input checked="" type="checkbox"/>	
[REDACTED]		ODOMETER READING 18,198	VIN CLEAR IN SVS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	[REDACTED]	
[REDACTED]		LIC. CLEAR IN SVS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	12/6/23 / 1021	BLO0262	
YEAR 2007	MAKE CHRY	MODEL BUS	BODY TYPE PASSENGER	COLOR WHITE	LICENSE NO. [REDACTED]
[REDACTED]		ENGINE NO. UNKNOWN	ONLY <input checked="" type="checkbox"/> OFFICER <input type="checkbox"/> OWNER	STATE CA	
[REDACTED]		LEGAL OWNER <input checked="" type="checkbox"/> SAME AS R/O <input type="checkbox"/>		[REDACTED]	

TUTOR TIME LEARNING CENTERS

STORED IMPOUNDED RELEASED RECOVERED - VEHICLE / COMPONENT

TOWING / STORAGE CONCERN (NAME) **BLACKS TOWING** STORAGE AUTHORITY / REASON **14602.9 (b)(1)(v)**

REASON FOR STOP **DRIVER'S LICENSE 4000 CVC** YES NO 1 2 YES NO JUNK UNK YES NO

CONDITION	YES	NO	ITEMS	YES	NO	ITEMS	YES	NO	ITEMS	YES	NO	TIRES / WHEELS	CONDITION
WRECKED	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SEAT (FRONT)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	REGISTRATION	<input checked="" type="checkbox"/>	<input type="checkbox"/>	CAMPER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	LEFT FRONT	GOOD
BURNED HULK per 431(e) CVC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SEAT (REAR)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	ALT. / GENERATOR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	VESSEL AS LOAD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RIGHT FRONT	GOOD
VANDALIZED	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RADIO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	BATTERY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	FIREARMS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	LEFT REAR	GOOD
ENG. / TRANS. STRIP	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TAPE DECK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	DIFFERENTIAL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	OTHER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RIGHT REAR	GOOD
MISC. PARTS STRIP	<input checked="" type="checkbox"/>	<input type="checkbox"/>	PAPER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TRANSMISSION	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPARE	NO
BODY METAL STRIP	<input checked="" type="checkbox"/>	<input type="checkbox"/>	OTHER RADIO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	AUTOMATIC	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUB CAPS	GOOD CAPS
SURGICAL STRIP per 431(b) CVC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	IGNITION KEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MANUAL	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPECIAL WHEELS	NO

RELEASE VEHICLE TO: R/O OR AGENT AGENCY HOLD 22880.3 CVC

NAME OF PERSON / AGENCY AUTHORIZING RELEASE: [REDACTED] I.D. NO.: [REDACTED] DATE: **12/6/23**

SIGNATURE OF PERSON AUTHORIZING RELEASE: [REDACTED] SIGNATURE OF PERSON TAKING POSSESSION: [REDACTED]

STOLEN VEHICLE / COMPONENT EMBEZZLED VEHICLE PLATE(S) REPORT

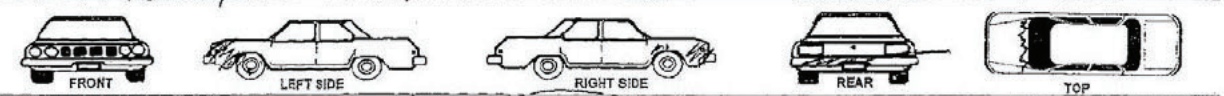
DATE / TIME OF OCCURRENCE	DATE / TIME REPORTED	NAME OF REPORTING PARTY (R/P)	DRIVER LICENSE NO. / STATE
LAST DRIVER OF VEHICLE	DATE / TIME	ADDRESS OF R/P	TELEPHONE OF R/P
I CERTIFY OR DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.		SIGNATURE OF PERSON MAKING REPORT	

REMARKS
[LIST PROPERTY, TOOLS, VEHICLE DAMAGE, ARRESTS]

DRIVER'S NAME DESTINY PFLIEGER	ARRESTED / SECTION? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	REPORTED BY NAVARRO	CARGO / TYPE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	VALUE \$ <input type="checkbox"/> BILL OF LADING ATTACHED
--	--	-------------------------------	--	--

PROPERTY: FIRE EXTINGUISHER, FIRST AID KIT - (1), NO OTHER PROPERTY OF VALUE LEFT IN VEHICLE, EMBEZZLED MISC. FIRST AID EQUIPMENT.

DAMAGE: (2) FT FRONT MISSING PAINT, HOOD RUST DAMAGED, (2) FRONT FENDER MISSING PAINT, RSR (4) MISC SCUFFED; MISC. 340 DENTS - DINGS - SCRATCHES.



SIGNATURE OF OFFICER TAKING REPORT: **NAVARRO** I.D. NO.: **17514** SUPERVISOR: [REDACTED]

An Internationally Accredited Agency

NOTE: CHP 126 IS FURNISHED TO ALL ROAD OFFICERS BY THE CALIFORNIA HIGHWAY PATROL

VEHICLE REPORT

LOCATION CODE: 685 DATE / TIME OF REPORT: 12/12/23
 ODOMETER READING: 15,198
 BODY TYPE: 2007 CHEV Buick
 COLOR: WHITE
 ENGINE NO: UNKNOWN
 FILE NO.: [REDACTED]
 VIN CLEAR IN SVS? YES [X] NO
 LIC. CLEAR IN SVS? YES [X] NO
 DATE / TIME DISPATCH NOTIFIED: 12/12/23
 TAG: 12/23
 LEGAL OWNER: [REDACTED]
 OFFICER: [REDACTED]
 OWNER: [REDACTED]

TOTAL TIME LEAVING CENTER: [REDACTED]

STORED IMPOUNDED RELEASED RECOVERED - VEHICLE / CO

TOWING / STORAGE CONCERN (NAME): [REDACTED] STORAGE AUTHORITY: 14602.9
 REASON FOR STOP: BLACKS TOWING
 34507.5 (b) [REDACTED]

CONDITION	YES		NO		ITEMS	YES		NO		ITEMS	YES		NO		TIRES / WHEELS	ODM
	YES	NO	YES	NO		YES	NO	YES	NO		YES	NO	YES	NO		
WRECKED					SEAT (FRONT)			REGISTRATION			CAMPER				LEFT FRONT	GOOD
BURNED HULK (per 43130 CVC)					SEAT (REAR)			ALT. / GENERATOR			VEHICLE AS LOAD				RIGHT FRONT	GOOD
VANDALIZED					RADIO			BATTERY			FIREARMS				LEFT REAR	GOOD
ENG. / TRANS. STRIP					TAPE DECK			DIFFERENTIAL			OTHER				RIGHT REAR	GOOD
MISC. PARTS STRIP					MAPS			TRANSMISSION							SPARE	NO
BODY METAL STRIP					CYBER RADIO			AUTOMATIC							HUB-CAP(S)	NO
SURGICAL STRIP (per 43508) CVC					IGNITION KEY			MANUAL							SPECIAL WHEELS	NO
RELEASE VEHICLE TO:	<input type="checkbox"/> R/O OR AGENT		<input checked="" type="checkbox"/> AGENCY HOLD		<input type="checkbox"/> 22850.3 CVC		CERTIFICATE OF TITLE (SEE 43509) VEHICLE IDENTIFICATION									

NAME OF PERSON / AGENCY AUTHORIZING RELEASE: [REDACTED] I.D. NO.: [REDACTED] DATE: [REDACTED]
 SIGNATURE OF PERSON AUTHORIZING RELEASE: [REDACTED] SIGNATURE OF PERSON TAKING POSSESSION: [REDACTED]

STOLEN VEHICLE / COMPONENT EMBEZZLED VEHICLE PLATE(S) REPORT





DATE / TIME OF OCCURRENCE: [REDACTED] DATE / TIME REPORTED: [REDACTED] NAME OF REPORTING PARTY (R/P): [REDACTED] DRIVER LICENSE: [REDACTED]
 LAST DRIVER OF VEHICLE: [REDACTED] DATE / TIME: [REDACTED] ADDRESS OF R/P: [REDACTED] TELEPHONE OF R/P: [REDACTED]
 SIGNATURE OF PERSON MAKING REPORT: [REDACTED]

CERTIFY OR DISCLAIM UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

REMARKS

(LIST PROPERTY, TOOLS, VEHICLE DAMAGE, ARRESTS)

OWNER'S NAME: [REDACTED] ARRESTED / SECTION? YES [] NO [X] REPORTED BY: [REDACTED] CARGO / TYPE? YES [] NO [X] VALUE \$: [REDACTED]
 PROPERTY: FIRE EXTINGUISHER, FIRE KIT, NO OTHER PROPERTY OF VALUE IN VEHICLE, [REDACTED]
 DAMAGE: (1) IT FOUND MISSING PAINT, HOOD RUST DAMAGE, (2) FRONT FENDER MISSING PAINT, RUST SCUFFED, MISC. 360 DENTS-DINGS-SCRATCHES.

DATE OF OFFICER TAKING REPORT: [REDACTED] I.D. NO.: [REDACTED] SUPERVISOR: [REDACTED] REQUIRED NOTICES SENT TO REGISTERED OWNER: YES [] NO [X]

Attachment 3

4RR1V37091010
DATE:12-06-23*TIME:08:36*

DMV RECORD FOR LAW ENFORCEMENT USE ONLY

DL/NO [REDACTED] NAME:PFLEIDERER DESTINY DIANI

MAIL ADDR AS OF 09-17-20: [REDACTED]
[REDACTED]

OTH/ADDR AS OF 08-27-19: [REDACTED]

IDENTIFYING INFORMATION:

SEX [REDACTED] HAIR [REDACTED] *EYES: [REDACTED] *HT: [REDACTED] WT: [REDACTED]

LIC/ISS: [REDACTED] *EXPIRES: [REDACTED] RBM2*CLASS:C NON-COMMERC

ENDORSEMENTS:NONE*

ORIGINAL DL ISSUE DATE: [REDACTED]

LATEST APP:

DL TYPE:DUP WITH PRIOR PHOTO*ISS/DATE [REDACTED] OFFICE:
ODD*BATES:POL*

LICENSE STATUS:

VALID*

DEPARTMENTAL ACTIONS:

NONE

CONVICTIONS:

NONE

FAILURES TO APPEAR:

NONE

Attachment 4

DATE: 03/18/24 TIME: 13:21
 INSURANCE INFORMATION ON FILE
 REG VAL TO FROM: 10/31/23 TO 10/31/24
 LIC#: YRMD:07 MAKE:CHEV BTM :BU
 R/O: TIME LEARNING CENTERS, LLC,
 CITY:
 RCID:
 TYPE:31 POWR:G AXLE:2 WGHT:06994 VEH :32 BODY:B CLAS:KF *-YR:07
 CERT IND:
 CERTIFICATION DATE

MAILING ADDRESS:
 1ST:
 2ND:
 CITY: C.C.: ZIP:
 05/20/08 PREV LIC

MORE

00.1 05/33



Attachment 5



Public Utilities Commission

STATE OF CALIFORNIA

**CITATION FOR VIOLATION
OF PUBLIC UTILITIES CODE**

To: Tutor Time Learning Centers, LLC



File: Unlicensed

Date: November 15, 2022

Citation#: T.22.11-003

Case #: PSG-5663

VIOLATION(S)

You are hereby cited for having violated sections of the Public Utilities Code (Pub. Util. Code) as described below. These violations occurred during the period of January 24, 2022, through August 30, 2022:

- (1) Operated as a charter-party carrier without an active authority, in violation of Pub. Util. Code section 5371 and 5415. [188 counts].**
- (2) Failure to produce records in violation of Pub. Util. Code Section 5389, 5381 and G.O. 157-E, part 6.02 [1 count].**

STATEMENT OF FACTS

The above violations are documented in the attached Investigation Report, which consists of the carrier's records and substantiating documents obtained from other sources. TEB considered the totality of the violations and Penalty Assessment Methodology adopted in Resolution M-4846 (dated November 5, 2020) to determine the citation fine.

RESPONSE

You are hereby called upon to answer this citation on or before December 6, 2022.

By way of such answer, you may either:

- (1) Pay a fine of \$16,000.00 pursuant to P.U. Code Section 5378. (Submit your check or money order payable to California Public Utilities Commission using the attached *Citation 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 Program and Project Supervisor below to make payment arrangements, **or**
- (3) 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-187. 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.

Maria C. Solis

Maria C. Solis
Program and Project Supervisor
Transportation Enforcement Branch
Consumer Protection and Enforcement Division
(916) 928-2534
maria.solis@cpuc.ca.gov

Attachments

CIT-LIC



Public Utilities Commission

STATE OF CALIFORNIA

File No.: Unlicensed

Citation #: T.22.11-003

Case #: PSG-5663

CITATION COMPLIANCE AGREEMENT

I hereby agree to comply with this citation dated November 15, 2022, and herewith pay the fine of \$16,000.

Tutor Time Learning Centers, LLC



(Signature)

(Title)

(Date)

Payment (cashier check or money order) 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

Automatic credit and debit card payments are also available. To arrange for auto-pay, fill out the attached CREDIT OR DEBIT CARD AUTHORIZATION form and mail to the above address.