

# THE LAW FIRM FOR TRUCK SAFETY LLP

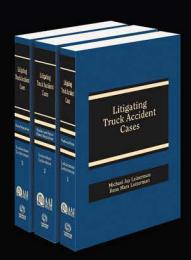
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Author, Litigating Truck Accident Cases

#### **ATTORNEY**

## MICHAEL LEIZERMAN

"I **fight** for each client as if they were a member of my **family**."

#### **CAREER HIGHLIGHTS**

Has **taken more trucking cases to trial** since 2006 than any other plaintiff's lawyer in the country.

Proven record of multi-million dollar settlements, including 2014's largest US trucking settlement (\$34 million).

Consistently wins **multi-million dollar verdicts** for truck crash victims, including Ohio's largest wrongful death case ever (consortium only) at **\$16 million**.

Since 2010, has presented **over one hundred continuing legal education talks**, workshops, classes, and presentations.

**Selected to provide expert testimony before Congress'** Motor Carrier Safety Advisory Committee (MCSAC).

**Founding Chair** of the American Association for Justice's (AAJ) Trucking Litigation Group.

**Co-founder** of the Academy of Truck Accident Attorneys (ATAA)

**Class "A" CDL holder** with endorsements for double/triple trailers and tankers.

**Board Certified in Truck Accident Law** by the National Board of Trial Advocacy.



### Michael Jay Leizerman

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#### **CERTIFICATIONS**

Board Certified Civil Trial Advocate, National Board of Trial Advocacy (recertified 2013, 2018)

Board Certified Civil Pre-Trial Advocate, National Board of Trial Advocacy Board Certified Truck Accident Law, National Board of Trial Advocacy

#### LICENSES TO PRACTICE LAW

Ohio (1994), Michigan (1995), Tennessee (1995), Illinois (2017), New York (2017)

Federal District Courts

- Northern District of Ohio (1994)
- Eastern District of Michigan (1995)
- Middle District of Tennessee (1995)
- Southern District of Ohio (2003)
- Northern District of Indiana (2003)
- Southern District of Texas (2003)
- District of New Mexico (2015)
- Eastern District of Texas (2023)

Fifth Circuit Court of Appeals (2016)

Sixth Circuit Court of Appeals (1996)

Ninth Circuit Court of Appeals (2013)

#### WORKED ON CASES IN THE FOLLOWING STATES

Arizona, California, Colorado, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maryland, Michigan, Missouri, Nevada North Carolina, New Mexico, New York, Ohio, Oklahoma, Oregon, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, Wisconsin

#### **EMPLOYMENT**

ATTORNEY

1994-PRESENT

The Law Firm for Truck Safety, LLP

(Formerly Leizerman & Associates, LLC and EJ Leizerman & Associates, LLC)

#### **EDUCATION**

**GRADUATE** 

2008

Gerry Spence Trial Lawyers College

Dubois, Wyoming

JURIS DOCTOR (J.D.)

1991-94

University of Toledo College of Law

 $Toledo,\ Ohio$ 

BACHELOR'S DEGREE (A.B.)
University of Michigan

1988-1991

Ann Arbor, Michigan

Concentrations in philosophy and film & video studies

 $\ensuremath{\mathrm{U.S.}}$  House of Representative's Page School

1985-1986

Congressional Appointment by Rep. John D. Dingell Washington, D.C.

#### ACADEMIC AFFILIATIONS

Adjunct Professor

2001-2006

University of Toledo College of Law

Courses: Jurisprudence, Pretrial Practice, Negotiations

#### **PUBLICATIONS**

Litigating Truck Accident Cases, West publishing, 2005, 3 volume treatise (updated annually) (with co-author Rena Leizerman)

Handling Motor Vehicle Accident Cases, 2<sup>nd</sup> Ed., Vol. 3—Truck Accident Litigation chapter, 2004, West Publishing

Finding Insurance in Truck Crash Cases, Trial Magazine, February 2008 (peer reviewed)

The Zen Lawyer: Winning with Mindfulness, Trial Guides, 2018

#### HONORS AND RATINGS

President's Award - National Board of Trial Advocacy

Lifetime Achievement Award – American Association for Justice Trucking Litigation Group (2014)

AV Preeminent rating—Martindale Hubbell

Avvo Rating 10.0 Superb

The Best Lawyers in America®

Super Lawyer – Thomson Reuters

#### **MEMBERSHIPS**

Academy of Truck Accident Attorneys Founder 2015-present

American Association for Justice (AAJ)

Member 1994-present

American Association for Justice Interstate Trucking Litigation Group

Founding Chair 2002-2003

Executive Board Member 2002-present

Public Affairs - Chair 2013-2014, member 2013 - present

#### American Bar Association Member, Litigation section

#### Multi-Million Dollar Advocate Forum Member

National Board of Trial Advocacy (NBTA) Member

National Board of Truck Accident Attorneys Charter Member Board of Directors

Ohio Association of Justice Member Advocates' Circle

#### Toledo Bar Association

Past Appointment to Grievance Committee Appointment to Committee on Character and Fitness - Bar Admissions c. 2006-present Past appointment to Ethics Advisory Committee Past appointment to Grievance Investigation Committee

Toledo Area Trial Lawyers Past President

Trial Lawyers for Public Justice Member

Trial Lawyers College Ranch Club Member

#### CONTINUING LEGAL EDUCATION PRESENTATIONS

Interstate Trucking Group of ATLA, Atlanta, GA (July 20, 2002) Punitive Damages in Large Truck Cases

#### Kiroff Bench/Bar (2003)

Panel member, What is Justice? A Review of Plato's Republic and Martin Luther King Jr.'s Letter from a Birmingham Jail

Toledo Bar Association, Toledo, OH (November 21, 2003)

Trial Techniques: Using Courtroom Technology in

Opening Statement

Toledo Bar Association, Toledo, OH (September 12, 2003)

Avoiding Malpractice During Settlements – Protecting the Client's
Interests

Interstate Trucking Group of ATLA, San Francisco, CA (July 19, 2003) Moderator

Railroad Law section of ATLA, Boston, MA (July 5, 2004)

Representing the Train Crew against the Railroad and the Trucking Company

Association of Trial Lawyers of America, Phoenix, AZ (October 22, 2004)

Using the Internet to Research Truck Accident Cases

Interstate Trucking Group of ATLA, Toronto, ON (July 22, 2005)

Using the Internet to Research Truck Accident Cases

Litigating Truck Accident Cases, Las Vegas, NV (October 21, 2006)

Using the Internet to Research Truck Accident Cases

American Association for Justice, national teleseminar (January 23, 2007)

Litigating Truck Collisions: Critical Investigation to Prove Your Client's Case

Interstate Trucking Group of ATLA, Chicago, IL (June 22, 2007)

Internet Primer; Finding Additional Coverage in Truck

Accident Cases

Tennessee Association for Justice, Nashville, TN (October 5, 2007)

Punitive Damages in Large Truck Cases

Arkansas Trial Lawyers Association, Arkansas (November 2, 2007) Internet Discovery in Truck Cases; Trucking Insurance Coverage

American Association for Justice, New Orleans, LA (February 8, 2008)

Statutory Violations in Truck Litigation

American Association for Justice, Philadelphia, PA (July 12, 2008) Finding Insurance in Truck Litigation

West Legal Center/Association of Plaintiff Interstate Trucking Lawyers of America, national teleseminar, (August 4, 2009) Finding Insurance in Truck Cases

American Association for Justice Trucking College, Atlanta, GA (October 9-12, 2009)

Discovery presentation, SafeStat/CSA presentation, instructor

Arkansas Trial Lawyers Association, Arkansas (November 13, 2009) Cognitive Science in Truck Litigation

Litigating Truck Collision Cases Seminar, New Orleans, LA (February 26, 2010)

Dealing with the Standard Defenses in a Trucking Case

Litigating Truck Collision Cases Seminar, Las Vegas, NV (October 9, 2010)

Insurance Coverage in Truck Cases

Litigating Truck Collision Cases: "Rules," "Reptiles," & Experts Seminar, Atlanta (May 20, 2011)

Maximizing Damages in a Trucking Collision Case

Trucking Litigation Exposed, New Orleans, LA (June 14, 2011) Shifting Cargo Cases

American Association for Justice National Convention, New York, NY (July 11, 2011) Persuasion at Trial from Aristotle to fMRI

American Association for Justice Trucking College, Kansas City, MO (September 21-24, 2011) Using Metaphor Focus Groups in Truck Accident Cases

Strafford Publishing Webinar—Litigating Trucking Accident Injury Claims (April 11, 2012)

Evaluating Common Causes of Accidents and Mastering Liability Theories

New Jersey Association for Justice (April 26-27, 2012)

Using Technology at Trial Truck Case Jurisdiction &
Insurance Coverage – Parties and Strategies

Ohio Association for Justice (May 4, 2012)

Finding All the Insurance Coverage and Defendants

California Truck Accident Seminar (May 19, 2012)

Climbing Inside the Skin of the Truck Driver and

Demonstration of Psychodrama Technique in Trucking Cases
(with Joe Fried)

 $360\ {\rm Advocacy-How}$  to Win Trucking Cases National Seminar, Las Vegas, NV (August 27-29, 2012)

Distracted Driving—Cell Phone Use, Hours of Service, Log Audit and Fatigue and Closing Argument—Asking for the Money

Ohio Association for Justice Trucking Seminar (September 13, 2012)

Examining the Truck Driver and Safety Director

Arizona Association for Justice Advanced Trial Advocacy Conference (October 26, 2012)

Maximizing Damages

Advanced Motor Vehicle Litigation National Conference, Las Vegas, NV(November 18, 2012)

Finding All the Insurance Coverage in Trucking Cases

Pincus National Trucking Webinar (January 15, 2013)

Avoiding Eleven Common Mistakes in Trucking Cases

Strafford National Webinar (April 18, 2013) Litigating Truck Accident Injury Claims

Ohio Association for Justice Annual Convention, Columbus, OH (May 3, 2013)

Exposing the Roots of a Truck Case

American Association for Justice Broker/Shipper Cases, San Diego, CA(June 21-22, 2013) Discussion of Law and Trial Techniques

American Association for Justice Annual Convention, San Francisco, CA (July 23, 2013) Trial Warrior—Using Virtue to be More Effective at Trial

MyLawCLE Live Video Feed National Simulcast, Philadelphia, PA (July 29, 2013)

A Plaintiff's Primer on Truck Accident Litigation

Ohio Association for Justice Trucking Safety Seminar, Toledo, OH (September 17, 2013)

Using Psychodrama in Truck Accident Cases

360 Advocacy—How to Win Trucking Cases National Seminar, Las Vegas, NV (Nov. 5, 2013) Closing Argument—Asking for the Money

Strafford Webinar— Evidence Preservation in Truck Injury Cases (April 1, 2014)

Letters of Preservation and Claims for Spoliation

Chicago Bar Association—Building Your Practice through Referrals (May 1, 2014)

Building a National Practice

Ohio Association for Justice Annual Convention, Columbus, OH (May 8, 2014)

Priceless Does Not Mean Valueless

360 Advocacy Advanced Motor Vehicle Seminar, Chicago, IL (September 28-29, 2014)

Consortium Claims in Severe Automobile Collisions

Three Cores Seminar (October 16-19, 2014) Keynote speaker, multiple topics

360 Advocacy—How to Win Trucking Cases, Las Vegas, NV (October 20, 2014)

U-Turn Cases and Using Psychodrama in Truck Cases (live demonstration)

National Business Institute—Truck Accident Litigation 101 National Webinar (Dec 17, 2014)

Settlement Negotiation and Trial of a Truck Accident Case

Strafford—Litigating Trucking Accident Claims National Webinar (January 15, 2015)

Overview of Liability, Discovery and Finding All the Parties

360 Advocacy Advanced Motor Vehicle Seminar, Las Vegas, NV (March 23, 2015)

Consortium Claims in Severe Automobile Collisions

American Association for Justice, New Orleans, LA (May 1, 2015) The Zen Approach to Trucking Litigation

Kentucky Association for Justice, Louisville, KY (June 5, 2015) Opening Statement in Truck Accident Cases

American Association for Justice, Montreal, QC (July 11, 2015) Opening Statement in Truck Accident Cases

Strafford Webinar (September 10, 2015) Preserving Evidence in Trucking Injury Cases

Ohio Association for Justice Trucking Safety Seminar (September 17, 2015)

Using the CDL Manual at Deposition and Trial

Three Cores Seminar, Aspen, CO (October 22-25, 2015) Keynote speaker, various topics

- National Business Institute, Toledo, OH (October 28, 2015) Truck Accident Litigation from A to Z
- 360 Advocacy Program, Las Vegas, NV (November 1-3, 2015)

  Disabled Vehicle Impact Cases and Closing Argument
- Iowa Association for Justice, Des Moines, IA (November 5-6, 2015) Zen and Trial Lawyering
- Strafford Webinar (February 10, 2016)

  Preserving Evidence in Trucking Injury Cases
- U.S. Law Annual Convention (April 9, 2016)
- American Association for Justice, New Orleans, LA (April 21, 2016) Getting to the Core Truth
- Arkansas Trial Lawyers' Association, Arkansas (April 29, 2016) Getting to the Core Truth
- Core Method Workshop, Chicago, IL (May 4-7, 2016) Keynote speaker, *various topics*
- Core Method Workshop, San Francisco, CA (September 7-11, 2016) Keynote speaker, *various topics*
- Ohio Association for Justice, Columbus, OH (September 22, 2016)

  Tire primer in Truck Accident Cases
- Academy of Truck Accident Attorneys, Nashville, TN (September 28-30, 2016) History of Trucking Safety and Tying together Opening and Closing in Truck Cases
- Michigan Association for Justice Webinar (December 7, 2016)

  Keys to an Eight-Figure Settlement or Verdict in Truck-Crash

  Litigation
- Academy of Truck Accident Attorneys, Webinar (December 14, 2016)

  Tire and Wheel Issues in Truck Cases
- Louisiana Association for Justice, New Orleans, LA (December 15, 2016)

  The Zen Lawyer: Winning with Mindfulness
- National Trial Lawyers Summit, Miami, FL (February 8, 2017) Moderator and speaker, Getting to the Core Truth: Slashing Away Defenses

Academy of Truck Accident Attorney-Truck Crash Trial Skills, Houston, TX (March 17-18, 2017) Moderator and presenter

Core Method Workshop, Toledo, OH (May 11-14, 2017) Moderator and presenter, *various topics* 

Academy of Truck Accident Attorneys Webinar (May 17, 2017) Opening Statement in a Truck Crash Trial

Academy of Truck Accident Attorneys Webinar (July 19, 2017)

Representing the Truck Driver Hit by Another Truck Driver

Academy of Truck Accident Attorneys Webinar (September 6, 2017)

Understanding Truck Crash Reports and Out-of-Service Violations

Academy of Truck Accident Attorneys, Nashville, TN (September 17-19, 2017)

Focus Groups in Trucking Cases

Strafford Webinar— Evidence Preservation in Truck Injury Cases (September 26, 2017)

Letters of Preservation and Claims for Spoliation

Virginia Trial Lawyers Association (November 4, 2017)

Opening Statements and Closing Arguments in Truck Crash Cases

Academy of Truck Accident Attorneys Webinar (January 17, 2018) Cruise Control Issues in Trucking Cases

National Trial Lawyers Summit Winning Truck Crash Cases, Miami, FL (February 7, 2017) Moderator and speaker, Finding All the Parties and Insurance

Strafford—Litigating Trucking Accident Claims National Webinar (March 13, 2018)

Overview of Liability, Discovery, and Finding All the Parties

American Association for Justice Trucking College, Phoenix, AZ (March 22-24, 2018)

Demonstrative Evidence in Trucking Cases

Ohio Association for Justice Annual Convention, Columbus, OH (May 4, 2018)

Winning with the Core Truths

Michigan Association for Justice, Annual Convention (May 11, 2018) Getting to the Logical Core Truth Academy of Truck Accident Attorneys Webinar (May 16, 2018) Nine Things to Do before Settling a Truck Crash Case

ATAA/Legacy Truck Driving Course for Lawyers, Boseman, MT (August 13-15, 2018)

Practical Use of Post-Crash Data

Zen Lawyer Workshop, Toledo, OH (Aug 23-26, 2018) *Multiple presentations* 

Academy of Truck Accident Attorneys, Nashville, TN (September 20-22, 2018)

Deposing the Truck Driver—Art and Science and Arguing Grief

Indiana Trial Lawyers Association, Indianapolis, IN (September 26, 2018)

Full-day Presentation on The Zen Lawyer Core Method

Academy of Truck Accident Attorneys—Trial Skills, Austin, TX (October 11-13, 2018)

Moderator and presenter

Ohio Association for Justice Convention, Columbus, OH (October 26, 2018)

Plenary Speaker—Damages: Priceless is Not Valueless

MyLawCLE Live Video Feed National Simulcast, Miami, FL (October 31, 2018)

Trucking Litigation Standards of Care and Nine Things to Do Before Settling

Trial Guides Trucking Litigation What's Your 20? Scottsdale, AZ (November 8-10, 2018)

Understanding Key Documents, Bad Weather Cases, Side Swipe Cases, Deposing the Truck Driver

National Board of Trial Advocacy All-Star Conferences, New Orleans, LA(Nov. 9, 2018)

Understanding Post-Crash Investigation Data

American Association for Justice Trucking Litigation Group, Washington, DC (Nov 29, 2018)

The Use of Aggravated Liability Facts and Punitive Damages in Trucking Trials

Clear Law Institute, Litigating Truck Accident Cases Webinar (Dec. 3, 2018)

Standards of Care in Trucking Cases and Post-Crash Data

The Institute of Continuing Legal Education, Ultimate Trial Notebook (Dec. 6, 2018)

Conducting Focus Groups

Academy of Truck Accident Attorneys Webinar (January 16, 2019) Handling Non-Catastrophic Truck Crash Cases

National Trial Lawyers Summit Winning Truck Crash Cases, Miami, FL (January 23, 2019)

Moderator and speaker, Using Post-Crash Data in Truck Cases

Oregon Trial Lawyers Association, Winning with Mindfulness (January 26, 2019)

Full-day workshop; sole speaker

West Virginia Trial Lawyers Association (Feb. 1, 2019) Getting the Logical Core Truth in Trucking Cases

ATAA/Legacy Truck Driving Course for Lawyers, Boseman, MT (May 6-8, 2019)

Practical Use of Post-Crash Data

New Jersey Association for Justice, Boardwalk (May 9, 2019) *Zen and the Art of Trucking Litigation* 

American Association for Justice Trucking Litigation Group, members only, The Breakers (September 9, 2019)

Effective Demonstratives to Compare and Contrast When

Effective Demonstratives to Compare and Contrast When Motor Carriers Do Not Use Safety Technology

Academy of Truck Accident Attorneys, Nashville, TN (September 12-14, 2019)

Using Video in All Aspects of Trucking LitigationChameleon and New Entrant Carriers

American Association for Justice Nursing Home Litigation Conference (October 24, 2019)

Winning with Mindfulness, full-day workshop; sole speaker

New Jersey Association for Justice, Meadowlands, NJ (November 22, 2019)

Persuasive Use of Graphics and Video at Trial

Academy of Truck Accident Attorneys Webinar (March 18, 2020)

Truck Accident Attorneys Working at Home (COVID-19)

Academy of Truck Accident Attorneys Webinar (April 15, 2020)

- Nine Things to Do Before Settling a Truck Crash Case Injury Board Webinar, members only (March 16, 2020) The Ins and Outs of Working Remotely During Covid-19
- Injury Board Webinar, public (March 24, 2020) Remote Work Best Practices
- Ohio Association for Justice Webinar (March 31, 2020)

  Uncharted, Uncertain, Unprecedented: Finding Answers

  During the COVID-19 Crisis
- Vermont Association for Justice Webinar (April 2, 2020) Lawyers Working at Home
- Academy of Truck Accident Attorneys (April 15, 2020) 9 Things to Do Before Settling a Truck Crash Case
- Academy of Truck Accident Attorneys (June 3, 2020)

  Dozens of Leizerman's Trucking and Trial Tips
- Academy of Truck Accident Attorneys Symposium (September 23-25, 2020)

  Engaging and Motivating the Jury
- Minnesota Association for Justice Webinar (February 19, 2021) The Mindful Trial Lawyer
- Academy of Truck Accident Attorneys Webinar (March 3, 2021)

  Compliance Reviews and FMCSA Interventions
- Academy of Truck Accident Attorneys/The Zen Lawyer (March 30 May 4, 2021)

  Compassionate and Fierce: From Grief Counseling to Victorious Verdicts
- Kentucky Association for Justice, invited (June 4, 2021)

  Maximizing Recovery in Truck Cases in Kentucky
- Academy of Truck Accident Attorneys Symposium (September 23-25, 2021)

  Engaging and Motivating the Jury
- Oklahoma Association for Justice Trucking Program (September 30, 2021) Investigating Truck Cases, Maximizing Recovery in Truck Cases
- Nevada Justice Association Annual Convention (October 8-9, 2021)

  The Zesty Essentials of Truck Accident Law, Being Mindful of the
  Temperature of Yourself and Your Cases

Ohio Association for Justice National Webinar (December 1, 2021)

Trucking Fundamentals for New and Experienced Lawyers

Academy of Truck Accident Attorneys Webinar (February 2, 2022)

History of Trucking and its Relevance on our Cases

West Virginia Association for Justice Mid-Winter Virtual Seminar (February 3, 2022)

Trucking Basics for New and Experienced Lawyers (Plus TAKE: A Powerful New Damages Paradigm)

Strafford CLE Program (March 2, 2022)

Litigating Broker Liability for Trucking Accident Injury Claims

Academy of Truck Accident Attorneys (ATAA) New Lawyer Bootcamp (April 6-8, 2022)

How to Find and Apply Standards in Trucking Cases

Oklahoma Association for Justice (September 15, 2022) Trucking History, Insurance, and Standards of Care

Academy of Truck Accident Attorneys Symposium (October 5-8, 2022)

Engaging and Motivating the Jury

Arizona Association for Justice Advanced Trial Advocacy Conference (October 13-15, 2022)

TAKE: A Core Truth that Links Liability to Damages (even in admitted liability cases)

Zen Lawyer Workshop, Toledo, OH (Oct 19-23, 2022) *Multiple presentations* 

AAJ Trial Advocacy College: Litigating Truck Collision Cases (November 7-10, 2022) Work Group Leader

Virginia Trial Lawyers Association Trucking Program

(November 10-12, 2022)

- 1) Sources of Trucking Standards Federal Regs, CDL Manuals, etc.
- 2) Deposing the Defendant Truck Driver in Cell Phone and Sudden Medical Emergency Cases
- 3) Pre-Trip Inspection of a Tractor Trailer (co-presenter)
- 4) Case Workshop (co-presenter)

Academy of Truck Accident Attorneys (ATAA) New Lawyer Bootcamp (March 29-April 1, 2023)

Work Group Leader

- Ohio Association for Justice 2023 Annual Convention (May 3-5, 2023) Cell Phones and Apps in Trucks, App-Driven Trucking
- Academy of Truck Accident Attorneys (ATAA) Educational Program for Women Plaintiffs Truck Lawyers (May 27 June 1, 2023) Work Group Leader
- Michigan Association for Justice 2023 Summer Convention (June 6 -9, 2023) The Power of Linking Liability to Damages to Increase Verdicts
- Academy of Truck Accident Attorneys (ATAA) Symposium (September 27-29, 2023)

  Uncovering the Hidden Truths: How Downloading All Cell Phone Data
  Can Transform Your Truck Crash Case
- Zen Lawyer Workshop, Toledo, OH (Oct 18-22, 2023) *Multiple presentations*

#### MEDIA APPEARANCES

- Transport Topics, Trucking Targets 'Nuclear' Verdicts (September 2016, 2020)
- Trial Guides Live Fireside Chat, National Video Broadcast, *The Zen Lawyer* (May 29, 2018)
- Trial Guides blog, Trial Guides Interview with Michael Leizerman (July 13, 2015)
- WTOL CBS11 Toledo, Rolling Trouble Interview (2008)
- The Dave Nemo Show, Interview on Road Dog Radio, Sirius XM (June 26, 2013)
- KNXV ABC15, Family of DPS Officer Killed in I-8 Crash Suing Big Rig Driver, Truck Company (Dec 12, 2013)
- CNBC, Can Truck Companies Clear Their Dirty Safety Record? (July 30, 2014) Champions of Justice Radio Broadcast, Glendale CA (July 26, 2016)

#### GOVERNMENTAL TESTIMONY

It's Time to Adjust Federal Minimum Insurance Levels (May 19, 2014)
Testimony to Motor Carrier Safety Advisory Committee to Federal
Motor Carrier Safety Administration

#### PERSONAL

Wife: Rena; Sons: Kegan and Daniel