



U.S. Department
of Transportation

**Federal Motor Carrier
Safety Administration**

1200 New Jersey Avenue, SE
Washington, DC 20590

Refer to: MC-RRR

Mr. Kevin Louis Winters
18508 West Burnett Road
Nine Miles, WA 99026

APR 24 2013

Dear Mr. Winters:

Thank you for your comments concerning the Federal Motor Carrier Safety Administration's (FMCSA) Information Collection Activities; New Information Collection Request: Driver and Carrier Surveys Related to Electronic Onboard Recorders (EOBRs) and Potential Harassment Deriving From EOBR Use [Docket No. FMCSA-2012-0309].

This survey collection will aid FMCSA by broadly examining through the collection of survey data the issue of driver harassment. Specifically, it will help us determine the extent to which EOBRs used to document drivers' hours of service could also be used by motor carriers or enforcement personnel to harass drivers and/or monitor driver productivity. The survey will also collect information on the extent to which respondents believe that the use of EOBRs may result in coercion of drivers by motor carriers, shippers, receivers, and transportation intermediaries. FMCSA will publish a supplemental notice of proposed rulemaking on EOBRs and will consider survey results concerning EOBR use by motor carriers, including counter measures or best practices to ensure that EOBRs are not used by carriers to harass or coerce drivers, prior to the issuance of a final rule. FMCSA believes that this study has the potential to identify information that could greatly improve highway safety.

Thank you for taking the time to respond. Your comments regarding the need for rest and dispatchers use of EOBR's in forcing driver to continue driving operations will aid FMCSA when reviewing the findings of the study.

If you would like a copy of this survey please feel free to contact me at (202) 385-2387.

Sincerely,

Albert Alvarez
Senior Transportation Specialist
Research Division (MC-RRR)