



MEMBERS OF COUNCIL

HON. KIM REYNOLDS
GOVERNOR

HON. PAUL D. PATE
SECRETARY OF STATE

HON. ROB SAND
AUDITOR OF STATE

HON. ROBY SMITH
TREASURER OF STATE

HON. MIKE NAIG
SECRETARY OF AGRICULTURE

Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
PHONE: 515 281-5368

June 3, 2024

Accounting Department
Office of the Treasurer
Lucas Building
321 E 12th Street
Des Moines, IA, 50319

The Executive Council, in a meeting held on this date, approved payment of the following cost item:

Department of Administrative Services.....\$4,498.05
On February 9, 2024, Vehicle #98 was damaged by a raccoon. Request was to cover repair costs.

This represents full and final payment, \$1,365.50 will be reverted and this allocation closed.

EXECUTIVE COUNCIL OF IOWA

Kristi Onstot

Kristi Onstot
Executive Secretary

cc: Adam Steen, Director, Department of Administrative Services
DAS Fleet Services, Risk
Matt Bender, Department of Management
Heather Hackbarth, Department of Management

AOS Claim # 3701
TOS Job # _____



OFFICE OF AUDITOR OF STATE
STATE OF IOWA

Rob Sand
Auditor of State

State Capitol Building
Des Moines, Iowa 50319-0004
Telephone (515) 281-5834 Facsimile (515) 281-6518

May 13, 2024

Kristi Onstot
Executive Council
L O C A L

Subject: Raccoon Damage to Vehicle #98 on February 9, 2024
Department of Administrative Services
Claim dated February 13, 2024
AOS Claim ID: 3701

In accordance with Executive Council policy, we have examined the invoices and supporting documentation for final payment related to the damages and have found the items to be in order as shown below:

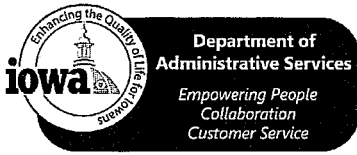
Documented request		\$	<u>4,498.05</u>
Executive Council Allocation		\$	5,863.55
Less:			
Previous payments	\$	0.00	
This payment		<u>4,498.05</u>	
Total			\$ <u>4,498.05</u>
Remaining Executive Council allocation		\$	<u>1,365.50</u>

We recommend reimbursement be made in the amount of \$4,498.05. This represents full and final payment of the loss. The remaining allocation should be reverted to the State Treasury.

Sincerely,

Brian R. Brustkern, CPA
Deputy Auditor of State

cc: Adam Steen, Director, Department of Administrative Services
Mariah Fucaloro, Fleet Services Manager, Department of Administrative Services



Governor Kim Reynolds
Lt. Governor Adam Gregg
Adam Steen, Director

Date: April 2, 2024

To: Tammy Hollingsworth, Auditor of State
Victoria Newton, Treasurer of State
Executive Council

From: Karl Bubser, Fleet Administrator
DAS Fleet Services
Department of Administrative Services

Re: REIMBURSEMENT REQUEST - 29C20 Claim

AOS Claim #	3701
Vehicle / Event	#98/Animal
Event Date	February 10, 2024
Summary	Vehicle 98 struck a raccoon. (274998)
Amount Requested	\$4,498.05 - TOTAL

The Department of Administrative Services, Central Procurement Fleet Services Enterprise, has paid all vendors to date. We are seeking an allocation for those funds under 29C20 Contingency Fund – Disaster Aid. Please deposit into the following account: **0665-005-5790-0657**.

If you have any questions or need additional information, please do not hesitate to contact me.

Thank you,

Karl Bubser, Fleet Administrator
DAS Fleet Services
karl.bubser@iowa.gov
515-281-3162



Governor Kim Reynolds
Lt. Governor Adam Gregg
Adam Steen, Director

Date: February 13, 2024

To: Tammy Hollingsworth, Auditor of State
Victoria Newton, Treasurer of State
Executive Council

From: Karl Bubser, Fleet Administrator
DAS Fleet Services
Department of Administrative Services

Re: ALLOCATION REQUEST - 29C20 Claim for Executive Council Consideration

Vehicle / Event	#98/Animal
Event Date	February 10, 2024
Summary	Vehicle 98 struck a raccoon. (274998)
Amount Requested	\$5,863.55 - Estimate
Supporting Documentation	29C20 Email Notification, Accident Report, Repair Estimate(s), Photos

If you have any questions or are in need of additional information, please do not hesitate to contact me.

Thank you,

Karl Bubser, Fleet Administrator
DAS Fleet Services
Karl.Bubser@iowa.gov
515-281-3162

Warrants

Edit

Cancel

* Required fields

Warrant Information

Fiscal Year 2024	Amount \$4,498.05	Warrant Number 72979579
Vendor Customer 00003082281	Line Number 1	Last Updated 03/28/2024 09:15 PM

Issue Information

Issued 03/28/2024 12:00 AM	Void No	Transaction ID RISK00524087007
Duplicate No	Transaction Line Number 1	Stop No
Line Amount \$539.50	Comments	

Redeemed Information

Redeemed -	Batch Number -	Redeemed Bank -
Sequence Number -	Redeemed Fund -	Redeemed Department -

COA

Fund 0665	Object 2715	Dept Object -
Sub Fund -	Sub Object -	Dept Revenue -
Department 005	Unit 5790	Sub Unit -
Object Class -	Revenue Source -	Sub Revenue Source -
Appropriation 0000	Revenue Source Class -	BSA -
Sub BSA -		

▶ Show More

Warrants

Edit

Cancel

* Required fields

Warrant Information

Fiscal Year 2024	Amount \$4,498.05	Warrant Number 72979579
Vendor Customer 00003082281	Line Number 2	Last Updated 03/28/2024 09:15 PM

Issue Information

Issued 03/28/2024 12:00 AM	Void No	Transaction ID RISK00524087007
Duplicate No	Transaction Line Number 2	Stop No
Line Amount \$360.00	Comments	

Redeemed Information

Redeemed -	Batch Number -	Redeemed Bank -
Sequence Number -	Redeemed Fund -	Redeemed Department -

COA

Fund 0665	Object 2715	Dept Object -
Sub Fund -	Sub Object -	Dept Revenue -
Department 005	Unit 5790	Sub Unit -
Object Class -	Revenue Source -	Sub Revenue Source -
Appropriation 0000	Revenue Source Class -	BSA -
Sub BSA -		

Show More

Warrants

Edit

Cancel

* Required fields

Warrant Information

Fiscal Year 2024	Amount \$4,498.05	Warrant Number 72979579
Vendor Customer 00003082281	Line Number 3	Last Updated 03/28/2024 09:15 PM

Issue Information

Issued 03/28/2024 12:00 AM	Void No	Transaction ID RISK00524087007
Duplicate No	Transaction Line Number 3	Stop No
Line Amount \$862.50	Comments	

Redeemed Information

Redeemed -	Batch Number -	Redeemed Bank -
Sequence Number -	Redeemed Fund -	Redeemed Department -

COA

Fund 0665	Object 2715	Dept Object -
Sub Fund -	Sub Object -	Dept Revenue -
Department 005	Unit 5790	Sub Unit -
Object Class -	Revenue Source -	Sub Revenue Source -
Appropriation 0000	Revenue Source Class -	BSA -
Sub BSA -		

Show More

Warrants

Edit

Cancel

* Required fields

Warrant Information

Fiscal Year 2024	Amount \$4,498.05	Warrant Number 72979579
Vendor Customer 00003082281	Line Number 4	Last Updated 03/28/2024 09:15 PM

Issue Information

Issued 03/28/2024 12:00 AM	Void No	Transaction ID RISK00524087007
Duplicate No	Transaction Line Number 4	Stop No
Line Amount \$2,736.05	Comments	

Redeemed Information

Redeemed -	Batch Number -	Redeemed Bank -
Sequence Number -	Redeemed Fund -	Redeemed Department -

COA

Fund 0665	Object 2715	Dept Object -
Sub Fund -	Sub Object -	Dept Revenue -
Department 005	Unit 5790	Sub Unit -
Object Class -	Revenue Source -	Sub Revenue Source -
Appropriation 0000	Revenue Source Class -	BSA -
Sub BSA -		

Show More

KEN BORTH AUTOBODY
 301 11TH ST SW
 PO BOX 1053
 SPENCER, IA 51301
 (712) 262-7076

INVOICE
 RO# 40559

Est: Dale Kabrick

State Of Iowa	20 Dodge Charger	QUALITY CLAIMS
Home:	Color:	Adjustor:
Work:	Type: PC 4 Door Sedan	Phone:
Cell:	VIN: 2C3CDXKT0LH127501	Claim #: APDSOI0274998-001
	Prod Date: Plate: #98	Deductible: 0
	Odometer: 96108	Loss Type: Unknown
	Engine:	

P = Who Pays? (I = Insurance, C = Customer)

Qty	Type	Description	Part #	Amount	Sup #	Labor	Op	Labor Units	Paint Units	P
	Parts Existing	Frt Bumper Cover Assy				Body	Ovrh	3.4		I
1	Parts AM	Frt Bumper Cover	Aftermarket New	708.00		Body	Repl			I
		AM Cover Would Require Two Tone For Appl					Refn		3.4	I
1	Parts New	Frt Bumper Cover A Modified Refinish With Full Clear Coat	68240583AB	106.00		Body	Repl			I
1	Parts New	Frt Lwr Bumper Grille				Body	R&I			I
1	Parts New	Frt Bumper Cover B				Body	Repl	0.1		I
1	Parts AM	L Frt Bumper Fog Lamp Opening Cover	68226549AA	57.10		Body	Repl	0.1		I
1	Parts AM	Cooling Radiator	Aftermarket New	178.00		Body	Repl	2.3		I
1	Parts New	Lwr Cooling Radiator Seal	ORDER FROM DEALER	95.95		Body	Repl			I
1	Parts New	Cooling Fan Shroud	68050294AC	292.00		Mech	Repl	0.6		I
1	Parts AM	A/C Condenser/Trans Cooler	Aftermarket New	227.00		Mech	Repl	1.5		I
		Evacuate & Recharge A/C				Mech	Repl	0.4		I
1	Parts AM	Frt Body Lower Tie Bar	Aftermarket New	273.00		Body	Repl			I
		Lower Tie Bar Modified Refinish					Refn		0.8	I
1	Parts New	Steering Return Hose	ORDER FROM DEALER	174.00		Body	Repl			I
1	Parts AM	Frt Engine Under Cover	Aftermarket New	238.00		Body	Repl			I
1	Haz	Hazardous Waste Disposal		3.00			Addl			I
1	Tow	Towing		300.00			Addl			I
		Clear Coat					Addl		1.4	I
		Pre Repair Scan				Mech	Addl	1.0		I
		Post Repair Scan				Mech	Addl	1.0		I
		Tint Color					Addl		0.5	I
		De-Nib And Finesse				Body	Addl	0.5		I
		Two Tone					Addl		1.4	I
	Parts New	R&I Grille Guard				Body	Repl	1.0		I
	Parts New	Modify Bumper For Grille Guard				Body	Repl	1.0		I
1	Parts AM	ADD COOLANT	**Qual Repl Part	24.00		Mech	Addl			I
1	Parts AM	FREON AND OIL	**Qual Repl Part	55.00		Mech	Repl			I
1	Parts AM	FLEX ADDITIVE	** QUAL REPL PART	5.00			Repl			I

Parts 2,433.05

Labor	1,762.00
Additional Costs	303.00
SubTotal	4,498.05
Taxes	0.00
Grand Total	4,498.05

Due from Insurance		Due from Customer	
SubTotal	4,498.05	SubTotal	0.00
Tax	0.00	Tax	0.00
	-----		-----
Total	4,498.05	Total	0.00
		Total Amount	4,498.05



Risk, DAS <das.risk@iowa.gov>

Re: 29C20

1 message

Tue, Feb 13, 2024 at 2:40 PM

Risk, DAS <das.risk@iowa.gov>

To: TOS ExecutiveCouncil <executivecouncil@tos.iowa.gov>, Tammy Hollingsworth <Tammy.Hollingsworth@aos.iowa.gov>, Jeannie R Adams <jadams@dps.state.ia.us>

Correction: this is vehicle 41

All accidents must be reported via email or phone to Fleet Services within 24 hours. All accident reports and estimates are due within 72 hours of an accident. Agencies have 60 days to complete repairs to vehicles once approval is given.

Thank you,

DAS Risk

Central Procurement and Fleet Services Enterprise

Iowa Department of Administrative Services

109 SE 13th St, Des Moines, IA 50319

515-281-3162 office

das.risk@iowa.gov

<https://das.iowa.gov>



Department of
Administrative Services

... On Mon, Feb 12, 2024 at 8:46 AM Risk, DAS <das.risk@iowa.gov> wrote:

Please accept this email as initial 24 hr notification for AON, vehicle 98 struck a raccoon on 2/9/24. I will forward all information as soon as it is received.

All accidents must be reported via email or phone to Fleet Services within 24 hours. All accident reports and estimates are due within 72 hours of an accident. Agencies have 60 days to complete repairs to vehicles once approval is given.

Thank you,

DAS Risk

Central Procurement and Fleet Services Enterprise

Iowa Department of Administrative Services

109 SE 13th St, Des Moines, IA 50319

515-281-3162 office

das.risk@iowa.gov

<https://das.iowa.gov>



Department of
Administrative Services

State Vehicle Damage Report

Attach this completed form to an email along with the items identified below and send to: *DPS – Vehicle Damage; DAS – Risk*

- One Repair Estimate from Approved State Bid Shop
- DOT MARS Report (if reportable)
- Memo from the Driver of the State Vehicle
- 3-4 photos of the vehicle damage

*****Sworn Officers only: Complete a Line of Duty Form #432037 and send to DOT if 10-50 was reportable!!!**

STATE VEHICLE: (Mark if Act of Nature) CASE #: 2024003787

Date: <small>(Month/Day/Year)</small>	02-10-24	Time: <small>(Time plus a.m./p.m.)</small>	12:57 a.m.
Vehicle Plate #:	98	Vehicle Mileage:	96,125
Vehicle Description: <small>(Yr/Make/Model/ & Vin#)</small>	2020 DODGE CHARGER VIN # 2C3CDXKT0LH127501		
Assigned To:	Mark Ades	Badge #	98
Driven By:	Mark Ades	Badge #	98
Driver's Lic #:	671WW3953	Damage:	\$5563.55
Vehicle Towed: <small>(Yes / No)</small>	Yes	Towed By:	Bud's Towing Spencer
Towed To:	Ken Borth Auto	Towing Cost:	\$300.00
Seat Belt: <small>(Yes / No)</small>	Yes	Type of Vehicle: <small>(Marked/Semi /Unmarked)</small>	
Injured/Injuries:	None		
Occupants: <small>(Other than driver)</small>	None		

VEHICLE #2:

DL #:	State:
Vehicle Lic. #	State:
Driver's Name:	
Driver's Address:	
Owner's Name:	
Owner's Address:	

Owner's Phone:			
Insurance Info: (Carrier/Policy #/Phone)			
Veh Description: (Yr/Make/Model & Vin#)			
Damage:	\$	Seat Belt: (Yes / No)	Yes
Injured/Injuries:			
Occupants: (Other than driver)			
Occupant(s) Wearing Seat Belt: (Yes/No)	Yes		

OTHER INFORMATION:

Witnesses:	NONE
Accident Location: (Street/Hwy)	B-40 east of Starling Ave
County:	Obrien
Weather/Road Conditions:	Normal
<p>Narrative: On 10 February, 2024, I; was patrolling westbound on B-40 east of Starling Avenue, in Obrien County, when a raccoon entered my travel path, to close to brake or evade, and I struck the raccoon, almost dead center, obliterating the raccoon as it caused disabling damage to my squad car upon inspection when I got home, driving roughly 2.5 miles home for convenience and completion of my shift. I immediately advised Storm Lake State Radio upon the collision and advised I was going to continue to my residence. Upon inspection I could see that I was leaking antifreeze onto the street. I notified Sgt. Hesse #499 and advised of the situation. Upon inspection in the daylight of the A.M of 02/10/2024, I discovered that the collision with the raccoon had broken front ground effects, plastic under the front and took out my radiator, causing the disabling damage to my squad. I contacted Buds Towing from Spencer and Jim came and towed my squad to Ken Borth Auto Repair in Spencer. My Squad was already scheduled to be repaired on Monday, from a previous raccoon hit in the exact same portion of my vehicle, the older damage has now been covered up by the new damage, you can't even tell where the previous damage was..</p>	
Property Damage other than Vehicles:	NONE
Cost:	\$NONE

Citations Issued To: (List Charge(s) and Statute Code(s))	NONE
--------------------------------------------------------------	------

Investigating Officer:	Sgt. Chase Hesse #499
------------------------	-----------------------

VEHICLE #3: (If needed) (For more vehicles, please make extra copies of this portion)

DL #:		State:	
Vehicle Lic. #		State:	
Driver's Name:			
Driver's Address:			
Owner's Name:			
Owner's Address:			
Owner's Phone:			
Insurance Info: (Carrier/Policy #/Phone)			
Veh Description: (Yr/Make/Model & Vin#)			
Damage:	\$	Seat Belt: (Yes / No)	
Injured/Injuries:			
Occupants: (Other than driver)			
Occupant(s) Wearing Seat Belt: (Yes/No)	Yes		

FEB/10/2024

STATE PATROL

HEB/E0/2024

KEN BORTH AUTO BODY
 301 11th St SW, Spencer, IA 51301
 Office: (712) 262-7076
 Fax: (712) 262-7777
 dalekabrick@live.com
 Tax ID: 471534086

Estimate ID
 17191070
 Original

Owner
 State Of Iowa

Appraiser
 Dale Kabrick
 dalekabrick@live.com

Classification
 None

Loss Type Deductible
 Unknown Unknown

2020 Dodge Charger Police Fleet 4 Door Sedan 5.7L 8 Cyl Gas Injected 5 Speed Auto Trans AWD

License VIN Drivable Odometer
 #98 2C3CDXKT0LH127501 Unknown 96108

Mitchell Service Code
 911667

Options

Air Conditioning	All Wheel Drive	AM-FM Stereo	Anti-Lock Brake Sys. (ABS)	Automatic Headlights
Auxiliary Input	Bluetooth Wireless Connectivity	Cloth Seat	Cruise Control	Daytime Running Lights
Driver-Front Air Bag	Dual A/C	Electric Defogger	Electronic Parking Aid	Electronic Stability Control
First Row Bucket Seat	Keyless Entry System	Leather Steering Wheel	Left-Curtain Air Bag	MP3 Player
Passenger-Front Air Bag	Power Door Locks	Power Driver Seat	Power Remote Mirror	Power Steering
Power Windows	Rear Bench Seat	Rearview Camera	Remote Decklid Or Tailgate Release	Second Row Side Airbag With Head Protection
Side Airbags	Smart Key System	Steering Wheel Mounted Audio Control	Tilt Steering Wheel	Tire Pressure Monitoring System
Traction Control/Electronic	Trip Computer			

State Of Iowa | 2020 Dodge Charger Police Fleet

Parts Profile Parts Profile Version
 N/A N/A

Line #	Description	LABOR				PART				
		Operation	Type	Total Units	CEG	Type	Number	Qty	Total Price	Tax
Front Bumper										
1	AUTO Frt Bumper Cover Assy	Overhaul	Body	4.0#	4.0	Existing				
2	102899 Frt Bumper Cover	Remove / Replace	Body	INC#	4.0	New	68267765AC	1	\$937.00	Yes
3	900501 AM Cover Would Require Two Tone For Applique									

Line #	Description	LABOR				PART				
		Operation	Type	Total Units	CEG	Type	Number	Qty	Total Price	Tax
4	AUTO Frt Bumper Cover	Refinish Only	Refinish	2.7# C	2.7					
5	100931 Frt Lwr Bumper Grille	Remove / Replace	Body	INC#	0.3	New	68240583AB	1	\$106.00	Yes
6	AUTO Frt Bumper Cover	Remove / Install	Body	INC#	2.0					
7	100948 L Frt Bumper Fog Lamp Opening Cover	Remove / Replace	Body	INC#	0.2	New	68226549AA	1	\$57.10	Yes
Cooling										
8	102481 Cooling Radiator	Remove / Replace	Body	2.4#	2.4	New	68050126AB	1	\$695.00	Yes
9	AUTO Vacuum-Fill & Bleed Cooling System	Remove / Replace	Body	0.6	0.6					
10	102494 Lwr Cooling Radiator Seal	Remove / Replace	Body	0.0	0.0	New	[68050130AB]	1	\$95.95	Yes
11	102456 Cooling Fan Shroud	Remove / Replace	Body	0.4#	1.0	New	68050294AC	1	\$292.00	Yes
A/C / Heater / Ventilation										
12	101057 A/C Condenser/Trans Cooler -M	Remove / Replace	Mechanical	1.3#	1.3	New	68085784AA	1	\$665.00	Yes
13	AUTO Evacuate & Recharge A/C -M	Remove / Replace	Mechanical	1.4	1.4					
Front Inner Structure										
14	100526 Frt Body Lower Tie Bar	Remove / Replace	Body	0.5	0.5	New	5065240AH	1	\$374.00	Yes
15	AUTO Lower Tie Bar	Refinish Only	Refinish	1.0	1.0					
Steering Pump										
16	101195 Steering Return Hose -M	Remove / Replace	Mechanical	0.9	0.9	New	[68217587AC]	1	\$174.00	Yes
Engine / Body Under Covers										
17	101889 Frt Engine Under Cover	Remove / Replace	Body	INC	0.5	New	68231862AA	1	\$315.00	Yes
Additional Costs & Materials										
18	AUTO Hazardous Waste Disposal	Additional Cost							\$5.00*	Yes
19	936001 Towing	Additional Cost							\$300.00*	Yes
Additional Operations										
20	AUTO Clear Coat	Additional Operation	Refinish	1.1	0.0				\$0.00	
21	931127 Pre Repair Scan	Additional Operation	Mechanical	1.0*	0.0				\$0.00	
22	931128 Post Repair Scan	Additional Operation	Mechanical	1.0*	0.0				\$0.00	
23	933003 Tint Color	Additional Operation	Refinish	0.5*	0.0				\$0.00	
24	933021 De-Nib And Finesse	Additional Operation	Refinish	0.5	0.0				\$0.00	
Special / Manual Entry										
25	900500 R&I Grille Guard	Remove / Replace	Body*	1.0*	0.0	New		1	\$0.00*	Yes
26	900500 Modify Bumper For Grille Guard	Remove / Replace	Body*	1.0*	0.0	New		1	\$0.00*	Yes
27	900500 ADD COOLANT	Additional Labor	Mechanical*	0.0*	0.0	Aftermarket New	**Qual Repl Part	1	\$24.00*	Yes

LABOR					PART					
Line #	Description	Operation	Type	Total Units	CEG	Type	Number	Qty	Total Price	Tax
28	900500 FREON AND OIL	Remove / Replace	Mechanical*	0.0*	0.0	Aftermarket New	**Qual Repl Part	1	\$55.00*	Yes
29	900500 FLEX ADDITIVE	Remove / Replace	Refinish*	0.0*	0.0	Aftermarket New	** QUAL REPL PART	1	\$10.00*	Yes

* Judgment Item
 T Included in Two Tone Calculation
 # Labor Note Applies
 d Discontinued by Manufacturer

C Included in Clear Coat Calculation
 A Included in Clear Coat and Two Tone Calculation
 r CEG R&R Time Used for this Labor Operation
 [] Verify the part number and price before ordering

Estimate Totals

Labor	Units	Rate	Sublet Add'l Amount	Totals
Body Labor	9.9	\$65.00		\$643.50
Refinish Labor	5.8	\$115.00		\$667.00
Mechanical Labor	5.6	\$80.00		\$448.00
Total Labor	21.3			\$1,758.50

Taxable	\$1,758.50
Tax 0.0000%	\$0.00
Non-Taxable	\$0.00
Labor Total	\$1,758.50

Parts	Amount	Totals
Taxable Parts	\$3,800.05	\$3,800.05

Parts Adjustments	\$0.00
Tax 0.0000%	\$0.00
Non-Taxable	\$0.00
Parts Total	\$3,800.05

Costs	Amount	Totals
Other Additional Costs	\$305.00	\$305.00
Paint Materials	\$0.00	\$0.00

Taxable	\$305.00
Tax 0.0000%	\$0.00
Non-Taxable	\$0.00
Costs Total	\$305.00

Gross Totals	Amount	Totals
Gross Total	\$5,863.55	\$5,863.55

Taxable	\$5,863.55
Tax	\$0.00
Non-Taxable	\$0.00
Gross Total	\$5,863.55

Adjustments	Amount	Totals
Total Customer Responsibility		\$0.00

Net Estimate Total \$5,863.55

Estimate Event Log

Job Created 2/13/2024 11:29 AM
 Estimate Started 2/13/2024 11:30 AM
 Estimate Printed 2/13/2024 12:40 PM
 Estimate Committed Estimate Not Committed