

**THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

Before Commissioners:      Dwight D. Keen, Chair  
                                     Shari Feist Albrecht  
                                     Susan K. Duffy

In the Matter of the Emergency Suspension of      )  
Operating Authority of **Casework Solutions, LLC**      )  
**of New Century, Kansas**, for Failure to Comply      )      Docket No. 20-TRAM-014-OOS  
with New Entrant Safety Requirements as      )  
Required by the Motor Carrier Safety Statutes,      )  
Rules and Regulations.      )

**ORDER REINSTATING MOTOR CARRIER OPERATING AUTHORITY**

The above-captioned matter comes on for consideration and determination by the State Corporation Commission of the State of Kansas (Commission) upon its own motion. The Commission, being fully advised in the premises, finds as follows:

**I.      JURISDICTION**

1.      Pursuant to K.S.A. 2018 Supp. 66-1,108b, 66-1,111, 66-1,112, 66-1,114, 66-1,114b and 66-1,115, and amendments thereto, the Commission is given full power, authority and jurisdiction to supervise and control motor carriers, as defined in K.A.R. 82-4-3f, doing business or procuring business in Kansas, and is empowered to do all things necessary and convenient for the exercise of such power, authority, and jurisdiction.

2.      Pursuant to K.S.A. 2018 Supp. 66-1,129a, 66-1,130, and 66-1,142b, and amendments thereto, the Commission may suspend operations, revoke, or amend certificates, and initiate sanctions or fines against every motor carrier and every person who violates any

provision of Kansas law in regard to the regulation of such motor carriers and persons, or who fails to obey any order, decision, or regulation of the Commission.

3. Pursuant to K.S.A. 2018 Supp. 66-1,129(a)(7), the Commission has adopted motor carrier transportation regulations (K.A.R. 82-4-3f) consistent with the federal motor carrier safety assistance program and other federal requirements concerning transportation of hazardous waste.

## **II. BACKGROUND**

4. Casework Solutions, LLC is a motor carrier as defined in K.A.R. 82-4-3f that operates commercial motor vehicle(s) in both intrastate and interstate commerce in a manner that requires authority.

5. Casework Solutions, LLC is registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates under USDOT Number 3163215.

6. The Commission received notice from the U.S. Department of Transportation, Federal Motor Carrier Safety Administration that Casework Solutions, LLC's New Entrant Registration had been revoked effective July 5, 2019, for failure to comply with safety requirements.

7. Pursuant to the above authority, on July 11, 2019, the Commission entered an Emergency Suspension of Operating Authority Order on Casework Solutions, LLC in the above-referenced docket, until such time that Staff recommended reinstatement.

## **III. STAFF'S RECOMMENDATION**

8. On January 10, 2020, the Staff of the Transportation Division of the Kansas Corporation Commission (Staff) received notice from the U.S. Department of Transportation,

Federal Motor Carrier Safety Administration, that Casework Solutions, LLC has submitted evidence of compliance with safety requirements as required in 49 C.F.R. 385.329. As a result, the carrier's reapplication for New Entrant registration under USDOT No. 3163215 has been approved and the carrier's authority to operate in interstate operations has been reinstated. See attached FMCSA reinstatement documentation.

9. Based on the Federal Motor Carrier Safety Administration's reinstatement, it is Staff's recommendation to reinstate Casework Solutions, LLC's motor carrier operating authority in Kansas.

#### **IV. CONCLUSIONS OF LAW**

10. The Commission finds it has jurisdiction over Casework Solutions, LLC because it is a motor carrier as defined in K.A.R. 82-4-3f.

11. Based on the available facts, the Commission finds that Staff's recommendation to reinstate Casework Solutions, LLC's operating authority in Kansas is reasonable.

#### **THE COMMISSION THEREFORE ORDERS THAT:**

A. Casework Solutions, LLC's certificate, permit or license that is necessary to carry on the business of a private and/or public motor carrier in Kansas is hereby reinstated.

B. Casework Solutions, LLC remains obligated to attend a Commission-sponsored safety seminar pursuant to the Emergency Suspension of Operating Authority Order at paragraph B., entered on July 11, 2019, and provide proof of attendance to Litigation Counsel.

C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further Orders as it may deem necessary and proper.

**BY THE COMMISSION IT IS SO ORDERED.**

Keen, Chair; Albrecht, Commissioner; Duffy, Commissioner

Dated: 01/16/2020

A handwritten signature in cursive script, reading "Lynn M. Retz", positioned above a horizontal line.

Lynn M. Retz  
Executive Director

AAL



U.S. Department of  
Transportation  
**Federal Motor  
Carrier Safety  
Administration**

1200 New Jersey Ave., S.E.  
Washington, DC 20590  
January 10, 2020

RANDY DALE FREY  
MEMBER/ MANAGER  
CASEWORK SOLUTIONS LLC  
100 NEW CENTURY PKWY STE B  
NEW CENTURY, KS 66031-1107

In reply refer to:  
USDOT Number: 3163215

**Action Required: Call to schedule a Safety Audit.**

According to the Federal Motor Carriers Safety Administration's records, thirty days have elapsed since CASEWORK SOLUTIONS LLC's US DOT New Entrant registration was revoked on July 5, 2019, based on a failure to submit to a required safety audit. Our records also indicate that CASEWORK SOLUTIONS LLC has reapplied in accordance with 49 CFR section 385.329. CASEWORK SOLUTIONS LLC's reapplication for USDOT New Entrant registration has been approved. However, because a safety audit has not yet been conducted, CASEWORK SOLUTIONS LLC should contact your local State Motor Carrier Safety Assistance Program (MCSAP) office 785-368-7187 as soon as possible to schedule a safety audit. In accordance with section 49 C.F.R. § 385.337, failure to permit a safety audit to be performed may result in the revocation of CASEWORK SOLUTIONS LLC's USDOT New Entrant registration and CASEWORK SOLUTIONS LLC's interstate operation being placed out of service. Additionally, the refusal to submit to a safety audit may also subject a new entrant motor carrier to the penalty provisions in 49 U.S.C. 521(b)(2)(A), as adjusted for inflation.

CASEWORK SOLUTIONS LLC's 18-month new entrant safety monitoring period restarts as of January 10, 2020. FMCSA will continue to monitor and evaluate CASEWORK SOLUTIONS LLC's safety management practices and on-road performance to ensure CASEWORK SOLUTIONS LLC has basic safety management controls that are operating effectively and is complying with Federal requirements including the Federal Motor Carrier Safety Regulations (FMCSRs) and applicable Federal Hazardous Materials Regulations (HMRs). Failure to comply with applicable requirements may result in the revocation of CASEWORK SOLUTIONS LLC's USDOT New Entrant or permanent registration.

Sincerely,

Joseph P. DeLorenzo, Director, Office of  
Enforcement and Compliance

**CERTIFICATE OF SERVICE**

20-TRAM-014-OOS

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of  
first class mail/hand delivered on 01/17/2020.

RANDY DALE FREY, MANAGING MEMBER  
CASEWORK SOLUTIONS, LLC  
100 NEW CENTURY PKWY STE B  
NEW CENTURY, KS 66031-1107

AHSAN LATIF, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3354  
a.latif@kcc.ks.gov

/S/ DeeAnn Shupe

DeeAnn Shupe