

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

Before Commissioners: Mark Sievers, Chairman
Thomas E. Wright
Shari Feist Albrecht

In the Matter of the Emergency Suspension of)
Operating Authority of **Kreutz Glass, Inc. of**)
Osawatomie, Kansas, for Failure to Comply with) Docket No. 14-TRAM-076-OOS
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. 2012 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.S.A. 2012 Supp. 66-1,108, 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. 2012 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. 2012 Supp. 66-1,129(a)(7), the Commission has adopted motor carrier transportation regulations (K.A.R. 82-4-1 *et seq.*) consistent with the federal motor carrier safety assistance program and other federal requirements concerning transportation of hazardous waste.

II. BACKGROUND

4. Kreutz Glass, Inc. is a motor carrier as defined in K.S.A. 2012 Supp. 66-1,108 that operates commercial motor vehicle(s) in both intrastate and interstate commerce in a manner that requires authority.

5. Kreutz Glass, Inc. is registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates under USDOT Number 2368767.

6. The Commission received notice from the U.S. Department of Transportation, Federal Motor Carrier Safety Administration that Kreutz Glass, Inc.'s New Entrant Registration had been revoked effective July 26, 2013 for failure to comply with safety requirements.

7. Pursuant to the above authority, on August 6, 2013, the Commission entered an Emergency Suspension of Operating Authority Order on Kreutz Glass, Inc. in the above-referenced docket, until such time that Staff recommends reinstatement.

III. STAFF'S RECOMMENDATION

8. On August 5, 2013, 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 Kreutz Glass, Inc. has submitted evidence of

compliance with safety requirements as required in 49 C.F.R. 385.329(b)(2). As a result, the carrier's reapplication for New Entrant registration under USDOT No. 2368767 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 Kreutz Glass, Inc.'s motor carrier operating authority in Kansas.

IV. CONCLUSIONS OF LAW

10. The Commission finds it has jurisdiction over Kreutz Glass, Inc. because it is a motor carrier as defined in K.S.A. 2012 Supp. 66-1,108.

11. Based on the available facts, the Commission finds that Staff's recommendation to reinstate Kreutz Glass, Inc.'s operating authority in Kansas is reasonable.

THE COMMISSION THEREFORE ORDERS THAT:

(A) Kreutz Glass, Inc.'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) Kreutz Glass, Inc. remains obligated to attend a Commission-sponsored safety seminar pursuant to the Emergency Suspension of Operating Authority Order at paragraph B., entered on August 6, 2013.

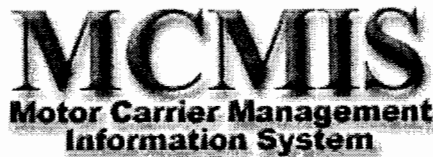
(C) The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further Orders as it may deem necessary and proper.

Vicki Jacobsen

From: Gary Davenport
Sent: Tuesday, August 06, 2013 1:16 PM
To: Vicki Jacobsen
Subject: FW: Kreutz Glass

From: ed.boring@dot.gov [mailto:ed.boring@dot.gov]
Sent: Tuesday, August 06, 2013 1:13 PM
To: Gary Davenport
Subject: Kreutz Glass

2368767



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Exit MCMIS

Company History By Date



USDOT Number:	2368767	Company Type:	CARRIER	Status:	ACTIVE
Legal Name:	KREUTZ GLASS INC				
Physical Address:	607 PARKER ST, OSAWATOMIE, KS 66064				

History By Date

Date	User	Reason	Authorized By	
08/05/2013 16:07:09	HONAN, WILLIAM	NEW ENTRANT REVOCATION ADMINISTRATIVELY RESCINDED		Top of Form Bottom of Form
08/05/2013 16:07:09	HONAN, WILLIAM	NEW ENTRANT REVOKED - REFUSAL OF AUDIT/NO CONTACT		Top of Form Bottom of Form
07/26/2013 05:08:03	MCMIS	NEW ENTRANT REVOKED - REFUSAL OF AUDIT/NO CONTACT		Top of Form Bottom of Form
05/14/2013 16:38:27	MCCLURE, SARA	CORRECTION TO CENSUS RECORD		Top of Form Bottom of Form
04/08/2013 14:43:56	HARRINGTON, AMBER	LETTER		Top of Form Bottom of Form
03/07/2013 11:28:45	GRAZIANO, ROCCO	CORRECTION TO CENSUS RECORD		Top of Form Bottom of Form
03/07/2013	GRAZIANO, ROCCO	CONTACT DATE		Top of Form

PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET
TO THE FOLLOWING:

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
AMBER SMITH, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD RD TOPEKA, KS 66604-4027 ***Hand Delivered***		
ROBERT GROSSKREUTZ, TREASURER KREUTZ GLASS, INC. PO BOX 417 OSAWATOMIE, KS 66064		

ORDER MAILED **AUG 16 2013**

The Docket Room hereby certified that on this _____ day of _____, 20_____, it caused a true and correct copy of the attached ORDER to be deposited in the United States Mail, postage prepaid, and addressed to the above persons.

BY THE COMMISSION IT IS SO ORDERED.

Sievers, Chmn; Wright, Com.; Albrecht, Com.

Dated: AUG 15 2013


ORDER MAILED AUG 16 2013

Kim Christiansen
Executive Director

AS