

II. STAFF'S FINDING OF FACTS

4. On or about June 21, 2024, Staff received a notification from THE MOTOR CARRIER that USDOT ID 4063988 was subject to abandonment due to the carrier no longer in business.

5. D & B TRANSPORT LLC's Certificate of Public Service issued by the Commission on October 11, 2023, authorized operation as a common motor carrier in the transportation of general commodities, other than household goods, passengers or hazardous materials, in intrastate commerce as authorized by K.S.A 66-1,114b.

6. Commission Staff (Staff) has examined its files and records and has not located evidence of unresolved safety concerns, violations or civil penalties associated with the motor carrier's current certificate.

III. STAFF'S RECOMMENDATION

7. Staff recommends that the Commission grant D & B TRANSPORT LLC Request for Abandonment of Certificate of Public Service identified by USDOT Number 4063988.

IV. CONCLUSIONS OF LAW

8. Based upon the available facts, the Commission finds that Staff's recommendation to grant D & B TRANSPORT LLC's Request for Abandonment of Certificate of Public Service, is reasonable under the circumstances.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

(A) D & B TRANSPORT LLC's Request for Abandonment of Certificate of Public Service is hereby granted.

(B) The common operating authority certificate issued to D & B TRANSPORT LLC on October 11, 2023, identified by USDOT Number 4063988, is hereby cancelled.

(C) This Order constitutes a summary order, pursuant to K.S.A. 77-537, and is subject to a party's request for a hearing. A party may request a hearing on the above issues by

servicing a written request for hearing on the Commission's Transportation Division at 1500 SW Arrowhead Road, Topeka, Kansas 66604 within fifteen (15) days of the date of service of this Order. If service is by mail, service is complete upon mailing, but three (3) days shall be added to the allowed time. If a hearing is not requested, the Order shall become effective upon the expiration of the time for requesting a hearing. Moreover, upon being served with this Order, a party may waive its right to a hearing.¹ The Order shall become effective upon such waiver.

(D) A party may file a petition for reconsideration of this Order within fifteen (15) days from the date of service of this Order. If service is by mail, service is complete upon mailing, but three (3) days shall be added to the above time frame.²

(E) A corporation shall appear before the Commission by a Kansas licensed attorney.³

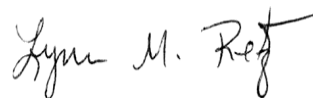
(F) The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further order or orders as it may deem necessary.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

JUN 27 2024

Dated: _____



Lynn M. Retz
Executive Director

¹ K.S.A. 77-504.

² K.S.A. 66-118b; K.S.A. 77-529(a)(1).

³ K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2).