

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

STATE CORPORATION COMMISSION

NOV 29 2010

In the Matter of the Investigation of **Belle Springs** )  
**Trucking, Inc., of Abilene, Kansas**, Pursuant to the )  
Kansas Highway Patrol Issuance of a Notice of )  
Violation for Violations of the Kansas Motor Carrier )  
Safety Statutes, Rules and Regulations. )

  
Docket No. 11-GIMM-309-KHP

**STAFF'S UNOPPOSED MOTION TO DISMISS REQUEST FOR HEARING**

The Staff of the State Corporation Commission of the State of Kansas (Staff and Commission, respectively) presents the above-captioned matter to the Commission for dismissal of Belle Springs Trucking, Inc.'s (Respondent) Request for a Hearing with prejudice. In support of its Motion, the parties state as follows:

1. On or about September 16, 2010, the Kansas Highway Patrol (KHP) issued citations assessing fines against Respondent, for violations of motor carrier safety regulations enforceable by the Commission.

2. On or about October 26, 2010, Respondent submitted a written request for a hearing in this matter.

3. On or about October 26, 2010, the Commission issued a Notice of Hearing setting this matter to be heard on December 9, 2010, at 1:30 p.m.

4. On or about November 17, 2010, Mr. Dan Reiff, Secretary/Treasurer of Belle Springs Trucking, Inc., and Mike Hoeme, Director of Transportation (Staff) discussed the Respondent's concerns regarding the citation received for failure to pay UCR fees for the 2010 calendar year. In the course of the discussion, Director Hoeme agreed to relay the Respondent's concerns regarding the fee payment system to the appropriate representative of the Federal

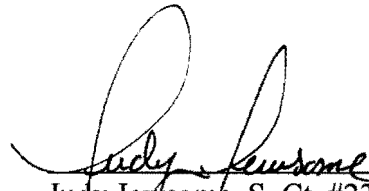


Motor Carrier Safety Administration (FMCSA) and Mr. Reiff agreed to submit payment for the violation as cited.

5. Staff and Respondent agree this matter is resolved and no longer desire to have the matter heard before the Commission as scheduled on December 9, 2010, and move to have the matter removed from the Commission's docket. Likewise, the parties request this docket be officially closed.

WHEREFORE, for the reasons set forth above, the Parties respectfully request the Commission find that Respondent's request for a hearing be dismissed with prejudice and that this docket be declared closed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Judy Jewsome", is written over a horizontal line.

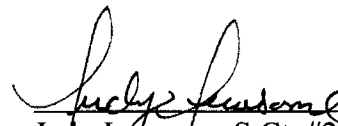
Judy Jewsome, S. Ct. #23300  
Litigation Counsel  
Kansas Corporation Commission  
1500 S.W. Arrowhead Road  
Topeka, Kansas 66604-4027  
Phone: 785-271-3181  
Fax: 785-271-3167  
Attorney for Commission



**VERIFICATION**


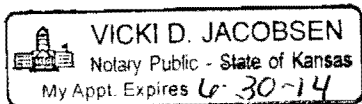
STATE OF KANSAS                    )  
  ) ss.  
COUNTY OF SHAWNEE            )

Judy Jewsome, of lawful age, being duly sworn upon her oath deposes and states that she is Litigation Counsel for the State Corporation Commission of the State of Kansas; that she has read and is familiar with the foregoing *Staff's Unopposed Motion to Dismiss Request for Hearing* and attests that the statements therein are true to the best of her knowledge, information and belief.



Judy Jewsome, S.Ct. #23300  
Litigation Counsel  
The State Corporation Commission  
of the State of Kansas

SUBSCRIBED AND SWORN to before me this 29<sup>th</sup> day of November, 2010.

  
\_\_\_\_\_  
Notary Public

My Appointment Expires: 6-30-14



**CERTIFICATE OF SERVICE**

11-GIMM-309-KHP

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Staffs Unopposed Motion to Dismiss Request for Hearing was placed in the United States mail, postage prepaid, or hand-delivered this 30th day of November, 2010, to the following:

DAN REIFF, SEC/TREASURER  
BELLE SPRINGS TRUCKING, INC.  
1372 KEY RD  
ABILENE, KS 67410

  
Vicki D. Jacobsen