

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

Before Commissioners:      Andrew J. French, Chairperson  
                                      Dwight D. Keen  
                                      Annie Kuether

In the Matter of the Investigation of **Fisher Lawn**      )  
**and Landscape LLC d/b/a Fisher Lawn &**      )  
**Landscape of Overland Park, Kansas.** Regarding      )  
the Violation(s) of the Motor Carrier Safety      )      Docket No. 25-TRAM-486-UCR  
Statutes, Rules and Regulations and the      )  
Commission's Authority to Impose Penalties,      )  
Sanctions and/or the Revocation of Motor Carrier      )  
Authority.      )

**ORDER GRANTING STAFF'S MOTION TO WAIVE CIVIL FINE**

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

**I. JURISDICTION**

1. Pursuant to K.S.A. 66-1,111, 66-1,112, and 66-1,114b, and amendments thereto, the Commission is given full power, authority and jurisdiction to supervise and control motor carriers, as defined in 49 C.F.R. 390.5 and as adopted by 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. 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. 66-1,129(a)(7), the Commission has adopted motor carrier transportation regulation (K.A.R. 82-4-3f) consistent with the federal motor carrier safety assistance program and other federal requirements concerning transportation of hazardous waste.

4. Fisher Lawn and Landscape LLC d/b/a Fisher Lawn & Landscape, of Overland Park (“Carrier”), is a motor carrier as defined in K.A.R. 82-4-3f that operates commercial motor vehicles in interstate commerce.

5. Carrier is registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates under USDOT Number 3102855.

6. Pursuant to K.S.A. 66-1,139a and K.A.R. 82-4-30a, motor carriers operating interstate commerce must pay Unified Carrier Registration (UCR) fees annually, by January 1. Carrier failed to pay its annual UCR fees by January 1, 2025, as required by 49 C.F.R 367.40 and adopted by K.A.R. 82-4-30a.

7. On July 29, 2025, the Commission issued Carrier a Penalty Order.<sup>1</sup> The Penalty Order assessed Carrier a \$300 civil fine for failing to pay its 2025 UCR fees by January 1, 2025, as required by 49 C.F.R. 367.40 and adopted by K.A.R. 82-4-30a. The Commission’s Penalty Order is incorporated herein by reference and made a part of this Order.

8. On July 29, 2025, Carrier paid its UCR fees for 2025.

9. On September 8, 2025, Carrier contacted Staff regarding the Penalty Order and stated it had paid its UCR fees.

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<sup>1</sup> See Penalty Order, (Jul. 29, 2025).

10. Staff confirmed that Carrier registered for 2025 UCR.
11. Staff determined that the Commission should waive the \$300 civil fine.
12. On September 10, 2025, Staff filed a Motion to Waive Civil Fine.
13. The Commission finds it has jurisdiction over Carrier because it is a motor carrier as defined in 49 C.F.R. 390.5 and as adopted by K.A.R. 82-4-3f.
14. Based on the available facts in the record, the Commission finds that Staff's recommendation to waive the \$300 civil fine to be reasonable.
15. The Commission concludes that Carrier has paid its 2025 UCR fees and therefore the \$300 civil fine issued in the July 29, 2025, Penalty Order should be waived.

**THE COMMISSION THEREFORE ORDERS THAT:**

- A. The \$300 civil fine in the Penalty Order issued to Fisher Lawn and Landscape LLC d/b/a Fisher Lawn & Landscape on July 29, 2025, is hereby waived.

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

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 09/16/2025



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Celeste Chaney-Tucker  
Executive Director

AAL/km

## **CERTIFICATE OF SERVICE**

25-TRAM-486-UCR

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 09/16/2025.

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/S/ KCC Docket Room  
KCC Docket Room