

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

In the Matter of the Investigation of **Jacinto Casas**)
Lozano d/b/a Jacinto's Trucking, of Syracuse,)
Kansas, Regarding the Violation of the Motor)
Carrier Safety Statutes, Rules and Regulations and) Docket No. 24-TRAM-234-PEN
the Commission's Authority to Impose Penalties,)
Sanctions and/or the Revocation of Motor Carrier)
Authority.)

MOTION TO REINSTATE INTRASTATE MOTOR CARRIER OPERATIONS

The Staff of the State Corporation Commission of the State of Kansas (Staff and Commission, respectively), by and through its counsel, files its motion requesting the Commission reinstate the Kansas motor carrier operations of Jacinto Casas Lozano d/b/a Jacinto's Trucking of Syracuse, Kansas (Carrier). In support of its Motion, Staff states as follows:

1. Carrier is a motor carrier as defined in 49 C.F.R. Part 390.5, as adopted by K.A.R. 82-4-3f, that operates commercial motor vehicle(s) in intrastate commerce.
2. Carrier is registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates under USDOT Number 2529654.
3. On December 5, 2023, the Commission issued an Order suspending Carrier's intrastate motor carrier operations other than such motor carrier operations excepted from the Commission's regulation under K.S.A. 66-1,129, due to non-compliance with a Penalty Order issued in this docket on September 14, 2023. The Penalty Order also assessed Carrier a \$500 civil fine.
4. On December 5, 2023, Carrier paid the \$500 penalty assessment.

5. Therefore, Staff asks the Commission to find that Carrier has now complied with the requirements of the above-referenced Penalty Order.

6. Staff also asks the Commission to reinstate Carrier's Kansas motor carrier operations.

7. Furthermore, Staff asks the Commission to order Carrier to attend a Commission-sponsored safety seminar within ninety (90) days, pursuant to paragraph (B) of the Penalty Order, and to provide Litigation Counsel with written proof of attendance.

WHEREFORE, for the reasons stated above, Staff respectfully requests that the Commission issue an order reinstating Carrier's Kansas motor carrier operations and ordering Carrier to attend a Commission-sponsored safety seminar within ninety (90) days, pursuant to paragraph (B) of the Penalty Order and provide Litigation Counsel with written proof of attendance.

Respectfully submitted,

/s/ Ahsan A. Latif

Ahsan A. Latif, #24709
Litigation Counsel
Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, Kansas 66604
(785) 271-3118 (Telephone)
(785) 271-3124 (Facsimile)
a.latif@kcc.ks.gov (E-mail)
For Commission Staff

CERTIFICATE OF SERVICE

24-TRAM-234-PEN

I, the undersigned, certify that a true copy of the attached Motion has been served to the following by means of first class mail/hand delivered on December 6, 2023.

AHSAN LATIF, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
a.latif@kcc.ks.gov

JACINTO CASAS LOZANO, OWNER
JACINTO CASAS LOZANO
D/B/A JACINTO'S TRUCKING
PO BOX 1131
SYRACUSE, KS 67878-0986

/S/ Kiley McManaman

Kiley McManaman