

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

In the Matter of the Investigation of **Wesley E Yoder** of **Garnett**, Kansas. Regarding the Violation(s) of the Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority.) Docket No. 25-TRAM-492-UCR)

STAFF'S MOTION TO WAIVE CIVIL FINE

The Staff of the State Corporation Commission of the State of Kansas (Staff), by and through its counsel, files its Motion requesting the Commission waive the civil fine in Penalty Order issued to Wesley E Yoder (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 and 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 3275335.
3. 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, 2025. 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.
4. On July 29, 2025, the Commission issued Carrier a Penalty Order.¹ The Penalty Order assessed Carrier a \$300 civil fine for failing to pay its 2025 UCR fees by January 1, 2025,

¹ See Penalty Order, (Jul. 29, 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.

5. On August 2, 2025, the Penalty Order was served on Carrier.
6. On August 6, 2025, Carrier paid its UCR fees for 2025.
7. On September 8, 2025, Carrier contacted Staff regarding the Penalty Order and stated it had paid its UCR fees.
8. Staff confirmed that Carrier registered for 2025 UCR.
9. Based on the information provided, Staff asks the Commission to waive the \$300 civil fine ordered on July 29, 2025, Penalty Order.

WHEREFORE, for the reasons stated above, Staff respectfully requests that the Commission issue an order waiving the \$300 civil fine in the Penalty Order issued July 15, 2025.

Respectfully submitted,

/s/Ahsan A. Latif

Ahsan A. Latif, #24709

Litigation Counsel

Kansas Corporation Commission

1300 SW Arrowhead Road

Topeka, Kansas 66604

(785) 271-3118 (Telephone)

(785) 271-3124 (Facsimile)

ahsan.latif@ks.gov (E-mail)

For Commission Staff

CERTIFICATE OF SERVICE

25-TRAM-492-UCR

I, the undersigned, certify that a true copy of the attached Motion has been served to the following by means of electronic service on September 8, 2025.

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

Wesley E Yoder, SOLE PROPRIETOR
Wesley E Yoder
27233 NW Marshall RD
Garnett, KS 66032-1110
wyoder12354@gmail.com

/S/ Kiley McManaman

Kiley McManaman