

**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 Affordable    )  
Movers LLC, of Kansas City, Missouri,    )  
Pursuant to the Kansas Highway Patrol    )  
Issuance of a Notice of Violation(s) and    )    Docket No. 25-GIMM-220-KHP  
Invoice for the Violations of the Kansas Motor    )  
Carrier Safety Statutes, Rules and Regulations.    )

**DEFAULT ORDER**

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, the Commission finds:

1.        On November 19, 2024, Commission Staff (Staff) filed a Notice of Filing of Request for Hearing, indicating that they had received a Request for Hearing from Affordable Movers LLC (Affordable Movers) on November 18, 2024, contesting violations discovered during a roadside inspection conducted by the Kansas Highway Patrol.<sup>1</sup>
2.        On January 29, 2025, Staff requested this matter be set for a prehearing conference.<sup>2</sup>
3.        The Commission directed the Presiding Officer to schedule a Prehearing Conference. The Presiding Officer scheduled a Prehearing Conference for Monday, March 3, 2025, at 1:30 p.m., by Zoom.<sup>3</sup> The Order advised that any party that fails to attend or participate in the Prehearing Conference may be held in default under the Kansas Administrative Procedure Act (KAPA).<sup>4</sup>
4.        Affordable Movers failed to appear at the Prehearing Conference.

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<sup>1</sup> Notice of Filing of Request for Hearing, Nov. 19, 2024.

<sup>2</sup> Withdrawal of Staff's Motion to Dismiss Affordable Movers LLC's Request for Hearing, Jan. 29, 2024.

<sup>3</sup> Order Designating Presiding Officer and Setting Prehearing Conference, Feb. 4, 2025.

<sup>4</sup> *Id.*, ¶ 4.

5. On March 4, 2025, Staff filed a Motion for Default Judgment, requesting a default based on Affordable Mover's failure to appear.<sup>5</sup> Further, Staff's Motion noted that the Commission sent written notice of the Prehearing Conference to Affordable Movers' email address as well as by First Class U.S. Mail on February 4, 2025, and the Commission sent information on how to access the Prehearing Conference to Affordable Movers' email address on February 24, 2025.<sup>6</sup>

7. K.S.A. 77-520 provides that if a party fails to attend any stage of an adjudicative proceeding, the agency may issue a default order with a statement of the grounds. Pursuant to K.S.A. 77-520(a), the Commission finds the Affordable Mover's failure to attend the Prehearing Conference constitutes default. Thus, Staff's Motion for Default Judgment is granted.

**THEREFORE, THE COMMISSION ORDERS:**

- A. Staff's Motion for Default Judgment is granted.
- B. Pursuant to K.S.A. 77-520(b), Affordable Movers has seven days from the date this Order was issued to file a written to vacate the Default Order.

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

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 03/11/2025



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Abigail D. Emery  
Acting Secretary to the Commission

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<sup>5</sup> Staff's Motion for Default Judgment, Mar. 4, 2025.

<sup>6</sup> *Id.*, ¶ 7.

## **CERTIFICATE OF SERVICE**

25-GIMM-220-KHP

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of first class mail and electronic service on 03/11/2025.

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/S/ KCC Docket Room  
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