

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

In the Matter of the Investigation of )  
**Builders Source Imports of Kansas City,** )  
**Kansas,** Regarding the Violation of the )  
Motor Carrier Safety Statutes, Rules and )  
Regulations and the Commission's ) Docket No. 25-TRAM-403-PEN  
Authority to Impose Penalties, Sanctions )  
and/or the Revocation of Motor Carrier )  
Authority. )

**MOTION TO SUSPEND INTRASTATE MOTOR CARRIER AUTHORITY**

The Staff of the State Corporation Commission of the State of Kansas (Staff), by and through its counsel, files its motion requesting the Commission suspend Builders Source Imports of Kansas City, Kansas (Carrier) from all intrastate commercial motor carrier operations. In support of its Motion, Staff states as follows:

1. Pursuant to K.S.A. 66-1,108b, 66-1,111, 66-1,112, 66-1,114b and 66-1,115, the Commission is given full power, authority and jurisdiction to supervise and control motor carriers, as defined in 40 C.F.R. 390.5 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. 66-1,129(a)(7), no public motor carrier of property, household goods or passengers or private motor carrier of property shall operate, or allow the operation of, any commercial motor vehicle on any public highway in this state without following rules and regulations consistent with the federal motor carrier safety assistance program.

3. K.S.A. 66-1,108c states:

“The corporation commission shall have the authority to examine all accounts and records pertaining to its regulation of motor carriers. The agents, accountants, examiners or inspectors designated by the commission shall have authority under the direction of the transportation division to inspect and examine any and all books,

accounts, papers, records, property and memoranda pertinent to its regulation of motor carriers.”

4. Carrier is a motor carrier as defined in 49 C.F.R. 390.5, as adopted by K.A.R. 82-4-3f, in that it operates commercial motor vehicle(s) in intrastate commerce. Builders Source Imports was found operating commercial motor vehicles in commerce on November 19, 2023, and October 1, 2024 (*See Driver Vehicle Examination Report Nos. KSPD83560394 and KSPD83971577, attached hereto as Attachment A and is hereby incorporated by reference*).

5. Carrier is not registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates without having obtained a USDOT number. In successive roadside inspection, driver/owner Ricardo A. Caceres Melendez gave the address 15 Henning St., Kansas City, Ks 66103 as the address for Builders Source Imports (*See Attachment A*).

6. Staff Special Investigators made attempts to schedule a compliance investigation, but received no response from Carrier.

7. Ahsan Latif, Litigation Counsel, wrote and mailed Carrier a letter on April 28, 2025, informing Carrier that should it continue to resist by failing to respond, the Commission may suspend its motor carrier operations, revoke or amend certificates, and/or initiate sanctions or fines against Carrier. The Carrier was given ten (10) days from the date of the letter to respond and contact the special investigator. A copy of the letter is attached hereto as Attachment “B” and is hereby incorporated by reference.

8. As of May 15, 2025, the Special Investigators and Litigation Counsel have not been contacted by Carrier to complete the safety compliance investigation or otherwise.

9. Staff asks that the Commission find Carrier received sufficient notice of the need facilitate a safety compliance review, including written notice by Litigation Counsel’s April 28, 2025, letter.

10. Staff asks that the Commission find Carrier failed to respond to attempts at contact.

11. Based on the presented facts, Staff requests the Commission issue an order suspending Carrier's intrastate motor carrier authority operations until such time as Carrier contacts the Special Investigator to cooperate with Staff and permit the safety compliance review, at which time Staff will recommend the Commission issue an order of reinstatement of intrastate motor carrier operations.

**WHEREFORE**, for the reasons stated above, Staff respectfully requests that the Commission issue an order suspending Carrier's intrastate motor carrier operations.

Respectfully submitted,

*/s/ Ahsan Latif*

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

## **ATTACHMENT “A”**

# DRIVER/VEHICLE EXAMINATION REPORT

Kansas Highway Patrol  
Email: Khp.TruckInspection@KS.GOV  
700 SW Jackson, Ste 704  
Topeka, KS 66603  
Phone: (785)296-7189 Fax: (785)296-2858

Report Number: KSPD83560394  
Inspection Date: 11/19/2023  
Start: 11:31 AM CT End: 12:53 PM CT  
Inspection Level: I - Full  
HM Inspection Type: None

Carrier: BUILDERS SOURCE IMPORTS

DBA:  
15 HENNING STREET  
KANSAS CITY, KS, 66103  
USDOT: 0 Phone#: (913)940-3634  
MC/MX#: Fax#:  
State#:  
Location: JOHNSON COUNTY - 091  
Highway: MOONLIGHT/PARMA  
County:  
Email:

Driver: CACERES MELENDEZ, RICARDO A  
License#: [REDACTED] State: MO  
Date of Birth: [REDACTED]  
CoDriver:  
License#: State:  
Date of Birth:  
Milepost: Shipper: SELF  
Origin: KANSAS CITY,KS  
Destination: GARDNER,KS  
Bill of Lading: NONE  
Cargo: HEAVY EQUIPMENT

## VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate	Equipment ID	VIN	GVWR	CVSA #	Issued #	OOS Sticker
1	TR	FORD	2008	KS	NOREG		[REDACTED]	2342 14500			
2	ST	LOAD	2023	KS	NOREG		[REDACTED]	5069 20000			

## BRAKE ADJUSTMENTS

Axle #	1	2	3	4
Right	N/A	N/A	N/A	N/A
Left	N/A	N/A	N/A	N/A
Chamber	HYDR	HYDR	ELEC	ELEC

## VIOLATIONS

Section	Type	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
392.9BA-NOREG	F	1	N		N	N	USDOT REGISTRATION REQUIRED. (1st Offense) Operating a commercial motor vehicle in interstate commerce without a USDOT Registration.: No USDOT registration - driver unaware it was required
393.95A	F	1	N		N	N	No/discharged/unsecured fire extinguisher: Driver admitted no extinguisher.
393.95F	F	1	N		N	N	No / insufficient warning devices: driver admitted no warning devices
390.21TB	F	1	N		N	N	Carrier name and/or USDOT Number not displayed as required: Carrier name not displayed on power unit as well as no USDOT number
392.2IRP	F	1	N		N	N	IRP Apportioned Tag or Registration Violation: power unit is not registered.
392.2IN	F	1	N		N	N	State Insurance Violation: driver unable to provide proof of insurance for power unit or trailer
396.17C	F	1	N		N	N	Operating a CMV without proof of a periodic inspection: no proof of periodic inspection on power unit
392.9	F	2	Y		U	N	Driver may not operate a CMV without proper load securement: Large skid steer in bed is not secured, no chains or straps.
392.2RG	F	2	N		N	N	State vehicle registration or License Plate violation: Semi-trailer is not registered
396.17C	F	2	N		N	N	Operating a CMV without proof of a periodic inspection: no periodic inspection for semi-trailer
391.41A1-NPH	F	D	N		N	N	Operating a property-carrying vehicle without possessing a valid medical certificate - no previous history.: Driver does not have a medical card, no history.
383.23A2	F	D	Y		N	N	Operating a CMV without a CDL: Operating a CMV without a CDL on 11/19/2023. driver is operating a commercial motor vehicle without a CDL.
392.2	F	D	N		N	N	Violation of Local Laws - Explain.: Driver was operating combination without lights activated, when wipers were required. Violation of ksa 8-1703

HazMat: No HM transported

Placard:

Cargo Tank:

Special Checks:	Alcohol/Controlled Substance Check	X	Traffic Enforcement	Post Crash Inspection
	Conducted by Local Jurisdiction		PASA Conducted Inspection	PBBT Inspection
	Size and Weight Enforcement		Drug Interdiction Search	
	eScreen Inspection			



00000000 KS KSPD83560394

## DRIVER/VEHICLE EXAMINATION REPORT

**Kansas Highway Patrol**  
**Email: Khp.TruckInspection@KS.GOV**  
**700 SW Jackson, Ste 704**  
**Topeka, KS 66603**  
**Phone: (785)296-7189 Fax: (785)296-2858**

**Report Number: KSPD83560394**  
**Inspection Date: 11/19/2023**  
**Start: 11:31 AM CT End: 12:53 PM CT**  
**Inspection Level: I - Full**  
**HM Inspection Type: None**

**Notes:** Driver was SB on Moonlight passing GPD station as I was leaving. Observed no markings or vehicle registration on truck or trailer. Conditions were rainy, requiring wipers. CMV had no lights activated on combination. Initiated stop as driver turned WB onto Parma Way from Moonlight Rd. Contacted driver, who was unaware of FMCSA regulations. Driver said he and business partner had just started their business and purchased several vehicles. Driver said he had purchased truck and trailer within last 60 days, however, he had an open title which was only signed by seller with no other information filled out. No other documentation stating when vehicle was purchased, at what mileage, or for what price. No documentation was provided whatsoever for trailer. Driver was very open and listening to what I had to say about FMCSA regulations. Had his partner on the phone listening to my explanations and asking questions. I told both my goal was to educate them and hopefully gain compliance, which is why I didn't issue any citations. Driver did not have a CDL or med card (no history). Driver unable to provide proof of insurance. No fire extinguisher or safety triangles by admission of driver. Both power unit & trailer were not registered. No paperwork identifying how long ago they were purchased, no temp tags. Neither vehicle had periodic inspections. No USDOT # or carrier name listed on power unit. No USDOT registration - 1st offense. There was a skid steer in back of trailer, which driver admitted was over 10,000 but under 11,000 lbs. There were no straps or chain securing skid steer to trailer. The trailer did have short walls, approx 12-16" tall, but no methods in place to keep skid steer from shifting. I walked driver around the trailer and showed him where and how he could secure the skid steer using chains. Further in confidential notes.

\* Pursuant to the authority contained in Title 49, CFR; K.S.A. 66-1,129; K.C.C. Reg. 82-4-3, I hereby declare the above marked unit(s) as "OUT OF SERVICE". No person and/or carrier shall permit and/or require the removal of the "OUT OF SERVICE" stickers or the operation of this motor vehicle until ALL out of service defects have been corrected. This Out of Service condition may result in the assessment of a Civil Penalty being issued against the Carrier indicated on this report. Driver Initials \_\_\_\_\_

\* Pursuant to the authority contained in Title 49, CFR; K.S.A. 66-1,129; K.C.C. Reg. 82-4-3, I hereby declare RICARDO CACERES MELENDEZ "OUT OF SERVICE". No person and/or carrier shall permit and/or require this driver to operate any commercial vehicle until: Load secured.. This Out of Service condition may result in the assessment of a Civil Penalty being issued against the Carrier indicated on this report. Driver Initials \_\_\_\_\_

\* NOTE TO MECHANIC: The undersigned certifies that all mechanical defects listed on this report HAVE BEEN CORRECTED at the time of signature.  
Signature Of Repairer X: \_\_\_\_\_ Facility: \_\_\_\_\_ Date: \_\_\_\_\_

\*\*\\\*\* DRIVER: THIS FORM IS REQUIRED TO BE RETURNED TO THE CARRIER BY REGULATION. \*\*//\*\* \*CARRIER CERTIFICATION: All defects on this sheet must be corrected or acknowledged PRIOR TO RE-DISPATCH and then certified by a responsible carrier official who must sign below. RETURN THIS FORM WITHIN 15 DAYS to the Motor Carrier Division of the KANSAS HIGHWAY PATROL at the address listed at the top of this form.  
Signature Of Motor Carrier X: \_\_\_\_\_ Title: \_\_\_\_\_ Date: \_\_\_\_\_

Report Prepared By: ID/Badge #:  
C. Kelley 8356

Copy Received By:  
RICARDO CACERES MELENDEZ

X

X





# DRIVER/VEHICLE EXAMINATION REPORT

Kansas Highway Patrol  
Email: Khp.TruckInspection@KS.GOV  
700 SW Jackson, Ste 704  
Topeka, KS 66603  
Phone: (785)296-7189 Fax: (785)296-2858

Report Number: KSPD83971577  
Inspection Date: 10/01/2024  
Start: 12:25 PM CT End: 1:30 PM CT  
Inspection Level: I - Full  
HM Inspection Type: None

Carrier: BUILDERS SOUCE IMPORTS

DBA:  
15 HENNING STREET  
KANSAS CITY , KS, 66103  
USDOT: 0 Phone#:  
MC/MX#: Fax#:  
State#:  
Location: JOHNSON COUNTY - 091  
Highway: SANTA FE / BURCH  
County:  
Email:

Driver: CACERES MELENDEZ, RICARDO A  
License#: [REDACTED] State: MO  
Date of Birth: [REDACTED]  
CoDriver:  
License#: State:  
Date of Birth:

Milepost: Shipper: ANAHEIM KITCHEN  
Origin: ANAHEIM,CA Bill of Lading: ORSO000045  
Destination: OLATHE,KS Cargo: CABINETS

## VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate	Equipment ID	VIN	GVWR	CVSA #	Issued #	OOS Sticker
1	TR	FORD	2013	MO	[REDACTED]	NONE	[REDACTED]	8253 7350			
2	ST	BIGT	2021	MO	[REDACTED]	NONE	[REDACTED]	2682 7000			

## BRAKE ADJUSTMENTS

Axle #	1	2	3	4
Right	N/A	N/A	INOP	INOP
Left	N/A	N/A	INOP	INOP
Chamber	HYDR	HYDR	ELEC	ELEC

## VIOLATIONS

Section	Type	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
391.41A	F	D	Y	24T133730.1	N	N	Operating a property-carrying vehicle without a valid medical certificate in possession or on file with the state drivers licensing agency. History of either fail: 2nd medical card violation. Previous inspection KSPD83560394 dated 11/19/2023
392.8-D	F	D	N		N	N	Driver - Failed to inspect /use emergency equipment.: Driver failed to check emergency equipment.
392.9BA-NOREG-2	F	1	Y		U	N	Operating a commercial motor vehicle with no USDOT number when required and a history of operating a commercial motor vehicle with no USDOT number when required.: Carrier does not have a USDOT number. Previous inspection KSPD83560394 dated 11/19/2023
390.21TB2-DOT	F	1	N		N	N	Operate a CMV without USDOT number displayed. Must be preceded by the letters "USDOT".: Truck does not display carrier name or USDOT number on either side.
392.2-SLLUCR	F	1	N		N	N	State/Local Laws - Failure to pay UCR fee.: No UCR Fees located for 2023 / 2024 - These can be obtained at WWW.UCR.GOV
396.17C-PI	F	1	N		N	N	Operating a CMV without documentation of a periodic inspection.: No proof of inspection for truck located or provided by driver.
393.95A1	F	1	N		N	N	Emergency Equipment - Fire Extinguishers - no fire extinguisher present or not properly rated.: No fire extinguisher located in / on truck.
393.95F	F	1	N		N	N	Emergency Equipment - Stopped vehicle warning devices missing or improper.: No warning triangles / fusees / liquid burning flares
393.60C	F	1	N		N	N	Windshield - Damaged or Discolored: Windshield contains multiple intersecting cracks.
392.2-SLLSR	F	1	N		N	N	State/Local Laws - State registration/tag violation.: Missouri registration expired 8/2023 - Violation of OMC 10.01.198
393.9A-LLPL	F	1	N		N	N	Lighting - License plate lamp inoperative.: Both license plate illumination lamps found to be INOP
396.17C-PI	F	2	N		N	N	Operating a CMV without documentation of a periodic inspection.: No proof of inspection for trailer located or provided by driver.
393.75A3-TAOL	F	2	Y	24T133730.3	U	N	Tires - All others, leaking or inflation less than 50% of the maximum inflation pressure.: Drivers side / Axle 4 - Tire found to have less than 5 psi - Rated for 80 psi -- FLAT



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**Phone: (785)296-7189 Fax: (785)296-2858**

**Report Number: KSPD83971577**  
**Inspection Date: 10/01/2024**  
**Start: 12:25 PM CT End: 1:30 PM CT**  
**Inspection Level: I - Full**  
**HM Inspection Type: None**

393.110C-C	F	2	Y	24T133730.2	U	N	<b>Cargo - Insufficient tiedowns (with headerboard/blocking). At least one tiedown for every 10 feet of article length, or fraction thereof.: Pallet of cabinets just laying on trailer with no securment of any kind. Blocked by other secured cabinets.</b>
393.48A-BIHE	F	2	N		N	N	Hydraulic/Electric Brake - Inoperative other than a steering axle.: Drivers side / Axle 3 - Brake INOP
393.48A-BIHE	F	2	N		N	N	Hydraulic/Electric Brake - Inoperative other than a steering axle.: Drivers side / Axle 4 - Brake INOP
393.48A-BIHE	F	2	N		N	N	Hydraulic/Electric Brake - Inoperative other than a steering axle.: Passengers side / Axle 3 - Brake INOP
393.48A-BIHE	F	2	N		N	N	Hydraulic/Electric Brake - Inoperative other than a steering axle.: Passengers side / Axle 4 - Brake INOP
396.3A1-BOS	F	2	Y		U	N	<b>Brake - Defective brake(s) are equal to or greater than 20% of the service brakes on the vehicle/combination.: 8 service brakes in combo - 4 (Trailer) found to be INOP = 50% service brakes INOP at time of inspection.</b>
393.11A1-LLPL	F	2	N		N	N	Lighting - License plate lamp missing.: No license plate illumination lamp where license is mounted.

**HazMat:** No HM transported

**Placard:**

**Cargo Tank:**

<b>Special Checks:</b>	Alcohol/Controlled Substance Check Conducted by Local Jurisdiction Size and Weight Enforcement eScreen Inspection	X	Traffic Enforcement PASA Conducted Inspection Drug Interdiction Search	Post Crash Inspection PBBT Inspection
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**Notes:** Vehicle was stopped for an inspection as I observed that there was a large pallet of items (later determined to be boxed cabinets) sitting on the bed of the trailer without any securement at all. In addition, I could see that the drivers side rear tire on the trailer was flat.GVWR of both the truck and trailer was located on factory VIN stickers.Previous inspection for the carrier located through searching the driver, who is also the owner of the company.Driver was surprised that this vehicle was a USDOT regulated vehicle. It was explained to him why. He said that he thought the USDOT regs only applied to CDL required vehicles over 26,000 as noted in their previous inspection.Load originated in Anaheim, California and was shipped under J M custom cabinetry to the listed carriers address. They in turn loaded it onto a trailer and was delivering it to an address here in Olathe, Kansas. Driver said that they strap on the cabinets must have fallen off. When the brakes on the trailer were tested, the truck displayed "trailer disconnected" on the dash when the electronic brake controller was activated. This indicates that the truck did not recognize that there was a trailer attached to the truck. The shipping papers for the cabinets showed the total weight shipped was 2793 lbs. With this, added to the weight of the trailer, I did not need to weigh it to make sure it was over 3,000 lbs for brakes.Driver was provided with the CDL flow chart for future reference as he wishes to keep his company out of CDL vehicles.Photos taken and stored locally.

\* Pursuant to the authority contained in Title 49, CFR; K.S.A. 66-1,129; K.C.C. Reg. 82-4-3, I hereby declare the above marked unit(s) as "OUT OF SERVICE". No person and/or carrier shall permit and/or require the removal of the "OUT OF SERVICE" stickers or the operation of this motor vehicle until ALL out of service defects have been corrected. This Out of Service condition may result in the assessment of a Civil Penalty being issued against the Carrier indicated on this report. Driver Initials \_\_\_\_\_

\* Pursuant to the authority contained in Title 49, CFR; K.S.A. 66-1,129; K.C.C. Reg. 82-4-3, I hereby declare RICARDO CACERES MELENDEZ "OUT OF SERVICE". No person and/or carrier shall permit and/or require this driver to operate any commercial vehicle until: Obtains a medical card. This Out of Service condition may result in the assessment of a Civil Penalty being issued against the Carrier indicated on this report. Driver Initials \_\_\_\_\_

\* NOTE TO MECHANIC: The undersigned certifies that all mechanical defects listed on this report HAVE BEEN CORRECTED at the time of signature.  
Signature Of Repairer X: \_\_\_\_\_ Facility: \_\_\_\_\_ Date: \_\_\_\_\_

\*\*\\\*\* DRIVER: THIS FORM IS REQUIRED TO BE RETURNED TO THE CARRIER BY REGULATION. \*\*/\\\*\* \*CARRIER CERTIFICATION: All defects on this sheet must be corrected or acknowledged PRIOR TO RE-DISPATCH and then certified by a responsible carrier official who must sign below. RETURN THIS FORM WITHIN 15 DAYS to the Motor Carrier Division of the KANSAS HIGHWAY PATROL at the address listed at the top of this form.  
Signature Of Motor Carrier X: \_\_\_\_\_ Title: \_\_\_\_\_ Date: \_\_\_\_\_





## DRIVER/VEHICLE EXAMINATION REPORT

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Kansas Highway Patrol  
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Start: 12:25 PM CT End: 1:30 PM CT  
Inspection Level: I - Full  
HM Inspection Type: None

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Report Prepared By: ID/Badge #:  
M. Misemer 8397

Copy Received By:  
RICARDO CACERES MELENDEZ

X

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X

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## **ATTACHMENT “B”**

1500 SW Arrowhead Road  
Topeka, KS 66604-4027



Phone: 785-271-3100  
Fax: 785-271-3354  
<http://kcc.ks.gov/>

Andrew J. French, Chairperson  
Dwight D. Keen, Commissioner  
Annie Kuether, Commissioner

Laura Kelly, Governor

April 28, 2025

Builders Source Imports  
Attn: Ricardo A. Caceres  
15 Henning Street  
Kansas City, KS 66103

Re: Scheduling a Compliance Review

Dear Ricardo A. Caceres:

I am an attorney with the Kansas Corporation Commission (KCC) contacting you regarding a compliance matter. KCC Special Investigator (SI) Brian Llamas has made attempts to contact you to perform a follow-up safety compliance review on your company, to no avail. This letter serves to notify you that if you fail to contact SI Llamas and permit a safety compliance review, **within ten days of the date of this letter**, the Commission may suspend your motor carrier operations, revoke or amend certificates, and/or initiate sanctions or fines against you, pursuant to K.S.A. 66-1, 129a. If you have any further questions, you may contact SI Brian Llamas with the Transportation Division of the KCC at (785) 249-6318.

K.S.A. 66-1,108b grants the KCC the “power, authority and jurisdiction to supervise and control motor carriers” operating in this state. Building Source Imports is a motor carrier that is subject to the Commission’s jurisdiction and therefore is required by law to submit to a Commission compliance investigation. Deliberate avoidance of a Commission-sponsored safety compliance review is a violation of K.S.A. 66-1,108c. Failure to respond to this letter will result in further enforcement actions, including but not limited to suspension of your Kansas intrastate operations and fines.

Thank you for your attention to this matter.

Sincerely,  
*/s/ Ahsan Latif*  
Ahsan A. Latif  
Litigation Counsel

## **CERTIFICATE OF SERVICE**

25-TRAM-403-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 on May 15, 2025.

Ricardo Caceres-Melendez, OWNER  
Builders Souce Imports  
15 Henning Street  
Kansas City, KS 66103

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

/S/ Kiley McManaman  
\_\_\_\_\_  
Kiley McManaman