

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

In the Matter of the Investigation of **HAMM, Inc.**, )  
**of Perry, Kansas**, Regarding the Violation of the )  
Motor Carrier Safety Statutes, Rules and )  
Regulations and the Commission's Authority to ) Docket No. 22-TRAM-167-PEN  
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 HAMM, Inc. of Perry, 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 634172.
3. On December 28, 2021, 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 October 14, 2021. The Penalty Order also assessed Carrier a \$2,000 civil fine.

4. On January 4, 2022, Carrier contacted Staff and stated that payment had previously been submitted for the \$2,000 penalty assessment, but was not showing online as paid. Staff reviewed its records and determined Carrier was correct.

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

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

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

Respectfully submitted,

/s/Ahsan A. Latif

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For Commission Staff

## **CERTIFICATE OF SERVICE**

22-TRAM-167-PEN

I, the undersigned, certify that a true and correct copy of the above and foregoing motion was placed in the United States mail, postage prepaid, this 4th day of January, 2022, to the following:

Kobi Foster, SAFETY DIRECTOR  
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\* Denotes those receiving the Confidential version