

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

In the Matter of the Investigation of **Savannah Traders**)
LLC of Overland Park, Kansas, Regarding the)
Violation(s) of the Motor Carrier Safety Statutes, Rules)
and Regulations and the Commission's Authority to) Docket No. 24-TRAM-447-UCR
Impose Penalties, Sanctions and/or the Revocation of)
Motor Carrier Authority.)

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 Savannah Traders LLC (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 4125696.
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 of that year. Carrier failed to pay its 2023 UCR fees by January 1, 2023, as required by 49 C.F.R. 367.40 and adopted by K.A.R. 82-4-30a.
4. On February 20, 2024, the Commission issued an Order Suspending Intrastate Motor Carrier Operations,¹ due to non-compliance with a Penalty Order issued in this docket on December 21, 2023.² The Penalty Order assessed Carrier a \$300 civil fine for its failure to pay its 2023 UCR fees by January 1, 2023, as required by 49 C.F.R. 367-40 and adopted by K.A.R. 82-

¹ Order Suspending Intrastate Motor Carrier Operations (Feb. 20, 2024).

² See Penalty Order, (Dec. 21, 2023).

4-30a. The Commission's Penalty Order is incorporated herein by reference and made a part of this Order.

5. On November 20, 2024, Carrier contacted Staff regarding the Penalty Order and Carrier's unpaid UCR fees. Carrier stated that although a USDOT Number had been obtained, Carrier had not conducted any operations. The Carrier requested its USDOT Number be inactivated.

6. Staff inactivated the Carrier's USDOT Number. Additionally, after a review of records, Staff could not find evidence the Carrier had operated in interstate commerce.

7. Based on the information provided, Staff asks the Commission to waive the \$300 civil fine ordered in the December 21, 2023, Penalty Order. Staff requests no action be taken on the February 20, 2024, Order Suspending Intrastate Motor Carrier Operations should the Carrier decide to reactivate its USDOT sometime in the future.

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 December 21, 2023.

Respectfully submitted,

/s/ Ahsan Latif

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For Commission Staff

CERTIFICATE OF SERVICE

24-TRAM-447-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 November 20, 2024.

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