

1500 SW Arrowhead Road
Topeka, KS 66604-4027

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



20250930101815
Kansas Corporation
Commission
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Laura Kelly, Governor

NOTICE OF PENALTY ASSESSMENT
26-TRAM-086-PEN

September 30, 2025

Mr. Jaime Varela, Owner
Jaime Varela d/b/a Varela Trucking
106 N. 9th St.
Garden City, Kansas 67846

This is a notice of a penalty assessment against Jaime Varela d/b/a Varela Trucking ("Varela Trucking") for violations of Kansas Motor Carrier Safety Statutes, Rules, and Regulations discovered during a compliance review conducted from August 6, 2025, to August 21, 2025, by Kansas Corporation Commission Special Investigators. The Special Investigators identified one hundred and thirty-four (134) violations of the Motor Carrier Safety regulations. Penalties for the violations are assessed in accordance with the FY 2026 Uniform Penalty Assessment Matrix, approved by the Commission on July 1, 2025. Varela Trucking has been assessed a \$11,650.00 penalty. For a full description of the penalties and terms and obligations please refer to the Order attached to this notice.

IF YOU ACCEPT THE PENALTY: You have thirty (30) days from the date of service of the Penalty Order to pay the penalty. Please remit payment of \$11,650.00 through your personal account with the Kansas Corporation Commission's Kansas Trucking Regulatory Assistance Network ("KTRAN") system located at <https://puc.kcc.ks.gov/ktran/>. If you have not received a letter from the Commission's Transportation Division assigning you a PIN, please contact that Division at 785-271-3145. You must have an account through KTRAN to pay the penalty owed.

The attached Order also requires a representative of Varela Trucking:

- a. To attend a Commission-sponsored safety seminar within thirty (30) days from the date of the Order and to provide the undersigned Litigation Counsel with written proof of attendance. A schedule of dates and locations for safety seminars can be found at the Commission's website http://www.kcc.state.ks.us/trans/safety_meetings.htm.
- b. To submit a written, comprehensive Corrective Action Plan ("CAP") to Commission Transportation Staff (Staff) within thirty (30) days of the date of this order, documenting the violations described in this Penalty Order, including specific and detailed information explaining Carrier's efforts and concrete steps taken to ensure the violations do not occur in the future.
- c. To submit to one follow-up safety compliance review within eighteen (18) months from the date of this Penalty Order. Staff will contact the motor carrier at a later date to determine an appropriate time for the review.

IF YOU CONTEST THE PENALTY ORDER: You have the right to request a hearing. A request for a hearing must be made in writing, and within fifteen (15) days from the date of service of this Order, setting forth the specific grounds upon which relief is sought. You may request a hearing through the Commission's electronic filing system found at <https://puc.kcc.ks.gov/e-filing/e-express/>, and you must also mail a copy of the request for hearing to the undersigned at the above address. If you do not have access to the internet, you can mail an

original and seven copies of the request to the Executive Director at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and mail a copy to the undersigned Litigation Counsel.¹

IF YOU FAIL TO ACT: Failure to pay the penalty of \$11,650.00 within thirty (30) days from the date of service of the Penalty Order or failure to comply with the terms of the Order, or in the alternative, failure to provide a timely written request for a hearing, will result in the Order becoming final and may result in additional sanctions of suspension and/or revocation of your motor carrier operating authority.

Respectfully,
/s/ Ahsan A. Latif
Ahsan A. Latif
Litigation Counsel
(785) 271-3118
Ahsan.Latif@ks.gov

¹ K.A.R. 82-1-215; K.S.A. 77-542.

**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 **Jaime Varela**)
d/b/a Varela Trucking of Garden City, Kansas,)
Regarding the Violation(s) of the Motor Carrier) Docket No. 26-TRAM-086-PEN
Safety Statutes, Rules and Regulations and the)
Commission's Authority to Impose Penalties,)
Sanctions and/or the Revocation of Motor Carrier)
Authority.)

PENALTY ORDER

The above-captioned matter comes before the State Corporation Commission of the State of Kansas ("Commission"). Having examined its files and records, and being duly advised in the premises, the Commission finds and concludes as follows:

1. Pursuant to K.S.A. 66-1,108b, 66-1,111, 66-1,112 and 66-1,114b, the Commission is given full power, authority, and jurisdiction to supervise and control motor carriers, as defined in 49 C.F.R. Part 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. 66-1,129a, 66-1,130, and 66-1,142b, the Commission may suspend operations, revoke or amend certificates, and initiate sanctions or fines against every motor carrier and every person who violates any provision of Kansas law in regard to the regulation of such motor carriers and persons, or who fails to obey any order, decision, or regulation of the Commission.

3. The Commission has the authority, pursuant to K.A.R. 82-1-237, to investigate an entity under the Commission's jurisdiction and issue an order on the Commission's own motion when the Commission believes the entity is in violation of the law or any order of the Commission.

4. Varela Trucking LLC ("Varela Trucking" or "Carrier") is a motor carrier as defined in 49 C.F.R. 390.5 and operates under USDOT number 1033003.

5. The Commission finds it has jurisdiction over Varela Trucking pursuant to K.S.A. 66-1,108b because it is a motor carrier as defined in 49 C.F.R. Part 390.5 as adopted by K.A.R. 82-4-3f.

6. From April 14, 2010, to April 15, 2010, a Commission Staff Special Investigators ("SIs") completed a safety compliance investigation of Varela Trucking, that resulted in the Commission issuing a Penalty Order in Docket No. 11-TRAM-015-PEN¹, in which it levied civil penalties totaling \$1,500.

7. From August 6, 2025, to August 21, 2025, SIs completed a safety compliance investigation of Varela Trucking. As a result of the compliance investigation, the SI identified one hundred and thirty-four (134) violations, set forth in twelve (12) counts of the Motor Carrier Safety Regulations ("MCSRs"), which carries a penalty set forth in the FY2026 Uniform Penalty Assessment Matrix.²

8. On August 26, 2025, Commission Transportation Staff ("Staff") submitted its Report and Recommendation ("R&R"), attached hereto as "Attachment A" and hereby incorporated by reference herein, recommending a penalty of \$11,650.00 to be issued to Varela Trucking based on the frequency, timeline, and severity of the violations discovered.

¹ Penalty Order, Docket No. 11-TRAM-015-PEN (Jul. 12, 2010) (hereinafter, 11-015 Penalty).

² Order Designating Guidance Document and Approving Staff's Use of the Transportation Division's Uniform Penalty Assessment Table, pp. 10 – 24 (Jul. 1, 2025) ("Penalty Matrix").

9. Specifically, pursuant to Staff's R&R, the Commission finds that Varela Trucking committed one hundred and thirty-four (134) violations of the following twelve (12) counts, discussed more fully in Staff's R&R:³

- a. Count 1: On March 7, 2025, Varela Trucking required or permitted its driver, Luis Varela, to operate a commercial driver's license ("CDL") required commercial motor vehicle ("CMV") (a 2014 Volvo Truck, VIN ending in 9523, GVWR 50,500 lbs., in) in Kansas on a public road (Russell, Kansas to Deighton, Kansas) without first obtaining a negative result from a pre-employment controlled substance test on its driver. The Carrier allowed two drivers to operate CMVs prior to obtaining the required pre-employment controlled substance negative test result, resulting in two (2) violations of 49 C.F.R. 382.301(a), as adopted by K.A.R. 82-4-3c. The Commission finds that Staff's recommendation of a penalty of \$650.00 is appropriate and in accordance with the FY2026 Penalty Matrix.
- b. Count 2: On March 14, 2025, Varela Trucking required or permitted its driver, Chris Varela, to operate a CDL-required CMV (a 2000 Peterbilt Truck, VIN ending in 1812, GVWR 48,000 lbs.,) in Kansas on a public road (Bromwell, Kansas to Dighton, Kansas) without requiring its driver to retain supporting documents. Varela Trucking's drivers did not retain supporting documents for forty-six transports, resulting in forty-six (46) violations of 49 C.F.R. 395.8(k), as adopted by K.A.R. 82-4-3a. The Commission finds that Staff's recommendation of a penalty of \$1,000.00 is appropriate and in accordance with the FY2026 Penalty Matrix.

³ See Staff's Report and Recommendation, Transportation Division (Aug. 26, 2025).

- c. Count 3: On March 28, 2025, Varela Trucking required or permitted its driver, Chris Varela, to operate a CDL-required CMV (a 2000 Peterbilt Truck Tractor, VIN ending in 1812, GVWR 48,000 lbs.) in Kansas on a public road (Russell, Kansas to Dighton, Kansas). At the time of this transport, Varela Trucking operated its CMV in excess of its registered weight, resulting in three (3) violations of K.S.A. 8-142 and 49 C.F.R. 392.2, as adopted by K.A.R. 82-4-3h. The Commission finds that Staff's recommendation of a penalty of \$500.00 is appropriate and in accordance with the FY2026 Penalty Matrix.
- d. Count 4: On March 28, 2025, Varela Trucking required or permitted its driver, Chris Varela, to operate a CDL-required CMV (a 2000 Peterbilt Truck Tractor, VIN ending in 1812, GVWR 48,000 lbs.) in Kansas on a public road (Russell, Kansas to Dighton, Kansas). During this March 28, 2025, transport, driver Chris Varela was placed out-of-service as a driver for operating a CDL-required CMV without a CDL. Two days later, on March 30, 2025, Varela Trucking required or permitted its driver, Chris Varela, to operate a CDL-required (a 2014 Volvo Truck, VIN ending in 9253, GVWR 50,500 lbs.) in Kansas on a public road (in and around Garden City, Kansas). At the time of this March 30, 2025, transport, Chris Varela was still under the previous out-of-service designation as the driver had not obtained a CDL. Chris Varela continued to operate in defiance of his out-of-service designation, resulting in one (1) violation of K.S.A. 8-2,132(c) and 49 C.F.R. 392.2 as adopted by K.A.R. 82-4-3h. Staff deems operation of a commercial motor vehicle by a driver previously declared out-of-service without first correcting the cited out-of-service violation to be an intentional violation, and therefore the Commission finds

that Staff's recommendation of an enhanced penalty of \$3,000.00 is appropriate and in accordance with the FY2026 Penalty Matrix.

- e. Count 5: On March 7, 2025, Varela Trucking required or permitted its driver, Luis Varela, to operate a CDL-required CMV (a 2014 Volvo Truck, VIN ending in 9523, GVWR 50,500 lbs., in) in Kansas on a public road (Russell, Kansas to Deighton, Kansas) without first ensuring drivers Luis Varela and Arik Varela were enrolled in the its random drug and alcohol testing program, thus ensuring each driver had an equal chance of being tested each time selections were made. This failure resulted in two (2) violations of 49 C.F.R. 382.305(i)(2), as adopted by K.A.R. 82-4-3c. The Commission finds that Staff's recommendation of a penalty of \$250.00 is appropriate and in accordance with the FY2026 Penalty Matrix.
- f. Count 6: On March 7, 2025, Varela Trucking required or permitted its driver, Luis Varela, to operate a CDL-required CMV (a 2014 Volvo Truck, VIN ending in 9523, GVWR 50,500 lbs., in) in Kansas on a public road (Russell, Kansas to Deighton, Kansas) without first providing its driver with a written alcohol and controlled substances policy, resulting in one (1) violation of 49 C.F.R. 382.601, as adopted by K.A.R. 82-4-3c. The Commission finds that Staff's recommendation of a penalty of \$250.00 is appropriate and in accordance with the FY2026 Penalty Matrix.
- g. Count 7: On March 7, 2025, Varela Trucking required or permitted its driver, Luis Varela, to operate a CDL-required CMV (a 2014 Volvo Truck, VIN ending in 9523, GVWR 50,500 lbs., in) in Kansas on a public road (Russell, Kansas to Deighton, Kansas) without first ensuring the person designated to supervise drivers completed required trainings, resulting in one (1) violation of 49 C.F.R. 382.603, as adopted

by K.A.R. 82-4-3c. The Commission finds that Staff's recommendation of a penalty of \$250.00 is appropriate and in accordance with the FY2026 Penalty Matrix.

- h. Count 8: On March 7, 2025, Varela Trucking required or permitted its driver, Luis Varela, to operate a CDL-required CMV (a 2014 Volvo Truck, VIN ending in 9523, GVWR 50,500 lbs., in) in Kansas on a public road (Russell, Kansas to Deighton, Kansas) without first conducting a pre-employment query into the Federal Motor Carrier Safety Administration (FMCSA) Drug and Alcohol Clearinghouse (DACH) on its drivers. The Carrier failed to conduct pre-employment queries into two of its drivers, resulting in two (2) violations of 49 C.F.R. 382.701(a), as adopted by K.A.R. 82-4-3c. The Commission finds that Staff's recommendation of a penalty of \$500.00 is appropriate and in accordance with the FY2026 Penalty Matrix.
- i. Count 9: On March 7, 2025, Varela Trucking required or permitted its driver, Luis Varela, to operate a CDL-required CMV (a 2014 Volvo Truck, VIN ending in 9523, GVWR 50,500 lbs., in) in Kansas on a public road (Russell, Kansas to Deighton, Kansas) without first obtaining a motor vehicle record (MVR) for its drivers. The Carrier failed to obtain MVRs for two of its drivers, resulting in two (2) violations of 49 C.F.R. 391.23(a)(1), as adopted by K.A.R. 82-4-3g. The Commission finds that Staff's recommendation of a penalty of \$250.00 is appropriate and in accordance with the FY2026 Penalty Matrix.
- j. Count 10: On March 30, 2025, Varela Trucking required or permitted its driver, Chris Varela, to operate a CDL-required CMV (a 2014 Volvo Truck, VIN ending in 9253, GVWR 55,500 lbs.) in Kansas on a public road (in and around Garden City, Kansas) without first obtaining a CDL, which resulted in one (1) violation of K.S.A.

8-2,132 and 49 C.F.R. 392.2 as adopted by K.A.R. 82-4-3h. Staff deems operation of a CDL-required CVM by to be an intentional violation because the driver was cited for the same violation two days earlier, on March 28, 2025, and therefore the Commission finds that Staff's recommendation of an enhanced penalty of \$1,000.00 is appropriate and in accordance with the FY2026 Penalty Matrix.

- k. Count 11: On June 24, 2025, Varela Trucking required or permitted its driver, Chris Varela, to operate a CDL-required CMV (a 2007 Kenworth Truck, VIN ending in 5010, GVWR 48,000 lbs.) in Kansas on a public road (in and around Garden City, Kansas) while hauling a load of manure weighing 102,820 lbs., which is above the maximum allowable weight of 85,500 lbs. Varela Trucking required or permitted its drivers to haul sixty-nine loads in excess of the maximum allowed weight, resulting in sixty-nine (69) violations of K.S.A. 8-1901(a) and 49 C.F.R. 392.2, as adopted by K.A.R. 82-4-3h. The Commission finds that Staff's recommendation of a penalty of \$3,000.00 is appropriate and in accordance with the FY2026 Penalty Matrix.
- l. Count 12: On March 14, 2025, Varela Trucking required or permitted its driver, Chris Varela, to operate a CDL-required CMV (a 2000 Peterbilt Truck, VIN ending in 1812, GVWR 48,000 lbs.,) in Kansas on a public road (Bromwell, Kansas to Dighton, Kansas) without requiring its drivers to prepare a record of duty status using the required method. Varela Trucking required or permitted its drivers to operate without preparing a record of duty status during four transports, resulting in four (4) violations of 49 C.F.R. 395.8(a)(1), as adopted by K.A.R. 82-4-3a. Staff deems this violation to be intentional as Varela Trucking was previously cited for

the same violation and penalized in a Penalty Order issued on July 13, 2010, in 11-015. Therefore, the Commission finds that Staff's recommendation of an enhanced penalty of \$1,000.00 is appropriate and in accordance with the FY2026 Penalty Matrix.

10. The Commission hereby adopts Staff's August 26, 2025, R&R as additional findings.

11. The Commission finds that Varela Trucking is required to have a representative responsible for the Carrier's safety compliance attend a Commission-sponsored safety seminar within thirty (30) days from the date of this Order.⁴ A schedule of the dates and locations for safety seminars can be found on the Commission's website at http://kcc.ks.gov/trans/safety_meetings.htm.

12. The Commission further finds that Varela Trucking is required to submit a written, comprehensive Corrective Action Plan ("CAP") that is satisfactory to Transportation Staff within thirty (30) days of the date of this order, documenting the violation(s) described in this Penalty Order, including specific and detailed information explaining Carrier's efforts and concrete steps taken to ensure the violation(s) do not occur in the future.⁵

13. The Commission further finds that Varela Trucking is required to submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order at a time agreeable to Staff.⁶

14. Failure to comply with the requirements of this Penalty Order shall result in the suspension of Varela Trucking's motor carrier operating authority without further notice.⁷

⁴ See Id., p. 4.

⁵ See Id.

⁶ See Id.

⁷ K.S.A. 66-1,105.

15. The Commission concludes the penalty of \$11,650.00 for the one hundred and thirty-four (134) violations set forth above, and the additional three requirements set forth in paragraphs 11, 12, and 13 are just and reasonable.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. Jaime Varela d/b/a Varela Trucking is hereby assessed a \$11,650.00 civil penalty for one hundred and thirty-four (134) violations, set forth in twelve (12) counts, of Kansas law governing the regulation of motor carriers, the Kansas Administrative regulations, and provisions of the Federal Motor Carrier Safety Regulations, as adopted by the Kansas Administrative Regulations.

B. Varela Trucking is hereby ordered to have a representative responsible for the Carrier's safety compliance attend a Commission-sponsored safety seminar within thirty (30) days of the date of this Order.

C. Varela Trucking is hereby ordered to submit a written, comprehensive corrective action plan ("CAP") that is satisfactory to Staff within thirty (30) days of the date of this order, documenting the violations described in this Penalty Order, including specific and detailed information explaining Carrier's efforts and concrete steps taken to ensure the violations do not occur in the future.

D. Varela Trucking is ordered to submit to one follow-up safety compliance review within eighteen (18) months from the date of this Order at a time agreeable to Staff.

E. Pursuant to K.S.A. 77-537 and K.S.A. 77-542, any party may request a hearing on the above issue(s) by submitting a written request setting forth the specific grounds upon which relief is sought. The request may be electronically filed with the Commission's electronic filing system at <https://puc.kcc.ks.gov/e-filing/e-express/>, within fifteen (15) days from the date of

service of this Order, and a copy of the request mailed to the Litigation Division. If you do not have access to the internet, you can mail an original and seven copies of the request to the Executive Director at 1500 S.W. Arrowhead Road, Topeka, Kansas 66604, and mail a copy of the request to Litigation Counsel. A hearing will be scheduled only upon written request. Failure to timely request a hearing will result in a waiver of Varela Trucking' right to a hearing, and this Penalty Order will become a Final Order.

F. If a request for a hearing is filed, attorneys for all parties shall enter their appearances in Commission proceedings by giving their names and addresses for the record. For civil penalties exceeding \$500.00, a corporation shall appear before the Commission by its attorney, unless waived by the Commission for good cause shown and a determination that such waiver is in the public interest.⁸ For civil penalties of \$500.00 or less, a corporation may appear by a duly authorized representative of the corporation.⁹

G. If you do not request a hearing, the payment of the civil penalty of \$11,650.00 is due thirty (30) days from the date of service of this Order. Payment of \$11,650.00 must be made through your personal account with the Kansas Corporation Commission's Kansas Trucking Regulatory Assistance Network ("KTRAN") system located at <https://puc.kcc.ks.gov/ktran/>. You must have an account through KTRAN to pay the penalty.

H. Failure of Varela Trucking to perform, pay, or fully comply with the provisions of this Order, including but not limited to Ordering Clauses A through D, above, will result in suspension of Varela Trucking' motor carrier operating authority without further notice.¹⁰ Additionally, the Commission may impose further sanctions to include, but not limited to, the

⁸ K.S.A. 77-515(c); K.A.R. 82-1-228(d)(2); K.A.R. 82-1-202(a).

⁹ K.S.A. 66-1,142b(e) and amendments thereto.

¹⁰ K.S.A. 66-1,105.

issuance and enforcement of revocation of authority and/or cease and desist orders, and any other remedies available to the Commission by law, without further notice.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 09/30/2025



Celeste Chaney-Tucker
Executive Director

AAL

ATTACHMENT “A”

REPORT AND RECOMMENDATION TRANSPORTATION DIVISION

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

FROM: Jared Smith, Deputy Director of Transportation

DATE: August 26, 2025

SUBJECT: Docket No. 26-TRAM-086-PEN
In the Matter of the Investigation of **Jaime Varela d/b/a Varela Trucking of Garden City, Kansas** Regarding the Violation of the Motor Carrier Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority

EXECUTIVE SUMMARY:

Jaime Varela d/b/a Varela Trucking (Varela Trucking) is a motor carrier (MC) possessing for-hire operating authority from the Commission, primarily hauling grain, feed, hay and manure. Varela Trucking operates under USDOT 1033003.

From April 14 through 15, 2010, Commission Staff Special Investigators (SIs) conducted a safety compliance investigation of the operations Varela Trucking, which resulted in the Commission issuing a Penalty Order in Docket No. 11-TRAM-015-PEN on July 12, 2010,¹ that levied civil penalties totaling \$1,500. In the current docket, Staff found violations that had previously been penalized in the 11-015 Penalty Order, which will be further outlined below.

From August 6, 2025, through August 21, 2025, Staff SIs completed a safety compliance investigation of the operations of Varela Trucking. A copy of the safety compliance report is attached hereto as **Exhibit 1** and is hereby incorporated by reference. As a result of this investigation, the SI identified one hundred and thirty-four (134) violations, set forth as twelve (12) specific counts, of the Motor Carrier Safety Regulations (MCSRs), which carry a penalty according to the FY2026 Uniform Penalty Assessment Matrix approved by the Commission. Based on the frequency, timeline and severity of the violations discovered by the SIs, staff recommends a penalty of \$11,650.00 be issued to the MC.

¹ Penalty Order, Docket No. 11-TRAM-015-PEN (Jul. 12, 2010) (hereinafter, 11-015 Penalty).

DISCUSSION AND ANALYSIS:

From August 6, 2025 through August 21, 2025, Commission Staff SIs conducted a safety compliance investigation of the operations of Varela Trucking. The investigation covers a 365-day period and any previous compliance review. Each specific count is detailed below.

Count One (1 of 12)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: 49 C.F.R 382.301(a) states: “Prior to the first time a driver performs safety-sensitive functions for an employer, the driver shall undergo testing for controlled substances as a condition prior to being used, unless the employer uses the exception in paragraph (b) of this section. No employer shall allow a driver, who the employer intends to hire or use, to perform safety-sensitive functions unless the employer has received a controlled substances test result from the MRO or C/TPA indicating a verified negative test result for that driver.”

Material Facts and Supporting Documents: On March 7, 2025, Varela Trucking required or permitted its driver, Luis Varela, to operate a CDL-required CMV, a 2014 Volvo, VIN ending in 9523, GVWR 50,500 lbs., in intrastate commerce from Russell, Kansas to Dighton, Kansas. This transport is evidenced by Driver/Vehicle Examination Report No. KSHP92022254, attached hereto as **Exhibit 2**. At the time of this transport, Varela Trucking had failed to require its drivers undergo a controlled substance test and obtain a negative result. The SIs discovered two drivers who operated for the MC without first obtaining a negative test on a controlled substance test.

Violation: Varela Trucking failed to conduct pre-employment tests on drivers Luis Varela and Arik Varela prior to allowing the drivers to operate CDL-required CMVs, which is a violation of 382.301(a) as adopted by K.A.R. 82-4-3c (**Exhibit 1, Page 3**). Two (2) violations discovered (**Exhibit 1, Page 14**).

Recommendation: Staff recommends a penalty of \$650.00, in accordance with the FY2026 Penalty Matrix.

Count Two (2 of 12)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: 49 C.F.R 395.8 (k) states: “A motor carrier shall retain records of duty status and supporting documents required under this part for each of its drivers for a period of not less than 6 months from the date of receipt.

(2) The driver shall retain a copy of each record of duty status for the previous 7 consecutive days which shall be in his/her possession and available for inspection while on duty.”

Material Facts and Supporting Documents: On March 14, 2025, Varela Trucking required or permitted its driver, Chris Varela, to operate a CDL-required CMV, a 2000 Peterbilt, VIN ending in 1812, GVWR 48,000 lbs., in intrastate commerce from Brownell, Kansas to Dighton, Kansas. This transport is evidenced by Chris Varela’s partial timecard attached hereto as **Exhibit 3**. The MC failed to retain or provide any supporting documentation for

this transport. The MC was unable to provide supporting documentation for forty-six transports as documented in **Exhibit 1** on pages 17 and 18.

Violation: Varela Trucking failed to retain required supporting documents, which is a violation of 395.8(k), adopted by K.A.R. 82-4-3a (**Exhibit 1, Page 3 & 4**). Forty-Six (46) violations were discovered (**Exhibit 1, Pages 17 & 18**).

Recommendation: Staff recommends a fine of \$1,000.00, in accordance with the FY2026 Penalty Matrix.

Count Three (3 of 12)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: K.S.A 8-142 states: “It shall be unlawful for any person to commit any of the following acts and except as otherwise provided, violation is subject to penalties provided in K.S.A. 8-149, and amendments thereto:...

Seventh: To operate on the highways of this state a vehicle or combination of vehicles whose weight with cargo is in excess of the gross weight for which the truck or truck tractor propelling the same is registered, except as provided by K.S.A. 8-143, and amendments thereto, and K.S.A. 8-1911(a) through (f), and amendments thereto. Such gross weight shall not be required to be in excess of the limitations described by K.S.A. 8-1908 and 8-1909, and amendments thereto, for such vehicle or combination of vehicles of which it is a part.”

Material Facts and Supporting Documents: On March 28, 2025, Varela Trucking required or permitted its driver, Chris Varela, to operate a CDL-required CMV, a 2000 Peterbilt, VIN ending in 1812, GVWR 48,000 lbs., in intrastate commerce from Russell, Kansas to Dighton, Kansas. This transport is evidenced by Kansas Highway Patrol Driver/Vehicle Examination Report No. KSHP04503443, attached hereto as **Exhibit 4**. This violation is evidenced by the carrier’s vehicle registration, attached hereto as **Exhibit 5**, which indicates the CMV being operated was registered for only 24,000 lbs. The inspection report states the weight of the CMV is 48,000 lbs.

Violation: Varela Trucking operated commercial motor vehicles in excess of their registered weight which is a violation of K.S.A. 8-142 and 49 C.F.R. 392.2, as adopted by K.A.R. 82-4-3h (**Exhibit 1, Page 4**). Three (3) violations were discovered (**Exhibit 1, Page 16**).

Recommendation: Staff recommends a fine of \$500, in accordance with the FY2026 Penalty Matrix.

Count Four (4 of 12)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: K.S.A 8-2,132 states: “(a) On and after April 1, 1992, except when driving under a commercial class A, B or C or class A or B instruction permit or a valid class C license and accompanied by the holder of a commercial driver's license valid for the vehicle being driven, no person may drive a commercial motor vehicle unless the person has a valid

commercial driver's license and is in immediate possession thereof and applicable endorsements valid for the vehicle they are driving, except that no person charged with violating this subsection shall be convicted if such person produces in court or the office of the arresting officer a commercial driver's license issued to such person and valid at the time of the arrest.

(b) No person shall drive a commercial motor vehicle while their driving privilege is suspended, revoked or canceled or while subject to a disqualification.

(c) No person shall drive a commercial motor vehicle in violation of an out-of-service order.

(d) Any commercial driver in violation of this section shall be guilty of a class B misdemeanor.

Material Facts and Supporting Documents: During the March 28, transport described in Count Three, above, driver Chris Varela was placed out-of-service for operating a CDL-required CMV without a CDL (*See Exhibit 4*).

On March 30, 2025, Varela Trucking required or permitted the same driver, Chris Varela to operate a CDL-required CMV, a 2014 Volvo, VIN ending in 9523, GVWR 50,500 lbs., in intrastate commerce in and around Garden City, Kansas. At the time of the March 30, 2025, transport, Chris Varela was still under the previous out-of-service designation as the driver had not obtained a CDL. Chris Varela did not obtain a CDL until April 23, 2025, as evidenced by Kansas Department of Revenue's email attached hereto as **Exhibit 6**. This transport is evidenced by Chris Varela's timecard, attached hereto as **Exhibit 7**, which notes his operation of a CDL-required vehicle on March 30, 2025. Additionally, the MC's registration for the 2014 Volvo is attached hereto as **Exhibit 8**.

Violation: Varela Trucking required or permitted its driver Chris Varela to operate in violation of the driver's out-of-service designation, which is a violation of K.S.A. 8-132(c) and 49 C.F.R. 392.2 as adopted by K.A.R. 82-4-3h (**Exhibit 1, Page 4**). One (1) violation discovered (**Exhibit 1, Page 14**).

Recommendation: Staff deems this violation to be intentional as the driver operated in defiance of an out-of-service designation made by the Kansas Highway Patrol two days earlier. Therefore, Staff recommends an enhanced penalty of \$3,000.00, in accordance with the FY2026 Penalty Matrix.

Count Five (5 of 12)

Authority: K.S.A. 66-1,111.

Relevant Statutes: 49 C.F.R 382.305 (i)(2) states: "Each driver selected for random alcohol and controlled substances testing under the selection process used, shall have an equal chance of being tested each time selections are made."

Material Facts and Supporting Documents: This violation took place during the transport on March 7, 2025, described in Count One, above. Attached as **Exhibit 9** is the carrier's 1st Quarter of 2025 Random Pool list. The employee list for this period does not include Luis Varela, who was the driver for this transport. It also does not include driver Arik Varela.

Violation: Varela Trucking failed to ensure its drivers, Luis Varela and Arik Varela, were enrolled in the MC's Random Drug & Alcohol testing program resulting in the MC's drivers not having an equal chance of being tested each time selections are made,, which is a violation of 49 C.F.R. 382.305(i)(2) as adopted by K.A.R. 82-4-3c (**Exhibit 1, Page 4 & 5**). Two (2) violations were discovered (**Exhibit 1, Page 14**).

Recommendation: Staff recommends a fine of \$250, in accordance with the FY2026 Penalty Matrix.

Count Six (6 of 12)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: 49 C.F.R 382.601 states: "Each employer shall provide educational materials that explain the requirements of this part and the employer's policies and procedures with respect to meeting these requirements.

(1) The employer shall ensure that a copy of these materials is distributed to each driver prior to the start of alcohol and controlled substances testing under this part and to each driver subsequently hired or transferred into a position requiring driving a commercial motor vehicle.

(2) Each employer shall provide written notice to representatives of employee organizations of the availability of this information."

Material Facts and Supporting Documents: This violation took place during the transport on March 7, 2025, described in Count One, above. At the time of this transport, the MC failed to provide its driver, Luis Varela, with a written copy of the MC's drug and alcohol policy.

Violation: Varela Trucking failed to provide drivers with a written copy of the MC's drug and alcohol policy, which is a violation of 49 C.F.R. 382.601, as adopted by K.A.R. 82-4-3c (**Exhibit 1, Page 5**). One (1) violation discovered (**Exhibit 1, Page 14**).

Recommendation: Staff recommends a fine of \$250, in accordance with the FY2026 Penalty Matrix.

Count Seven (7 of 12)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: 49 C.F.R 382.603 states: "Each employer shall ensure that all persons designated to supervise drivers receive at least 60 minutes of training on alcohol misuse and receive at least an additional 60 minutes of training on controlled substances use. The training will be used by the supervisors to determine whether reasonable suspicion exists to require a driver to undergo testing under § 382.307. The training shall include the physical, behavioral, speech, and performance indicators of probable alcohol misuse and use of controlled substances. Recurrent training for supervisory personnel is not required."

Material Facts and Supporting Documents: This violation took place during the transport on March 7, 2025, described in Count One, above. At the time of this transport, the MC

failed to ensure that the individual designated to supervise drivers had completed the required training.

Violation: Varela Trucking failed to require the individual designated to supervise drivers complete required training, which is a violation of 49 C.F.R. 382.603 adopted by K.A.R. 82-4-3c (**Exhibit 1, Page 5**). One (1) violation was discovered (**Exhibit 1, Page 16**).

Recommendation: Staff recommends a fine of \$250, in accordance with the FY2026 Penalty Matrix.

Count Eight (8 of 12)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: 49 C.F.R 382.701 (a) states: “Employers must not employ a driver subject to controlled substances and alcohol testing under this part to perform a safety-sensitive function without first conducting a pre-employment query of the Clearinghouse to obtain information about whether the driver has a verified positive, adulterated, or substituted controlled substances test result; has an alcohol confirmation test with a concentration of 0.04 or higher; has refused to submit to a test in violation of § 382.211; or that an employer has reported actual knowledge, as defined at § 382.107, that the driver used alcohol on duty in violation of § 382.205, used alcohol before duty in violation of § 382.207, used alcohol following an accident in violation of § 382.209, or used a controlled substance, in violation of § 382.213.”

Material Facts and Supporting Documents: This violation took place during the transport on March 7, 2025, described in Count One, above. Attached as **Exhibit 10** is the MC’s Federal Motor Carrier Safety Administration (FMCSA) Drug & Alcohol Clearinghouse (DACH) Report. At the time of this transport, the MC had not completed a pre-employment query for its drivers Luis Varela or Arik Varela. Neither driver appears on the list of pre-employment queries completed in the DACH Report.

Violation: Varela Trucking failed to conduct pre-employment queries prior to allowing drivers to operate a CDL-required CMV, which is a violation of 49 C.F.R. 382.701(a) adopted by K.A.R. 82-4-3c (**Exhibit 1, Page 6**). Two (2) violations discovered (**Exhibit 1, Page 14**).

Recommendation: Staff recommends a fine of \$500, in accordance with the FY2026 Penalty Matrix.

Count Nine (9 of 12)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: 49 C.F.R 391.23 states: “Except as provided in subpart G of this part, each motor carrier shall make the following investigations and inquiries with respect to each driver it employs, other than a person who has been a regularly employed driver of the motor carrier for a continuous period which began before January 1, 1971:

(1) An inquiry, within 30 days of the date the driver's employment begins, to each State where the driver held or holds a motor vehicle operator's license or permit during the preceding 3 years, to obtain that driver's motor vehicle record covering that driver's prior 3-year driving history.”

Material Facts and Supporting Documents: This violation took place during the transport on March 7, 2025, described in Count One, above. At the time of this transport, the MC failed to make an inquiry into the motor vehicle record (MVR) Arik Varela or Luis Varela, resulting in two (2) violations.

Violation: Varela Trucking failed to obtain an MVR for drivers prior to allowing the drivers to operate a CMVs, which is a violation of 49 C.F.R. 391.23(a) as adopted by K.A.R. 82-4-3g (**Exhibit 1, Page 6**). Two (2) violations discovered (**Exhibit 1, Page 17**).

Recommendation: Staff recommends a fine of \$250, in accordance with the FY2026 Penalty Matrix.

Count Ten (10 of 12)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: K.S.A 8-2,132 states: "...except when driving under a commercial class A, B or C or class A or B instruction permit or a valid class C license and accompanied by the holder of a commercial driver's license valid for the vehicle being driven, no person may drive a commercial motor vehicle unless the person has a valid commercial driver's license and is in immediate possession thereof and applicable endorsements valid for the vehicle they are driving..."

Material Facts and Supporting Documents: This violation took place during the transport on March 30, 2025, described in Count Four, above. At the time of this transport, driver Chris Varela did not have a valid CDL.

Violation: Varela Trucking required or permitted the operation of a CDL-required CMV by a driver without a valid CDL, which is a violation of K.S.A. 8-2,132 and 49 C.F.R. 392.2, as adopted by K.A.R. 82-4-3h (**Exhibit 1, Page 7**). One (1) violation was discovered (**Exhibit 1, Page 14**).

Recommendation: Staff deems this violation to be intentional as the driver operated in defiance of an out-of-service designation made by the Kansas Highway Patrol two days earlier. Therefore, Staff recommends an enhanced penalty of \$1,000.00, in accordance with the FY2026 Penalty Matrix.

Count Eleven (11 of 12)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: K.A.R. 82-4-6a states: "Each motor carrier and driver shall comply with the following:...(c) the uniform act regulating traffic and the size, weight, and load of vehicles as established in K.S.A. 8-1901 et seq. and amendments thereto; and

(d) the regulations issued by the commission pertaining to the driving of commercial motor vehicles as adopted in K.A.R. 82-4-3h."

49 C.F.R. 392.1 states: "(a) Every motor carrier, its officers, agents, representatives, and employees responsible for the management, maintenance, operation, or driving of commercial

motor vehicles, or the hiring, supervising, training, assigning, or dispatching of drivers, shall be instructed in and comply with the rules in this part.

49 C.F.R. 392.2 states: “Every commercial motor vehicle must be operated in accordance with the laws, ordinances, and regulations of the jurisdiction in which it is being operated.

However, if a regulation of the Federal Motor Carrier Safety Administration imposes a higher standard of care than that law, ordinance or regulation, the Federal Motor Carrier Safety Administration regulation must be complied with.”

K.S.A. 8-1901(a) states: “It shall be unlawful for any person to drive or move or for the owner or lessee to cause or knowingly permit to be driven or moved on any highway any vehicle or combination of vehicles of a size or weight exceeding the limitations stated in article 19 of chapter 8 of Kansas Statutes Annotated or otherwise in violation of this article, and the maximum size and weight of vehicles herein specified shall be lawful throughout this state, and local authorities shall have no power or authority to alter such limitations except as express authority may be granted in this article.”

K.S.A. 8-1909 describes the specific weight limits.

Material Facts and Supporting Documents: On June 24, 2025, Varela Trucking required or permitted its driver, Arik Varela, to operate a CDL-required CMV, a 2007 Kenworth, VIN ending in 5010, GVWR 48,000 lbs., in intrastate commerce from Garden City, Kansas to Hugoton, Kansas. This transport is evidenced by Arik Varela’s DVIR (Driver Vehicle Inspection Report) dated June 24, 2025, attached hereto as **Exhibit 11**. This violation is evidenced by Sunbelt Feed Yard Ticket #65102, attached hereto as **Exhibit 12**. At the time of this transport, Arik Varela hauled a load of manure weighing 102,820 pounds which is above the allowable weight of 85,500 lbs. as allowed in the State of Kansas. The MC hauled loads in excess of the allowable weight in Kansas during sixty-nine transports as documented in **Exhibit 1** on pages 14 to 16.

Violation: Varela Trucking required or permitted its driver to haul loads that were above the maximum allowed weight in the State of Kansas, which is a violation of K.S.A. 8-1901 and 49 C.F.R. 392.2 , as adopted by K.A.R. 82- 4-3g (**Exhibit 1, Page 7**). Sixty-Nine (69) violations were discovered (**Exhibit 1, Pages 14 to 16**).

Recommendation: Staff recommends a fine of \$3,000.00, in accordance with the FY2026 Penalty Matrix.

Count Twelve (12 of 12)

Authority: K.S.A. 66-1,111 and 66-1,129.

Relevant Statutes: 49 C.F.R 395.8 states: “Except for a private motor carrier of passengers (nonbusiness), as defined in § 390.5 of this subchapter, a motor carrier subject to the requirements of this part must require each driver used by the motor carrier to record the driver's duty status for each 24-hour period using the method prescribed in paragraphs (a)(1)(i) through (iii) of this section, as applicable.”

Material Facts and Supporting Documents: This violation took place during the transport on March 14, 2025, described in Count Two, above. At the time of this transport, Varela Trucking failed to require its driver Chris Varela to prepare a record of duty status that meets the requirements of 49 C.F.R. 395.8 (See **Exhibit 5**). The time card does not list start and end times (a start time of 12:00 a.m. was noted on March 14, with no end time provided; an end time of 6:30 a.m. was noted on March 8, 2025, with no start time provided) or total hours and did not provide supporting documents which would verify the driver was exempt hours of service.

Violation: Varela Trucking failed to require its driver to prepare a record of duty status when required, which is a violation of 49 C.F.R. 395.8(a)(1), as adopted by K.A.R. 82-4-3a (**Exhibit 1, Page 7 to 8**). Four (4) violations were discovered (**Exhibit 1, Page 16**).

Recommendation: Staff recommends an enhanced penalty of \$1,000, as this same violation was previously cited during a compliance investigation conducted on April 14, 2010, and penalized in the Penalty Order issued on July 13, 2010, in 11-015. The enhanced fine is in accordance with the FY2026 Penalty Matrix.

RECOMMENDATION:

Transportation Staff recommends the Commission find Varela Trucking committed one hundred and thirty-four (134) violations, set forth as twelve (12) specific counts, of Kansas law that governs MCs, including various provisions of the Federal Motor Carrier Safety Regulations (FMCSRs), as adopted by the Kansas Administrative Regulations (K.A.R.s), and is therefore subject to sanctions or fines imposed by the Commission.

Due to the frequency, timeline and severity of the violations, Staff recommends a civil penalty of \$11,650 for one hundred and thirty-four (134) violations of the MC Safety Statutes, Rules and Regulations, in accordance with the recommended penalties listed in the applicable Uniform Penalty Assessment Matrix.

Staff further recommends Varela Trucking require a representative responsible for the company's safety to attend a Commission-sponsored safety seminar within thirty (30) days from the date of the Order, and provide Litigation Counsel with written proof of attendance. A schedule of the dates and locations for safety seminars can be found on the Commission's website at http://kcc.ks.gov/trans/safety_meetings.htm.

Staff further recommends Varela Trucking submit a written, comprehensive Corrective Action Plan (CAP) to Transportation Staff within thirty (30) days of the date of this order, documenting the violation(s) described in the Penalty Order, including specific and detailed information explaining the carrier's efforts and concrete steps taken to ensure the violation(s) do not occur in the future.

Finally, Staff recommends that Varela Trucking submit to one follow-up safety compliance review within eighteen (18) months from the date of the Penalty Order. Transportation Staff will contact the motor carrier at a later date to determine an appropriate time for the review.

Exhibit 1

UNITED STATES DEPARTMENT OF TRANSPORTATION



U.S. DOT#: 1033003
MC/MX#: 0

Legal: JAIME VARELA
Operating (DBA): VARELA TRUCKING

Investigation Date:
08/25/2025

Investigation Type: Onsite Comprehensive Investigation			Location of Investigation: Company principal place of business (PPOB)	
Extent of Operations: Entire Operation				
Physical Address			Mailing Address	
314 LOEWEN MOSCOW, KS 67952 United States			106 N 9TH ST GARDEN CITY, KS 67846 United States	
Contact Information				
Contact Name: JAIME VARELA				
Email: varelajaime08@gmail.com				
Phone: (620)521-2299 Cell: (620)640-8997 Fax: () -				
Business and Financial				
Business Type: Limited Liability Corporation				
Name of Gross Revenue Provider: Ana Buruca				
Title of Gross Revenue Provider: Agent				
Gross Revenue: For Year Ending: 12/31/2024				
Federal Tax ID:				
Operation Classification and Type			Cargo	
Type of Operation: Non-HM Intrastate Carrier			Grain, Feed, Hay, Other (Manure)	
Operation Classification				
For-Hire Motor Carrier				
Property				
Other Non-Hazardous Freight				
Equipment			Driver Information	
Owned	Term Leased	Trip Leased	Drivers	
Truck Tractors 4			Intrastate	
Trailers 3			Interstate	
Power units used in the U.S.: 4			< 100 Miles	
Percentage of time used in the U.S.: 100%			> = 100 Miles 4	
Average trip leased driver/month: 0				
Drivers with CDL: 4				
Total Drivers: 4				
Person(s) Interviewed				
Name: CHRIS VARELA			Title: MANAGER	
Name: ANA BURUCA			Title: AGENT	

Questions

Questions about this report or the Federal Motor Carrier Safety or Hazardous Materials regulations may be addressed to the Federal Motor Carrier Safety Administration at:	1303 SW FIRST AMERICAN PL STE 200 TOPEKA, KS 66604-4040 Phone: (785) 271-1260 Fax: (877) 547-0378
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This report will be used to assess your safety compliance.

Violations

1. Primary: 387.7(a) Operating a motor vehicle without having in effect the required minimum levels of financial responsibility coverage. A Acute		Violations Discovered <table><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>1</td><td>1</td></tr></table> Checked <table><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>1</td><td>1</td></tr></table>		Fed	State	Total		1	1	Fed	State	Total		1	1	BASIC Impacted		Rating Factor 1: General = Part 387	
Fed	State	Total																	
	1	1																	
Fed	State	Total																	
	1	1																	
Example/Notes: Vehicle License or Company Number: 2000 Peterbilt VIN [REDACTED] 1812 Trip Date: 3/28/2025 Description of Violation: On 3/28/25, Jaime Varela d/b/a Varela Trucking operated Unit #12 a 2000 Peterbilt with VIN [REDACTED] 1812 from Russell, KS to Dighton, KS. At the time of operation, the vehicle was not insured.				Drivers/Vehicles in Violation <table><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>1</td><td>1</td></tr></table> Checked <table><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>1</td><td>1</td></tr></table>				Fed	State	Total		1	1	Fed	State	Total		1	1
Fed	State	Total																	
	1	1																	
Fed	State	Total																	
	1	1																	
2. Primary: 382.301(a) Using a driver before the motor carrier has received a negative pre-employment controlled substance test result. C Critical At least 10% of the number checked had violations		Violations Discovered <table><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>2</td><td>2</td></tr></table> Checked <table><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>2</td><td>2</td></tr></table>		Fed	State	Total		2	2	Fed	State	Total		2	2	BASIC Impacted Controlled Substances/Alcohol		Rating Factor 2: Driver = Part 382	
Fed	State	Total																	
	2	2																	
Fed	State	Total																	
	2	2																	
Example/Notes: Driver name: Luis Varela Trip date: 3/7/25 Description of violation: On 3/7/25, Jaime Varela d/b/a Varela Trucking allowed or required driver, Luis Varela to operate a CMV from Russell, KS to Dighton, KS. Jaime Varela d/b/a Varela Trucking failed to obtain a pre-employment test prior to allowing the driver to operate a CDL required vehicle.				Drivers/Vehicles in Violation <table><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>2</td><td>2</td></tr></table> Checked <table><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>2</td><td>2</td></tr></table>				Fed	State	Total		2	2	Fed	State	Total		2	2
Fed	State	Total																	
	2	2																	
Fed	State	Total																	
	2	2																	
3. Primary: 395.8(k)(1) Failing to preserve driver's records of duty status supporting documents for 6 months. C Critical At least 10% of the number checked had violations		Violations Discovered <table><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td>46</td><td>46</td></tr></table> Checked <table><tr><th>Fed</th><th>State</th><th>Total</th></tr><tr><td></td><td></td><td></td></tr></table>		Fed	State	Total		46	46	Fed	State	Total				BASIC Impacted Hours-of-Service Compliance		Rating Factor 3: Operational = Part 395	
Fed	State	Total																	
	46	46																	
Fed	State	Total																	

	86	86		
Example/Notes:			Drivers/Vehicles in Violation	
Driver name: Chris Varela			Fed	State
Trip date: 3/14/2025				Total
				3
				3
On 3/14/2025, Jaime Varela d/b/a Varela Trucking's driver Chris Varela bob tailed to Brownell, KS to pick up a loaded trailer that would be delivered to Dighton, KS. Jaime Varela d/b/a Varela Trucking failed to retain/provide any supporting documents.			Checked	
			Fed	State
				Total
				4
				4
4. Primary: 392.2			Violations Discovered	
State Equivalent: K.S.A. 8-142(7)			Fed	State
Operating a Commercial Motor Vehicle in excess of the registered gross weight				Total
				3
				3
			Checked	
			Fed	State
				Total
				7
				7
Example/Notes:			Drivers/Vehicles in Violation	
On 3/7/2025, Jaime Varela d/b/a Varela Trucking driver, Luis Varela hauled a load of wet distillers grain from Russell, KS to Lane County Feeders in Dighton, KS. At the time of operation, Unit #523 a 2014 Volvo with VIN [REDACTED] 9523 was registered for a gross weight of 24,000 pounds. The actual loaded gross weight of the vehicle 86,080 which is 62,080 pounds over his gross registered weight.			Fed	State
				Total
				3
				3
			Checked	
			Fed	State
				Total
				7
				7
5. Primary: 392.2			Violations Discovered	
State Equivalent: K.S.A. 8-2,132(c)			Fed	State
No person shall drive a Commercial Motor Vehicle in violation of an OOS order.				Total
				1
				1
			Checked	
			Fed	State
				Total
				1
				1
Example/Notes:			Drivers/Vehicles in Violation	
On 3/28/2025, Jaime Varela d/b/a Varela Trucking's driver, Chris Varela was placed OOS during a roadside inspection for not having a valid CDL. On 3/30/2025, driver Chris Varela operated a CDL required vehicle operating in violation of the drivers OOS order.			Fed	State
				Total
				1
				1
			Checked	
			Fed	State
				Total
				1
				1
6. Primary: 382.305(i)(2)			Violations Discovered	

Failing to ensure that each driver subject to random alcohol and controlled substances testing has an equal chance of being selected each time selections are made.

Fed	State	Total
	2	2
Checked		
Fed	State	Total
	4	4

Example/Notes:

Driver name: Luis Varela
Selection date: 1st Quarter of 2025
Trip date: 3/7/2025

Jaime Varela d/b/a Varela Trucking failed to ensure that drivers: Arik Varela and Luis Varela were enrolled in the Random Drug & Alcohol pool as required which failed to give drivers an equal chance of being selected.

7. Primary: 382.601(b)

Failing to provide to employees a written policy on misuse of alcohol and controlled substances that meets the requirements of 382.601(b) 1-12.

Drivers/Vehicles in Violation		
Fed	State	Total
	2	2
Checked		
Fed	State	Total
	4	4

Violations Discovered		
Fed	State	Total
	1	1
Checked		
Fed	State	Total
	4	4

Example/Notes:

Driver name: Luis Varela
Trip date: 3/7/25
Description of violation:

On 3/7/25, Jaime Varela d/b/a Varela Trucking allowed or required driver, Luis Varela to operate a CMV from Russell, KS to Dighton, KS. At the time of operation, the carrier failed to provide driver, Luis Varela with a copy of the written Drug & Alcohol policy.

8. Primary: 382.603

Failing to ensure person designated to determine that drivers undergo reasonable suspicion testing receive 60 minutes training for alcohol and/or 60 minutes of training for controlled substances.

Drivers/Vehicles in Violation		
Fed	State	Total
	1	1
Checked		
Fed	State	Total
	4	4

Violations Discovered		
Fed	State	Total
	1	1
Checked		
Fed	State	Total
	1	1

Example/Notes:

Driver name: Luis Varela
Trip date: 3/7/25

Drivers/Vehicles in Violation		
Fed	State	Total
	1	1

Supervisor/Company official not trained: Jaime Varela

Jaime Varela d/b/a Varela Trucking failed to provide documentation of having completed Reasonable Suspicion Training.

9. Primary: 382.701(a)

Failing to conduct a pre-employment query.

Example/Notes:

Driver name: Luis Varela

Trip date: 3/7/25

Description of violation:

On 3/7/25, Jaime Varela d/b/a Varela Trucking allowed or required driver, Luis Varela to operate a CMV from Russell, KS to Dighton, KS. Jaime Varela d/b/a Varela Trucking failed to obtain a pre-employment query prior to allowing the driver to operate a CMV.

10. Primary: 391.21(a)

Using a driver who has not completed and furnished an employment application.

Example/Notes:

Driver name: Luis Varela

Trip date: 3/7/25

Description of violation:

On 3/7/25, Jaime Varela d/b/a Varela Trucking allowed or required driver, Luis Varela to operate a CMV from Russell, KS to Dighton, KS. At the time of operation, the carrier did not have a complete application for driver, Luis Varela.

11. Primary: 391.23(a)

Failing to investigate driver's background.

Checked		
Fed	State	Total
	1	1
Violations Discovered		
Fed	State	Total
	2	2
Checked		
Fed	State	Total
	2	2
Drivers/Vehicles in Violation		
Fed	State	Total
	2	2
Checked		
Fed	State	Total
	2	2
Violations Discovered		
Fed	State	Total
	1	1
Checked		
Fed	State	Total
	4	4
Drivers/Vehicles in Violation		
Fed	State	Total
	1	1
Checked		
Fed	State	Total
	4	4
Violations Discovered		
Fed	State	Total
	2	2
Checked		
Fed	State	Total

	4	4
Example/Notes: Driver name: Luis Varela Trip date: 3/7/25 Description of violation: On 3/7/25, Jaime Varela d/b/a Varela Trucking allowed or required driver, Luis Varela to operate a CMV from Russell, KS to Dighton, KS. At the time of operation, the carrier had not obtained an MVR within 30 days of employing the driver.	Drivers/Vehicles in Violation	
	Fed	State
		2
	Checked	
	Fed	State
12. Primary: 392.2 Secondary: K.S.A. 8-2, 125 Using a driver without a valid CDL		4
	Violations Discovered	
	Fed	State
		1
	Checked	
Example/Notes: Driver: Chris Varela Trip: 3/30/2025 On 3/30/25, Jaime Varela d/b/a Varela Trucking allowed or required driver, Chris Varela to operate a CDL required CMV. At the time of operation, driver Chris Varela did not have a valid CDL.	Fed	State
		4
	Drivers/Vehicles in Violation	
	Fed	State
		1
13. Primary: 392.2 State Equivalent: K.S.A. 8-1901 Operating over the allowable weight of 85,500 in the State of Kansas.	Checked	
	Fed	State
		4
	Violations Discovered	
	Fed	State
Example/Notes: On 6/24/2025, Jaime Varela d/b/a Varela Trucking allowed or required driver, Arik Varela to haul a load of manure from sunbelt feed yard in Hugoton, KS weighing 102,820 pounds, which is over the allowable weight of 85,500 as allowed in the State of Kansas.		69
	Checked	
	Fed	State
		120
	Drivers/Vehicles in Violation	
14. Primary: 395.8(a)(1)	Fed	State
		1
	Checked	
	Fed	State
		4
	Violations Discovered	

Failing to require a driver to prepare a record of duty status using the appropriate method.

Fed	State	Total
	4	4
Checked		
Fed	State	Total
	120	120

Example/Notes:

Number Checked - 4 drivers x 30 days each = 120 RODS

Number Discovered - 12

On 3/14/2025, Jaime Varela d/b/a Varela Trucking's driver Chris Varela bob tailed to Brownell, KS to pick up a loaded trailer that would be delivered to Dighton, KS. At the time of operation, driver, Chris Varela provided a timecard that noted a start time but no end time or total hours. The carrier failed to provide any supporting documents for this trip that would verify the driver exempt from any hours of service.

Drivers/Vehicles in Violation

Fed	State	Total
	2	2
Checked		
Fed	State	Total
	4	4

15. Primary: 396.9(d)(2)

Failure to correct violations or defects listed on a motor vehicle roadside inspection report.

Violations Discovered

Fed	State	Total
	1	1
Checked		
Fed	State	Total
	1	1

Example/Notes:

Company number or vehicle plate number: VIN [REDACTED] 1812

Description of violation/defect not corrected: Power steering leak and oil & grease leak on Axle 2 differential

Trip date: 3/30/25

Inspection report number: KSHP04503443

On 3/28/25, Jaime Varela d/b/a Varela Trucking was cited for a power steering leak and an oil and grease leak on Axle 2 differential during a roadside inspection. Jaime Varela d/b/a Varela Trucking failed to provide documentation of correcting the defects.

Drivers/Vehicles in Violation

Fed	State	Total
	1	1
Checked		
Fed	State	Total
	1	1

Safety Fitness Rating

This Investigation is Not Rated

DataQs: If you dispute the violations recorded in the Violations section of this investigation report, and the violations were not used in the calculation of your safety rating, you may submit a Request for Data Review (RDR) through DataQs. The DataQs system is the method to remove violations that did not affect your safety rating. DataQs is an online system that allows a motor carrier or driver to request and track a review of Federal and State issued data that it believes to be incomplete or incorrect. To submit an RDR, go to <https://dataqs.fmcsa.dot.gov>.

Process Breakdown and Remedies

BASIC: Controlled Substances/Alcohol

Process Breakdown: Qualification and Hiring

Jaime Varela d/b/a Varela Trucking will ensure that all drivers are pre-employment tested and obtain a pre-employment query to ensure drivers are qualified to operate a CMV.

Specific Recommended Remedies

To implement Safety Improvement Practices, the following list are recommended practices related to Qualification and Hiring:

1. Ensure that the controlled-substance and alcohol-testing program manager is qualified to query applicants and previous employers about their knowledge and experience regarding rules, interpretations, and compliance practices of other companies.
2. Ensure that applicants for safety-sensitive positions do not have a current controlled-substance and/or alcohol problem by querying them and checking with their previous employers regarding controlled-substance and alcohol violations, related background, conditions and behaviors indicative of controlled-substance and/or alcohol abuse or misuse, and by conducting pre-employment testing as required by regulation and company policy. Create a detailed written record of each inquiry.
3. Review and evaluate driver applicants' gaps in employment, frequent job changes, and incomplete applications. Require applicants to explain reasons for any gaps in their employment record in order to allay suspicion of controlled-substance and/or alcohol abuse or misuse.

BASIC: Driver Fitness

Process Breakdown: Qualification and Hiring

Jaime Varela d/b/a Varela Trucking will ensure that drivers have completed all the required qualification requirements to include: MVR's, employment application, pre-employment testing, and have CDL's prior to allowing drivers to operate a CMV.

Specific Recommended Remedies

To implement Safety Improvement Practices, the following list are recommended practices related to Qualification and Hiring:

1. Ensure that Motor Vehicle Records (MVRs) from States issuing Commercial Driver's Licenses (CDLs) are reviewed for driver-fitness-related violations of all prospective drivers for the last three years.
2. Ensure that drivers are qualified by querying applicants, checking with previous employers and references, and obtaining necessary documents regarding driver fitness, such as those pertaining to previous violations, Commercial Driver's License (CDL), medical qualifications, operational qualifications from training, and relevant experience.
3. Review and evaluate gaps in employment, frequent job changes, incomplete applications, within-company applications and reassignments, operational limitations such as those pertaining to long-combination vehicles (LCVs) and HAZMAT, physical impairments, and controlled-substance and alcohol involvement.
4. Ensure that the employment application captures all information required by the Federal Motor Carrier Safety Regulations (FMCSRs), such as whether the driver can handle the physical requirements of the job.

BASIC: Vehicle Maintenance

Process Breakdown: Monitoring and Tracking

Jaime Varela d/b/a Varela Trucking will ensure that all vehicles are insured prior to operating them.

Specific Recommended Remedies

To implement Safety Improvement Practices, the following list are recommended practices related to Monitoring and Tracking:

1. Check all inspections and relevant records, such as Driver Vehicle Inspection Records (DVIRs), pre-trip and annual inspections, and maintenance and repair records, to ensure that company inspection, repairing, and maintenance policies and procedures are adhered to and properly documented.
2. Ensure that Driver Vehicle Inspection Records (DVIRs) are effectively coordinated with maintenance and operations, result in timely corrective measures, and are verified during pre-trip inspections as applicable.
3. Require mechanics to note whether parts came from inventory or were ordered, to ensure accuracy of maintenance records.
4. Monitor and track roadside inspection results to ensure that vehicle defects are repaired and documented promptly and to prevent Out-of-Service (OOS) vehicles from operating prior to being repaired.
5. Maintain inspection, repair, maintenance, vehicle identification, and communication records to help evaluate the performance of all staff (drivers, dispatchers, mechanics, and managers) involved in fleet maintenance and the effectiveness of compliance with vehicle maintenance policies, procedures, and regulations.

Recommendations

1. **Additional Information**

Please visit the CSA outreach site for additional guidance: <https://csa.fmcsa.dot.gov>.

2. **Obtain copies of the regulations, forms, interpretations, manuals.**

Copies of the regulations, forms, interpretations, and manuals are available from a variety of sources. Check the FMCSA website for a current list of suppliers. www.fmcsa.dot.gov/safety-security/eta/index.htm

3. **CDL and drug testing rules apply.**

Review the circumstances under which a CDL is required. CDL and drug testing rules apply to both interstate and intrastate commerce.

4. **Establish a maintenance records program for all vehicles.**

Establish a systematic maintenance records program for all vehicles. Maintain a complete file for each subject vehicle, recording all repair, maintenance and inspection operations performed.

5. **Require drivers to prepare complete and accurate records.**

Require all drivers to prepare complete and accurate records of duty status for each day, and to submit them within 13 days. Maintain all duty status records on file, with all supporting documents, for at least 6 months.

6. **Duty status records must be kept on file for 6 months.**

Ensure that all documents supporting records of duty status (such as toll, fuel repair and other on-the-road expense receipts, as well as invoices, bills of lading, dispatch records, etc.) are kept on file for at least 6 months.

7. **Reasonable Suspicion Training**

Provide new-hire and refresher training, to all managers, other designated personnel, and the designated employer representative (DER), on controlled-substance and alcohol regulations and related company policies and procedures, including those pertaining to prohibited behavior; testing protocols and monitoring, for example, on grounds of "reasonable suspicion"; the consequences of a positive test result; referral to a substance-abuse professional (SAP); and confidentiality requirements in relation to recordkeeping.

8. **PSP (Pre-employment screening program)**

Access your crash and inspection history via FMCSA's Pre-Employment Screening Program, <http://www.psp.fmcsa.dot.gov/>

9. **A copy of your profile can be obtained by accessing the Portal.**

A copy of your carrier profile can be obtained at no cost from the FMCSA Portal (<https://portal.fmcsa.dot.gov/login>).

10. **Conduct periodic internal reviews. (non-HM)**

Conduct periodic internal reviews of your driver qualification, hours of service control, maintenance, accident analysis/reporting, training, and other safety systems to ensure continued compliance with the FMCSR.

11. **Obtain a copy of each driver's driving record and review it.**

Obtain a copy of each driver's driving record and review it annually.

12. **Review maintenance and inspection records for all lease vehicles.**

Periodically review the maintenance and inspection records for all lease vehicles as required by Part 396 of the FMCSR. Keep a record to document these reviews and notify the vehicle owner of any violations detected.

13. **Drug and Alcohol Testing Company Policy (Educational Materials)**

Provide employees with a written controlled substance and alcohol testing policy that complies with all the requirements noted in Part 382.601(b). Also, ensure you maintain a certificate signed by the employee certifying they have received your company drug and alcohol testing policy.

14. **New Hires**

Ensure that applicants for safety-sensitive positions do not have a current controlled-substance and/or alcohol problem by querying them and checking with their previous employers regarding controlled-substance and alcohol violations, related background, conditions and behaviors indicative of controlled-substance and/or alcohol abuse or misuse, and by conducting pre-employment testing as required by regulation and company policy. Create a detailed written record of each inquiry.

Review and evaluate driver applicants' gaps in employment, frequent job changes, and incomplete applications. Require applicants to explain reasons for any gaps in their employment record in order to allay suspicion of controlled-substance and/or alcohol abuse or misuse.

15. **Clearinghouse Pre-employment Query**

Ensure pre-employment (full) queries are conducted in the Clearinghouse before hiring a driver to perform a safety sensitive function.

16. **Violations Signature Page**

For all Investigations that did not result in a Cooperative Safety Plan:

1) The KCC requires that you prepare a corrective action plan, addressing the measures taken to correct all the violations identified within this report. Submit this letter within 30 days outlining the carrier's updated changes to their policies and procedures regarding all listed violations. Explain in detail how, as a carrier representative, you will rectify these deficiencies and prevent their reoccurrence going forward. Include any supporting documentation and evidence as indicated in the recommendations above, (example: vehicle inspections performed, proof of drug and alcohol testing in place, etc.) necessary to prove that corrective action has been taken. Submit the letter along with copies of your supporting evidence to:

Email: jared.L.Smith@ks.gov

FAX: 785-271-3124

or mail:

Kansas Corporation Commission

Attn: Jared Smith

1500 SW Arrowhead Rd

Topeka, KS 66604-4027

2) The KCC requires a representative from Complete Tow Service LLC to attend a Commission-sponsored safety seminar within thirty (30) days from the date of the penalty order. Schedule of the dates for safety seminars can be found on the Commissions website at <https://www.kcc.ks.gov/transportation/calendar-of-events>.

FAILURE TO SUBMIT THE CORRECTIVE ACTION PLAN (CAP) AND ATTEND A SAFETY SEMINAR WITHIN 30 DAYS WILL RESULT IN THE SUSPENSION OF JAIME VARELA D/B/A VARELA TRUCKING AND/OR THE IMPOUNDMENT OF JAIME VARELA D/B/A VARELA TRUCKING'S VEHICLES.

I understand that these requirements/violations and/or recommendations have been discussed with me and my questions have been answered. I understand that monetary penalties will be assessed as a result of violations found in this compliance review.

Signed: _____

Date: _____

Table 1: Violations Discovered During Review/Inspection

Violation	Date	Identifying Information	Description
391.21(a) - Incomplete or no employment application			
1	03/07/2025	Driver: LUIS VARELA	
382.701(a) - Failing to conduct a pre-employment query.			
1	03/07/2025	Driver: LUIS VARELA	
2	06/13/2025	Driver: ARIK VARELA	
382.301(a) - Using a driver before receiving a pre-employment result			
1	03/07/2025	Driver: LUIS VARELA	
2	06/13/2025	Driver: ARIK VARELA	
382.601(b) - Failing to provide to employees a written policy			
1	03/07/2025	Driver: LUIS VARELA	
396.9(d)(2) - Failure to fix defects listed on roadside inspection			
1	03/30/2025	Equipment: Unit #12	
382.305(i)(2) - Not ensuring each driver has an equal chance at random test			
1	03/07/2025	Driver: LUIS VARELA	
2	03/28/2025	Driver: CHRIS VARELA	
387.7(a) - Inadequate or no financial responsibility			
1	03/28/2025	Unit #12	
392.2 - No person shall drive a Commercial Motor Vehicle in violation of an OOS order.			
1	03/30/2025	CHRIS VARELA	
392.2 - Using a driver without a valid CDL			
1	03/30/2025	CHRIS VARELA	
392.2 - Operating over the allowable weight of 85,500 in the State of Kansas.			
1	06/11/2025	ARIK VARELA	
2	06/12/2025	ARIK VARELA	
3	06/12/2025	ARIK VARELA	
4	06/12/2025	ARIK VARELA	
5	06/12/2025	ARIK VARELA	
6	06/12/2025	ARIK VARELA	
7	06/12/2025	ARIK VARELA	
8	06/12/2025	ARIK VARELA	
9	06/13/2025	ARIK VARELA	
10	06/13/2025	ARIK VARELA	

11	06/13/2025	ARIK VARELA	
12	06/13/2025	ARIK VARELA	
13	06/13/2025	ARIK VARELA	
14	06/14/2025	ARIK VARELA	
15	06/14/2025	ARIK VARELA	
16	06/16/2025	ARIK VARELA	
17	06/16/2025	ARIK VARELA	
18	06/16/2025	ARIK VARELA	
19	06/17/2025	ARIK VARELA	
20	06/17/2025	ARIK VARELA	
21	06/17/2025	ARIK VARELA	
22	06/17/2025	ARIK VARELA	
23	06/18/2025	ARIK VARELA	
24	06/18/2025	ARIK VARELA	
25	06/18/2025	ARIK VARELA	
26	06/18/2025	ARIK VARELA	
27	06/18/2025	ARIK VARELA	
28	06/18/2025	ARIK VARELA	
29	06/18/2025	ARIK VARELA	
30	06/19/2025	ARIK VARELA	
31	06/19/2025	ARIK VARELA	
32	06/19/2025	ARIK VARELA	
33	06/19/2025	ARIK VARELA	
34	06/19/2025	ARIK VARELA	
35	06/20/2025	ARIK VARELA	
36	06/20/2025	ARIK VARELA	
37	06/20/2025	ARIK VARELA	
38	06/20/2025	ARIK VARELA	
39	06/20/2025	ARIK VARELA	
40	06/21/2025	ARIK VARELA	
41	06/21/2025	ARIK VARELA	
42	06/23/2025	ARIK VARELA	
43	06/23/2025	ARIK VARELA	
44	06/23/2025	ARIK VARELA	
45	06/23/2025	ARIK VARELA	

46	06/24/2025	ARIK VARELA	
47	06/24/2025	ARIK VARELA	
48	06/24/2025	ARIK VARELA	
49	06/25/2025	ARIK VARELA	
50	06/25/2025	ARIK VARELA	
51	06/25/2025	ARIK VARELA	
52	06/25/2025	ARIK VARELA	
53	06/25/2025	ARIK VARELA	
54	06/26/2025	ARIK VARELA	
55	06/26/2025	ARIK VARELA	
56	06/26/2025	ARIK VARELA	
57	06/26/2025	ARIK VARELA	
58	06/26/2025	ARIK VARELA	
59	06/26/2025	ARIK VARELA	
60	06/26/2025	ARIK VARELA	
61	06/27/2025	ARIK VARELA	
62	06/27/2025	ARIK VARELA	
63	06/27/2025	ARIK VARELA	
64	06/30/2025	ARIK VARELA	
65	06/30/2025	ARIK VARELA	
66	06/30/2025	ARIK VARELA	
67	06/30/2025	ARIK VARELA	
68	06/30/2025	ARIK VARELA	
69	06/30/2025	ARIK VARELA	

395.8(a)(1) - Failing to require a driver to prepare a RODS using the appropriate method

1	03/14/2025	CHRIS VARELA	
2	03/24/2025	CHRIS VARELA	
3	03/25/2025	CHRIS VARELA	
4	06/04/2025	ARIK VARELA	

392.2 - Operating a Commercial Motor Vehicle in excess of the registered gross weight

1	03/07/2025	Unit #523	
2	03/28/2025	Unit #12	
3	06/10/2025	Unit #927	

382.603 - Fail to get "reasonable suspicion" designee 60 min training

1	03/07/2025	Driver: LUIS VARELA	
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391.23(a) - Failing to investigate driver's background

1	03/07/2025	Driver: LUIS VARELA	
2	06/24/2025	Driver: ARIK VARELA	

395.8(k)(1) - Failing to preserve supporting documents for 6 months

1	03/14/2025	CHRIS VARELA	
2	03/14/2025	CHRIS VARELA	
3	03/15/2025	CHRIS VARELA	
4	03/15/2025	CHRIS VARELA	
5	03/15/2025	CHRIS VARELA	
6	03/15/2025	CHRIS VARELA	
7	03/15/2025	CHRIS VARELA	
8	03/18/2025	CHRIS VARELA	
9	03/18/2025	CHRIS VARELA	
10	03/20/2025	CHRIS VARELA	
11	03/20/2025	CHRIS VARELA	
12	03/21/2025	CHRIS VARELA	
13	03/21/2025	CHRIS VARELA	
14	03/23/2025	CHRIS VARELA	
15	03/23/2025	CHRIS VARELA	
16	03/25/2025	CHRIS VARELA	
17	03/25/2025	CHRIS VARELA	
18	03/25/2025	CHRIS VARELA	
19	03/25/2025	CHRIS VARELA	
20	03/25/2025	CHRIS VARELA	
21	03/26/2025	CHRIS VARELA	
22	03/26/2025	CHRIS VARELA	
23	03/27/2025	CHRIS VARELA	
24	03/27/2025	CHRIS VARELA	
25	03/28/2025	CHRIS VARELA	
26	03/28/2025	CHRIS VARELA	
27	04/02/2025	CHRIS VARELA	
28	04/02/2025	CHRIS VARELA	
29	04/02/2025	CHRIS VARELA	
30	04/07/2025	CHRIS VARELA	
31	04/07/2025	CHRIS VARELA	

32	04/08/2025	CHRIS VARELA	
33	04/08/2025	CHRIS VARELA	
34	04/09/2025	CHRIS VARELA	
35	04/10/2025	CHRIS VARELA	
36	07/11/2025	JAIME VARELA	
37	07/14/2025	JAIME VARELA	
38	07/15/2025	JAIME VARELA	
39	07/16/2025	JAIME VARELA	
40	07/21/2025	JAIME VARELA	
41	07/22/2025	JAIME VARELA	
42	07/23/2025	JAIME VARELA	
43	07/25/2025	JAIME VARELA	
44	07/26/2025	JAIME VARELA	
45	07/24/2025	JAIME VARELA	
46	06/04/2025	ARIK VARELA	

Exhibit 2

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: KSHP92022254
 Inspection Date: 03/07/2025
 Start: 8:38 AM CT End: 9:48 AM CT
 Inspection Level: II - Walk-Around
 HM Inspection Type: None

Carrier: JAIME VARELA
 DBA: VARELA TRUCKING

314 LOEWEN
 MOSCOW, KS, 67952

USDOT: 1033003

MC/MX#:

State#:

Location: TREGO COUNTY - 195

Highway: US-283

County:

Email:

Phone#: (620)521-1910

Fax#:

Driver: VARELA, LUIS E

License#

Date of Birth:

CoDriver:

License#:

Date of Birth:

State: KS

State:

Milepost: 141

Origin: RUSSELL,KS

Destination: DIGHTON,KS

Shipper: PUREFIELD INGREDIENTS

Bill of Lading: 258532

Cargo: PUREFIELD DDG

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate	Equipment ID	VIN	GVWR	CVSA #	Issued #	OOS Sticker
1	TT	VOLV	2014	KS		523		9523	50500		
2	ST	EADU	2023	KS		23		1323	66000		

BRAKE ADJUSTMENTS: No brake measurements required for level II or level III

VIOLATIONS

Vio Code	Section	Type	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
392.2-SLLSR	392.2	F	1	N		N	N	State/Local Laws - State registration/tag violation: NO TAG ON THE FRONT OF THE VEHICLE AND DRIVER DIDN'T HAVE A COPY OF A TEMPORARY REGISTRATION IN THE VEHICLE.
392.2-SLLUCR	392.2	F	1	N		N	N	State/Local Laws - Failure to pay UCR fee: FAIL TO PAY 2025 UCR FEES, VERIFIED AND PHOTO TAKEN THRU UCR.GOV
393.205C-WRAWFLMIB	393.205(c)	F	1	N		N	N	Wheel/Rim - Any wheel fasteners loose/missing/ineffective/broken.: AXLE 2 PASSENGER SIDE HAS 1 LOOSE LUG NUT, PHOTO'S AND VIDEO CLIP TAKEN.

HazMat: No HM transported

Placard:

Cargo Tank:

Special Checks: X Traffic Enforcement

X Size and Weight Enforcement

* 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 #:
 B. Werth 9202

Copy Received By:
 LUIS VARELA

X

X



Exhibit 3

DRIVER'S TIME RECORD - LOCAL PROVISION

VARELA TRUCKING
314 LOEWEN MOSCOW KS 67952

DRIVER'S NAME: Chris Varela

DRIVERS MAY PREPARE THIS REPORT INSTEAD OF THE DRIVER'S DAILY LOG IF THE FOLLOWING APPLIES:

- Returns to headquarters, within 150 air-mile radius or all deliveries made within 150 air-mile radius from source for ag commodities
- Returns to headquarters and is released from work within 14 consecutive hours and never leaves a 150-mile radius
- At least 8 hours of duty for passenger carriers and 10 hours of duty for property carriers

INTERMITTENT DRIVERS

- Shall complete this form for 7 days preceding any day of driving.
- This includes the preceding month.

☐ Check box if the driver was off-duty the entire week
Compensated/Sales times must be documented: check "NON DOT."

DATE <u>3 / 10 / 25</u> MONDAY		UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☒ Off-duty ☐ Personal Use	START	TRUCK:		
☐ AG - MANURE TO FIELD	END	TRAILER:		ENDING ODO
☐ Log book for 150 Mi +	TOTAL HRS:	PERSONAL MILES		TOTAL MILES
☐ Local work: within 150 air miles / 14 hrs max				
DATE <u>3 / 11 / 25</u> TUESDAY		UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☒ Off-duty ☐ Personal Use	START	TRUCK:		
☐ AG - MANURE TO FIELD	END	TRAILER:		ENDING ODO
☐ Log book for 150 Mi +	TOTAL HRS:	PERSONAL MILES		TOTAL MILES
☐ Local work: within 150 air miles / 14 hrs max				
DATE <u>3 / 12 / 25</u> WEDNESDAY		UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☒ Off-duty ☐ Personal Use	START	TRUCK:		
☐ AG - MANURE TO FIELD	END	TRAILER:		ENDING ODO
☐ Log book for 150 Mi +	TOTAL HRS:	PERSONAL MILES		TOTAL MILES
☐ Local work: within 150 air miles / 14 hrs max				
DATE <u>3 / 13 / 25</u> THURSDAY		UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☒ Off-duty ☐ Personal Use	START	TRUCK:		
☐ AG - MANURE TO FIELD	END	TRAILER:		ENDING ODO
☐ Log book for 150 Mi +	TOTAL HRS:	PERSONAL MILES		TOTAL MILES
☐ Local work: within 150 air miles / 14 hrs max				
DATE <u>3 / 14 / 25</u> FRIDAY		UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☐ Off-duty ☐ Personal Use	START <u>12:00 a.m.</u>	TRUCK: <u>12</u>	<u>left Garden City ks with just Truck Bobtail to pick up loaded Trailer in Brown ks took to Dighton ks unloaded Trailer then back to Russell ks to load</u>	
☒ AG - MANURE TO FIELD	END	TRAILER: <u>23</u>		ENDING ODO
☐ Log book for 150 Mi +	TOTAL HRS:	PERSONAL MILES		TOTAL MILES
☐ Local work: within 150 air miles / 14 hrs max				
DATE <u>3 / 18 / 25</u> SATURDAY		UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☐ Off-duty ☐ Personal Use	START	TRUCK: <u>523</u>	<u>loaded to Dighton ks then back to Russell ks then back to Dighton ks unloaded then back to Garden City ks.</u>	
☒ AG - MANURE TO FIELD	END <u>6:30 a.m.</u>	TRAILER: <u>23</u>		ENDING ODO <u>841784</u>
☐ Log book for 150 Mi +	TOTAL HRS:	PERSONAL MILES		TOTAL MILES <u>462</u>
☐ Local work: within 150 air miles / 14 hrs max				
DATE <u>3 / 19 / 25</u> SUNDAY		UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☒ Off-duty ☐ Personal Use	START	TRUCK:		
☐ AG - MANURE TO FIELD	END	TRAILER:		ENDING ODO
☐ Log book for 150 Mi +	TOTAL HRS:	PERSONAL MILES		TOTAL MILES
☐ Local work: within 150 air miles / 14 hrs max				

Off-duty = personal use/no compensation Non-DOT = working but not regulated by DOT Log Book Required = beyond 150 miles or exceeds 14 non-exempt hr

I, certify that this is a true and accurate record.

Driver's Signature: [Signature]

Date: 3/14/25

To be prepared weekly by each driver unless time record is exclusively kept on Driver's Daily Log.

Indicate "days off." Employers must maintain accurate records of on-duty status and supporting documentation which must be retained for a period of 6 months.

© 2020 This form is designed to assist Burca Trucking Services Clients. Unless authorized, it shall be used only by Burca Trucking Services' Clients. Garden City, KS. 620-275-4567

Exhibit 4

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: KSHP04503443
 Inspection Date: 03/28/2025
 Start: 9:38 AM CT End: 10:46 AM CT
 Inspection Level: I - Full
 HM Inspection Type: None

Carrier: JAIME VARELA
 DBA: VARELA TRUCKING

314 LOEWEN
 MOSCOW, KS, 67952

USDOT: 1033003

MC/MX#:

State#:

Location: NESS COUNTY - 135

Highway: K4

County:

Email:

Phone#: (620)521-1910

Fax#:

Driver: VARELA, CHRIS R

License#:

Date of Birth:

CoDriver:

License#:

Date of Birth:

State: KS

State:

Milepost: 55

Origin: RUSSELL,KS

Destination: DIGHTON,KS

Shipper: PUREFIELD INGREDIENTS

Bill of Lading: 259553

Cargo: DISTILLERS GRAIN

VEHICLE IDENTIFICATION

Unit	Type	Make	Year	State	Plate	Equipment ID	VIN	GVWR	CVSA #	Issued #	OOS Sticker
1	TT	PTRB	2000	KS		12		1812 48000			
2	ST	EADU	2023	KS		23		1323 66000			

BRAKE ADJUSTMENTS

Axle #	1	2	3	4	5
Right	3/4	1 1/2	2	N/A	N/A
Left	1 1/4	1 1/4	2	N/A	N/A
Chamber	C-20	C-30	C-30	DISC	DISC

VIOLATIONS

Vio Code	Section	Type	Unit	OOS	Citation #	Verify	Crash	Violations Discovered
393.209E-SPSLA	393.209(e)	F	1	N		N	N	Steering - Power steering leaking anywhere.: SHAFT INPUT SEAL AREA ACTIVE LEAK
396.17C-PI	396.17(c)	F	1	N		N	N	Operating a CMV without documentation of a periodic inspection: NO AVI IN PERMIT BOOK..... 2021 ON DECAL ON INSIDE OF DRIVER SIDE SLEEPER DOOR - NOTHING ELSE FOUND BY DRIVER
396.5B-L	396.5(b)	F	1	N		N	N	Lubrication - Oil or grease leak: OIL DRIPS FROM AXLE 2 DIF - MIDDLE LOWER
392.2-SLLSR	392.2	F	1	N		N	N	State/Local Laws - State registration/tag violation: KSA 8-142 REGISTERED FOR 85,500 LBS - GROSS ON SCALE TICKET IS 87,860 LBS
392.2-SLLEWPB	392.2	F	D	N	NA052635	N	N	State/Local Laws - Excessive weight - Posted bridge: AXLE 2-5 IS 12,900 LBS OVER BRIDGE.....WEIGHED 77,400 LBS - LEGAL BRIDGE 64,500 LBS
392.2-SLLS3	392.2	F	D	N	JBUE-DF7K8J	N	N	State/Local Laws - Speeding 11-14 miles per hour over the speed limit: KSA 8-1558 CHECKED AT 51 MPH IN A 40 MPH ZONE BY NESS COUNTY SO DEPUTY J. BURKE AT K-4 @ AA RD
383.23A2-LCDLN	383.23(a)(2)	F	D	Y	JBUE-DF7K8J	N	N	License (CDL) - Operate a CMV and does not possess a valid CDL: EXPIRED 9-23-2021 AND SHOWS TYPE "ID" THROUGH OPEN FOX - CDLIS SHOWS "ELIGIBLE" FOR BOTH REGULAR AND COMMERCIAL STATUS - CITED BY NESS CO SO PER KSA 8-235

HazMat: No HM transported

Placard:

Cargo Tank:

Special Checks: X Traffic Enforcement

X Size and Weight Enforcement

Notes: DRIVER DOES HAVE HIS CURRENT ID CARD WITH HIM HE ADVISED. GAVE US A PHOTO COPY OF HIS OLD CDL LICENSE ISSUED IN 2018. DRIVER DOES HAVE AN EMAIL FROM TED SMITH AT KDOR FROM 1-19-2023 ADVISING HE IS "AUTHORIZED TO DRIVE BASED ON TEMPORARY DRIVING DOCUMENTATION THAT THE DRIVER SHOULD HAVE ON HAND WHEN DRIVING.". A PHOTO COPY OF THE DC-27 FROM 2021 FROM THE DRIVER AND OLDER PAPERWORK FROM 2022 FOR PENDING COURT / DL HEARINGS WAS WITH DRIVER BUT NO OTHER DOCUMENTATION SHOWING HE IS AUTHORIZED TO DRIVE. CALLED K361 TECH TRP CARSON NUSS AND HE ADVISED TO HAVE THE DRIVER PROVE TO THE COURT HE HAS A VALID CDL. HE WAS NOT ABLE TO FIND



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: KSHP04503443
Inspection Date: 03/28/2025
Start: 9:38 AM CT End: 10:46 AM CT
Inspection Level: I - Full
HM Inspection Type: None

SUPPORTING DOCUMENTATION THROUGH HIS SYSTEM SHOWING THE DRIVER WAS AUTHORIZED TO DRIVE.
CALLED FOR TRUCK INSPECTION BY NESS COUNTY SO. WEIGHT ENFORCEMENT COMPLETED BY K-9245 R.
JANTZ

* 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 CHRIS VARELA "OUT OF SERVICE". No person and/or carrier shall permit and/or require this driver to operate any commercial vehicle until: VALID CDL STATUS. 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 #:
A.S. Wagner 0450

Copy Received By:
CHRIS VARELA

X

X



Exhibit 5



Kansas Department of Revenue
COMMERCIAL MOTOR VEHICLE OFFICE

PO BOX 12003
Topeka, KS 66601
Phone: (785) 296-6541
www.truckingks.org

KANSAS CMV REGISTRATION CAB CARD

REGISTRATION INFORMATION

Account : 900274 Expiration Date : 12/31/2025 Enforcement : 03/01/2026 Supplement # : 2 KS Gross Weight : 24000
Effective : 01/01/2025

REGISTRANT INFORMATION

JAIME VARELA
VARELA TRUCKING
314 LOEWEN ST
MOSCOW KS 67952

Carrier Type : Commercial Vehicle

Plate No: [REDACTED]
Fleet : 002
Unit : 12

Vehicle Information

VIN : [REDACTED] 1812 Year : 2000 Make : PTRB
Fuel : Diesel Fuel Type : TT Color : WH
Empty Weight : 18000 Seats : 0 Axles : 3

MOTOR CARRIER RESPONSIBLE FOR

SAFETY USDOT Number 001033003

JAIME VARELA
106 N 9TH ST
GARDEN CITY KS 67846



Exhibit 6

 Lacey Hane [KDOR]
To: Erica Pargas [KCC]

  Reply  Reply all  Forward  ...

Mon 8/11/2025 4:35 PM

He didn't obtain a CLP until 4/3/25 and a CDL wasn't issued until 4/23/25. Sorry I'm good about not pulling up the inspection and paying full attention to what you were looking for!

Thanks,

Lacey Hane
Phone: (785) 368-8786
Personal Fax: (855) 590-3557

From: Erica Pargas [KCC] <Erica.Pargas@ks.gov>
Sent: Monday, August 11, 2025 4:18 PM
To: Lacey Hane [KDOR] <Lacey.Hane@KS.GOV>
Subject: Re: License Verification

The Roadside Inspection date was 3/28/25. If he wasn't downgraded until 7/21/25, was there something else that affected the drivers driving privileges at that time?

Erica Pargas
Lead Special Investigator | Transportation

Kansas Corporation Commission
1500 SW Arrowhead Rd | Topeka, KS 66604-4027
620-255-3868
erica.pargas@ks.gov | <https://kcc.ks.gov/>



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Exhibit 7

DRIVER'S TIME RECORD - LOCAL PROVISION

VARELA TRUCKING
314 LOEWEN MOSCOW

KS 67952

DRIVER'S NAME:

Chris Varela

DRIVERS MAY PREPARE THIS REPORT INSTEAD OF THE DRIVER'S DAILY LOG IF THE FOLLOWING APPLIES:

- Returns to headquarters, within 150 air-mile radius or all deliveries made within 150 air-mile radius from source for ag commodities
- Returns to headquarters and is released from work within 14 consecutive hours and never leaves a 150-mile radius
- At least 8 hours of duty for passenger carriers and 10 hours of duty for property carriers

INTERMITTENT DRIVERS

- Shall complete this form for 7 days preceding any day of driving.
- This includes the preceding month.

☐ Check box if the driver was off-duty the entire week
Compensated/Sales times must be documented; check "NON DOT."

DATE	DAY	UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
DATE 3/31/25	MONDAY	UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☒ Off-duty ☐ Personal Use	START	TRUCK:		ENDING ODO
☐ AG - MANURE TO FIELD	END	TRAILER:		TOTAL MILES
☐ Log book for 150 Mi +	TOTAL HRS:	PERSONAL MILES		
☐ Local work: within 150 air miles / 14 hrs max				
DATE 4/1/25	TUESDAY	UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☒ Off-duty ☐ Personal Use	START	TRUCK:		ENDING ODO
☐ AG - MANURE TO FIELD	END	TRAILER:		TOTAL MILES
☐ Log book for 150 Mi +	TOTAL HRS:	PERSONAL MILES		
☐ Local work: within 150 air miles / 14 hrs max				
DATE 4/2/25	WEDNESDAY	UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☐ Off-duty ☐ Personal Use	START 3:00 a.m.	TRUCK: 12	Garden City KS to Russell KS	ENDING ODO
☒ AG - MANURE TO FIELD	END 3:00 p.m.	TRAILER: 23	2 loads to Dighton KS then back to Russell KS to Oberlin KS then back to Garden City KS	TOTAL MILES 857
☐ Log book for 150 Mi +	TOTAL HRS: 12 hrs	PERSONAL MILES		
☐ Local work: within 150 air miles / 14 hrs max				
DATE 4/3/25	THURSDAY	UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☒ Off-duty ☐ Personal Use	START	TRUCK:		ENDING ODO
☐ AG - MANURE TO FIELD	END	TRAILER:		TOTAL MILES
☐ Log book for 150 Mi +	TOTAL HRS:	PERSONAL MILES		
☐ Local work: within 150 air miles / 14 hrs max				
DATE 4/4/25	FRIDAY	UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☐ Off-duty ☐ Personal Use	START 5:30 a.m.	TRUCK: 12	Garden City KS to Iola KS	ENDING ODO
☒ AG - MANURE TO FIELD	END 11:30 a.m.	TRAILER: 23	then to Ulysses KS then back to Garden City KS	TOTAL MILES 160
☐ Log book for 150 Mi +	TOTAL HRS: 6 hrs	PERSONAL MILES		
☐ Local work: within 150 air miles / 14 hrs max				
DATE 3/29/25	SATURDAY	UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☒ Off-duty ☐ Personal Use	START	TRUCK:		ENDING ODO
☐ AG - MANURE TO FIELD	END	TRAILER:		TOTAL MILES
☐ Log book for 150 Mi +	TOTAL HRS:	PERSONAL MILES		
☐ Local work: within 150 air miles / 14 hrs max				
DATE 3/30/25	SUNDAY	UNIT INFO	CARGO/SHIPPER, TRIP FROM AND TO, FUEL, ETC.	STARTING ODO
☐ Off-duty ☐ Personal Use	START 3:00 p.m.	TRUCK: 523	Took Truck to test drive	ENDING ODO
☒ AG - MANURE TO FIELD	END 4:00 p.m.	TRAILER: 206	& Fill up with Fuel in Garden City KS	TOTAL MILES 21
☐ Log book for 150 Mi +	TOTAL HRS: 1 hr	PERSONAL MILES		
☐ Local work: within 150 air miles / 14 hrs max				

Off-duty = personal use/no compensation Non-DOT = working but not regulated by DOT Log Book Required = beyond 150 miles or exceeds 14 non-exempt hr

I, certify that this is a true and accurate record.

Driver's Signature

Date: 4/4/25

To be prepared weekly by each driver unless time record is exclusively kept on Driver's Daily Log.

Indicate "days off." Employers must maintain accurate records of on-duty status and supporting documentation which must be retained for a period of 6 months.
© 2020 This form is designed to assist Buruca Trucking Services Clients. Unless authorized, it shall be used only by Buruca Trucking Services' Clients. Garden City, KS. 620-275-4567

Exhibit 8



Kansas Department of Revenue
COMMERCIAL MOTOR VEHICLE OFFICE

PO BOX 12003
Topeka, KS 66601
Phone: (785) 296-6541
www.truckingks.org

KANSAS CMV REGISTRATION CAB CARD

REGISTRATION INFORMATION

Account : 900274 Expiration Date : 12/31/2025 Enforcement : 03/01/2026 Supplement # : 1 KS Gross Weight : 24000
Effective : 01/12/2025

REGISTRANT INFORMATION

JAIME VARELA
VARELA TRUCKING
314 LOEWEN ST
MOSCOW KS 67952

Carrier Type : Commercial Vehicle

Plate No: [REDACTED]
Fleet : 002
Unit : 523

Vehicle Information

VIN : [REDACTED] 9523 Year : 2014 Make : VOL
Fuel : Diesel Fuel Type : TT Color : WH
Empty Weight : 17800 Seats : 0 Axles : 3

MOTOR CARRIER RESPONSIBLE FOR

SAFETY USDOT Number 001033003

JAIME VARELA
106 N 9TH ST
GARDEN CITY KS 67846



Exhibit 9

Buruca Trucking Services Inc

106 North 9th Street, Garden City, KS 67846

Phone: 620-275-4567 Fax:620-275-1522

Email: kdti@kansasdrugtesting.com

Pool 50%/10% DOT

Pool ID: 19384

Program: DOT

Employee List for Period 2025-01-01

Primary ID	Employee Name	Location	Position/Job Group
	FRANCISCO NUNEZ ERIVES	Varela Trucking	Driver
	JAIME VARELA	Varela Trucking	Driver
	CHRIS VARELA	Varela Trucking	Driver

Exhibit 10

Report Compliance - PRE-EMPLOYMENT QUERIES CONDUCTED
JAIME VARELA (USDOT# 1033003)

Address:314 LOEWEN; MOSCOW, KS 67952; US
As of:8/5/2025 21:54

Report Generated on : 08/05/2025 09:54

Name	Country	CDL	Most Recent Query	Submitted On	Consent Received	Result
JAIME VARELA	United States		Pre-employment	5/25/2022	5/25/2022	
SABINO MACIAS	United States		Pre-employment	6/19/2023	6/19/2023	
JOSUE PEREZ-SANCHEZ	United States		Pre-employment	6/19/2023	6/22/2023	
CHRIS VARELA	United States		Pre-employment	7/20/2023	7/20/2023	
BRYAN OLVERA-GALLARDO	United States		Pre-employment	8/24/2023	8/24/2023	
FRANCISCO NUNEZ ERIVES	United States		Pre-employment	4/3/2024	4/3/2024	

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Exhibit 11

DRIVER'S VEHICLE INSPECTION REPORT

AS REQUIRED BY THE D.O.T. FEDERAL MOTOR CARRIER SAFETY REGULATIONS

CARRIER: Varela Trucking
ADDRESS: 314 Loewen moscow Ks 67952
DATE: 6/24/25 TIME: 11:00 A.M. 5:30 P.M.
CHECK ANY DEFECTIVE ITEM AND GIVE DETAILS UNDER "REMARKS"

TRACTOR/
TRUCK NO. 10 ODOMETER READING 100mi

- | | | |
|---|---------------------------------------|--|
| ☐ Air Compressor | ☐ Front Axle | ☒ Safety Equipment |
| ☐ Air Lines | ☐ Fuel Tanks | Fire Extinguisher |
| ☐ Battery | ☐ Horn | Flags/Flares/Fusees |
| ☐ Belts and Hoses | ☐ Lights | Reflective Triangles |
| ☐ Body | Head/Stop | Spare Bulbs and Fuses |
| ☐ Brake Accessories | Tail/Dash | Spare Seal Beam |
| ☐ Brakes, Parking | Turn Indicators | |
| ☐ Brakes, Service | Clearance/Marker | ☐ Starter |
| ☐ Clutch | | ☐ Steering |
| ☐ Coupling Devices | ☐ Mirrors | ☐ Suspension System |
| ☐ Defroster/Heater | ☐ Muffler | ☐ Tire Chains |
| ☐ Drive Line | ☐ Oil Pressure | ☐ Tires |
| ☐ Engine | ☐ Radiator | ☐ Transmission |
| ☐ Exhaust | ☐ Rear End | ☐ Trip Recorder |
| ☐ Fifth Wheel | ☐ Reflectors | ☐ Wheels and Rims |
| ☐ Fluid Levels | | ☐ Windows |
| ☐ Frame and Assembly | | ☐ Windshield Wipers |
| | | ☐ Other |

TRAILER(S) NO.(S) 50

- | | | |
|--|---|--|
| ☐ Brake Connections | ☐ Hitch | ☐ Suspension System |
| ☐ Brakes | ☐ Landing Gear | ☐ Tarpaulin |
| ☐ Coupling Devices | ☐ Lights - All | ☐ Tires |
| ☐ Coupling (King) Pin | ☐ Reflectors/Reflective Tape | ☐ Wheels and Rims |
| ☐ Doors | ☐ Roof | ☐ Other |

Remarks: _____

☒ CONDITION OF THE ABOVE VEHICLE IS SATISFACTORY

DRIVER'S SIGNATURE: [Signature]

☐ ABOVE DEFECTS CORRECTED

☐ ABOVE DEFECTS NEED NOT BE CORRECTED FOR SAFE OPERATION OF VEHICLE

MECHANIC'S SIGNATURE: _____ DATE: _____

DRIVER'S SIGNATURE: _____ DATE: _____

ORIGINAL

Exhibit 12



SUNBELT FEED YARD

A DIVISION OF IRSIK & DOLL FEED SERVICES, INC.

P.O. BOX 38 - HUGOTON, KANSAS 67951

620-544-4379

31820 LB 05:01 PM 06/24/2025

102820 LB 01:44 PM 06/24/2025

99460 LB 12:07 PM 06/24/2025

Tons
69.32

PLEASE GIVE THIS SLIP TO MILL OFFICE SO THAT THE
COMMODITY SAMPLE WILL BE PROPERLY IDENTIFIED.

65102

Date June 24, 2025

Commodity/No. Manure

Vendor/No. VJW

Field SUW #35

Contract No. 2 loads 69.32 tons

Truck No. Blue 10

Truck Firm Lalena Trucking

Driver CARELIZO



On



Off

Loading Elevator Ticket No. _____

City or Origin _____ State _____

Test Wt. _____ Moisture _____

SPC42388

CERTIFICATE OF SERVICE

26-TRAM-086-PEN

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 09/30/2025.

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

JAMIE VARELA, OWNER
JAIME VARELA
D/B/A VARELA TRUCKING
106 N 9th St
GARDEN CITY, KS 67846-9069
varelajaime08@gmail.com

/S/ KCC Docket Room
KCC Docket Room