

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

Before Commissioners:      Jay Scott Emler, Chairman  
                                     Shari Feist Albrecht  
                                     Pat Apple

In the Matter of the Emergency Suspension of )  
Operating Authority of **G O Technologies, LLC** )  
**of Eudora, Kansas**, for Failure to Comply with )      Docket No. 16-TRAM-418-OOS  
New Entrant Safety Requirements as Required by )  
the Motor Carrier Safety Statutes, Rules and )  
Regulations. )

**ORDER REINSTATING MOTOR CARRIER OPERATING AUTHORITY**

The above-captioned matter comes on for consideration and determination by the State Corporation Commission of the State of Kansas (Commission) upon its own motion. The Commission, being fully advised in the premises, finds as follows:

**I. JURISDICTION**

1. Pursuant to K.S.A. 2015 Supp. 66-1,108b, 66-1,111, 66-1,112, 66-1,114, 66-1,114b and 66-1,115, and amendments thereto, the Commission is given full power, authority and jurisdiction to supervise and control motor carriers, as defined in K.S.A. 2015 Supp. 66-1,108, 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. 2015 Supp. 66-1,129a, 66-1,130, and 66-1,142b, and amendments thereto, 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. Pursuant to K.S.A. 2015 Supp. 66-1,129(a)(7), the Commission has adopted motor carrier transportation regulations (K.A.R. 82-4-1 *et seq.*) consistent with the federal motor carrier safety assistance program and other federal requirements concerning transportation of hazardous waste.

## **II. BACKGROUND**

4. G O Technologies, LLC is a motor carrier as defined in K.S.A. 2015 Supp. 66-1,108 that operates commercial motor vehicle(s) in both intrastate and interstate commerce in a manner that requires authority.

5. G O Technologies, LLC is registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates under USDOT Number 2829649.

6. The Commission received notice from the U.S. Department of Transportation, Federal Motor Carrier Safety Administration that G O Technologies, LLC's New Entrant Registration had been revoked effective March 14, 2016 for failure to comply with safety requirements.

7. Pursuant to the above authority, on March 29, 2016, the Commission entered an Emergency Suspension of Operating Authority Order on G O Technologies, LLC in the above-referenced docket, until such time that Staff recommended reinstatement.

## **III. STAFF'S RECOMMENDATION**

8. On May 3, 2016, the Staff of the Transportation Division of the Kansas Corporation Commission (Staff) received notice from the U.S. Department of Transportation,

Federal Motor Carrier Safety Administration, that G O Technologies, LLC has submitted evidence of compliance with safety requirements as required in 49 C.F.R. 385.329. As a result, the carrier's reapplication for New Entrant registration under USDOT No. 2829649 has been approved and the carrier's authority to operate in interstate operations has been reinstated. See attached FMCSA reinstatement documentation.

9. Based on the Federal Motor Carrier Safety Administration's reinstatement, it is Staff's recommendation to reinstate G O Technologies, LLC's motor carrier operating authority in Kansas.

#### **IV. CONCLUSIONS OF LAW**

10. The Commission finds it has jurisdiction over G O Technologies, LLC because it is a motor carrier as defined in K.S.A. 2015 Supp. 66-1,108.

11. Based on the available facts, the Commission finds that Staff's recommendation to reinstate G O Technologies, LLC's operating authority in Kansas is reasonable.

#### **THE COMMISSION THEREFORE ORDERS THAT:**

(A) G O Technologies, LLC's certificate, permit or license that is necessary to carry on the business of a private and/or public motor carrier in Kansas is hereby reinstated.

(B) G O Technologies, LLC remains obligated to attend a Commission-sponsored safety seminar pursuant to the Emergency Suspension of Operating Authority Order at paragraph B., entered on March 29, 2016.

(C) The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further Orders as it may deem necessary and proper.

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

Emler, Chairman; Albrecht, Commissioner; Apple, Commissioner

Dated: \_\_\_\_\_

\_\_\_\_\_  
Amy L. Green  
Secretary to the Commission

AAL

Draft





U.S. Department of  
Transportation  
**Federal Motor  
Carrier Safety  
Administration**

JOSH PACHECO  
OWNER  
G O TECHNOLOGIES LLC  
2626 ELM ST  
EUDORA, KS 66025

1200 New Jersey Ave., S.E.  
Washington, DC 20590  
May 3, 2016

In reply refer to:  
USDOT Number: 2829649

**Action Required: Call to schedule a Safety Audit.**

According to Federal Motor Carrier Safety Administration's (FMCSA) records thirty days have elapsed since G O TECHNOLOGIES LLC's USDOT New Entrant registration was revoked on March 14, 2016, and that G O TECHNOLOGIES LLC has reapplied in accordance with 49 CFR 385.329. This is to inform G O TECHNOLOGIES LLC that G O TECHNOLOGIES LLC's reapplication for USDOT New Entrant registration has been approved.

A safety audit has not yet been conducted; G O TECHNOLOGIES LLC should contact your local State Motor Carrier Safety Assistance Program (MCSAP) office 785-296-7189 as soon as possible to schedule a safety audit. In accordance with 49 CFR section 385.337, failure to permit a safety audit to be performed may result in the revocation of G O TECHNOLOGIES LLC's USDOT New Entrant registration and G O TECHNOLOGIES LLC's interstate operation being placed out of service. Additionally, the refusal to submit to a safety audit may also subject a new entrant motor carrier to the penalty provisions in 49 U.S.C. 521(b) (2) (A), as adjusted by inflation.

G O TECHNOLOGIES LLC's 18-month new entrant safety monitoring period restarts as of May 3, 2016. FMCSA will continue to monitor and evaluate G O TECHNOLOGIES LLC's safety management practices and on-road performance to ensure G O TECHNOLOGIES LLC has basic safety management controls that are operating effectively and is complying with Federal requirements including the Federal Motor Carrier Safety Regulations (FMCSRs) and applicable Federal Hazardous Materials Regulations (HMRs). Failure to comply with applicable requirements may result in the revocation of G O TECHNOLOGIES LLC's USDOT New Entrant or permanent registration.

G O TECHNOLOGIES LLC's USDOT number can be found in the upper right hand corner of this letter. This USDOT number should be marked on commercial motor vehicles operated by G O TECHNOLOGIES LLC as required by 49 CFR section 390.21. A copy of the FMCSRs, including this regulation, may be found on the FMCSA web site, <http://safer.fmcsa.dot.gov>.

Sincerely,

Joseph P. DeLorenzo, Director, Office of  
Enforcement and Compliance

**CERTIFICATE OF SERVICE**

16-TRAM-418-OOS

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of first class mail/hand delivered on \_\_\_\_\_.

JOSH PACHECO, MEMBER  
G O TECHNOLOGIES, LLC  
2626 ELM ST  
EUDORA, KS 66025

AHSAN LATIF, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604-4027  
Fax: 785-271-3354  
a.latif@kcc.ks.gov

/S/ DeeAnn Shupe  
DeeAnn Shupe