

THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

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

In the Matter of the Application of LUCAS TOWING        )  
LLC, of SPRING HILL KS, for the Abandonment of        ) 15-TRAM-5160-TRA  
Certificate of Public Service.                                )

**ORDER GRANTING REQUEST FOR ABANDONMENT**  
**FOR CERTIFICATE OF PUBLIC SERVICE**

The above entitled matter comes before the State Corporation Commission of the State of Kansas ("Commission") for consideration and determination. Having examined its files and records, and being duly advised in the premises, the Commission makes the following findings:

**I. JURISDICTION**

1. Pursuant to K.S.A. 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 license, supervise and regulate public and private motor carriers in this state to the full extent not preempted by federal law.
2. Pursuant to K.S.A. 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 66-1,115a and 66-1,119, the Commission has the power and authority to authorize a change in a motor carrier's service.

## **II. STAFF'S FINDINGS OF FACTS**

4. On or about March 4, 2015, Wade Patterson of LUCAS TOWING LLC, of SPRING HILL, KS, submitted a written Request for Abandonment of Certificate of Public Service identified by KSMCID No. 164630. The written request explained that LUCAS TOWING LLC is no longer hauling.

5. LUCAS TOWING LLC's Certificate of Public Service issued by the Commission on November 21, 2005, authorized operation as a common motor carrier in the transportation of general commodities, other than household goods, passengers or hazardous materials, in intrastate commerce as authorized by K.S.A 66-1,114b.

6. Commission Staff (Staff) has examined its files and records and has not located evidence of unresolved safety concerns, violations or civil penalties associated with the motor carrier's current certificate.

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

7. Staff recommends that the Commission grant LUCAS TOWING LLC Request for Abandonment of Certificate of Public Service identified by KSMCID No. 164630.

## **IV. CONCLUSIONS OF LAW**

8. Based upon the available facts, the Commission finds that Staff's recommendation to grant LUCAS TOWING LLC's Request for Abandonment of Certificate of Public Service, is reasonable under the circumstances.

**IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:**

(A) LUCAS TOWING LLC's Request for Abandonment of Certificate of Public Service is hereby granted.

(B) The common operating authority certificate issued to LUCAS TOWING LLC on November 21, 2005, identified by KSMCID No. 164630, is hereby cancelled..

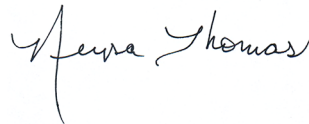
(C) A party may file a petition for reconsideration of this Order within thirty (30) days of the date of this Order. If the service is by mail, three (3) additional days may be added to the thirty (30) day time limit to petition for reconsideration. K.S.A. 118b; K.S.A. 66-1,105; K.S.A. 77-529(a)(1).

(D) The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further order or orders as it may deem necessary.

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

Mark Sievers, Chairman; Thomas E. Wright, Commissioner; Shari Feist Albrecht, Commissioner

Dated: MAR 10 2015



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Neysa Thomas  
Acting Executive Director

ORDER MAILED MAR 10 2015