

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

Before Commissioners: Mark Sievers, Chairman
Thomas E. Wright
Shari Feist Albrecht

In the Matter of the Emergency Suspension of)
Operating Authority of **Autoline Transport, LLC**)
of **Lenexa, Kansas**, for Failure to Comply with) Docket No. 12-TRAM-741-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. 2011 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. 2011 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. 2011 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. 2011 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. Autoline Transport, LLC is a motor carrier as defined in K.S.A. 2011 Supp. 66-1,108 that operates commercial motor vehicle(s) in both intrastate and interstate commerce in a manner that requires authority.

5. Autoline Transport, LLC is registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates under USDOT Number 2201936.

6. The Commission received notice from the U.S. Department of Transportation, Federal Motor Carrier Safety Administration that Autoline Transport, LLC's New Entrant Registration had been revoked effective April 9, 2012 for failure to comply with safety requirements.

7. Pursuant to the above authority, on April 17, 2012, the Commission entered an Emergency Suspension of Operating Authority Order on Autoline Transport, LLC in the above-referenced docket, until such time that Staff recommends reinstatement.

III. STAFF'S RECOMMENDATION

8. On December 10, 2012, 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 Autoline Transport, LLC has submitted evidence of compliance with safety requirements as required in 49 C.F.R. 385.329(b)(2). As a result, the carrier's reapplication for New Entrant registration under USDOT No. 2201936 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 Autoline Transport, LLC's motor carrier operating authority in Kansas.

IV. CONCLUSIONS OF LAW

10. The Commission finds it has jurisdiction over Autoline Transport, LLC because it is a motor carrier as defined in K.S.A. 2011 Supp. 66-1,108.

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

THE COMMISSION THEREFORE ORDERS THAT:

(A) Autoline Transport, 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) Autoline Transport, LLC remains obligated to attend a Commission-sponsored safety seminar pursuant to the Emergency Suspension of Operating Authority Order at paragraph B., entered on April 17, 2012.

(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.

Sievers, Chmn; Wright, Com.; Albrecht, Com.

Dated: JAN 0 2 2013



ORDER MAILED JAN 0 3 2013

Patrice Petersen-Klein
Executive Director

AS



U.S. Department
of
Transportation

**Federal Motor
Carrier Safety
Administration**

HAYRULLO KODIROV
OWNER OPERATOR
AUTOLINE TRANSPORT LLC
9530 HALSEY ST APT 209
LENEXA, KS 66215-1645

1200 New Jersey Ave., S.E.
Washington, DC 20590
December 10, 2012

In reply refer to:
USDOT Number: 2201936
MC Number: MC764077

According to the Federal Motor Carrier Safety Administration's (FMCSA) records, thirty days have elapsed since AUTOLINE TRANSPORT LLC's USDOT New Entrant registration was revoked on August 22, 2012, based on AUTOLINE TRANSPORT LLC's failure to timely respond demonstrating corrective action to FMCSA's Demand for Written Response after committing one or more actions listed under 49 CFR section 385.308. Our records also indicate that AUTOLINE TRANSPORT LLC has reapplied in accordance with 49 CFR 385.329(a). AUTOLINE TRANSPORT LLC's reapplication for USDOT New Entrant registration has been approved.

AUTOLINE TRANSPORT LLC's 18-month new entrant safety monitoring period restarts as of December 10, 2012. FMCSA will continue to monitor and evaluate AUTOLINE TRANSPORT LLC's safety management practices and on-road performance to ensure AUTOLINE TRANSPORT 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 AUTOLINE TRANSPORT LLC's USDOT New Entrant or permanent registration.

Sincerely,

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

IN RE: DOCKET NO. 12-TRAM-741-OOS

DATE JAN 02 2013

PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET TO THE FOLLOWING:

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
HAYRULLO KODIROV, OWNER/OPERATOR AUTOLINE TRANSPORT, LLC 9530 HALSEY STREEPT APT 209 LENEXA, KS 66215		
AMBER SMITH, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604-4027 ***Hand Delivered***		

ORDER MAILED JAN 03 2013

The Docket Room hereby certified that on this _____ day of _____, 20_____, it caused a true and correct copy of the attached ORDER to be deposited in the United States Mail, postage prepaid, and addressed to the above persons.