

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

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

In the Matter of the General Investigation of)
Garrett Benjamin d/b/a Garrett Benjamin)
Farms of Council Grove, Kansas, Pursuant to)
the Kansas Highway Patrol Issuance of a) Docket No. 17-GIMM-343-KHP
Notice of Violation(s) and Invoice for the)
Violations of the Kansas Motor Carrier Safety)
Statutes, Rules and Regulations.)

ORDER CANCELLING EVIDENTIARY HEARING

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

1. On March 28, 2017, the Commission entered an Order Setting Hearing in this docket, scheduling an evidentiary hearing for May 24, 2017, among other things.

2. On May 11, 2017, Staff filed its Motion to Cancel May 24, 2017 Evidentiary Hearing. Staff indicated that there was no opposition to this motion and did not believe it was necessary to hold an evidentiary hearing in this docket.

3. The Commission agrees that an evidentiary hearing in this docket is unnecessary. The Commission therefore grants the Motion and cancels the evidentiary hearing in this docket.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. The Commission hereby cancels the evidentiary hearing scheduled for May 24, 2017.

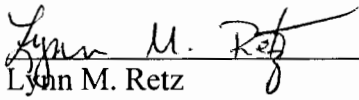
B. The parties have fifteen (15) days, plus three (3) days if served by mail, from the date this order was served in which to petition the Commission for reconsideration. K.S.A. 66-118b; K.S.A. 77-529(a)(1).

C. The Commission retains jurisdiction over the subject matter and parties for the purpose of issuing such further orders, as necessary.

BY THE COMMISSION IT IS SO ORDERED.

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: MAY 18 2017


Lynn M. Retz
Secretary to the Commission

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EMAILED

MAY 18 2017

CERTIFICATE OF SERVICE

17-GIMM-343-KHP

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of

MAY 18 2017

Electronic Service on _____.

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/S/ DeeAnn Shupe

DeeAnn Shupe

EMAILED

MAY 18 2017