

700 SW Jackson, Ste 704
Topeka, KS 66603



Phone: 785-296-7189
Fax: 785-296-2858
www.KansasHighwayPatrol.org

Herman T. Jones, Superintendent

Laura Kelly, Governor

May 15, 2019

BACO CORPORATION
2426 S HOOVER RD
WICHITA, KS 67215

Docket No. 19-GIMM-468-KHP

RE: **Invoice # H000579776**
Report # KSHP92190973

To: Catherine Holmes

This letter is to inform you that your challenge concerning violation **383.23A2 –Operating a CMV without a CDL**, has been **DENIED**. Please see guidance below

- Does the single vehicle have a GVWR or GVW greater than 26,000lbs? YES
 - Unit 1 was weighed and the GVW was 27,800lbs, which is greater than 26,000lbs.
- Often, **gross vehicle weight** rating (GVWR) and **gross vehicle weight** (GVW) are thought to be the same, but they are not. A truck's **GVWR** is the maximum weight rating established by the manufacturer. **GVW** is the total weight of the truck and payload at a point in time

Please see guidance enclosed with this letter, provided by the KCC on determining if a driver needs a CDL.

The violation(s) will remain on your carrier profile and Invoice # **H000579776** remains valid. Please see the invoice for information regarding the fines due. Failure to pay will result in the carrier being in default. Default status prohibits changes to KCC authority, including but not limited to: adding vehicles, name changes or renewal of authority until the fine has been paid or the matter is resolved.

If you are not satisfied with the outcome of your challenge by the KHP, you have the right to an administrative hearing with the Kansas Corporation Commission. The hearing request must be in writing and received **WITHIN 15 DAYS** of the close of the challenge and forwarded to the Kansas Highway Patrol at the above address.

Thank you for your time and attention to this inspection report.

Sincerely,

Wes Ludolph, Captain
Troop I, Topeka