

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

In the Matter of the Investigation of F&C)
Trucking and Sons LLC, of Lewis, Kansas,)
regarding the violation(s) of the motor) Docket No. 23-TRAM-1009-PEN
carrier safety statutes, rules and regulations)
and the Commission's authority to impose)
penalties, sanctions and/or the revocation of)
motor carrier authority.)

**WITHDRAWAL OF MOTION TO SUSPEND INTRASTATE
MOTOR CARRIER OPERATIONS**

The Staff of the State Corporation Commission of the State of Kansas (Staff), by and through its counsel, files a withdrawal of its motion to suspend F&C Trucking and Sons LLC, of Lewis, Kansas (Carrier) from all intrastate commercial motor carrier operations and request to close docket. In support of its Withdrawal, Staff states as follows:

1. On July 11, 2023, the Commission issued Carrier a Penalty Order that assessed a civil penalty of \$300 for failure to pay the Unified Commercial Registration (UCR) fees for 2023. The order also required Carrier to pay its outstanding 2023 UCR fees.
2. Carrier was sent a collection letter on August 10, 2023, reminding it of the amount due and giving it 10 days from the date of the collection letter to pay.
3. As of November 2, 2023, Commission records indicate that Carrier had not complied with the collection letter or the requirements of the Penalty Order.
4. On November 3, 2023, Staff filed its Motion to Suspend Intrastate Motor Carrier Operations.
5. On November 3, 2023, Carrier contacted Staff and stated it was no longer in operations and requested that their USDOT be inactivated. Staff inactivated the carrier's USDOT.

6. Carrier's actions obviate the need to be suspend the Carrier's intrastate motor carrier operations. Therefore, Staff withdraws its motion.

WHEREFORE, for the reasons stated above, Staff respectfully withdraws its Motion to Suspend Intrastate Motor Carrier Operations.

Respectfully submitted,

/s/ Ahsan A. Latif

Ahsan A. Latif, #24709
Litigation Counsel
Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, Kansas 66604
(785) 271-3118 (Telephone)
(785) 271-3124 (Facsimile)
a.latif@kcc.ks.gov (E-mail)

For Commission Staff

CERTIFICATE OF SERVICE

23-TRAM-1009-PEN

I, the undersigned, certify that a true copy of the attached withdrawal has been served to the following by means of electronic service on November 3, 2023.

Rhonda Clair, OWNER
F&C Trucking and Sons LLC
PO Box 188
Lewis, KS 67552
fandctruckingks@gmail.com

AHSAN LATIF, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
a.latif@kcc.ks.gov

/s/Abigail Emery
Abigail Emery
