

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

In the Matter of the Investigation of **Gorilla** )  
**Construction LLC d/b/a Eric Molz of Kiowa,** )  
**Kansas,** Regarding the Violation of the Motor )  
Carrier Safety Statutes, Rules and Regulations and ) Docket No. 25-TRAM-171-PEN  
the Commission's Authority to Impose Penalties, )  
Sanctions and/or the Revocation of Motor Carrier )  
Authority. )

**MOTION TO REINSTATE INTRASTATE MOTOR CARRIER OPERATIONS**

The Staff of the State Corporation Commission of the State of Kansas (Staff and Commission, respectively), by and through its counsel, files its motion requesting the Commission reinstate the Kansas motor carrier operations of Gorilla Construction LLC d/b/a Eric Molz of Kiowa, Kansas (Carrier). In support of its Motion, Staff states as follows:

1. Carrier is a motor carrier, as defined in 49 C.F.R. Part 390.5 and as adopted by K.A.R. 82-4-3f, that operates commercial motor vehicle(s) in intrastate commerce.
2. Carrier is registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates under USDOT Number 2462433.
3. On October 31, 2024, Carrier was issued a penalty assessment of \$2,350 for violations of the Kansas Motor Carrier Safety Statutes, Rules and Regulations discovered during a compliance review conducted, by a Staff Special Investigator (SI) on August 1, 2024. In the Penalty Order, the Carrier was ordered to pay the \$2,350 civil penalty within thirty (30) days of service, to attend a Commission-sponsored safety seminar within thirty (30) days of the date of the Penalty Order, and to submit a written, comprehensive corrective action plan (CAP) to Transportation Staff within thirty (30) days of the date of the Penalty Order.

4. On February 4, 2025, the Commission issued an Order Suspending Intrastate Motor Carrier Operations,<sup>1</sup> due to non-compliance with a Penalty Order issued on October 31, 2024.<sup>2</sup>

5. On February 4, 2025, Carrier submitted a CAP as required. Transportation Staff (Staff) confirmed the CAP had been submitted as of that date and determined the carrier was now in compliance with Kansas motor carrier safety statutes, rules and regulations pursuant to the above-referenced Penalty Order.

6. Based on the information provided, Staff asks the Commission to find that Carrier has now complied with the requirements of the above-referenced Penalty Order and to reinstate Carrier's Kansas motor carrier operations.

**WHEREFORE**, for the reasons stated above, Staff respectfully requests that the Commission issue an order reinstating Carrier's Kansas 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)

[ahsan.latif@ks.gov](mailto:ahsan.latif@ks.gov) (E-mail)

For Commission Staff

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<sup>1</sup> Order Suspending Intrastate Motor Carrier Operations (Feb. 4, 2024).

<sup>2</sup> See Penalty Order (Oct.31, 2024).

**CERTIFICATE OF SERVICE**

25-TRAM-171-PEN

I, the undersigned, certify that a true copy of the attached Motion has been served to the following by means of electronic service on February 5, 2025.

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

ERIC MOLZ, OWNER  
GORILLA CONSTRUCTION LLC  
D/B/A Eric Molz  
614 MAIN STREET  
KIOWA, KS 67070-1506  
gorillaconstruction2011@gmail.com

/S/ Kiley McManaman  
Kiley McManaman

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