

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

Before Commissioners: Andrew J. French, Chairperson
 Dwight D. Keen
 Susan K. Duffy

In the Matter of the Emergency Suspension of)
Operating Authority of **Hassle-Free Lawns, LLC**)
of Overland Park, Kansas, for Failure to Comply) Docket No. 20-TRAM-471-OOS
with 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. 66-1,108b, 66-1,111, 66-1,112g 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.A.R. 82-4-3f, 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. 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. 66-1,129(a)(7), the Commission has adopted motor carrier transportation regulations (K.A.R. 82-4-3f) consistent with the federal motor carrier safety assistance program and other federal requirements concerning transportation of hazardous waste.

II. BACKGROUND

4. Hassle-Free Lawns, LLC is a motor carrier as defined in K.A.R. 82-4-3f that operates commercial motor vehicle(s) in both intrastate and interstate commerce in a manner that requires authority.

5. Hassle-Free Lawns, LLC is registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates under USDOT Number 3265584.

6. The Commission received notice from the U.S. Department of Transportation, Federal Motor Carrier Safety Administration that Hassle-Free Lawns, LLC's New Entrant Registration had been revoked effective May 14, 2020, for failure to comply with safety requirements.

7. Pursuant to the above authority, on May 21, 2020, the Commission entered an Emergency Suspension of Operating Authority Order on Hassle-Free Lawns, LLC in the above-referenced docket, until such time that Staff recommended reinstatement.

III. STAFF'S RECOMMENDATION

8. On March 29, 2021, 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 Hassle-Free Lawns, LLC has submitted

evidence of compliance with safety requirements as required in 49 C.F.R. 385.329. As a result, the carrier's reapplication for New Entrant registration under USDOT No. 3265584 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 Hassle-Free Lawns, LLC's motor carrier operating authority in Kansas.

IV. CONCLUSIONS OF LAW

10. The Commission finds it has jurisdiction over Hassle-Free Lawns, LLC because it is a motor carrier as defined in K.A.R. 82-4-3f.

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

THE COMMISSION THEREFORE ORDERS THAT:

A. Hassle-Free Lawns, 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. Hassle-Free Lawns, LLC remains obligated to attend a Commission-sponsored safety seminar pursuant to the Emergency Suspension of Operating Authority Order at paragraph B., entered on May 21, 2020, and provide proof of attendance to Litigation Counsel.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Duffy, Commissioner

Dated: 04/01/2021



Lynn M. Retz
Executive Director

AAL



U.S. Department of
Transportation
**Federal Motor
Carrier Safety
Administration**

1200 New Jersey Ave., S.E.
Washington, DC 20590
March 8, 2021

CHRISTIAN TALLEY
OWNER
HASSLE-FREE LAWNS LLC
11215 W 140TH TER
OVERLAND PARK, KS 66221-8033

In reply refer to:
USDOT Number: 3265584

According to Federal Motor Carrier Safety Administration's (FMCSA) records, thirty days have elapsed since HASSLE-FREE LAWNS LLC's USDOT New Entrant registration was revoked on May 14, 2020, based on a failed safety audit conducted on March 6, 2020. Our records also indicate that HASSLE-FREE LAWNS LLC has reapplied in accordance with 49 CFR section 385.329. HASSLE-FREE LAWNS LLC's reapplication for USDOT New Entrant registration has been approved.

HASSLE-FREE LAWNS LLC's 18-month new entrant safety monitoring period restarts as of March 8, 2021. FMCSA will continue to monitor and evaluate HASSLE-FREE LAWNS LLC's safety management practices and on-road performance to ensure HASSLE-FREE LAWNS 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 HASSLE-FREE LAWNS LLC's USDOT New Entrant or permanent registration.

Sincerely,

A handwritten signature in black ink, appearing to read "Joe P. DeLorenzo".

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

CERTIFICATE OF SERVICE

20-TRAM-471-OOS

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

electronic service on 04/01/2021.

CHRISTIAN TALLEY, MANAGER
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/S/ DeeAnn Shupe

DeeAnn Shupe