

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

In the Matter of the Investigation of **Skylar Mae**)
Dumpster Rental LLC, of Linwood, Kansas,)
Regarding the Violation(s) of the Motor Carrier Safety,) Docket No. 24-TRAM-700-PEN
Rules and Regulations and the Commission's Authority)
to Impose Penalties, Sanctions and/or the Revocation of)
Motor Carrier Authority.)

NOTICE OF FILING OF REQUEST FOR WAIVER

The attached Request for Waiver was received on May 29, 2024 from Skylar Mae
Dumpster Rental LLC.

WHEREFORE, the attached Request for Waiver is hereby filed for consideration by the
Commission.

Respectfully submitted,

/s/ Ahsan Latif

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Notice of Assessment for Docket number 24-TRAM-700-PEN

Skylar Mae Dumpster Rental

C/O Malack Nyamweya

I am writing to request a waiver of the fines and penalties that have been imposed due to an oversight in the application process for a commercial account. As a start-up company, we are currently facing financial constraints and are unable to pay the full number of fines being imposed.

Most of the violations stated above were not clearly outlined during the application for the DOT number, nor were they included during the application for the commercial account that we applied for. During the application as shown on **Exhibit 1**, there wasn't a mention of the alcohol and controlled substance testing program for CDL drivers especially since I was applying to operate a commercial motor vehicle. Given that most of the violation stated on the report submitted, we do request that the company be given an opportunity apply for the missing accounts.

In regard to Exhibit submitted with the documents, I have been resisted with the clearing house since 02/06/2023 as shown in **Exhibit 2** below. I am on the process of creating an employer's account with the FMCSA Clearing house, but I am having a problem with the site.

Attached to this is prove that we have a Drug and Alcohol Testing program with Kansas Drug Testing inc.

During a conversation with the investigator, we were led to understand that they were coming to examine our accounts and assist us in obtaining the required documents. Given that this is an owner-operated dumpster rental company, I was not aware that I had to file for employment within my company either.

While I acknowledge the importance of compliance with all regulations and guidelines, I respectfully ask for your understanding and consideration given our current financial situation. The imposition of these fines would pose a significant burden on our business and hinder our ability to continue operating and growing in the future.

I want to assure you that we have taken immediate steps to address and correct the issue that led to the fines being imposed. We are committed to maintaining compliance with all requirements moving forward and will ensure that all necessary information is provided accurately and in a timely manner.

I kindly request your compassion and assistance in waiving or reducing the fines in light of our financial circumstances. Your support in this matter would be greatly appreciated and would allow us to focus on our business operations and long-term sustainability.

Thank you for your attention to this request.

Exhibit 1

▼ Kansas Trucking Application Status

My Applications

New

FOR-HIRE

DISMISSED


✓Paid

Submitted on: 01/07/2024 10:43:49

▼ Application Checklist

Requirement	Date Verified
✓ Regulatory Fee Paid	04/18/2024
✓ FEIN/SSN Provided	04/18/2024
✓ List of Commodities	04/18/2024
✓ Active USDOT#	04/18/2024
✓ Business in Good Standing	04/18/2024
<input type="radio"/> <u>Liability Insurance(Form E)</u>	
✓ <u>Safety Educational Seminar</u>	04/18/2024
✓ Designation of Agent	04/18/2024

Exhibit 2

 **FMCSA**
Federal Motor Carrier Safety Administration

[Log Out Malack](#)

DRUG & ALCOHOL CLEARINGHOUSE

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Query Detail

Query Overview

Employer Conducting Query: SWIFT TRANSPORTATION CO OF ARIZONA LLC (USDOT# 54283)
Query Result: Driver Not Prohibited
Query Status: Completed (2/6/2023 10:35:49)
Conducted By: Kendall Johnson | Query Type: Pre-employment | Query Submitted: Manually

Driver Information	Consent Information	Query History
Name: MALACK NYAMWEYA	Requested: 2/6/2023 9:16:12	Created: 2/6/2023 9:16:12
Date of Birth: [REDACTED]	Recorded: 2/6/2023 10:35:49	Completed: 2/6/2023 10:35:49
CDL/CLP #: [REDACTED]	Status: Provided	Query Result: Driver Not Prohibited

Open Violations

No Open Violations

LEARN MORE

[The Return-to-Duty Process](#)

CERTIFICATE OF SERVICE

24-TRAM-700-PEN

I, the undersigned, certify that a true copy of the attached Filing has been served to the following by means of electronic service on June 4, 2024.

AHSAN LATIF, LITIGATION COUNSEL
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/S/ Kiley McManaman
Kiley McManaman
