

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

Received  
on

**JUN 07 2013**

by  
State Corporation Commission  
of Kansas

In the Matter of the Investigation of Mark Buss, )  
d/b/a Auto Transport of Newton, Kansas, )  
Pursuant to the Kansas Highway Patrol Issuance )  
of a Notice of Violation for Violation(s) of the )  
Kansas Motor Carrier Safety Statutes, Rules and )  
Regulations and the Commission's Authority to )  
Impose Penalties, Sanctions and/or the )  
Revocation of Motor Carrier Authority. )

Docket No. 13-GIMM-702-KHP

**MOTION FOR PROCEDURAL SCHEDULE**

The Staff of the State Corporation Commission of the State of Kansas (Staff), by and through its counsel, files its motion requesting the Commission to adopt the following procedural schedule designed to efficiently guide the processing of this matter. In support of its Motion, Staff states as follows:

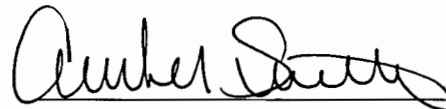
1. On April 2, 2013, the Kansas Highway Patrol issued a Notice of Violation against Mark Buss, d/b/a Auto Transport (Respondent), for alleged violations found during a March 27, 2013, routine motor carrier stop and inspection conducted by the Kansas Highway Patrol.
2. On May 20, 2013, the Respondent submitted a request for hearing on this matter, which opened Docket No. 13-GIMM-702-KHP.
3. In its request for hearing, Respondent did not set forth the specific grounds upon which relief is being sought. Therefore, Staff requests the Commission direct Respondent to submit clarification by way of a list of contested issues, as provided in the schedule below.

4. Staff requests the Commission adopt the following procedural schedule:

<u>Date</u>	<u>Action</u>
July 15, 2013	Respondent's List of Contested Issues Supported by Testimony Due
July 29, 2013	Staff's Direct Testimony Due
August 1, 2013	Prehearing Conference
August 8, 2013	Evidentiary Hearing
September 23, 2013	Commission Order

**WHEREFORE**, for the reasons stated above, Staff respectfully requests that the Commission approve Staff's Motion for Procedural Schedule.

Respectfully submitted,



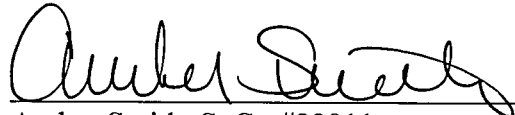
Amber Smith, #23911  
Litigation Counsel  
Kansas Corporation Commission  
1500 SW Arrowhead Road  
Topeka, Kansas 66604  
(785) 271-3301 (Telephone)  
(785) 271-3167 (Facsimile)  
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For Commission Staff

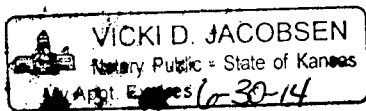
VERIFICATION

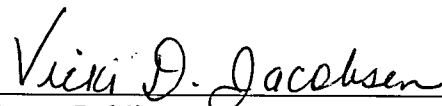
STATE OF KANSAS                    )  
  ) ss.  
COUNTY OF SHAWNEE            )

Amber Smith, of lawful age, being duly sworn upon her oath deposes and states that she is Litigation Counsel for the State Corporation Commission of the State of Kansas; that she has read and is familiar with the foregoing *Motion for Procedural Schedule* and attests that the statements therein are true to the best of her knowledge, information and belief.

  
\_\_\_\_\_  
Amber Smith, S. Ct. #23911  
Litigation Counsel  
The State Corporation Commission  
of the State of Kansas

SUBSCRIBED AND SWORN to before me this 7<sup>th</sup> day of June, 2013.



  
\_\_\_\_\_  
Notary Public

My Appointment Expires: June 30, 2014

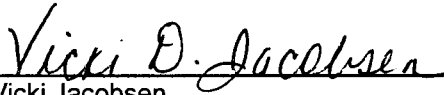
**CERTIFICATE OF SERVICE**

13-GIMM-702-KHP

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Motion for Procedural Schedule was placed in the United States mail, postage prepaid, or hand-delivered this 10th day of June, 2013, to the following:

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Vicki Jacobsen