

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

In the Matter of the Investigation of **Holiday**)
Harvesting LLC, of Grainfield, Kansas, Regarding)
the Violation(s) of the Motor Carrier Safety Statutes,)
Rules and Regulations and the Commission's Authority) Docket No. 24-TRAM-282-UCR
to Impose Penalties, Sanctions and/or the Revocation of)
Motor Carrier Authority.)
)

STAFF'S MOTION TO VACATE PENALTY ORDER

The Staff of the State Corporation Commission of the State of Kansas (Staff), by and through its counsel, files its Motion to Vacate the Penalty Order issued to Holiday Harvesting LLC (Carrier). In support of its Motion, Staff states as follows:

1. On September 22, 2023, Commission Staff UCR Manager Verna Jackson submitted a Report and Recommendation regarding Carrier's failure to pay its Unified Carrier Registration (UCR) fees for year 2023. As explained by Ms. Jackson, motor carriers must pay annual UCR fees in order to lawfully operate in interstate commerce.¹

2. On October 3, 2023, the Commission issued a Penalty Order in this docket assessing a \$300 civil penalty against Carrier for failure to pay its 2023 UCR fees.

3. Carrier contacted Staff after the issuance of the Penalty Order stating that Carrier is no longer operating and requested inactivation of its USDOT Number.

4. Staff inactivated the Carrier's USDOT Number. Staff therefore determined the Penalty Order issued for not paying their 2023 UCR fees should be vacated.

5. Therefore, based on the facts stated above, Staff requests the Commission vacate the Penalty Order issued to Carrier on October 3, 2023.

¹ Staff's R&R, p. 1 (Sep. 22, 2023).

WHEREFORE, for the reasons stated above, Staff respectfully requests the Commission vacate the Penalty Order issued to Holaday Harvesting LLC in this docket on October 3, 2023.

Respectfully submitted,

/s/ Ahsan Latif

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For Commission Staff

CERTIFICATE OF SERVICE

24-TRAM-282-UCR

I, the undersigned, certify that a true copy of the attached Motion has been served to the following by means of electronic service on November 15, 2023.

Kaleb Holaday, MEMBER
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