

3. Pursuant to K.S.A 66-1,115a and 66-1,119, the Commission has the power and

authority to authorize a change in a motor carrier's service.

## **II. STAFF'S STATEMENT OF FACTS**

4. Pursuant to K.A.R. 82-4-32, each applicant filing an application for private carrier permits shall provide the Commission with all information required to complete the application within 30 days of the original filing date or the application may be dismissed.

5. On March 6, 2015, the Kansas Corporation Commission received an application from TOPEKA LANDSCAPE INC for a Private Carrier Permit that would authorize the operation as a private motor carrier in the transportation of private property between all points and places in the State of Kansas. The carrier provided all information required to complete the application within 30 days of its submission.

6. Proper notice of the TOPEKA LANDSCAPE INC's application for Private Carrier Permit was given pursuant to K.S.A. 66-1,114b, and no objections were received.

## **III. STAFF'S RECOMMENDATION**

7. Staff recommends that the Commission grant the application of TOPEKA LANDSCAPE INC for a Private Carrier Permit to operate as a private motor carrier in the transportation of private property between all points and places in the state of Kansas.

## **IV. CONCLUSIONS OF LAW**

8. Based upon the available facts, the Commission finds that Staff's recommendation to grant the application of TOPEKA LANDSCAPE INC for a Private Carrier Permit, is reasonable under the circumstances.

## **IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:**

(A) The application of TOPEKA LANDSCAPE INC of TOPEKA KS, for a Private Carrier Permit is hereby granted.

(B) The Private Carrier Permit designated as KSMCID No. 159964 is hereby issued to TOPEKA LANDSCAPE INC of TOPEKA KS.

(C) This authority is granted upon the further condition that the carrier shall conform to the rules and regulations pertaining to publications and filing of tariff, rates and charges.

(D) The authority granted herein does not become effective prior to the date on which the tariff covering the operation authorized becomes effective.

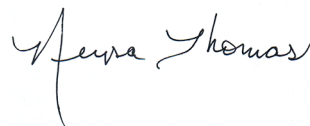
(E) A party may file a petition for reconsideration of this Order within thirty (15) days of the date of this Order. If the service is by mail, three (3) additional days may be added to the thirty (15) day time limit to petition for reconsideration. K.S.A. 66-118b; K.S.A. 77-529(a)(1).

(F) The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further order or orders as it may deem necessary.

**BY THE COMMISSION IT IS SO ORDERED.**

Feist Albrecht, Chr; Emler, Com.; Apple, Com.

Dated: MAR 30 2015



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Neysa Thomas  
Acting Executive Director

ORDER MAILED MAR 30 2015