

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

In the Matter of the Investigation of Royce)
Varela d/b/a Varela Trucking of Garden City,)
Kansas. Regarding the Violation(s) of the) Docket No. 24-TRAM-587-PEN
Motor Carrier Safety Statutes, Rules and)
Regulations and the Commission's Authority)
to Impose Penalties, Sanctions and/or the)
Revocation of Motor Carrier Authority.)

NOTICE OF FILING OF OPERATOR'S POST-HEARING EXHIBITS
(PUBLIC)

The Office of General Counsel for the State Corporation Commission of the State of Kansas (Commission) files the attached Operator's post-hearing exhibits which were sent by email on March 15, 2024 to all parties and the Presiding Officer.

Portions have been redacted of the Exhibits to protect against the publication of personally identifiable information of the motor carrier.

Respectfully Submitted,

/s/ Brian G. Fedotin
Brian G. Fedotin #19036
General Counsel
Kansas Corporation Commission
1500 SW Arrowhead Rd.
Topeka, KS 66604
(785) 271-3105 (Telephone)
(785) 271-3354 (Fax)
b.fedotin@kcc.ks.gov

Hello this is a letter after my hearing and I got over 100 pages of maintenance sheets that I provide STAFF with that if I have to send them all I will let me know I provide with annual inspections as well STAFF has I provide them with time cards as well that there to many if you guys need to send them to you guys I will but staff has them im going to send you guys here just what you guys asked me too for now and if you guys need me to send something else let me know im going to send the invoice of truck bought in Massachusetts invoice that I paid to get it here to Kansas I never drove the truck back so anything that im been accused of please make sure you guys have the rite evidence to do so please consider that and thanks a lot I be sending the statement that I spokeed on the hearing as well and the evidence I was asked to send. And if you guys are able to not suspend my company for not having the proper evidence to do so I will work with what I need to get done and have it all good to go for the next 2 months just how the first papers I received I sent em too.

04202R RUVALCABA ROD
503 N MAIN ST
GARDEN CITY, KS 67846

PAGE 1
PROOF OF ME
HAVING INSURANCE

Named Insured

ANDREA VARELA
ROYCE VARELA
VARELA TRUCKING

PROGRESSIVE
COMMERCIAL

Policy number: [REDACTED]

Underwritten by:
United Financial Casualty Company
January 13, 2023

Policy Period: Jun 29, 2022 - Jun 29, 2023

Page 1 of 4

agent.progressive.com

Online Service

Make payments, check billing activity, print
policy documents, update your policy or
check the status of a claim.

1-620-805-6715

04202R RUVALCABA ROD

Contact your agent for personalized service.

1-800-444-4487

For customer service if your agent is
unavailable or to report a claim.

Commercial Auto Insurance Coverage Summary

This is your Declarations Page
Your coverage has changed

Your coverage began on June 29, 2022 at 12:01 a.m. This policy expires on June 29, 2023 at 12:01 a.m.

This coverage summary replaces your prior one. Your insurance policy and any policy endorsements contain a full explanation of your coverage. The policy limits shown for an auto may not be combined with the limits for the same coverage on another auto, unless the policy contract allows the stacking of limits. The policy contract is form 6912 (02/19). The contract is modified by forms 2852KS (02/19), 1652KS (02/19), 2433KS (04/08), 2434KS (02/19), 2371 (06/10), 1198 (07/16), 8610 (02/19), 5701 (02/19), 4717 (02/19), 4852KS (02/19), 4881KS (02/19) and 2228 (01/11).

The named insured organization type is a sole proprietorship.

Policy changes effective January 12, 2023

Changes processed on:	January 12, 2023 5:42 p.m.
Premium change:	\$2,560.00
Changes:	The 2001 PETERBILT 379 has been added. Personal Injury Protection has been added on 2006 VANTAGE Trailer.

The changes shown above will not be effective prior to the time the changes were requested.

PROGRESSIVE
COMMERCIAL

04202R-RUVALCABA ROD
503 N MAIN ST
GARDEN CITY, KS 67840

Named insured

ANDREA VARELA
ROYCE VARELA
VARELA TRUCKING
[REDACTED]

PAGE 2
SECOND HALF
OF YEAR 2023

Policy number: [REDACTED]

Underwritten by:
United Financial Casualty Company

June 2, 2023

Policy Period: Jun 29, 2023 - Jun 29, 2024

Page 1 of 4

agent.progressive.com

Online Service

Make payments, check billing activity, print
policy documents, update your policy or
check the status of a claim.

1-620-805-6715

04202R RUVALCABA ROD

Contact your agent for personalized service.

1-800-444-4487

For customer service if your agent is
unavailable or to report a claim.

Commercial Auto Insurance Coverage Summary

This is your Renewal
Declarations Page

This Renewal Declarations Page is effective only if the minimum amount due to renew your policy is received or postmarked by June 29, 2023.

Your coverage begins on June 29, 2023 at 12:01 a.m. This policy expires on June 29, 2024 at 12:01 a.m.

Your insurance policy and any policy endorsements contain a full explanation of your coverage. The policy limits shown for an auto may not be combined with the limits for the same coverage on another auto, unless the policy contract allows the stacking of limits. The policy contract is form 6912 (02/19). The contract is modified by forms 2852KS (02/19), 1652KS (02/19), Z433KS (04/08), Z434KS (02/19), Z371 (06/10), 1198 (07/16), 8610 (02/19), 5701 (02/19), 4717 (02/19), 4852KS (02/19), 4881KS (02/19) and Z228 (01/11).

The named insured organization type is a sole proprietorship.

Policy number: [REDACTED]
ANDREA VARELA
ROYCE VARELA
Page 2 of 4

Outline of coverage

Auto coverage part

Description	Limits	Deductible	Premium
Liability To Others			\$20,498
Bodily Injury and Property Damage Liability	\$1,000,000 combined single limit		
Uninsured/Underinsured Motorist	\$1,000,000 combined single limit		441
Personal Injury Protection	Option 1 - medical expense \$4,500 work loss \$900 per month maximum 1 year		130
Medical Payments	Rejected		
Trailer Interchange	\$30,000	\$1,000	2,305
Subtotal policy premium			\$23,374

Commercial General Liability coverage part

Description	Limits	Premium
Limited General Liability - Trucking Operations	\$1,000,000/\$2,000,000	\$686
Each Occurrence	\$1,000,000	
General Aggregate	\$2,000,000	included
Products/Completed Operations Aggregate	\$2,000,000	included
Personal and Advertising Injury	\$1,000,000/any one person or organization	included
Damage to Premises Rented to You	\$100,000/any one premises	included
Medical Expense	\$5,000/any one person	included
Subtotal policy premium		\$686

Motor Truck Cargo coverage part

Description	Limits	Deductible	Premium
Motor Truck Cargo	\$5,000	\$1,000	\$1,089
Subtotal policy premium			\$1,089
Waiver of Subrogation Fee			25
Additional Insured Fee			100
Total 12 month policy premium and fees			\$25,274
Discount if paid in full			-2654
Total 12 month policy premium if paid in full			\$22,620

Rated drivers

- ANDREA VARELA
- ROYCE VARELA

Rated commodities

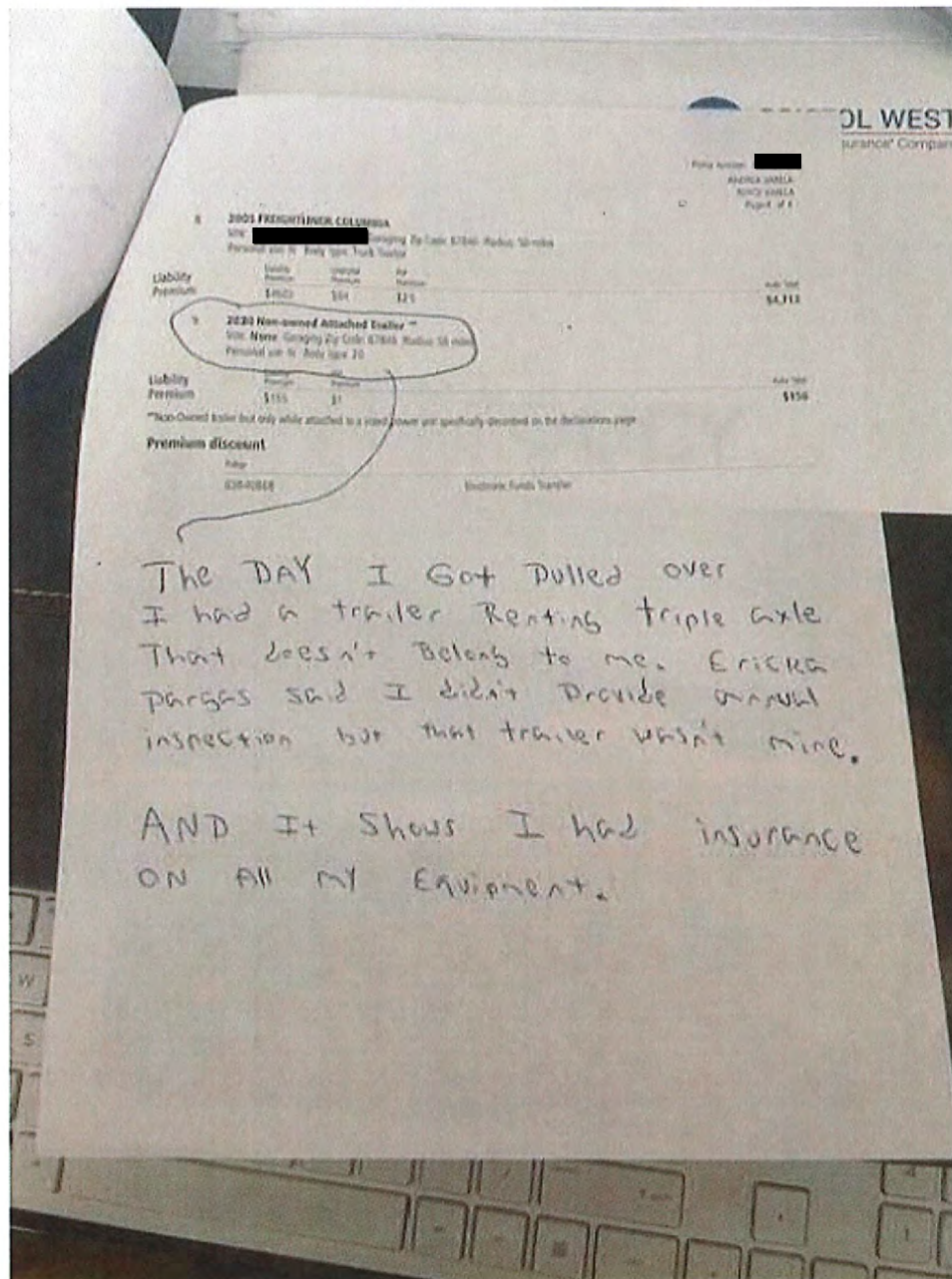
- GRAIN

SHOWS I AM PROTECTED WITH GRAIN

Auto coverage schedule

1.	2006 VANTAGE Trailer			
	VIN: [REDACTED] Garaging Zip Code: 67846 Radius: 50 miles			
	Personal use: N Body type: Bottom Dump			
Liability Premium	Liability Premium	PIP Premium		Auto Total
	\$155	\$1		\$156
2.	1995 CLEG Trailer			
	VIN: [REDACTED] Garaging Zip Code: 67846 Radius: 50 miles			
	Personal use: N Body type: Dump Body Trailer			
Liability Premium	Liability Premium	PIP Premium		Auto Total
	\$155	\$1		\$156
3.	1996 PETERBILT 379			
	VIN: [REDACTED] Garaging Zip Code: 67846 Radius: 50 miles			
	Personal use: N Body type: Truck Tractor			
Liability Premium	Liability Premium	UM/UIM Premium	PIP Premium	Auto Total
	\$4603	\$84	\$25	\$4,712
4.	2008 CHEVROLET SILVERADO			
	VIN: [REDACTED] Garaging Zip Code: 67846 Radius: 50 miles			
	Personal use: Y Body type: Pickup Truck			
Liability Premium	Liability Premium	UM/UIM Premium	PIP Premium	Auto Total
	\$1397	\$105	\$23	\$1,525
5.	2009 KENWORTH CONSTRUCTION			
	VIN: [REDACTED] Garaging Zip Code: 67846 Radius: 50 miles			
	Personal use: N Body type: Truck Tractor			
Liability Premium	Liability Premium	UM/UIM Premium	PIP Premium	Auto Total
	\$4672	\$84	\$28	\$4,784
6.	2030 Non-owned Attached Trailer **			
	VIN: None Garaging Zip Code: 67846 Radius: 50 miles			
	Personal use: N Body type: 20			
Liability Premium	Liability Premium	PIP Premium		Auto Total
	\$155	\$1		\$156
7.	2006 PETERBILT 379			
	VIN: [REDACTED] Garaging Zip Code: 67846 Radius: 50 miles			
	Personal use: N Body type: Truck Tractor			
Liability Premium	Liability Premium	UM/UIM Premium	PIP Premium	Auto Total
	\$4603	\$84	\$25	\$4,712

 Continued





NEW UNDER MY NAME

CERTIFICATE OF LIABILITY INSURANCE

THIS CERTIFICATE IS ISSUED AS A MATTER OF COURTESY AND DOES NOT CONSTITUTE AN OFFER OF INSURANCE. THE POLICY OR POLICIES DESCRIBED HEREIN ARE SUBJECT TO THE POLICY OR POLICIES ATTACHED TO THIS CERTIFICATE. THIS CERTIFICATE IS NOT A CONTRACT. THE POLICY OR POLICIES ATTACHED TO THIS CERTIFICATE WILL DEFINE THE SCOPE OF COVERAGE, CONDITIONS, EXCLUSIONS, LIMITS, DEDUCTIBLES, COINSURANCE, AND OTHER MATTERS. THE POLICY OR POLICIES ATTACHED TO THIS CERTIFICATE WILL ALSO CONTAIN THE COMPLETE TERMS, CONDITIONS, EXCLUSIONS, LIMITS, DEDUCTIBLES, COINSURANCE, AND OTHER MATTERS. THE POLICY OR POLICIES ATTACHED TO THIS CERTIFICATE WILL ALSO CONTAIN THE COMPLETE TERMS, CONDITIONS, EXCLUSIONS, LIMITS, DEDUCTIBLES, COINSURANCE, AND OTHER MATTERS.

IMPORTANT: If the certificate holder is an Administrator, the person the policyholder must have adequate knowledge pertaining to the contents of this policy. It is the responsibility of the certificate holder to ensure that the policyholder is adequately informed of the contents of the policy. The certificate holder must ensure that the policyholder is adequately informed of the contents of the policy. The certificate holder must ensure that the policyholder is adequately informed of the contents of the policy.

POLICY NUMBER		POLICY TYPE	
POLICY HOLDER NAME		POLICY HOLDER ADDRESS	
POLICY HOLDER PHONE		POLICY HOLDER FAX	
POLICY HOLDER EMAIL		POLICY HOLDER MOBILE	
POLICY HOLDER BUSINESS		POLICY HOLDER RESIDENTIAL	
POLICY HOLDER OCCUPATION		POLICY HOLDER HOBBIES	
POLICY HOLDER VEHICLE		POLICY HOLDER BOAT	
POLICY HOLDER AIRCRAFT		POLICY HOLDER RAILROAD	
POLICY HOLDER OTHER		POLICY HOLDER OTHER	

COVERAGE		CERTIFICATE NUMBER		POLICY NUMBER		POLICY TYPE		POLICY HOLDER		POLICY ADDRESS		POLICY PHONE		POLICY FAX		POLICY EMAIL		POLICY MOBILE		POLICY BUSINESS		POLICY RESIDENTIAL		POLICY OCCUPATION		POLICY HOBBIES		POLICY BOAT		POLICY AIRCRAFT		POLICY OTHER		POLICY OTHER	
A. General Liability		1		1		1		1		1		1		1		1		1		1		1		1		1		1		1		1		1	
B. Commercial Automobile		2		2		2		2		2		2		2		2		2		2		2		2		2		2		2		2		2	
C. Professional and Services		3		3		3		3		3		3		3		3		3		3		3		3		3		3		3		3		3	
D. Products and Completed Operations		4		4		4		4		4		4		4		4		4		4		4		4		4		4		4		4		4	
E. Medical Payments		5		5		5		5		5		5		5		5		5		5		5		5		5		5		5		5		5	
F. Uninsured Motorist		6		6		6		6		6		6		6		6		6		6		6		6		6		6		6		6		6	
G. Underinsured Motorist		7		7		7		7		7		7		7		7		7		7		7		7		7		7		7		7		7	
H. Non-Owned Automobile		8		8		8		8		8		8		8		8		8		8		8		8		8		8		8		8		8	
I. Rental Car		9		9		9		9		9		9		9		9		9		9		9		9		9		9		9		9		9	
J. Boat		10		10		10		10		10		10		10		10		10		10		10		10		10		10		10		10		10	
K. Aircraft		11		11		11		11		11		11		11		11		11		11		11		11		11		11		11		11		11	
L. Railroad		12		12		12		12		12		12		12		12		12		12		12		12		12		12		12		12		12	
M. Other		13		13		13		13		13		13		13		13		13		13		13		13		13		13		13		13		13	

DECLARATION OF COPIES: I, the undersigned, hereby declare that the above information is true and correct to the best of my knowledge and belief, and that I am not aware of any facts or circumstances which might render this information false or misleading.

CERTIFICATE HOLDER	CANCELLATION
<p>NAME: _____</p> <p>ADDRESS: _____</p> <p>PHONE: _____</p> <p>FAX: _____</p> <p>EMAIL: _____</p> <p>MOBILE: _____</p> <p>BUSINESS: _____</p> <p>RESIDENTIAL: _____</p> <p>OCCUPATION: _____</p> <p>HOBBIES: _____</p> <p>BOAT: _____</p> <p>AIRCRAFT: _____</p> <p>OTHER: _____</p> <p>OTHER: _____</p>	<p>THIS CERTIFICATE OF LIABILITY INSURANCE IS CANCELLED EFFECTIVE THE CANCELLATION DATE INDICATED HEREIN, AND SHALL BE CANCELLED IN ACCORDANCE WITH THE POLICY EXCLUSIONS.</p> <p>AUTHORIZED REPRESENTATIVE: _____</p>

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Also verify
Amounts including Subtotal
by multiplying the
quantity by the
unit price.



R & R FRAME & AXLE, INC.
2600 E. Anderson Road P.O. Box 1003
GARDEN CITY, KANSAS 67846
(620) 276-8585 Fax (620) 276-8011

QUANTITY (e.g. 1000000)

PRICE

DATE 11-9-23

NAME

Boyce Varela

ADDRESS

~~10000~~

QUANTITY UNIT PRICE TAXES OR ADDT. TOTAL AMT. TAXES

QTY	DESCRIPTION	PRICE	AMOUNT
- 1	W-30-2119 20 Brake Bd		48.52
- 1	LN 110-555 PHO		33.13

PD
CK # 2244

380.11

29.65

TAX

5.15


TOTAL

525.85

REMARKS

141202

409.16
THANK YOU



Pilot Insurance

ERICKA PARGAS is
saying I didn't
fix repairs and
that's a lie she
speculates to many
things and that's
wrong.

Varela Trucking

[illegible]

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Arden J. French, Chairman
Dwight D. Kuch
Norma S. Smith

In the Matter of the Investigation of
Royce Vachle d/b/a Vachle Trucking,
of Garden City, Kansas, Regarding the
Violation of the 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. 24-TRAM-187-PEP

ORDER SUSPENDING INTRASTATE MOTOR CARRIER OPERATIONS

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and determination. Having examined its files and records, and being duly advised in the premises, the Commission feels and concludes as follows:

I. JURISDICTION AND BACKGROUND

1. Pursuant to K.S.A. 66-1,508b, 66-1,111, 66-1,112, and 66-1,114b, the Commission is given full power, authority and jurisdiction to supervise and control motor carriers, as defined in 49 C.F.R. 390.5 as adopted by K.A.R. 82-4-14, 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. 66-1,229a, 66-1,130, and 66-1,142b, the Commission may suspend operations, revoke, or amend certificates, and institute sanctions or fines against every motor carrier and every person who violates any provision of Kansas law in

ABUSE OF POWER ETHICS

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. FINDINGS OF FACTS

4. Royce Varela d/b/a Varela Trucking of Garden City, Kansas (Carrier) is a motor carrier as defined in 49 C.F.R. 390.5 as adopted in K.A.R. 82-4-3f, that operates commercial motor vehicle(s) in intrastate commerce.

5. Carrier operates under USDOT Number 2379357.

7. Transportation Staff (Staff) Special Investigators Penny Fryback and Erica Pargas conducted a compliance review of the carrier on January 24, 2024. During the compliance review, Staff discovered a number of major violations, including:

a. Carrier did not possess interstate insurance.

FALSE

b. Carrier was operating interstate with an intrastate only USDOT number.

Carrier had been cited for the same violation during an investigation conducted on February 10, 2021 and penalized in a Penalty Order issued in Docket No. 21-TRAM-336-PEN on March 9, 2021.

AND
STILL
INTERSTATE

c. Carrier was operating intrastate without KCC for-hire authority. Carrier

had been cited for the same violation during an investigation conducted on February 10, 2021 and penalized in a Penalty Order issued in Docket No.

21-TRAM-336-PEN on March 9, 2021.

TRUE

d. Carrier failed to provide investigators with maintenance files.

BIG LIE

e. Carrier provided investigators with fraudulent documents.

I DID PROVIDE

f. Carrier failed to provide investigators with records of duty status, supporting documents for the loads hauled, or annual inspections for the vehicles operated.

I DID PROVIDE

g. Carrier failed to conduct a random test on a driver, resulting in the driver being deemed a prohibited driver in the Federal Drug and Alcohol Clearinghouse.

I WAS OUT OF COUNTRY

h. Carrier used drivers that had not been qualified.

NOT TRUE

i. Carrier was found to be operating CMVs that had been placed out-of-service without making proper repairs.

THIS WHY I GOT PULLED OFF THE ROAD
BIG LIE

6. On February 26, 2024, Commission Staff filed a Motion to Suspend Intrastate Motor Carrier Operations, requesting that such an action be taken because Carrier's continued operations pose a danger to the motoring public. Staff requested Carrier's intrastate motor carrier operations remain suspended until it complies with the applicable motor carrier safety rules and regulations and submits a corrective action plan (CAP) that meets Staff's approval.

III. CONCLUSIONS OF LAW

7. The Commission finds it has jurisdiction over Carrier as the Carrier is a motor carrier as defined in 49 C.F.R. 390.5 as adopted by K.A.R. 82-4-31.

8. The Commission finds Carrier is operating in violation of the applicable motor carrier safety rules and regulations.

9. The Commission finds Carrier's non-compliance with the applicable motor carrier safety rules and regulations poses a potential immediate threat to the safety and welfare of the public of the state of Kansas. Further, Carrier's non-compliance is intentional and therefore the Commission orders the Carrier to suspend all interstate motor carrier operations other than such motor carrier operations exempted from the Commission's regulation under K.S.A. 66-1,129, until such time as the carrier takes the necessary steps to become compliant.

THE COMMISSION THEREFORE ORDERS THAT:

A. Bayco Varch d/b/a Varch Trucking of Garden City, Kansas is to be immediately suspended from all interstate commercial motor carrier operations other than such motor carrier operations exempted from the Commission's regulation under K.S.A. 66-1,129, until such time as Carrier submits a Corrective Action Plan that meets Staff's approval and comes into compliance with the applicable motor carrier safety rules and regulations. This Suspension of Interstate Motor Carrier Operations Order may also attach and apply to the operation of successor entities, including any motor carrier entity or entities established or used to avoid the consequences of any Order to cease operations or suspend operating authority.

B. Pursuant to K.S.A. 77-537 and K.S.A. 77-542, any party may request a hearing on the above issues by submitting a written request, setting forth the specific grounds upon which relief is sought, to the Commission's Secretary, at 1500 S.W. Arrowhead Road Topeka, Kansas 66604 within fifteen (15) days from the date of service of this Order. Failure to timely request a hearing will result in a waiver of

Carrier's order is a hearing, and this Order will become a Final Order against Carrier, suspending Carrier's motor carrier operations.

C. If a request for hearing is filed, attorneys for all parties shall enter their appearances in Commission proceedings by giving their names and addresses for the record.

D. Failure to comply with the provisions of this Order may result in further sanctions to include, but not limited to, the assessment of civil penalties and/or the impoundment of commercial motor vehicles found operating in violation of this Order and any other remedies available to the Commission by law, without further notice.

E. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further orders, as necessary.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuehler, Commissioner

Dated: 02/29/2024

Lynn M. Keen

Lynn M. Keen
Executive Director

AAL

MY Statement BASED ON THIS PAPERS PAPERS (A)

EST

Hello, my name is Royce Warden.

To start off with, I would like to know what is the main reason for me getting this audit? My company has been in good shape. I've only gotten one out of service. To tell you the truth, the reason it's obviously because my brother just fed me audit. He has nothing to do with my business. I'm a whole different deal. I easily did this discrimination because we have the same last name of Hernandez what is the deal with this lady, Krista Pappas? Looks like and we all feel like she's got something against our last name, Vardas. My company didn't cause any red flags, have not been on any accidents, nor have I ever put out of service multiple times. That's my concern, it's nothing professional from her point as an investigator because this has been for a while that she's been going through one and every employee. One by one, I have been driving for 16 years, since I turned 18 years old. Most of my family has been on this business for over 20 years and we have never had this problem. The now, we are just hard working people doing our best to provide to our family who have work. We are not smuggling drugs or being drug dealers. That's how this investigation seems like, feeling harassed, seeing this individual going around taking pictures in private property. All I want is to work, I got a family of 5, 4 little girls and a wife that depend on me. I am the one and only who provides for this family. Since this audit started with all this non sense accusations towards me of me supposedly having all this wrong stuff. This is why I think is something more personal towards me and my last name putting all this obstacles to make it hard for us to work. Like trying to put me out of service for (A) Carrier did not possess interstate insurance, I pay over 20,000 a year, saying I was running last year with no interstate insurance, if that was the case, 2 years ago when Perry Fryback did my audit, she did her job very professional. Didn't feel harassed, and it did not seem anything personal. Just doing her job. How come she never told me anything about having my mother's name Andrea Vardas DBA Vardas Trucking and me being on the policy? There's nothing that says I don't have insurance and if the insurance doesn't work like that then why do they allow you to get tags if it is not valid? As of today, I wanted to represent myself, just to express the way I feel, because to me and many others seems like she's abusing of her power to stop me from working with things that don't make any sense to me. (B) Carrier was operating interstate with an interstate DOT# carrier has been cited back in Feb 10 2021 that is another big lie from this lady but I'm sure I know what she's talking about, about a truck that I bought in NY, the truck costed me \$3,000 NOT operable truck. I personally sent a guy to check it out and make a deal for me. He then brought it back to Kansas in April 16, 2021. It's a trailer truck is still at the shop getting an overhaul and doing work to it. If you know about trucks then you should know that you don't find a 2004 KVL 4000 for that price easily. It was pretty much a junk that I wanted to fix up and sell it. She misunderstood the deal with that truck but that truck has been bought as it was. It is not considered operating out of state when it wasn't even registered under my name or nothing, that is another incorrect statement. (C) and her saying this based on what evidence that you got? (D) I did provide STAFF with maintenance files and I also provided TMT with those same maintenance files. Why is she stating here that I failed to provide? (E) I want to know what fraudulent documents you are talking about? (F) I did provide with duty status and annual inspections. (G) I did, that was the reason they pulled me out of the FOLL because I wasn't inside of the country. I was in Turkey vacation. (H) all the drivers I used last year were qualified to drive, yes I do get loads for my truck and I can do it all myself, I hire trucks to help under their own authority and that has nothing to do me as having them as drivers. (I) Carrier was found to be operating CMV that had been placed out of service without making proper repairs. That is another false statement, truck that I was driving

when I got pulled over and put out of service. It was a brake chamber that was bigger than the other one, that I couldn't have mismatch chambers so I called my nephew to bring it for me on the way from Garden City on my service truck. I replaced it right there. Then the low pressure alarm didn't sound, I took dash off and it was just disconnected and plugged it back up and everything was good to go. That was the only stuff I had to fix right there to be able to leave. I have been in this business for 16 years. I work hard to provide for my family. I grew up around trucks. I work as my truck most of the time. I really think I know more than a lot of mechanics out there. I trust myself more than most of authorized mechanics. I've never done drugs before. Never have I tested positive. I understand if I got to go through the program to be able to get my license back and back to work I am going to do it. I already registered myself. I have an evaluation with Christy Reed. Paid \$600 for this program that I feel is also a loss of my money and very unnecessary since I do not do drugs. I was just out of the country. Right now I'm not working, paying unnecessary programs, losing a lot of jobs because of this. I can't even have a driver working because Ericka Pargas told me NOT to renew my tags because my company was going to be put up OOS, which I don't know why it either Bradley and Wagner inspected my trucks. They came out good, a few repairs I had to fix. I really want to know why my company is suspended and I can't work. Trucks are play to go. There's a lot of trucks out there way worse than mine, that have accidents, out of services, drivers coming out dirty and stuff like that, that I think STAF should be more focused on. Like I said, my company I know for a fact, everybody was kind of in shock that I had an audit and I know it's because of my last name. It's pretty much obvious now. A year ago my wife wanted to buy a truck and put a driver to maybe work out of state, that's why she wanted to open her own company with portion tags, this audit of my brother started right after she opened her company the first thing that I was asked by Ericka Pargas when I went to see them the first time I went to see them was "You think we were not going to find out that you opened the company and wanted to add trucks to the company?" I was like damn! You really have something personal towards us. We don't even know her. We don't think of her when we are doing our things. My brother maybe he was wrong in a lot of things on his company but we are completely two different persons, two different companies and his business shouldn't be taken against my business either. He offered my wife his trucks cheap because he ran out of money. As she did was like yeah I'm interested on buying it and two days later I was notified that I have an audit, what a coincidence don't you think? To me that's discrimination. I don't have nothing against her, I don't even know her but she makes me think she does have something against us. I don't know why but that has to stop. I'm willing to pay whatever fines there is but ONLY the true statements not all the false accusations that to me doesn't make any sense. I just want to work. I have never been positive on drugs, never done them, never will. I got goals to accomplish, a big family to feed and this process might take a little longer than expected so me as a driver I understand I can't work till I go through this process, but if I can have a driver at least to help me and get a little income to pay bills and provide since I repeat, I am the only source of income in this family I already have the driver registered on the drug program and trucks were inspected and came out good, ready to work.

Thank you.



U.S. Department of
Transportation
1200 New Jersey Ave. S.E.
Washington, D.C. 20590

Federal Motor Carrier
Safety Administration

Review No.: 2104074/

ROYCE VARELA

First Letter I GOT
SOUNDS FAIR TO ME

February 27, 2024

In reply refer to:
USDOT Number: [REDACTED]
Review No.: 2104074/CR

Dear ROYCE VARELA:

The proposed motor carrier safety rating for your company is:

UNSATISFACTORY

This proposed UNSATISFACTORY rating is the result of an onsite compliance review and evaluation of your safety fitness completed on February 21, 2024. An UNSATISFACTORY rating indicates that your company does not have adequate safety management controls in place to ensure compliance with the safety fitness standard which has resulted in occurrences of violations listed in 49 CFR 385.5(a-k), and indicates that your company is operating at an unacceptable level of compliance.

Under 49 CFR 385.13, a motor carrier that receives a final safety rating of UNSATISFACTORY is prohibited from operating a commercial motor vehicle in interstate and intrastate commerce. Additionally, 49 USC 31144 and 49 CFR 385.13(a)(1) provide that this prohibition takes effect unless, within 60 days of the date of this notice, you take the necessary steps to improve the rating to conditional or satisfactory.

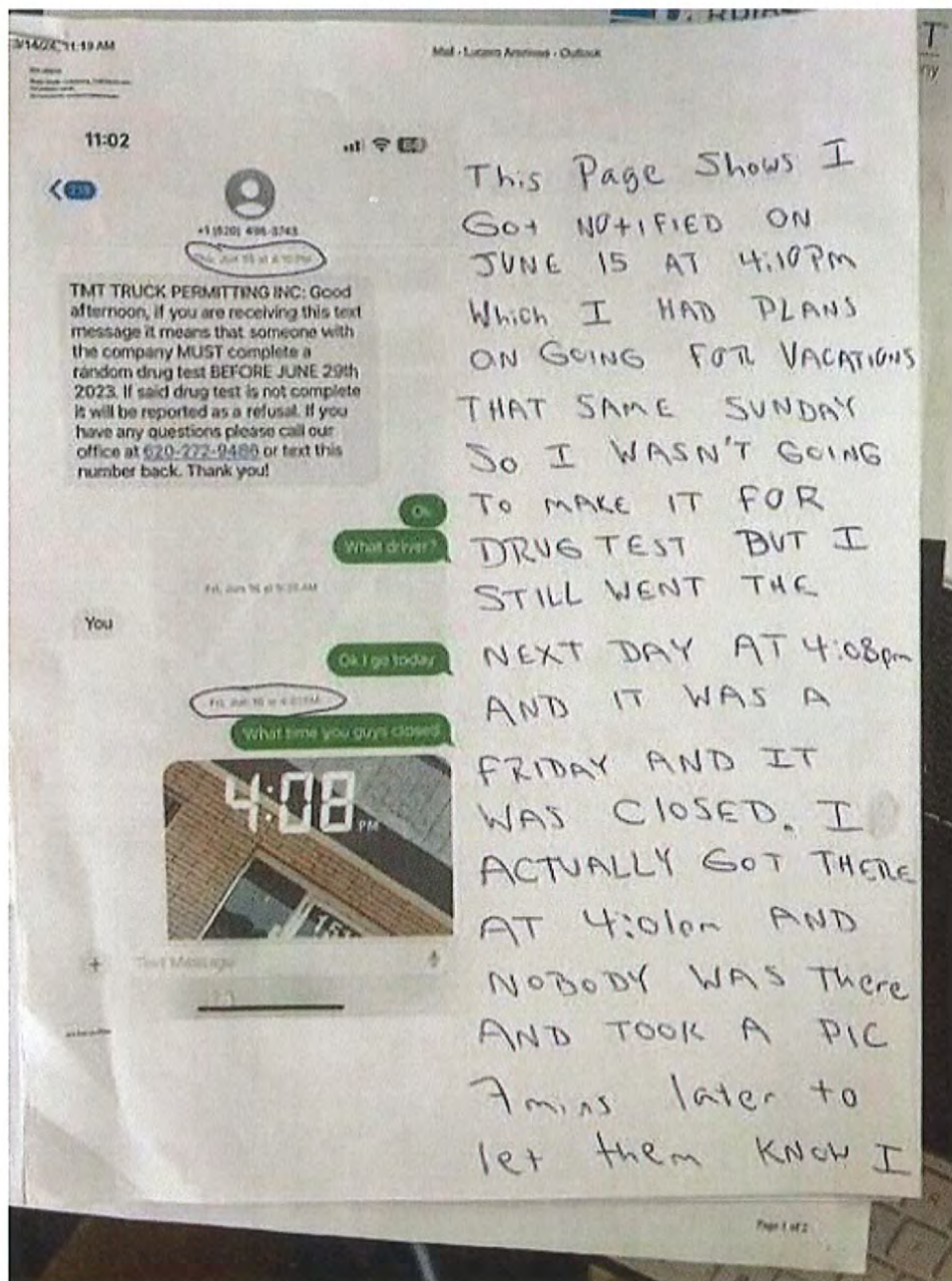
Pursuant to 49 USC 11905(f)(1)(B), the registration of a motor carrier that has been prohibited from operating in interstate and intrastate commerce for failure to comply with the safety fitness requirement shall be revoked.

UNLESS YOU IMPROVE YOUR PROPOSED UNSATISFACTORY RATING, IT WILL BECOME FINAL AND YOU WILL BE PROHIBITED FROM OPERATING COMMERCIAL MOTOR VEHICLES IN INTERSTATE AND INTRASTATE COMMERCE BEGINNING ON APRIL 28, 2024, AND YOUR REGISTRATION SHALL BE REVOKED, IF APPLICABLE.

If you have been subject to any Order(s), prohibition(s), registration suspension(s) and/or registration revocation(s) in any other case(s) or proceeding(s), the prohibitions and registration revocation in this case will be in addition to, and will not supersede, extend, or modify any Orders, notices, and/or requirements in any other case(s) or proceeding(s). Further, the orders, prohibitions and/or registration revocation may also attach and apply to the operations of successor entities, including any motor carrier entity or entities established or used to avoid the consequences of a "final" unsatisfactory safety rating.

Immediate action must be taken to correct any deficiencies or violations discovered during the compliance review. Your operation was found to be deficient with respect to the applicable safety regulations in the following areas:

- Part 387 FINANCIAL RESPONSIBILITY
- Part 391 QUALIFICATIONS OF DRIVERS
- Part 392 DRIVING OF MOTOR VEHICLES
- Part 382 CONTROLLED SUBSTANCE AND ALCOHOL USE AND TESTING
- Part 390 GENERAL REGULATIONS
- Part 396 INSPECTION, REPAIR AND MAINTENANCE
- Part 395 HOURS OF SERVICE OF DRIVERS



11:21 AM

Mail - Lucien Amess - Outlook

11:03



+1 (609) 408-3743

Ok I go today

Thu, Jun 16 at 4:01 PM

What time you guys closed



Mon, Jun 19 at 8:33 AM

You will need to call our office and speak with Melissa.

Tue, Jun 19 at 10:17 AM

TMT TRUCK PERMITTING INC: Good morning, this is just a reminder that

+ Text Message

WENT. SINCE ALL
WEEK THEY CLOSE
AT 5 I COULDN'T
MAKE IT WITH 1
DAY NOTICE.

I TOLD EM I
WASN'T GOING A
BE HERE.

DOT 11/10/2017



CLOSING HOURS

11:30 AM
Mail - Lucero Armas - Outlook

11:08

June 19, 2023
10:12 AM



WE WERE
CROSSING THE
BORDER AT
10:00AM MONDAY
WE LEFT KANSAS
SUNDAY NIGHT
TO DRIVE DAYLIGHT
IN MEXICO.



THATS ME IN
MEXICO WITH MY
DAUGHTER AND NEPHEW.

Subject: Confirmation de reservación de VivaAerobus
Date: Mar 28, 2023 at 8:48:22 AM
To: [REDACTED]



Confirmación de reservación

Client: **USAPRV**
Nombre de cliente: [REDACTED]
Código de cliente: [REDACTED]
E-mail: [REDACTED]

Forma de pago: [REDACTED]
Monto de pago: [REDACTED]
Monto de pago: [REDACTED]

Forma de pago: **LIGHT**
Forma de pago: [REDACTED]
Forma de pago: [REDACTED]

Reservación: [REDACTED]
Reservación: [REDACTED]
Reservación: [REDACTED]

Autos: [REDACTED]
Autos: [REDACTED]
Autos: [REDACTED]

Autos: [REDACTED]
Autos: [REDACTED]
Autos: [REDACTED]

Forma de pago: [REDACTED]
Forma de pago: [REDACTED]
Forma de pago: [REDACTED]

Detalles de compra

Forma de pago: [REDACTED]
Forma de pago: [REDACTED]
Forma de pago: [REDACTED]

Forma de pago: [REDACTED]
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Pagos adicionales

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Pagos adicionales

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Forma de pago: [REDACTED]

Pagos adicionales

Forma de pago: [REDACTED]
Forma de pago: [REDACTED]
Forma de pago: [REDACTED]

HERE A
PROOF OF
ME BEEN
OUT OF THE
COUNTRY FOR
THOSE DATES



HERES A PIC OF
ME AND MY
DAUGHTERS
BOARDING Airplane
FROM Chihuahua
mexico to Mazatlan
mexico.

11:09

June 29, 2023
6:27 PM

Edit



RETURN



11:09

all   

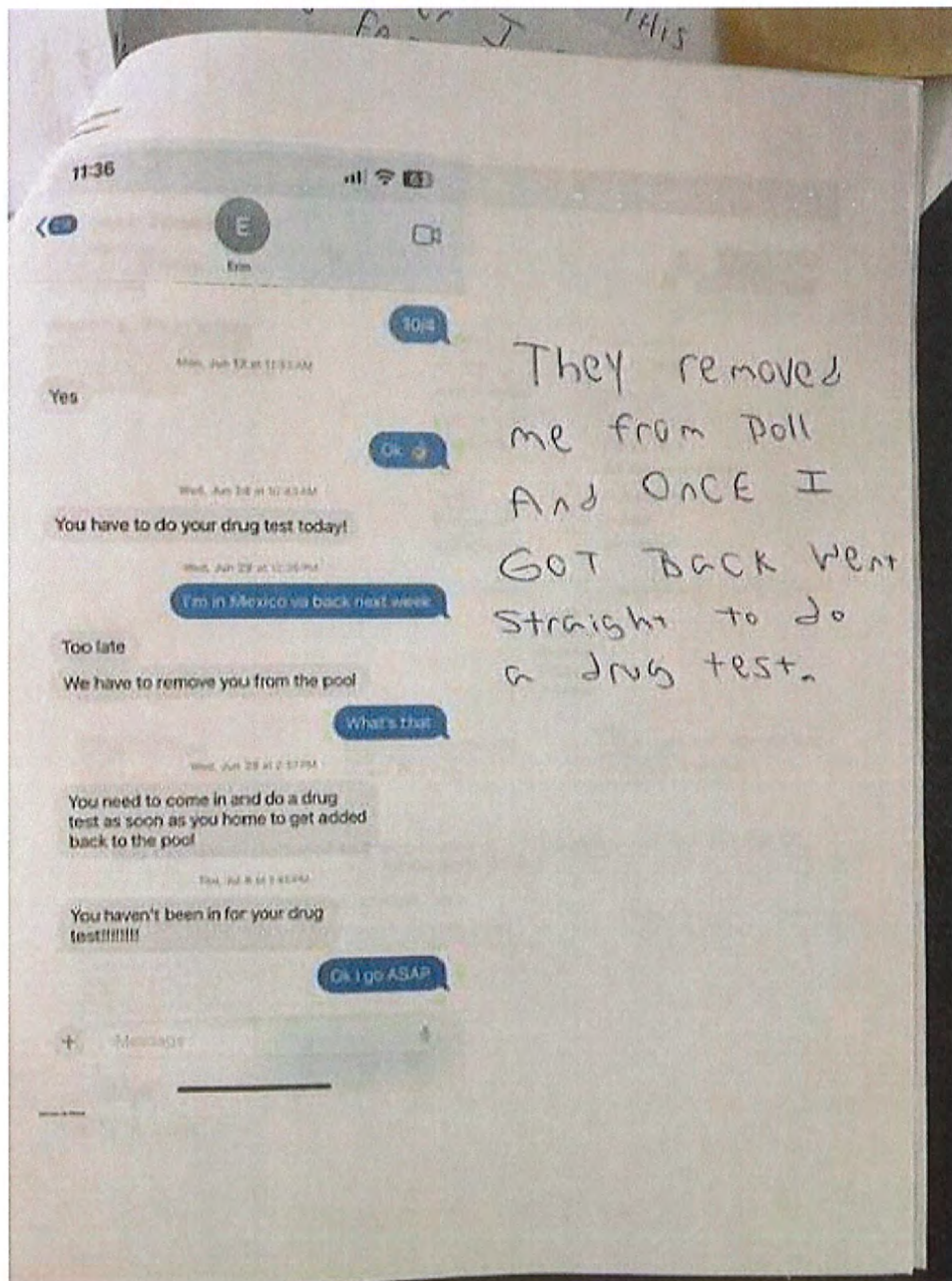
Madera
July 1, 2023 2:13 PM

Edit 



After we got
BACK to Chihuahua
we had a Birthday
Celebration with
Granny. Still in
Mexico





Specimen Detail for Royce Varela, Urine - CONFIDENTIAL

TMT Truck Permitting

1516 Taylor Plaza
Garden City, KS 67846
620-272-9486



Varela Trucking



Donor	Royce Varela
Donor ID	[REDACTED]
Overall Result	Negative
Date/Time Collected	7/18/2023 4:45 PM
MRO Verified	July 20, 2023
Type	Pre-Employment (Urine)
Panel	5-Substances (DOT)
Specimen ID	[REDACTED]
REGULATED BY	DOT (FMCSA)

Test	Result	Screen Cutoff	Confirm Cutoff
Amphetamines	Negative		
Cocaine	Negative		
Marijuana	Negative		
Opioids	Negative		
Phencyclidine	Negative		

Collected By:
ADRIANA HERRERA
SrLP
TMT Truck Permitting Services
Garden City
1516 Taylor Plaza E
Garden City, KS 67846
620-272-9486

Lab:
Quest Diagnostics, Inc. (KS)
10101 Reimer Blvd
Lenexa, KS 66219

MRO:
Philip A. Lopez, M.D. (954-592-8912)
MRO Express
18241 Daybreak Drive
Boca Raton, FL 33496

This controlled substance test was conducted in accordance with 49 CFR Part 40.
Additional Notes

Cutoff for AMPHETAMINES (500 ng/mL SCREEN) : 500
Cutoff for MDA ANALOGUES : 500
Cutoff for COCAINE METABOLITES (150 ng/mL SCREEN) : 150
Cutoff for MARIJUANA METABOLITES (150 ng/mL SCREEN) : 50
Cutoff for OPIATES (2,000 NG/ML SCREEN) : 2,000
Cutoff for 6-ACETYLMORPHINE (10 ng/mL SCREEN) : 10
Cutoff for OPIATES (SEMI-SYNTHETIC) : 300
Cutoff for OXYCODONES (100 ng/mL SCREEN) : 100
Cutoff for PHENCYCLIDINE : 25

DRUG TEST

Philip A. Lopez, M.D.

RN VELAZQUEZ
EVANS CO

Contractors Invoice

To: Police Varela

WORK PERFORMED AT
Fall River MA

DATE
5/22/23

WORKER'S CHECK

DEPOSIT

DESCRIPTION OF WORK PERFORMED

I picked up a truck on rail low-boy trailer
from Fall River MA and took it to Garden City KS
I ran 1,195 miles and charged customer \$2 a mile
= \$2,390 I delivered truck on 5/24/23 in Garden City KS

All Material is guaranteed to be as specified, and the above work was performed in accordance with the drawings and specifications provided for the
above work and was completed in a substantial workmanlike manner for the agreed sum of

Dollars \$ 2,390

This is a ☐ Partial ☐ Full invoice due and payable by:

May

24

2023

is accounted with our ☐ Agreement ☐ Proposal

No.

Dated

EVANS 10/22

11-22

RAY VELAZQUEZ
EVANS CO

Contractors Invoice

Ponce Varela

Fall River MA

5/22/23

I picked up a truck on my low-boy trailer
from Fall River MA and took it to Garden City KS
I ran 1,195 miles and charged customer \$2 a mile
= \$3,590 I delivered truck on 5/24/23 in Garden City KS

All Material is guaranteed to be as specified, and the above work was performed in accordance with the drawings and specifications provided for the
above work and was completed in a substantial workmanlike manner for the agreed sum of

Dollars (\$ 3,590)

This is a ☐ Partial ☐ Full invoice due and payable by

May

24

2023

In accordance with our ☐ Agreement ☐ Proposal

No.

Dated

101122

CERTIFICATE OF MAILING

24-TRAM-587-PEN

I, the undersigned, certify that a true copy of the attached has been served to the following by means of
electronic service on Mar. 18, 2024.

BRIAN G. FEDOTIN, GENERAL COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
b.fedotin@kcc.ks.gov

AHSAN LATIF, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
a.latif@kcc.ks.gov

CARLY MASENTHIN, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
c.masenthin@kcc.ks.gov

ROYCE VARELA, OWNER
ROYCE VARELA
D/B/A VARELA TRUCKING
804 4TH STREET
GARDEN CITY, KS 67846
rvtrucking_13@icloud.com

/S/ Sally Conn

Sally Conn, Executive Secretary