

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

In the Matter of the Investigation of **Varco**)
Motors, LLC of Denison, Kansas,)
Pursuant to the Kansas Highway Patrol) Docket No. 16-GIMM-480-KHP
Issuance of a Notice of Violation for)
Violations of the Federal Motor Carrier)
Safety Regulations, as adopted by K.S.A.)
66-1,129 and implemented by K.A.R. 82-4-)
3.)

MOTION TO SUSPEND MOTOR CARRIER OPERATIONS IN KANSAS

The Staff of the State Corporation Commission of the State of Kansas (Staff), by and through its counsel, files its motion requesting the Commission suspend Varco Motors, LLC of Denison, Kansas (Respondent) from all Kansas commercial motor carrier operations. In support of its Motion, Staff states as follows:

1. Respondent is a motor carrier as defined in K.S.A. 2016 Supp. 66-1,108, that operates commercial motor vehicle(s) in commerce.
2. Respondent is registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates under USDOT number 1170641.
3. On February 29, 2016, the Commission issued Respondent a Notice and Invoice (Invoice No. H000560937) assessing Respondent a civil fine in the amount of \$300 for violation(s) of the Federal Motor Carrier Safety Regulations as adopted by K.S.A. 66-1,129 and implemented by K.A.R. 82-4-3, et seq., discovered during a routine motor carrier stop and inspection on February 22, 2016, by a Kansas Highway Patrolman. The Notice informed Respondent it was to pay the civil fine within 30 days of the date of the Notice, or request an administrative hearing.

4. On April 27, 2016, the Respondent filed a request for hearing, contesting the violation(s) set out in the Notice and Invoice.

5. On June 30, 2016, Transportation Staff filed a Joint Motion to Dismiss Respondent's Request for Hearing as Respondent advised Staff that it no longer wanted to contest the issue and was willing to pay the fine. Commissioners issued an order on July 12, 2016, upholding civil fine of \$300 and dismissing Respondent's Request for Hearing.

6. As of March 3, 2017, Commission records indicate Respondent has not complied with requirements of the Order dated July 12, 2016, in that Respondent has not paid the civil fine of \$300.

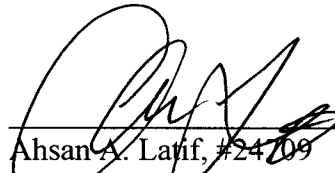
7. Staff asks that the Commission find Respondent failed to act upon the Commission's Order dated July 12, 2016.

8. Staff asks the Commission find that Respondent's failure to comply with the requirements of the Order dated July 12, 2016, poses a potential immediate threat to the safety and welfare of the public of the state of Kansas.

9. Based on the presented facts, Staff requests the Commission issue an order suspending Respondent's motor carrier operations in Kansas until such time as Respondent pays the civil fine of \$300, at which time Staff will recommend the Commission enter an order of reinstatement of intrastate motor carrier operations.

WHEREFORE, for the reasons stated above, Staff respectfully requests that the Commission issue an order suspending Respondent's motor carrier operations in Kansas, until such time as the Respondent pays the civil fine as described above.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. Latif', is written over a horizontal line.

Ahsan A. Latif, #24709

Litigation Counsel

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For Commission Staff

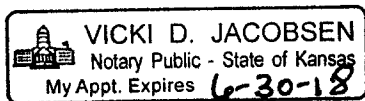
AAL

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Ahsan A. Latif, of lawful age, being duly sworn upon his oath deposes and states that he is Litigation Counsel for the State Corporation Commission of the State of Kansas; that he has read and is familiar with the foregoing *Motion to Suspend Motor Carrier Operations in Kansas*, and attests that the statements therein are true and correct to the best of his knowledge, information and belief.


Ahsan A. Latif, S. Ct. # 24709
Litigation Counsel
The State Corporation Commission
of the State of Kansas

SUBSCRIBED AND SWORN to before me this 6th day of March, 2017.



Vicki D. Jacobsen
Notary Public

My Appointment Expires: June 30, 2018

CERTIFICATE OF SERVICE

16-GIMM-480-KHP

I, the undersigned, certify that a true and correct copy of the above and foregoing Order Suspending Motor Carrier Operations in Kansas was placed in the United States mail, postage prepaid, or hand-delivered this 7th day of March, 2017, to the following:

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Vicki Jacobsen