

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

In the Matter of the Investigation of **Rebecca** )  
**Veith, d/b/a RNR Farms of Lenapah,** )  
**Kansas,** Regarding the Violation of the Motor )  
Carrier Safety Statutes, Rules and Regulations ) Docket No. 20-TRAM-338-PEN  
and the Commission's Authority to Impose )  
Penalties, Sanctions and/or the Revocation of )  
Motor Carrier Authority. )

**MOTION FOR ORDER AMENDING PENALTY ASSESSMENT**

The Staff of the State Corporation Commission of the State of Kansas (Staff and Commission, respectively), by and through its counsel, Ahsan A. Latif, files this Motion requesting the Commission issue an Order Amending Penalty Assessment reducing the penalty assessed to Rebecca Veith, d/b/a RNR Farms (RNR Farms), fifty-percent (50%) less than the penalty assessed in the Penalty Order dated February 13, 2020. In support of its Motion, Staff states as follows:

1. On February 13, 2020, a Penalty Order was issued to RNR Farms assessing it a penalty of \$2,400 for five (5) violation(s) of Kansas law that governs motor carriers, including various provisions of the Federal Motor Carrier Safety Regulations (FMCSRs), as adopted by the Kansas Administrative Regulations. The violations were found during a Safety Compliance Review conducted on January 7, 2020, by Special Investigator Doug Handy.

2. The Notice of Penalty Assessment advised RNR Farms it was a New Entrant carrier and may be eligible for a fifty-percent (50%) reduced penalty if it submitted a signed and dated Reduced Penalty Agreement within fifteen (15) days from the date of the Penalty Order, stating it will comply with the reduced penalty option terms and obligations stated therein.

3. On February 25, 2020, RNR Farms submitted the Reduced Penalty Agreement. The Corrective Action Plan was submitted by the carrier and has been approved by

Transportation Staff. The Reduced Penalty Agreement is attached hereto and is hereby incorporated by reference.

4. Staff recommends the Commission issue an Order Amending Penalty Assessment assessing RNR Farms a 50% reduced penalty of \$1,200 and requesting it to comply with the following terms and obligations:

- a. within thirty (30) days from the date of the Penalty Order dated February 13, 2020, RNR Farms shall send an individual responsible for safety compliance to attend a Commission-sponsored safety seminar, and proof of attendance must be submitted to Litigation Counsel;
- b. within eighteen (18) months of the Penalty Order, RNR Farms must submit to a follow-up Safety Compliance Review. Transportation Staff will contact the carrier to set up the review; and
- c. within thirty (30) days from the date of service of the Order Amending Penalty Assessment, RNR Farms must make the payment of \$1,200 through the KTRAN system located at <https://puc.kcc.ks.gov/ktran/>.

**WHEREFORE**, for the reasons set forth herein, Staff requests an Order Amending Penalty Assessment be issued by the Commission assessing Rebecca Veith, d/b/a RNR Farms a reduced penalty of \$1,200 and ordering it to comply with the proposed terms and obligations set out in paragraph 4 above.

Respectfully submitted,



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Ahsan A. Latif, S. Ct. #24709

Litigation Counsel

Kansas Corporation Commission

1500 S.W. Arrowhead Road

Topeka, Kansas 66604-4027

Phone: 785-271-3118

Fax: 785-271-3167

Email: [a.latif@kcc.ks.gov](mailto:a.latif@kcc.ks.gov)

Attorney for Commission Staff

**VERIFICATION**

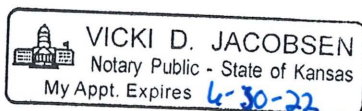
**20-TRAM-338-PEN**

STATE OF KANSAS                    )  
  ) ss.  
COUNTY OF SHAWNEE            )

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 for Order Amending Penalty Assessment*, and attests that the statements therein are true and correct to the best of his knowledge, information and belief.

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

SUBSCRIBED AND SWORN to before me this 26<sup>th</sup> day of February, 2020.



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

My Appointment Expires: June 30, 2022

1500 SW Arrowhead Road  
Topeka, KS 66604-4027

Susan K. Duffy, Chair  
Shari Feist Albrecht, Commissioner  
Dwight D. Keen, Commissioner



Phone: 785-271-3100  
Fax: 785-271-3354  
<http://kcc.ks.gov>

Laura Kelly, Governor

**REDUCED PENALTY AGREEMENT**

**20-TRAM-338-PEN**

Rebecca Veith, d/b/a RNR Farms (RNR Farms) hereby submits this Reduced Penalty Agreement for approval of a fifty percent (50%) reduction in the penalty assessed in the Penalty Order dated February 13, 2020. RNR Farms has agreed to comply with the following terms and obligations:

1. RNR Farms has submitted, within fifteen (15) days from the date of the Penalty Order this signed and dated Reduced Penalty Agreement to Litigation Counsel.
2. RNR Farms will, within thirty (30) days from the date of the Penalty Order, submit to Transportation Staff a Corrective Action Plan (CAP) documenting the violation(s) and describing specific and detailed information explaining its efforts and concrete steps taken to ensure the violation(s) do not occur in the future. I understand the CAP must be approved by Transportation Staff to become eligible for the 50% reduced penalty.
3. RNR Farms will, within thirty (30) days from the date of the Penalty Order, send an individual responsible for safety compliance to attend a Commission-sponsored safety seminar, and proof of attendance will be submitted to the Litigation Counsel.
4. RNR Farms will be available within eighteen (18) months from the date of the Penalty Order for a follow-up Safety Compliance Review. Transportation Staff will contact the carrier to schedule the review.

Rebecca Veith, d/b/a RNR Farms understands that if approved, an Order Amending Penalty Assessment will be issued by the Commission assessing a reduced penalty of \$1,200, and will set out the terms and conditions stated above. Once the Order Amending Penalty Assessment is issued by the Commission, RNR Farms will have thirty (30) days from the date of service of that Order to pay the reduced penalty assessed.

Dated this 25 day of February, 2020.

Rebecca Veith, d/b/a RNR Farms

A handwritten signature in black ink, appearing to read "Randy Barker", is written over a horizontal line.

Randy Barker

(This Agreement can be mailed via U.S. Mail to the address above to the attention of Ahsan Latif, Litigation Counsel, or sent via e-mail to [v.jacobsen@kcc.ks.gov](mailto:v.jacobsen@kcc.ks.gov) and [alatif@kcc.ks.gov](mailto:alatif@kcc.ks.gov).)

## CERTIFICATE OF SERVICE

20-TRAM-338-PEN

I, the undersigned, certify that a true and correct copy of the above and foregoing Motion to Amend Penalty Assessment was placed in the United States mail, postage prepaid, or hand-delivered this 27th day of February, 2020, to the following:

AHSAN LATIF, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3354  
a.latif@kcc.ks.gov

RANDY BARKER, CO-OWNER  
REBECCA VEITH  
D/B/A RNR FARMS  
HC61 BOX 22  
LENAPAH, OK 74042

  
\_\_\_\_\_  
Vicki Jacobsen