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 STAFF'S PUBLIC HEARING EXHIBITS

COMES NOW, the Staff of the State Corporation Commission of the State of Kansas (Staff and Commission, respectively), and files Staff's Hearing Exhibits, which were accepted into the record at the Evidentiary Hearing in the above-captioned matter on Thursday, March 14, 2024. These documents were sent via electronic communication to all parties and the pre-hearing officer on Wednesday, March 13, 2024.

Staff has redacted portions of the Exhibits to protect against the publication of personally identifiable information of the motor carrier.

WHEREFORE, Staff submits its Hearing Exhibits for Commission review and consideration and for such other relief as the Commission deems just and reasonable.

Respectfully submitted,

[s] Carly R. Masenthin

Carly R. Masenthin, #27944 Senior Litigation Counsel 1500 SW Arrowhead Rd Topeka, KS 66604 Phone (785) 271-3265

Email: c.masenthin@kcc.ks.gov

KCC WRITTEN STATEMENT

Signed Statement of Royce Varela owner of Royce Varela d/b/a Varela Trucking
Representative of Motor Carrier <u>Royce Varela</u>
USDOT# <u>2379357</u>
I, Royce Varela, voluntarily give the following statement to Erica Pargas & Penny Fryback, who have identified themselves as Special Investigators for the State Of Kansas, Kansas Corporation Commission. No threats or promises have been made to me in exchange for this statement. NARRATIVE:
I, Royce Varela report that on or about 5/22/2023, I flew to Fall River, MA to purchase a 2008 Kenworth with VIN (1997)
I, Royce Varela did not retain copies of bills of lading, scale tickets, or invoices for any loads hauled by Royce Varela d/b/a Varela Trucking in the last six (6) months.
I have read the foregoing statement consisting of <u>1</u> page(s). It is true, accurate and complete to The best of my knowledge. I reviewed any changes and they bear my initials.
I sign this statement under the penalty of perjury in the presence of
Witness'/Interviewee's signature Date 2/1/24
certify that I prepared and took the above statement and that it is a complete and accurate summary of my interview with the witness.
SafetyInvestigator's Signature Date Lenny Fry Inv L 2/1/24
July July 1 1/2

KANSAS DEPARTMENT OF REVENUE BILL OF SALE

ksrevenue.gov

This Bill of Sale is an affidavit of the amount of money or value that was exchange between the seller(s) and buyer(s) for the vehicle listed herein. ONLY antique vehicles (vehicles 35 years old or older) can have the ownership transferred (sold) by bill of sales. All other vehicles sold by or purchased from a Kansas resident must have the ownership transferred (sold) by assigned title.

Seller Information	Buyer Information
Printed Name Edgardo Vega Velazco	Printed Name ROYCE Varela
Address	Address
city Fall River	city Garden City
State Massachusetts	state Kansas
zip 02720	zip 61846
	3
Vehicle Information	WIN 6238
Year 2008 Make KW	VIIN_
Purchase Price: \$ 5,000	Date of Sale: 5-22-23
By our signatures, we swear and affirm the above stat	ed purchase price is true and accurate under penalty of
perjury. I am aware that the law provides severe penaltie	es for making false statements under oath.
Signature of Seller 46 Whe Velly	Date 5-22-23
Signature of Buyer	Date 5-22-23
	ansfer of Ownership no title is available.
years old or older) when there is no Kansas title for the value bill of sale above and the antique vehicle transfer of assignment of ownership. If a non-Kansas resident own garaged in Kansas, the ownership of the vehicle must be of residence.	ownership of an antique vehicle (vehicle that is 35 model vehicle in the name of the owner / seller. All information in ownership below MUST be complete for this to be a valid as the antique vehicle and the vehicle is not maintained / transferred according to the laws of the seller's home state
sold and am transferring ownership of this vahicle to	ique vehicle, which is listed above, and on this day I have listed above as sued in my name for this vehicle in any titling jurisdiction.
I further certify that I will guarantee this vehicle to be f	ree and clear from all defects, liens or encumbrances of sequent purchaser of same for any loss sustained should
Date vehicle was sold and delivered:	
Signature of Seller:	
Vehicle Examination) issued by the Kansas I- this bill of sale when applying for anti- the purchase date in the county treas	newer sold on a bill of sale must obtain an Ma/E-1, (Motor dighway Patrol or their designee and submit the MVE-1 with que title. Application for title must be made within 60 days of turer's motor vehicle office in the county in which the vehicle be assessed on and after the 61st day.





Federal and Massachusetts laws require that you state the mileage in connection with the transfer of ownership. Failure to complete or providing a false statement may result in fines and/or imprisonment.

ANY ERASURES, WHITE-OUTS OR CROSS-OUTS WILL VOID THE ASSIGNMENT AND ALL ASSIGNMENTS THAT FOLLOW

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U.S Department of Federal Motor Car Safety Administra	rier	tation				MOTO (CA pplic			Sale:						REF	OR'	Γ	
REASON FOR FIL				Only One) CHANGES	OUT OF BUS	SINE	ESS NOTIF	ICATIO	N		RFA	PPLIC	ATION (AFTER R	FVOCA	TION O	F NEW E	NTRANT)	
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3. OPERATION CL	ASSIFICA	ATION	(Ci	rcle All th	at Apply)															
A. Authorized For-F					ssengers (Busin			G, U. S.	Mail						J. Loca			t		
B) Exempt For-Hire	•				ssengers (Non-E	Business)		H. Fede							K. India		9			
C. Private Property		ſ	F. M	ligrant				I. State	Govern	nment					L. Othe	er				
4. CARGO CLASSI				le All that	A TOTAL AND A STATE OF THE STAT			10. 53												
A. GENERAL FREIGHT	F.	LOGS, P BEAMS,			J. FR	ESH PRODUCE		P.	GRAIN,	FEED, HA	Y		V.	COMM	ODITIES	DRY BU	LK	BB, C	ONSTRUCTION	ON
B. HOUSEHOLD	G.	BUILDIN	IG		K. LIC	UIDS/GASES		Q.	COAL/C	OKE			W.	REFRI	GERATED	FOOD		CC, W	ATER WELL	
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D. MOTOR VEHICLE	S	LARGE	OBJE	CTS		. FIELD EQUIPME	NT	T.	U.S. MA	IL.			Z.	UTILIT	Y					
E. DRIVE AWAY/TOWAWAY	,	0.0100	FD (0.00.00		ESTOCK	041		CHEMIC		11112	C OK		11.00	SUPPLIES		D) II IZ	IN DA	DIVACE.	
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9. PLEASE ENTER N	AME(S) OF	SOLE PR	OPR	IETOR(S)	OFFICERS OR P	ARTNERS AND TI	ITLE	ES (e.g. PR	ESIDEN	IT, TREAS	URE	R, GE	NERA	L PART	NER, LIM	ITED P	ARTNE	R)		
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o CERTIFICATION S			-			n.			-11-17-					(Fie	ase him	Manie	,		-	

Date 02/20/2023

Signature HAILEY WHITE Form MCS-150 (Rev. 3-24-2005)

(Please print Name)

I, HAILEY WHITE

Title AGENT (Please print) Expiration Date: 07/31/2012

certify that I am familiar with the Federal Motor Carrier Safety Regulations and/or Federal Hazardous Materials Regulations. Under penalties of perjury, I declare that the information entered on this report is, to the best of my knowledge and belief, true, correct, and complete.

KCC Staff Exhibit 3

SMTRGA SM Transport Invoice #: ROYCE#162

Origin: pratt ks Destination: Ulysses, KS 67880, USA

Date: 12/10/23 **Destination Ticket** Customer: Scoular

Ref #: 3

'n

Amber Wave

OUTBOUND

Scale Ticket 34733

12/11/2023

Phillipsburg KS 67661 (785) 543-6719

1664 E 100 Road

Non-Negotiable

Animal Feed (wet)

Ship To The Scoular Company

O	A			13 / 61
Customer	Account	%	Quantity	Purchase Class
THE SCOULAR COMPANY	SCOULAR	100.00%	27 42 tons	Unapplied/Hold
10801 Mastin Blvd Suite 800				
Overland Park RS 66210				
	. If the contact of t			
Carrier	License#	Axles	Load #	46172-70
Truck ID VARELA 1111	Seals:		PO#	

WEIGHTS		REMARKS/INSTRUCTION:					
GROSS 12/11/2023	87,180 3 12.14.39PM	lbs					
TARE 12/11/2023	32,340 3 11:37: 1 4AM	lbs					
NET	54,840	lbs					
GRS tons GROSSW		NET tons 27 42					

This is a memorandum fron negotiable, possession of which does not signif that payment has or has not been consummated

Original

Customer: Scoular Date: 12/10/23 Destination Ticket

Origin: pratt ks Destination: Ulysses, KS 67880, USA

SMTRGA SM Transport invoice #: R0YCE#162 Ref #: 3

									CHECK DA	
	Date	BOL #	Origin	Commodity	Destination	BOL#	Driver	Rate	Tons/BL	Net
	1 11-Dec	34748	Phillipsburg KS	WDG	Premier H Jhonson	14558	cv	47.00	26.86	\$1,265
	11-Dec	34749	Phillipsburg KS	WDG	Premier H Jhonson	14557	CV		26.09	\$1,22
-	11-Dec	34733	Phillipsburg KS	WDG	Premier H Jhonson	14555	RN	47.00	27.42	\$1,28
4	13-Dec	50716	Pratt KS	WDG	Rocking H Ulysses	47799	RN	36.00	26.28	\$946.
5	14-Dec	50762	Pratt KS	WDG	Rocking H Ulysses	47812	RN	36.00	25.91	\$932 -
6	14-Dec	50793	Pratt KS	WDG	Rocking H Ulysses	47821	RN	36.00	25.26	\$909 -
7	15-Dec	50813	Pratt KS	WDG	Rocking H Ulysses	47824	RN	36.00	26.42	\$951.1
8	16-Dec	50839	Pratt KS	WDG	Premier H Jhonson	141.28	RN	38.00	26.56	\$1,009.
9	16-Dec	50713	Pratt KS	WDG	Jhonson Rocking H	261.68	OV	38.00	26.75	\$1,016.
10	14-Dec	50757	Pratt KS	WDG	Jhonson Rocking H	26186	OV	38.00	26.60	\$1,010.8
11	16-Dec	50841	Pratt KS	WDG	Jhonson Rocking H	26207	OV	38.00	26.52	\$1,007.7
12	12-Dec	511808	Syracuse KS	FLAKES	Spandet Dairy	74242	EV	16.00	21.57	\$345.12
13	16-Dec	511849	Syracuse KS	FLAKES	Rathmourne Dairy	24559	EV	16.00	20.24	\$323.84
14	16-Dec	50852	Pratt KS	WDG	Jhonson Rocking H	26209	EV	38.00	26.68	\$1,013.84
15	16-Dec	50835	Pratt KS	WDG	Jhonson Rocking H	26206	EV	38.00	26.40	\$1,003.20
16	14-Dec	50791	Pratt KS	WDG	Rocking H Ulysses	47828	EV	36.00	26.82	\$965.52
17	14-Dec	50761	Pratt KS	WDG	Rocking H Ulysses	47810	EV	36.00	26.50	\$954.00
18	13-Dec	50741	Pratt KS	WDG	Rocking H Ulysses	47806	EV	36.00	27.01	\$972.36
19	13-Dec	50718	Pratt KS	WDG	Rocking H Ulysses	47800	EV	36.00	26.72	\$961.92
20	12-Dec	50651	Pratt KS	WDG	Jhonson Rocking H	26158	EV	38.00	26.34	\$1,000.92
21	11-Dec	34751	Phillipsburg KS	WDG	Premier H Jhonson	14561	EP	47.00	28.57	\$1,342.79
22	14-Dec	50755	Pratt KS	WDG	Jhonson Rocking H	26183	EP	38.00	28.57	\$1,085.66
23	15-Dec	50826	Pratt KS	WDG	Jhonson Rocking H	26204	EP	38.00	28.31	\$1,075.78
24	11-Dec	50646	Pratt KS	WDG	Jhonson Rocking H	26153	TV	38.00	28.12	\$1,068.56
25	17-Dec	50868	Pratt KS	WDG	Jhonson Rocking H	26212	TV	38.00	27.90 \$	\$1,060.20
26	13-Dec	50744	Pratt KS	WDG	Jhonson Rocking H	26179	TV	38.00	27.92 \$	1,060.96

KCC Staff Exhibit 4

DRIVER/VEHICLE EXAMINATION REPORT

License#: K

Date of Birth:

Kansas Highway Patrol

Email: Khp.TruckInspection@KS.GOV

700 SW Jackson, Ste 704 Topeka, KS 66603

Phone: (785)296-7189 Fax: (785)296-2858

Report Number: KSHP04502271 Inspection Date: 11/09/2023

Start: 1:08 PM CT End: 2:25 PM CT

State: KS

State:

Inspection Level: I - Full HM Inspection Type: None

Carrier: ROYCE VARELA **DBA: VARELA TRUCKING**

804 4TH ST GARDEN CITY, KS, 67846

USDOT: 2379357 Phone#: (620)290-0571

CoDriver: MC/MX#: License#:

State#: Date of Birth:

Location: HODGEMAN COUNTY - 083 Milepost: 82 Shipper: N/A Origin: GARDEN CITY, KS Highway: U283

Bill of Lading: N/A Destination: PHILLIPSBURG,KS Cargo: EMPTY

Driver: VARELA, ROYCE

County: Email:

VEHICLE IDENTIFICATION

Plate VIN CVSA# Unit Type Make Year State Equipment ID **GVWR** Issued # OOS Sticker TT PTRB 1996 11:11 9245 50000 1 KS ST EADU 2012 KS 7434 66000

BRAKE ADJUSTMENTS

VIOLATIONS

Axle # 1 2 1 1/2 1 5/8 1 1/2 1 1/2 Right 1 1/4 1 1/2 1 1/2 1 5/8 Left 2 1/2 1 1/2 C-30 C-20 C-30 C-30 C-30 Chamber

Section Type Unit OOS Citation # Verify Crash Violations Discovered 393.9H 1 N N N Inoperable head lamps: BOTH HIGHBEAMS INOP - DRIVER SIDE AND PASSENGER 393 11 F 1 N N N No or defective lighting devices or reflective material as required: NO REVERSE LAMP - 1 REQUIRED F 1 393.47B Y U Mis-matched brake chambers on same axle: DRIVER SIDE AXLE 1 IS CLAMP

TYPE 24 - PASSENGER SIDE AXLE 1 IS CLAMP TYPE 20 F Y 393.51 1 U N No or defective brake warning device: AIR DRAINED TO 0 PSI - NO LOW AIR WARNING LIGHT OR AUDIBLE 393 60C F 1 N Damaged or discolored windshield: DRIVER SIDE WINDSHIELD HAS CRACKS N N

INTERSECTED BY OTHER CRACKS F Power steering violations: PS FLUID LEAKING OUT SHAFT INPUT SEAL ARE OF PS 393 209F 1 N N N **GEARBOX** F 393.45DLUV 1 N Brake Connections with Leaks Under Vehicle: PASSENGER SIDE AXLE 1 - AUIBLE N

AND FELT LEAK ON AIR LINE TO CHAMBER BEHIND FRAME AT ELBOW AT CONNECTION - PROPER CONNECTION 393.47E 2 Clamp or Roto type brake out-of-adjustment: DRIVER SIDE AXLE 4 MEASURED 2 N N

1/2" - MAX FOR CLAMP TYPE 30 IS 2" 393.53B F 2 N N N CMV manufactured after 10/19/94 has an automatic airbrake adjustment system that fails to compensate for wear F

393.48A 2 N N Inoperative/defective brakes: DRIVER SIDE AXLE 4 HAS CLEVIS PIN MISSING ON SLACK ADJUSTER ACTUATOR ROD 396.3A1BOS 2 Y U BRAKES OUT OF SERVICE: The number of defective brakes is equal to or greater than 20 percent of the service brakes on the vehicle or combination:

MISMATCHED CHAMBERS ON AXLE 1 AND AXLE 4 DRIVER SIDE OUT OF ADJUSTMENT 396.5B-HWSLIW F 2 N N N Hubs - Wheel seal leaking - inner wheel: DRIVER SIDE AXLE 5 INNER WS LEAK BUT NOT CONTAMINATING BRAKE COMP AT THIS TIME

393 9 F 2 N N N Inoperable Required Lamp: TAG LAMP INOP - TAG IS PRESENT 393,100B U Leaking/spilling/blowing/falling cargo: DDG LAYING ON REAR OF TRAILER - NO Y

HazMat: No HM transported Placard: Cargo Tank:

SECUREMENT



DRIVER/VEHICLE EXAMINATION REPORT

Kansas Highway Patrol Report Number: KSHP04502271 Email: Khp.TruckInspection@KS.GOV Inspection Date: 11/09/2023 700 SW Jackson, Ste 704 Start: 1:08 PM CT End: 2:25 PM CT Topeka, KS 66603 Inspection Level: I - Full Phone: (785)296-7189 Fax: (785)296-2858 **HM Inspection Type:** None Special Checks: No data for special checks Notes: NO KCC AUTHORITY, HOWEVER UNIT 2 IS EMPTY AND HEADING TO LOAD IN PHILLIPSBURG AND THEN TAKE WET DDG TO GARDEN OR SCOTT CITY FEEDLOTPHOTOS TAKENOOS AT QUICK PICK IN JETMOREDRIVER ADVISED WIFE IS BRINGING HIM HIS SERVICE TRUCK WITH PARTS TO FIX OOS VIOLATIONSSHOWED DRIVER **VIOLATIONS** * Pursuant to the authority contained in Title 49, CFR; K.S.A. 66-1,129; K.C.C. Reg. 82-4-3, I hereby declare the above marked unit(s) as "OUT OF SERVICE". No person and/or carrier shall permit and/or require the removal of the "OUT OF SERVICE" stickers or the operation of this motor vehicle until ALL out of service defects have been corrected. This Out of Service condition may result in the assessment of a Civil Penalty being issued against the Carrier indicated on this report. Driver Initials * NOTE TO MECHANIC: The undersigned certifies that all mechanical defects listed on this report HAVE BEEN CORRECTED at the time of signature. Signature Of Repairer X: __ Facility: _____ Date: _ **** DRIVER: THIS FORM IS REQUIRED TO BE RETURNED TO THE CARRIER BY REGULATION. **//** *CARRIER CERTIFICATION: All defects on this sheet must be corrected or acknowledged PRIOR TO RE-DISPATCH and then certified by a responsible carrier official who must sign below. RETURN THIS FORM WITHIN 15 DAYS to the Motor Carrier Division of the KANSAS HIGHWAY PATROL at the address listed at the top of this form. Signature Of Motor Carrier X: _ Title: _____ Date: _ Report Prepared By: ID/Badge #: Copy Received By: A.S. Wagner ROYCE VARELA



X

ANNUAL VEHICLE INSPECTION REPORT

TTO	7.04	CCT	1 .1	
KCC	Sta	ff Ex	hit	1t 5

REPORT NUMBER	FLEET UNIT NUMBER
1100000	
(74 47377	7

MOTOR CARRIER OPERATOR	INSPECTOR'S NAME (PRINT OR TYPE)
LADELA TOUT	Davice Virela
ADURESS	THIS INSPECTOR MEETS THE QUALIFICATION REQUIREMENTS IN SECTION 396.19.
804 N 1- St	I YES
CITY, STATE, ZIP CODE	VEHICLE IDENTIFICATION (▶ AND COMPLETE) ☐ LIC. PLATE NO. ☐ VIN ☐ OTHER
Circle Cly 15	(1703
VEHICLE TYPE TRACTOR TRAILER TRUCK BUS	
□ (OTHER)	

K REPAIR DATE	ITEM	OK NEEDS REPARED DATE	ITEM	OK REPAIR CATE	ITEM
	1. BRAKE SYSTEM		6 SAFE LOADING		12. WINDSHIELD GLAZING
#	a. Service Brakes b. Parking Brake System c. Brake Drums or Rotors		 Vehicle parts, load, dunnage, spare tire, etc., secured. 		No cracks, discoloration, obstacles, etc. (see 393.60 fo exceptions).
1	d. Brake Hose		b. Front End Structure		13. WINDSHIELD WIPERS
1	Brake Tubing Low Pressure Warning	1	 Intermodal Container Securement Devices 	1	No missing, damaged, or inoperable wipers.
1	Device	,	7. STEERING MEGHANISM		14. MOTORCOACH SEATS
1.	g. Tractor Protection Valve h. Air Compressor	1	a. Steering Wheel Free Play b. Steering Column		Seats securely fastened to the vehicle structure.
7	i. Electric Brakes		c. Front Axle Beam/All	1	15. REAR IMPACT GUARD
1 1/	Hydraulic Brakes		Other Steering Components		In place, securely attached,
1 141	k. Vacuum Systems I. Antilock Brake System	4	d. Steering Gear Box	V	proper size, proper placemen (see 393.86).
1	m. Automatic Brake Adjusters	1	e. Pitman Arm	WILL BURNES	16. OTHER
11/0	a. Fifth Wheels b. Pintle Hooks c. Drawbar/Towbar Eye d. Drawbar/Towbar Tongue e. Safety Devices f. Saddle-Mounts a. No leaks forward of/ directly below the driver/		f. Power Steering g. Ball and Socket Joints h. Tie Rods and Drag Links i. Nuts j. Steering System 3. SUSPENSION a. Axle Positioning Parts b. Spring Assembly c. Torque, Radius or Tracking Components		List any other condition(s) which may prevent safe operation of this vehicle.
	sleeper compartment. b. Bus: No leaking/ discharging in violation of standard. c. Unlikely to burn, char, or damage the electrical wiring, fuel supply, or any	#	a. Frame Members b. Tire and Wheel Clearance c. Adjustable Axle Assemblies (Sliding Subframes)		
TUESTE	combustible part of vehicle. 4. FUEL SYSTEM	1	a. Steer-Axle Tires		
	a. No visible leak. b. Fuel Tank Filler Cap c. Fuel tank securely	1	b. All Other Tires c. Speed-Restricted Tires		
	attached.	^,	a. Lock or Side Ring		
5.	5. LIGHTING DEVICES All required lights/reflectors operable.	7	b. Wheels and Rims c. Fasteners d. Welds		

CERTIFICATION: THIS VEHICLE HAS PASSED ALL THE INSPECTION ITEMS FOR THE ANNUAL VEHICLE INSPECTION IN ACCORDANCE WITH 49 CFR PART 396.

MININUAL VLINGE HACE EXTRACT THE STATE

FLEET UNIT NUMBER
89

MOTOR CARRIER OPERATOR	INSPECTOR'S NAME (PRINT OR TYPE)
ADDRESS ADDRESS	THIS INSPECTOR MEETS THE QUALIFICATION REQUIREMENTS IN SECTION 396.19.
GITY, STATE, ZIP CODE	VEHICLE IDENTIFICATION (IS AND COMPLETE) THE PLATE NO. BUT OTHER
VEHICLE TYPE STRACTOR ☐ TRAILER ☐ TRUCK ☐ BUS ☐ (OTHER)	

K NEEDS REPAIRED.	ITEM	OK NEEDS REPARED DATE	ITEM	OK NEEDS REPAIRED DATE	ITEM
	a. Service Brakes b. Parking Brake System c. Brake Drums or Rotors d. Brake Hose		a. Vehicle parts, load, dunnage, spare tire, etc., secured. b. Front End Structure	./	No cracks, discoloration, obstacles, etc. (see 393.60 fo exceptions).
	e. Brake Tubing f. Low Pressure Warning	/	 c. Intermodal Container Securement Devices 		No missing, damaged, or inoperable wipers.
	Device		7. STEERING MECHANISM		14. MOTORCOACH SEATS
1	g. Tractor Protection Valve h. Air Compressor	4	Steering Wheel Free Play Steering Column	1	Seats securely fastened to the vehicle structure.
Marie 11.	i. Electric Brakes	7	c. Front Axle Beam/All		15. REAR IMPACT GUARD
	k. Vacuum Systems		Other Steering Components d. Steering Gear Box	+	in place, securely attached, proper size, proper placemen (see 393.86).
1	Antilock Brake System	1	e. Pitman Arm	Contract Contract	16. OTHER
32 843 (1)	m. Automatic Brake Adjusters 2. COURLING BEVICES	4	f. Power Steering		List any other condition(s)
	a. Fifth Wheels b. Pintle Hooks c. Drawbar/Towbar Eye		g. Ball and Socket Jointsh. Tie Rods and Drag Linksi. Nutsj. Steering System		which may prevent safe operation of this vehicle.
1	d. Drawbar/Towbar Tongue		a SUSPENSION		
	e. Safety Devices f. Saddle-Mounts		a. Axle Positioning Parts b. Spring Assembly		
	a. No leaks forward of/ directly below the driver/	V	c. Torque, Radius or Tracking Components		
1	sleeper compartment.		S. FRAME		
	 b. Bus: No leaking/ discharging in violation of standard. c. Unlikely to burn, char, 	#	a. Frame Members b. Tire and Wheel Clearance c. Adjustable Axle		
111	or damage the electrical wiring, fuel supply, or any combustible part of vehicle.		Assemblies (Sliding Subframes)		
	4. FUEL SYSTEM	14	a. Steer-Axle Tires		
	a. No visible leak. b. Fuel Tank Filler Cap		b. All Other Tiresc. Speed-Restricted Tires		
/	c. Fuel tank securely		11. WHEELS AND RIME		
1	attached. 5. LIGHTING DEVICES	4	a. Lock or Side Ring b. Wheels and Rims		
/	All required lights/reflectors operable.	/	c. Fasteners d. Welds		(-1-) 1 - 000 (-1-)

CERTIFICATION: THIS VEHICLE HAS PASSED ALL THE INSPECTION ITEMS FOR THE ANNUAL VEHICLE INSPECTION IN ACCORDANCE WITH 49 CFR PART 396.

ANNUAL VEHICLE INSPECTION REPORT

REPORT NUMBER	FLEET UNIT NUMBER
641793995	501

				4-41-	د ت
MOTOR CARRIER C	PERATOR		INSPECTOR'S NAME (PRINT OR	TYPE)	
MARGI	A Trucking		Divis 11	coli	
ADDRESS	AITUELLIA		THIS INSPECTOR MEETS THE O	UALIFICATION REQU	UIREMENTS IN SECTION 396.19.
801	1 N 12 D		☐ YES		
CITY, STATE, ZIP C	ODE	LAY SOLD TO SOLD			ENO. VIN OTHER
(short	en lite K	67246			6238
VEHICLE TYPE	TRACTOR TRAILER TRUCK	□ BUS ,			
	(OTHER)				
	CONTRACTOR OF THE CONTRACTOR	VEUMIE	OMPONENTS INSPECTED	AND THE PARTY	THE RESERVE OF THE PARTY OF THE
OK NEEDS PEPARED DATE	ITEM	OK NEEDS REPARED DATE	ITEM	OK NEEDS REPAIRED DATE	ITEM
THE CASE OF	1. BRAKE SYSTEM		SAPE LOADING		12. WINDSHIELD GLAZING
1	a. Service Brakes		a. Vehicle parts, load,		No cracks, discoloration,
1	 b. Parking Brake System 		dunnage, spare tire, etc.,	1	obstacles, etc. (see 393.60 for
1	c. Brake Drums or Rotors	×	secured.		exceptions).
/	d. Brake Hose		 b. Front End Structure 	/	13. WINDSHIELD WIPERS
/	e. Brake Tubing	1	c. Intermodal Container		No missing, damaged, or inoperable wipers.
1	f. Low Pressure Warning		Securement Devices	THE RESERVE	14. MOTORCOACH SEATS
	Device		A STEERING MEGHANISM	TTT	Seats securely fastened to the
1	g. Tractor Protection Valve	4	a. Steering Wheel Free Play		vehicle structure.
1.	h. Air Compressor	1	b. Steering Column		15. REAR IMPACT GUARD
	i. Electric Brakes	1./	c. Front Axle Beam/All		In place, securely attached,
	Hydraulic Brakes		Other Steering Components	1	proper size, proper placement
1 01	k. Vacuum Systems l. Antilock Brake System	-	d. Steering Gear Box		(see 393.86).
4	m. Automatic Brake Adjusters	1	e. Pitman Arm		16. OTHER
	2: COUPLING DEVICES		f. Power Steering		List any other condition(s)
711	a. Fifth Wheels		g. Ball and Socket Joints		which may prevent safe
	b. Pintle Hooks	14	h. Tie Rods and Drag Links		operation of this vehicle.
	c. Drawbar/Towbar Eye	1	i. Nuts		
	d. Drawbar/Towbar Tongue	1	j. Steering System	4	11
	e. Safety Devices	7 1 1	t. SUSPENSION	1	1161
	f. Saddle-Mounts	4	a. Axle Positioning Parts		4/1
	3. EXHAUST SYSTEM		b. Spring Assembly		
	a. No leaks forward of/	1/1	c. Torque, Radius or Tracking		1/
1/1 + 1	directly below the driver/		Components		$\Delta I = I$
	sleeper compartment.		9. FRAME		10 - W

CERTIFICATION: THIS VEHICLE HAS PASSED ALL THE INSPECTION ITEMS FOR THE ANNUAL VEHICLE INSPECTION IN ACCORDANCE WITH 49 CFR PART 396.

d. Welds

a. Frame Members

c. Adjustable Axle

Subframes)

a. Steer-Axle Tires

1. WHEELS AND RIMS

a. Lock or Side Ring

b. Wheels and Rimsc. Fasteners

b. All Other Tires

b. Tire and Wheel Clearance

Assemblies (Sliding

c. Speed-Restricted Tires

OK X NEEDS REPAIR. NA IF ITEMS DO NOT APPLY.

b. Bus: No leaking/

c. Unlikely to burn, char,

standard.

4. FUEL SYSTEM

a. No visible leak.

attached.

operable.

b. Fuel Tank Filler Cap

All required lights/reflectors

INSTRUCTIONS: MARK COLUMN ENTRIES TO VEHITY INSPECTION.

c. Fuel tank securely

discharging in violation of

or damage the electrical

wiring, fuel supply, or any combustible part of vehicle.

ANNUAL VEHICLE INSPECTION REPORT

REPORT NUMBER	FLEET UNIT NUMBER
137016	1111
DATE / 211 7	7111

MOTOR CARRIER OPERATOR	INSPECTOR'S NAME (PRINT OR TYPE)
Varela Trucker	Thurce Varela
ADDRESS	THIS INSPECTOR MEETS THE QUALIFICATION REQUIREMENTS IN SECTION 396.19.
1804 VI 1 = 1+	YES
CITY, STATE, ZIP CODE	PLATE NO. VIN DOTHER
Carley Cay KS (A)16	3245
VEHICLE TYPE TRACTOR TRAILER TRUCK BUS	
☐ (OTHER)	

			elo afron de mistra de la compa		Silver.	
OK NEPAIR DATE	ITEM	OK REPAR DATE	ITEM	OK ES	REPARED DATE	ITEM
	1. BRAKE SYSTEM					12, WINDSHIELD GLAZING
4	a. Service Brakes	1 / 1	a. Vehicle parts, load,	1		No cracks, discoloration,
1	 b. Parking Brake System 		dunnage, spare tire, etc.,			obstacles, etc. (see 393.60 for
	 Brake Drums or Rotors 	-	secured.			exceptions).
	d. Brake Hose	1.4	b. Front End Structure			13. WINDSHIELD WIPERS
	e. Brake Tubing		c. Intermodal Container Securement Devices	1		No missing, damaged, or inoperable wipers.
A	f. Low Pressure Warning	SECRETARIA SECURI	Securement Devices	10000		14. MOTORCOACH SEATS
	Device	-	THE RESIDENCE OF THE PARTY OF T	7	7	Seats securely fastened to the
	g. Tractor Protection Valve	1	a. Steering Wheel Free Play	1		vehicle structure.
4	h. Air Compressor	14	b. Steering Column			15. REAR IMPACT GUARD
	i. Electric Brakes		c. Front Axle Beam/All	200	-	THE RESERVOIS
	j. Hydraulic Brakes	1111	Other Steering Components	1., 1.	د المستدرا	In place, securely attached, proper size, proper placement
	k. Vacuum Systems	1/4	d. Steering Gear Box		MA	(see 393.86).
1	 Antilock Brake System 		e. Pitman Arm		See See	16. OTHER
	m. Automatic Brake Adjusters		f. Power Steering		T	List any other condition(s)
	2. COUPLING DEVICES		g. Ball and Socket Joints		1	which may prevent safe
	a. Fifth Wheels	1	h. Tie Rods and Drag Links	11	1	operation of this vehicle.
	b. Pintle Hooks	1	i. Nuts			
4	 c. Drawbar/Towbar Eye 	1	j. Steering System	1 1	i i	
1	 d. Drawbar/Towbar Tongue 		8-SUSPENSION 1.			
	e. Safety Devices	V	a. Axle Positioning Parts	1		
	f. Saddle-Mounts			1		
A Section	3. EXHAUST SYSTEM	1	b. Spring Assembly			
	a. No leaks forward of/		c. Torque, Radius or Tracking			
	directly below the driver/	September 1	Components			
	sleeper compartment.		y FRAME	4		
./	b. Bus: No leaking/		a. Frame Members	1 1		
	discharging in violation of standard.		b. Tire and Wheel Clearance			
	c. Unlikely to burn, char,	Y	c. Adjustable Axle			
1	or damage the electrical	11	Assemblies (Sliding	1 1	1	
V	wiring, fuel supply, or any	C. Townson	Subframes)			
	combustible part of vehicle.			1		
	4. FUEL SYSTEM		a. Steer-Axle Tires			
	a. No visible leak.	1	b. All Other Tires			
1	b. Fuel Tank Filler Cap	i	c. Speed-Restricted Tires]		
	c. Fuel tank securely		-11. WHEELS AND RING 2"			
V	attached.	1	a. Lock or Side Ring			
Man Anna Anna	5. LIGHTING DEVICES		b. Wheels and Rims			
1.1	All required lights/reflectors		c. Fasteners			
	operable.		d. Welds			¥
14OTT OF UT 20.11	B: MARK COLUMN ENTRIES TO VEHIE	INSPECTION:	Y OK. X . NEEDS HEPAIR. NA	. IF 171	EMS DO	NOT APPLY REPAIRED DATE

CERTIFICATION: THIS VEHICLE HAS PASSED ALL THE INSPECTION ITEMS FOR THE ANNUAL VEHICLE INSPECTION IN ACCORDANCE WITH 49 CFR PART 396.

743422 3734

..... VEINVEL HASE EVITOR REPURI

REPORT NUMBER	FLEET UNIT NUMBER
64793980	1

MOTOR CARRIER OPERATOR VARCIA ADDRESS ADDRESS	INSPECTOR'S NAME (PRINT OR TYPE)
CITY STATE ZIP CODE	THIS INSPECTOR MEETS THE QUALIFICATION REQUIREMENTS IN SECTION 396.19.
VEHICLE TYPE TRACTOR TRAILER TRUCK BUS	LATE NO. SIVIN DOTHER
□ (OTHER)	

PENNE	REPARED DATE	ITEM	OK NEEDS HEPAPHEL	ITEM	OK NEEDS REPARED DATE	ITEM
,		1. BRAKE SYSTEM		E. SAFE LOADING	OT PREPARE DATE	
	N/A	Service Brakes Parking Brake System Brake Drums or Rotors	M	Vehicle parts, load, dunnage, spare tire, etc., secured.	N/A	No cracks, discoloration, obstacles, etc. (see 393.60 f
_		d. Brake Hose		b. Front End Structure	- X CO. (20)	exceptions). 3. WINDSHIELD WIPERS
	N/A	Brake Tubing Low Pressure Warning	$\sqrt{}$	 c. Intermodal Container Securement Devices 	V/A	No missing, damaged, or inoperable wipers.
-	1/2	Device		7. STEERING MECHANISM	1497-1609	4. MOTORCOACH SEATS
	11/6	g. Tractor Protection Valve h. Air Compressor	N/A	Steering Wheel Free Play Steering Column	1/1	Seats securely fastened to t
	ula	Electric Brakes Hydraulic Brakes	1	6.04	new	REAR IMPACT GUARD
	367	k. Vacuum Systems I. Antilock Brake System	1	will not have	fixed.	In place, securely attached, proper size, proper placeme (see 393.86).
		m. Automatic Brake Adjusters	91	annual		OTHER
	-	COUPLING DEVICES	dili			any other conditions
-		a. Fifth Wheels	17.			vhich may prevent safe
-	-	b. Pintle Hooks	11			peration of this vehicle.
-		c. Drawbar/Towbar Eye	1			
_		d. Drawbar/Towbar Tongue	13/1-			
1		e. Safety Devices				
		f. Saddle-Mounts	1			
4	3	EXHAUST SYSTEM	/			
	alp	No leaks forward of/ directly below the driver/ sleeper compartment.	111			
	1/2	Bus: No leaking/ discharging in violation of standard.	1			
	1/1	c. Unlikely to burn, char, or damage the electrical wiring, fuel supply, or any	111	u. Adjustable Axle Assemblies (Sliding Subframes)		
	4	combustible part of vehicle.	0/1	a. Steer-Axle Tires		
1	al.	a. No visible leak.	1	b. All Other Tires		
	MA	b. Fuel Tank Filler Cap	1	c. Speed-Restricted Tires		
		c. Fuel tank securely				
	It.	attached.	XII	A. WHEELS AND RIMS		
100	15	LIGHTING DEVICES	7	a. Lock or Side Ring		
		All required lights/reflectors		b. Wheels and Rims		
		operable.	/	c. Fasteners		
	PT VIEW	MARK GOLUMN ENTITIES TO VERSY I		d. Welds		

CERTIFICATION: THIS VEHICLE HAS PASSED ALL THE INSPECTION ITEMS FOR THE ANNUAL VEHICLE INSPECTION IN

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WINIARWE AFILIARE HAST FALIALIFICALLI

5012

REPORT NUMBER	FLEET UNIT N	UMBER
61793981	2 -	T13

MOTOR CARRIER OPERATOR	INSPECTOR'S NAME (PRINT OR TYPE)
VARELA TOUCK	Ruxue Varela
ADDRESS	THIS INSPECTOR MEETS THE QUALIFICATION REQUIREMENTS IN SECTION 396.19.
809 N 4" St	⊠YES
CITY, STATE, ZIP CODE	VEHICLE IDENTIFICATION (# AND COMPLETE) TO LICE PLATE NO. VIN OTHER
Sorts (11 KS 6 18:16)	COSY
VEHICLE TYPE TRACTOR TRAILER TRUCK BUS	
□ (OTHER)	

OK NEEDS REPAIRED DATE	ITEM	OK NEEDS	REPARED DATE		SINSELECTED :	OK NEEDS HE	PAIRED	ITEM
	1. BRAKE SYSTEM	SERVE S	211 3	SAFFLOAD	Michina San San San San San San San San San S	La Village		2. WINDSHIELD GLAZING
1/8	a. Service Brakes b. Parking Brake System c. Brake Drums or Rotors d. Brake Hose e. Brake Tubing	1		a. Vehicle p dunnage, secured. b. Front End c. Intermoda	spare tire, etc.,	7	/A	No cracks, discoloration, obstacles, etc. (see 393.60 for exceptions). 3. WINDSHIELD WIPERS No missing, damaged, or
1.0	f. Low Pressure Warning	1			ent Devices		1/1	inoperable wipers.
NI	Device	base		7. STEERING	MECHANISM	Description.	190	4. MOTORCOACH SEATS
NA	g. Tractor Protection Valveh. Air Compressor		NA	a. Steering b. Steering b.	Wheel Free Play	N	/A	Seats securely fastened to the vehicle structure.
1/4	i. Electric Brakes		1	c. Front Axis				5. REAR IMPACT GUARD
114	Hydraulic Brakes K. Vacuum Systems	-	<i>V</i> 0	Other Ste	ering Components	1		In place, securely attached, proper size, proper placemen
4	I. Antilock Brake System		NIA	d. Steering (e. Pitman A			NAME OF	(see 393.86).
	m. Automatic Brake Adjusters		NIA	f. Power Ste	eering			List any other condition(s)
	a. Fifth Wheels b. Pintle Hooks c. Drawbar/Towbar Eye d. Drawbar/Towbar Tongue e. Safety Devices						-	which may prevent safe operation of this vehicle.
	f. Saddle-Mounts	1		a. Axle Posib. Spring As			-	
N/A	a. No leaks forward of/ directly below the driver/	1			adius or Tracking		-	
1	sleeper compartment. b. Bus: No leaking/	1		S. Every M.				
W/A	discharging in violation of standard. c. Unlikely to burn, char,	1		a. Frame Meb. Tire and Vc. AdjustableAssemblie	Wheel Clearance Axle		-	
1 1/1	or damage the electrical wiring, fuel supply, or any			Subframe	s)		-	
	combustible part of vehicle.		110	a. Steer-Axie	Tires			
VIA	a. No visible leak.	1	- 18	b. All Other	Fires		_	
U//	b. Fuel Tank Filler Capc. Fuel tank securely		James .	c. Speed-Re	ID RIMS		-	
	attached.	/		 Lock or Si 	at the parties of the		_	
	5. LIGHTING DEVICES	1		 b. Wheels ar 	20 C C C C C C C C C C C C C C C C C C C		-	
	All required lights/reflectors operable.	1		c. Fastenersd. Welds			-	

CERTIFICATION: THIS VEHICLE HAS PASSED ALL THE INSPECTION ITEMS FOR THE ANNUAL VEHICLE INSPECTION IN ACCORDANCE WITH 49 CFR PART 396.

KCC Staff Exhibit 6

Date: 11/05/23 Origin: phillipsburgs ks SMTRGA SM Transport **Destination:** ulysses ks **Origin Ticket** Invoice #: ROYCE#153 Ref #: 7 Scale Ticket 33435 OUTBOUND Amber Wave 11/10/2023 1664 E 100 Road Phillipsburg, KS 67661 Non-Negotiable (785) 543-6719 Ship To The Scoular Company Animal Feed (wet) Purchase Class Quantity Account Customer Unapplied/Hold 28 81 tons 100.00% **SCOULAR** The Scoular Company 10801 Mastin Blvd Suite 800 Overland Park KS 66210 Load # 43863-3 Axles License # PO# Seals Truck ID VARELA 1111 REMARKS / INSTRUCTION: WEIGHTS 89,680 GROSS 11/10/2023 1:15:42AM 32,060 TARE lbs 11/9/2023 6:12:42PM 57,620 NET 28 81 44 84 NET tons GRS tons **GROSSWFIGHFR**scale TAREWEIGHER scale This is a memorandum non negotiable possession of which does not signifill that payment has or has not been consummated. Original ROCKING HEIFER, LLC. No. 47356 Ulysses

Customer: Scoular



439 E. Road 4 • Ulysses, KS 67880 620-356-5349

Commodity 1 **OFF** ON Test Moisture Price Amount_ Weigher_



Vehicle Log

KCC Staff Exhibit 8

Daily Transactions 06/01/2023 - 06/30/2023 Vehicle VARELA 89

Huber Sand Inc 395 Industrial Drive Garden City, KS 67846

Vehicle

VARELA 89

Account

KOSS-CIM-OTHER - KOSS-CIMARRON-OTHER HAUL

Job Site

(No Entry)

Material

3/4 CR - 3/4 CRUSHED ROCK

<u>Tran #</u>	Scale #	Date/Time			Net Tons	
145367	1	06/19/2023	08:32		19.12	tn
			Material	Total	19.12	tn

Material 3/4 MINUS-40/#8 - 3/4 MINUS (40 ON #8)

Tran#	Scale #	Date/Time			Net Tons	
144531	1	06/08/2023	10:18		25.72	tn
144563	1	06/08/2023	11:39		25.76	tn
145395	1	06/19/2023	11:27		26.78	tn
			Material	Total	78.26	fn

MaterialTotal78.26 tnJob SiteTotal97.38 tnAccountTotal97.38 tn

Account

VEN-FINNEY CO - VENTURE- FINNEY COUNTY

Job Site (No Entry)

Material 3/4 MINUS-40/#8 - 3/4 MINUS (40 ON #8)

Tran#	Scale #	Date/Time		Net Tons	
145676	1	06/21/2023	12:22	27.41	tn
145703	1	06/21/2023	13:54	26.18	tn
145718	1	06/21/2023	15:29	29.27	tn
145745	1	06/21/2023	17:06	27.47	tn
145896	1	06/23/2023	08:55	29.70	tn
145938	1	06/23/2023	10:33	26.47	tn
145971	I	06/23/2023	12:08	25.20	tn
145998	1	06/23/2023	13:41	27.09	tn
146019	1	06/23/2023	15:16	29.33	tn
146044	i	06/23/2023	16:55	28.22	tn
146062	1	06/24/2023	09:09	28.10	tn
146082	I	06/24/2023	10:41	27.06	tn
146097	1	06/24/2023	12:17	27.82	tn
146151	1	06/26/2023	10:57	26.74	tn
146297	1	06/27/2023	08:47	28.79	tn
146318	1	06/27/2023	10:12	27.69	tn
146347	1	06/27/2023	11:42	28.58	tn
146376	1	06/27/2023	13:07	28.90	tn
146411	1	06/27/2023	15:00	29.13	tn
146441	1	06/27/2023	16:35	26.12	tn
146469	1	06/28/2023	08:16	28.52	tn
146531	1	06/28/2023	10:36	27.28	tn
146557	1	06/28/2023	12:06	28.49	tn
146628	1	06/28/2023	16:25	29.51	tn
146676	1	06/29/2023	08:31	28.71	tn
146704	1	06/29/2023	09:57	28.80	tn
146723	1	06/29/2023	11:21	28.79	tn
146746	1	06/29/2023	12:55	27.82	tn
146772	1	06/29/2023	14:20	27.33	tn
146792	1	06/29/2023	15:45	26.09	tn
146826	1	06/29/2023	17:08	27.76	tn

CERTIFICATE OF SERVICE

24-TRAM-587-PEN

I, the undersigned, certify that a true and correct copy of the above and foregoing Notice of Filing of Staff's Public Hearing Exhibits was served via electronic service this 15th day of March, 2024, to the following:

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

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

AHSAN LATIF, LITIGATION COUNSEL KANSAS CORPORATION COMMISSION 1500 SW ARROWHEAD RD **TOPEKA, KS 66604** a.latif@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/ Ann Murphy
Ann Murphy