

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

In the Matter of the Investigation of **Gary D. Rea**)
d/b/a Rea Trucking, of Williamsburg, Kansas,)
Regarding the Violation of the Motor Carrier Safety)
Statutes, Rules and Regulations and the) Docket No. 24-TRAM-232-PEN
Commission's Authority to Impose Penalties,)
Sanctions and/or the Revocation of Motor Carrier)
Authority.)

MOTION TO REINSTATE INTRASTATE MOTOR CARRIER OPERATIONS

The Staff of the State Corporation Commission of the State of Kansas (Staff and Commission, respectively), by and through its counsel, files its motion requesting the Commission reinstate the Kansas motor carrier operations of Gary D. Rea d/b/a Rea Trucking of Williamsburg, Kansas (Carrier). In support of its Motion, Staff states as follows:

1. Carrier is a motor carrier as defined in 49 C.F.R. Part 390.5, as adopted by K.A.R. 82-4-3f, that operates commercial motor vehicle(s) in intrastate commerce.
2. Carrier is registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates under USDOT Number 679510.
3. On December 5, 2023, the Commission issued an Order suspending Carrier's intrastate motor carrier operations other than such motor carrier operations excepted from the Commission's regulation under K.S.A. 66-1,129, due to non-compliance with a Penalty Order issued in this docket on September 14, 2023. The Penalty Order also assessed Carrier a \$1,950 civil fine.

4. On December 18, 2023, Carrier submitted evidence to Staff of bringing its motor carrier operation into compliance with Kansas motor carrier safety statutes, rules and regulations pursuant to the above-referenced Penalty Order. Carrier also paid the \$1,950 penalty assessment.

5. Therefore, Staff asks the Commission to find that Carrier has now complied with the requirements of the above-referenced Penalty Order.

6. Staff also asks the Commission to reinstate Carrier's Kansas motor carrier operations.

7. Furthermore, Staff asks the Commission to order Carrier to attend a Commission-sponsored safety seminar within ninety (90) days, pursuant to paragraph (B) of the Penalty Order, and to provide Litigation Counsel with written proof of attendance.

WHEREFORE, for the reasons stated above, Staff respectfully requests that the Commission issue an order reinstating Carrier's Kansas motor carrier operations and ordering Carrier to attend a Commission-sponsored safety seminar within ninety (90) days, pursuant to paragraph (B) of the Penalty Order and provide Litigation Counsel with written proof of attendance.

Respectfully submitted,

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For Commission Staff

CERTIFICATE OF SERVICE

24-TRAM-232-PEN

I, the undersigned, certify that a true copy of the attached Motion has been served to the following by means of electronic service on December 20, 2023.

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