

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

In the Matter of the Investigation of **Aaron's Lawn**)
Care and Landscaping LLC of Kansas City,)
Missouri, Pursuant to the Kansas Highway Patrol) Docket No. 19-GIMM-100-KHP
Issuance of a Notice of Violation(s) and Invoice for)
the Violations of the Kansas Motor Carrier Safety)
Statutes, Rules and Regulations.)

STAFF'S MOTION TO SET PREHEARING CONFERENCE

The Staff of the State Corporation Commission of the State of Kansas (“Staff” and “Commission,” respectively), by and through its counsel, Ahsan A. Latif, hereby files its Motion for Prehearing Conference. In Support, Staff states as follows:

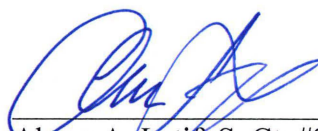
1. On July 5, 2018, the Kansas Highway Patrol issued a Notice of Violation(s) against Aaron’s Lawn Care and Landscaping LLC (Respondent), for alleged violations found during a July 2, 2018, routine motor carrier stop and inspection, Driver/Vehicle Inspection Report No. KSHP03500197, conducted by the Kansas Highway Patrol (KHP). Respondent was assessed \$450 in civil fines, comprised of the following violations: a \$300.00 fine for Failure to register to pay UCR Fees, citing 392.2UCR and a \$150.00 fine for Brakes OOS, citing 396.3A1BOS.
2. On July 25, 2018, Respondent initiated a formal challenge with the KHP.
3. On August 6, 2018, the Kansas Highway Patrol denied Respondent’s challenge and advised Respondent of its right to an administrative hearing before the Commission.
4. In a letter dated August 25, 2018, Respondent requested a hearing before the Commission.

5. Staff has made repeated attempts to contact Respondent to schedule a Settlement Conference or to otherwise move forward in the hearing process, to no avail. On December 4, 2018, Counsel for Staff sent a letter to Respondent advising that if there was no response the docket would be referred to the Office of General Counsel for a pre-hearing conference. A copy of the letter is attached hereto.

6. Staff requests a Prehearing Conference be scheduled in this docket for the purpose of determining if Respondent still wishes to pursue a hearing disputing the alleged violations.

WHEREFORE, Staff respectfully requests the Prehearing Officer set a date for a prehearing conference on Respondent's Request for Hearing.

Respectfully submitted,



Ahsan A. Latif, S. Ct. #24709
Litigation Counsel
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Attorney for Commission Staff

STATE OF KANSAS



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GOVERNOR JEFF COLYER, M.D.

SHARI FEIST ALBRECHT, CHAIR | JAY SCOTT EMLER, COMMISSIONER | DWIGHT D. KEEN, COMMISSIONER

December 4, 2018

Aaron Dale Dorsey
Aaron's Lawn Care & Landscaping, LLC
5008 Northwest Woodridge
Kansas City, MO 64151

Re: Aaron's Lawn Care & Landscaping, LLC's Request for Hearing
Docket # 19-GIMM-100-KHP

Dear Mr. Dorsey:

I am writing in an attempt to schedule a Settlement Conference with you regarding the request for hearing you filed with our agency. To date I have attempted to reach you multiple times by phone, to no avail. Please contact me at (785) 271-3118 at your earliest convenience so we can schedule a Settlement Conference to take place by telephone. At the Settlement Conference you will be able to speak with me as well as Transportation Division Staff in an attempt to reach a settlement.

If you do not contact me by December 14, 2018, your request for hearing will be referred to our Office of General Counsel and set for a pre-hearing conference.

Thank you for your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Ahsan A. Latif".

Ahsan A. Latif
Litigation Counsel

VERIFICATION


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 *Staff's Motion to Set Prehearing Conference* 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 18th day of December, 2018.



Notary Public

My Appointment Expires: June 30, 2022

CERTIFICATE OF SERVICE


19-GIMM-100-KHP

I, the undersigned, certify that a true and correct copy of the above and foregoing Staff's Motion to Set Prehearing Conference was placed in the United States mail, postage prepaid, or electronically served this 18th day of December, 2018, to the following:

AARON DALE DORSEY, MEMBER
AARON'S LAWN CARE & LANDSCAPING, LLC
5008 NW WOOD RIDGE
KANSAS CITY, MO 64161

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Vicki Jacobsen