

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

In the Matter of the Investigation of **Weber Farms**)
Inc d/b/a WFI, of Wathena, Kansas, Regarding)
the Violation of the Motor Carrier Safety Statutes,)
Rules and Regulations and the Commission's) Docket No. 25-TRAM-059-UCR
Authority to Impose Penalties, Sanctions and/or the)
Revocation of Motor Carrier Authority.)
)

STAFF'S MOTION TO WAIVE CIVIL FINE

The Staff of the State Corporation Commission of the State of Kansas (Staff), by and through its counsel, files its Motion requesting the Commission waive the civil fine in Penalty Order issued to Weber Farms Inc d/b/a WFI (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 and 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 2342179.
3. Pursuant to K.S.A. 66-1,139a and K.A.R. 82-4-30a, motor carriers operating interstate commerce must pay Unified Carrier Registration (UCR) fees annually, by January 1, 2024. Carrier failed to pay its annual UCR fees by January 1, 2024, as required by 49 C.F.R. 367.40 and adopted by K.A.R. 82-4-30a.
4. On November 26, 2024, the Commission issued an Order Suspending Intrastate Motor Carrier Operations,¹ due to non-compliance with a Penalty Order issued in this docket on

¹Order Suspending Intrastate Motor Carrier Operations (Nov. 26, 2024).

July 23, 2024.² The Penalty Order assessed Carrier a \$300 civil fine for failing to pay its 2024 UCR fees by January 1, 2024, as required by 49 C.F.R. 367.40 and adopted by K.A.R. 82-4-30a. The Commission's Penalty Order is incorporated herein by reference and made a part of this Order.

5. On December 18, 2024, Carrier filed a letter in this docket regarding the Penalty Order and Carrier's unpaid UCR fees. Carrier stated that it no longer operates and requested inactivation of its USDOT number.

6. Staff inactivated the Carrier's USDOT Number. Additionally, after a review of records, Staff could not find evidence the Carrier had operated in interstate commerce.

7. Based on the information provided, Staff asks the Commission to waive the \$300 civil fine ordered on July 23, 2024, Penalty Order. Staff requests no action be taken on the November 26, 2024, Order Suspending Intrastate Motor Carrier Operations should the Carrier decide to reactivate its USDOT in the future.

WHEREFORE, for the reasons stated above, Staff respectfully requests that the Commission issue an order waiving the \$300 civil fine in the Penalty Order issued July 23, 2024.

Respectfully submitted,

/s/Ahsan A. Latif

Ahsan A. Latif, #24709

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For Commission Staff

² See Penalty Order, (Jul. 30, 2024).

CERTIFICATE OF SERVICE

25-TRAM-059-UCR

I, the undersigned, certify that a true copy of the attached Motion has been served to the following by means of electronic service on March 19, 2025.

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