

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

Before Commissioners: Andrew J. French, Chairperson
Dwight D. Keen
Annie Kuether

In the Matter of the Emergency Suspension of)
Operating Authority of **DMX Limitless Freight**)
LLC of Overland Park, Kansas, for Failure to) Docket No. 24-TRAM-645-OOS
Comply with New Entrant Safety Requirements as)
Required by the Motor Carrier Safety Statutes,)
Rules and Regulations.)

ORDER REINSTATING MOTOR CARRIER OPERATING AUTHORITY

The above-captioned matter comes on for consideration and determination by the State Corporation Commission of the State of Kansas (“Commission”) for consideration and determination upon its own motion. Having examined its files and records, the Commission, finds and concludes:

I. Legal Standards

1. Pursuant to K.S.A. 66-1,108b, 66-1,111, 66-1,112 and 66-1,114b, and amendments thereto, the Commission is given full power, authority and jurisdiction to supervise and control motor carriers, as defined in K.A.R. 82-4-3f, doing business or procuring business in Kansas, and is empowered to do all things necessary and convenient for the exercise of such power, authority, and jurisdiction.

2. Pursuant to K.S.A. 66-1,129a, 66-1,130, and 66-1,142b, and amendments thereto, the Commission may suspend operations, revoke, or amend certificates, and initiate sanctions or fines against every motor carrier and every person who violates any provision of Kansas law in

regard to the regulation of such motor carriers and persons, or who fails to obey any order, decision, or regulation of the Commission.

3. Pursuant to K.S.A. 66-1,129(a)(7), the Commission has adopted motor carrier transportation regulations (K.A.R. 82-4-3f) consistent with the federal motor carrier safety assistance program and other federal requirements concerning transportation of hazardous waste.

II. Analysis

4. DMX Limitless Freight LLC is a motor carrier as defined in 49 C.F.R. 390.5 as adopted by K.A.R. 82-4-3f that operates commercial motor vehicle(s) in both intrastate and interstate commerce in a manner that requires authority.

5. DMX Limitless Freight LLC is registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates under USDOT Number 4051164.

6. The Commission received notice from the U.S. Department of Transportation, Federal Motor Carrier Safety Administration that DMX Limitless Freight LLC's New Entrant Registration had been revoked effective March 23, 2024, for failure to comply with safety requirements.

7. Pursuant to the above authority, on April 2, 2024, the Commission entered an Emergency Suspension of Operating Authority Order on DMX Limitless Freight LLC in the above-referenced docket, until such time that Staff recommended reinstatement.

8. On or before May 13, 2025, the Staff of the Transportation Division of the Kansas Corporation Commission (Staff) received notice from the U.S. Department of Transportation, Federal Motor Carrier Safety Administration, that DMX Limitless Freight LLC has submitted evidence of compliance with safety requirements as required in 49 C.F.R. 385.329. As a result,

the carrier's reapplication for New Entrant registration under USDOT No. 4051164 has been approved and the carrier's authority to operate in interstate operations has been reinstated. See attached FMCSA reinstatement documentation, a copy of which is attached hereto as Attachment "A" and is hereby incorporated by reference.

9. Carrier further submitted evidence of attendance at a Kansas Corporation Commission-sponsored safety seminar. A representative of Carrier attended on April 3, 2025. See attached KTRAN screenshot, a copy of which is attached hereto as Attachment "B" and is hereby incorporated by reference.

10. The Commission finds it has jurisdiction over DMX Limitless Freight LLC because it is a motor carrier as defined in 49 C.F.R. 390.5 as adopted by K.A.R. 82-4-3f.

11. The Commission finds that by attending a Commission-sponsored safety seminar, DMX Limitless Freight LLC has met the requirements of the April 2, 2024, Emergency Suspension of Operating Authority Order.

12. Based on the Federal Motor Carrier Safety Administration's reinstatement, the Commission concludes it should reinstate DMX Limitless Freight LLC's motor carrier operations in Kansas.

THE COMMISSION THEREFORE ORDERS THAT:

A. DMX Limitless Freight LLC's intrastate motor carrier operations in Kansas are hereby reinstated.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 05/20/2025



Celeste Chaney-Tucker
Executive Director

AAL/km

ATTACHMENT “A”



U.S. Department of
Transportation
**Federal Motor
Carrier Safety
Administration**

1200 New Jersey Ave., S.E.
Washington, DC 20590
January 2, 2025

DERIK MCCARTHY
OWNER
DMX LIMITLESS FREIGHT LLC
12641 ANTIOCH RD
OVERLAND PARK, KS 66213-1701

In reply refer to:
USDOT Number: 4051164
MC Number: MC1535142

Action Required: Call to schedule a Safety Audit.

According to the Federal Motor Carriers Safety Administration's records, thirty days have elapsed since DMX LIMITLESS FREIGHT LLC's US DOT New Entrant registration was revoked on March 23, 2024, based on a failure to submit to a required safety audit. Our records also indicate that DMX LIMITLESS FREIGHT LLC has reapplied in accordance with 49 CFR section 385.329. DMX LIMITLESS FREIGHT LLC's reapplication for USDOT New Entrant registration has been approved. However, because a safety audit has not yet been conducted, DMX LIMITLESS FREIGHT LLC should contact your local State Motor Carrier Safety Assistance Program (MCSAP) office 785-296-8533 as soon as possible to schedule a safety audit. In accordance with section 49 C.F.R. § 385.337, failure to permit a safety audit to be performed may result in the revocation of DMX LIMITLESS FREIGHT LLC's USDOT New Entrant registration and DMX LIMITLESS FREIGHT LLC's interstate operation being placed out of service. Additionally, the refusal to submit to a safety audit may also subject a new entrant motor carrier to the penalty provisions in 49 U.S.C. 521(b)(2)(A), as adjusted for inflation.

DMX LIMITLESS FREIGHT LLC's 18-month new entrant safety monitoring period restarts as of January 2, 2025. FMCSA will continue to monitor and evaluate DMX LIMITLESS FREIGHT LLC's safety management practices and on-road performance to ensure DMX LIMITLESS FREIGHT LLC has basic safety management controls that are operating effectively and is complying with Federal requirements including the Federal Motor Carrier Safety Regulations (FMCSRs) and applicable Federal Hazardous Materials Regulations (HMRs). Failure to comply with applicable requirements may result in the revocation of DMX LIMITLESS FREIGHT LLC's USDOT New Entrant or permanent registration.

Sincerely,

David J. Yessen, Chief, Compliance Division

ATTACHMENT “B”

Carrier Operation: INTERSTATE
USDOT: 4051164
MCMIS Status: A

Tax Type/ID: / *****5
KTRAN PIN: [REDACTED]

▼ Company Information

Legal Name: DMX LIMITLESS FREIGHT LLC

DBA Name:

Phone: (913) 915-2225

Cell:

Fax:

Email: DMXFREIGHT@GMAIL.COM

Bus. Type: LIMITED LIABILITY COMPANY

BEIN: 92-29165

Edit

► Address

Insurance	Authority	Cargo	Safety Seminar
Add			
Date	Attendee	Location	
04/03/2025	Derik McCarthy	Other	

CERTIFICATE OF SERVICE

24-TRAM-645-OOS

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 05/20/2025.

AHSAN LATIF, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
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Derik McCarthy, OWNER OPERATOR
DMX Limitless Freight LLC
12641 Antioch Rd
Overland Park, KS 66213
dmxfreight@gmail.com

/S/ KCC Docket Room
KCC Docket Room