

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

In the Matter of the Investigation of **Trash Hog**)
LLC d/b/a Shorts Trash Service, of Frontenac,)
Kansas, Regarding the Violation of the Motor)
Carrier Safety Statutes, Rules and Regulations and) Docket No. 25-TRAM-084-UCR
the Commission's 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 Trash Hog LLC d/b/a Shorts Trash Service (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 3216915.
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 30, 2024.² The Penalty Order assessed Carrier a \$500 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 2, 2024, Carrier contacted Staff 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 \$500 civil fine ordered on July 30, 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 sometime in the future.

WHEREFORE, for the reasons stated above, Staff respectfully requests that the Commission issue an order waiving the \$500 civil fine in the Penalty Order issued November 26, 2024.

Respectfully submitted,

/s/Ahsan A. Latif

Ahsan A. Latif, #24709

Litigation Counsel

Kansas Corporation Commission

1500 SW Arrowhead Road

Topeka, Kansas 66604

(785) 271-3118 (Telephone)

(785) 271-3124 (Facsimile)

ahsan.latif@ks.gov (E-mail)

For Commission Staff

² See Penalty Order, (Jul. 30, 2024).

CERTIFICATE OF SERVICE

25-TRAM-084-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 December 12, 2024.

Susan Dicus, OWNER
Trash Hog LLC
D/B/A Shorts Trash Service
PO Box 748
Dover, AR 72837
sdicus@shortstrash.com

AHSAN LATIF, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
ahsan.latif@ks.gov

/S/ Kiley McManaman
Kiley McManaman
