

1. The Notice of Penalty Assessment attached to the Penalty Order advised Love's Moving Service it was a New Entrant carrier and was eligible for a fifty-percent (50%) reduced penalty if it submitted a signed and dated Reduced Penalty Agreement within fifteen (15) days from the date of the Penalty Order, stating it will comply with the reduced penalty option terms and obligations.

3. On April 17, 2017, Love's Moving Service submitted the Reduced Penalty Agreement and a Corrective Action Plan that was approved by Transportation Staff. The Reduced Penalty Agreement is attached hereto and is hereby incorporated by reference.

4. Staff recommends the Commission issue an Amended Penalty Order assessing Love's Moving Service a reduced penalty of \$650 and requesting it to comply with the following terms and obligations:

- a. within thirty (30) days from the date of the Penalty Order dated April 4, 2017, Love's Moving Service shall send an individual responsible for safety compliance to attend a Commission-sponsored safety seminar, and proof of attendance must be submitted to the Transportation Division;
- b. within eighteen (18) months of the Penalty Order dated April 4, 2017, Love's Moving Service must submit to a follow-up Safety Compliance Review. Transportation Staff will contact the carrier to set up the review; and
- c. within (30) days from the date of service of the Amended Penalty Order Love's Moving Service must submit payment of \$650.

WHEREFORE, for the reasons set forth herein, Staff requests an Amended Penalty Order be issued by the Commission assessing Troy L. Love, d/b/a Love's Moving Service a reduced penalty of \$650, which is fifty-percent (50%) less than penalty(s) assessed pursuant to the FY 2017 Uniform Penalty Assessment Matrix, and ordering it to comply with the proposed terms and obligations set out above.

Respectfully submitted,



Ahsan A. Latif, S. Ct. #24709

Litigation Counsel

Kansas Corporation Commission

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Attorney for Commission Staff

1500 SW Arrowhead Road
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Pat Apple, Chairman
Shari Feist Albrecht, Commissioner
Jay Scott Emler, Commissioner



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<http://kcc.ks.gov/>

Sam Brownback, Governor

17-TRAM-416-PEN
REDUCED PENALTY AGREEMENT


Troy L. Love, d/b/a Love's Moving Service hereby submits this Reduced Penalty Agreement to become eligible for a fifty percent (50%) reduction in the penalty assessed in the Penalty Order dated April 4, 2017. Love's Moving Service has agreed to comply with the following terms and obligations:

1. Love's Moving Service has submitted, within fifteen (15) days from the date of the Penalty Order issued on April 4, 2017, this Reduced Penalty Agreement to Litigation Counsel at the above address.
2. Love's Moving Service will, within 30 days from the date of the Penalty Order dated April 4, 2017, submit to Transportation Staff an approved Corrective Action Plan (CAP) documenting the violation(s) describing specific and detailed information explaining the carrier's efforts and concrete steps taken to ensure the violation(s) do not occur in the future.
3. Love's Moving Service will, within thirty (30) days from the date of the Penalty Order dated April 4, 2017, send an individual responsible for safety compliance to attend a Commission-sponsored safety seminar, and proof of attendance will be submitted to the Transportation Division.

Troy L. Love, d/b/a Love's Moving Service understands that Transportation Litigation Counsel will file a Motion for Amended Penalty Order with the agreement attached to the motion. The Amended Penalty Order will assess Love's Moving Service a fifty-percent (50%) reduced penalty of \$650, and set out the terms and conditions stated above. Once the Amended Penalty Order is issued by the Commission, Love's Moving Service will have thirty (30) days from the date of service of the Amended Order to pay the reduced penalty assessed.

Dated this 17 day of April, 2017.

Troy L. Love, d/b/a Love's Moving Service


Troy L. Love
Owner/Operator

Kansas Corporation Commission

APR 17 2017

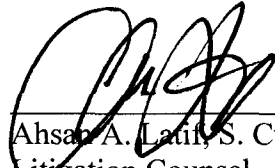
Office of Litigation Counsel

VERIFICATION

17-TRAM-416-PEN

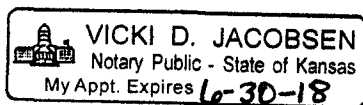
STATE OF KANSAS)
) ss.
COUNTY OF SHAWNEE)

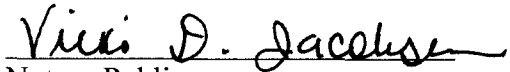
Ahsan A. Latif, of lawful age, being duly sworn upon his oath deposes and states that he is Litigation Counsel for the State Corporation Commission of the State of Kansas; that he has read and is familiar with the foregoing *Motion for Amended Penalty Order*, and attests that the statements therein are 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 April, 2017.





Notary Public

My Appointment Expires: June 30, 2018


CERTIFICATE OF SERVICE

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I, the undersigned, certify that a true and correct copy of the above and foregoing Motion for Amended Penalty Order was served via electronic service this 18th day of April, 2017, to the following:

AHSAN LATIF, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
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TROY L. LOVE, OWNER/OPERATOR
TROY L. LOVE
D/B/A LOVE'S MOVING SERVICE
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Fax: 785-235-0414
tlamontlove@yahoo.com



Vicki Jacobsen