

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

In the Matter of the Investigation of **Aces Transport**)
LLC, of Hugoton, Kansas, Regarding the Violation(s))
of the Motor Carrier Safety Statutes, Rules and)
Regulations and the Commission's Authority to Impose) Docket No. 23-TRAM-1057-PEN
Penalties, Sanctions and/or the Revocation of Motor)
Carrier Authority.)

STAFF'S MOTION TO LIFT SUSPENSION AND VACATE PENALTY ORDER

The Staff of the State Corporation Commission of the State of Kansas (Staff), by and through its counsel, files its Motion to Vacate the Penalty Order issued to Aces Transport LLC (Carrier). In support of its Motion, Staff states as follows:

1. On June 27, 2023, Commission Staff UCR Manager Verna Jackson submitted a Report and Recommendation regarding Carrier's failure to pay its Unified Carrier Registration (UCR) fees for year 2023. As explained by Ms. Jackson, motor carriers must pay annual UCR fees in order to lawfully operate in interstate commerce.¹

2. On July 13, 2023, the Commission issued a Penalty Order in this docket assessing a \$300 civil penalty against Carrier for failure to pay its 2023 UCR fees.

3. On November 8, 2023, Commission Staff filed a Motion to Suspend Intrastate Motor Carrier Operations due to the carrier's failure to pay the \$300 civil penalty and the 2023 UCR fees.

4. On November 16, 2023, the Commission issued an Order Suspending Motor Carrier Operations (Suspension Order) of Carrier.

5. Carrier contacted UCR Manager Verna Jackson after the issuance of the Suspension Order stating he is no longer operating as of late December 2022.

¹ Staff's R&R, p. 1 (June 27, 2023).

6. Staff after discussing with the Carrier determined the Carrier is no longer operating and determined the Penalty Order issued for not paying their 2023 UCR fees should be vacated and Carrier's suspension should be lifted.

7. Therefore, based on the facts stated above, Staff requests the Commission lift the Carrier's suspension and vacate the Penalty Order issued to Carrier on July 13, 2023.

WHEREFORE, for the reasons stated above, Staff respectfully requests the Commission lift the Carrier's suspension and vacate the Penalty Order issued to Aces Transport LLC in this docket on July 13, 2023.

Respectfully submitted,

/s/ Ahsan Latif

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For Commission Staff

CERTIFICATE OF SERVICE

23-TRAM-1057-PEN

I, the undersigned, certify that a true copy of the attached Motion has been served to the following by means of electronic service on November 20, 2023.

Luis Cruz, MEMBER
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/S/ Kiley McManaman
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