BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NOS. 1994-190-T and 2009-277-T - ORDER NO. 2009-774

NOVEMBER 3, 2009

IN RE:	Docket No. 1994-190-T – Application of Julius Baylock d/b/a J & B Limo-Taxi, 179 Bob's Corner, Moncks Corner, South Carolina 29461 (District 1) for a Class C Certificate of Public Convenience and Necessity	ORDER GRANTING REINSTATEMENT OF CERTIFICATE
	and	
	Docket No. 2009-277-T – Petition of the Office of Regulatory Staff for Commission to Order a Rule to Show Cause as to Why the Certificates of Public Convenience and Necessity for Certain Motor Carriers Should Not Be Revoked for Failure to File Annual Reports	

This matter comes before the Public Service Commission of South Carolina (the "Commission") by way of a request filed by Julius Baylock d/b/a J & B Limo-Taxi ("Applicant") to reinstate Class C Certificate of Public Convenience and Necessity No. 6181-A held by the Applicant.[1]

On July 9, 2009, a Petition for a Rule to Show Cause was filed by the South Carolina Office of Regulatory Staff ("ORS") as to why the Certificates of Public Convenience and Necessity of certain carriers should not be revoked for failure to file annual reports as required under 26 S.C. Code Ann. Regs. 103-231 (Supp. 2008) and thereby failing to comply with the statutes governing operations of Motor Vehicle

[1] *See* Commission Order Nos. 94-331 and 98-517 issued in Docket No. 1994-190-T.

Carriers in South Carolina. The record reflects that the Applicant was a respondent to the Rule to Show Cause for failure to file an annual report. *See* Docket No. 2009-277-T.

For those motor carriers who had not responded to the prior notifications of noncompliance, a formal hearing regarding this matter was held on September 30, 2009. The Commission found that the Certificates of Public Convenience and Necessity held by certain carriers, including the Applicant, should be revoked and cancelled for the violation of failing to file their required annual reports. Accordingly, the Commission issued Order No. 2009-715, which cancelled the Applicant's Certificate No. 6181-A.

By application received October 21, 2009, the Applicant requests that the Certificate in question be reinstated. The original Application for certification of the Applicant on file with the Commission provides documentation regarding the Applicant's stated knowledge of and commitment to abide by all relevant statutes and Commission regulations.

The Commission has reviewed the case before it and after due consideration, the Commission concludes that the above-mentioned Certificate should be reinstated, subject to compliance with all the applicable statutes and the Commission's Rules and Regulations, and that prior to such compliance and certification, regulated motor carrier services shall not be provided by the Applicant.

IT IS THEREFORE ORDERED:

1. That Class C Certificate of Public Convenience and Necessity No. 6181-A of Julius Baylock d/b/a J & B Limo-Taxi be, and hereby is, reinstated, subject to compliance with all Commission Rules and Regulations.

2. That all operating rights authorized under the Certificate are hereby reinstated, subject to compliance with all applicable statutes and the Commission's Rules and Regulations.

3. That prior to compliance with the applicable statutes and the Commission's Rules and Regulations, the motor carrier services authorized by the Certificate shall not be provided.

4. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

Elizabeth B. Fleming

Elizabeth B. Fleming, Chairman

ATTEST:

John E. Howard, Vice Chairman

(SEAL)