BEFORE

THE PUBLIC SERVICE COMMISSION

OF SOUTH CAROLINA

DOCKET NO. 2009- 396 - T

IN RE:

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 Non-payment of License Fees	)	PETITION OF THE OFFICE OF REGULATORY STAFF FOR A RULE TO SHOW CAUSE AS TO WHY CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY SHOULD NOT BE REVOKED

The Office of Regulatory Staff, by filing this petition, would respectfully show and request of the Commission:

1. That the Public Service Commission of South Carolina ("the Commission") is a state agency constituted pursuant to the laws of the State of South Carolina with its business offices located in Columbia, South Carolina; that the Commission is responsible for the regulation of motor vehicle carriers operating for compensation as set forth in S.C. Code Ann. §58-23-10 et seq. (Supp. 2008); that the Office of Regulatory Staff ("ORS") is charged with the duty to protect the public interest pursuant to S.C. Code Ann. §58-4-10, et seq. as enacted by 2004 S.C. Acts 175.

2. That the companies listed in Exhibit A are currently operating as "motor vehicle carriers" as defined in S.C. Code Ann. §58-23-10(4) in that they are incorporated for the purpose of owning, controlling, operating or managing motor propelled vehicles, not usually operated on or over rails, used in the business of transporting persons or property for compensation over improved public highways in this state.

3. That the companies listed in Exhibit A are subject to the jurisdiction of this Commission pursuant to S.C. Code Ann. §58-23-1010 et seq. (Supp. 2008); further, that these companies have submitted themselves to the jurisdiction of the Commission by holding a Certificate of Public Convenience and Necessity as indicated in Exhibit A. See Exhibit A.

4. That the Companies listed in Exhibit A, upon receiving their Certificates of Public Convenience and Necessity, were found to be fit, willing and able to operate as a motor carrier by the Commission; that such authority found the companies were "familiar with all statutes and regulations, including safety regulations, governing for-hire motor carrier operations in South Carolina" and that they "agree to operate in compliance with these statutes and regulations" 26 S.C. Code Regs. 103-133.4.a (Supp. 2008).

5. That, "A holder of a certificate A, B, or C with less than twenty vehicles must semi-annually **on or before July first and January first of each year** pay to the Commission the following fees: For vehicles weighing not more than two thousand pounds, seven dollars and fifty cents; and for vehicles weighing in excess of two thousand pounds, seven dollars and fifty cents for the first two thousand pounds and two dollars and fifty cents additional for each additional five hundred pounds or part thereof of weight, except that the total license fee may not exceed fifty dollars per vehicle semi-annually." S.C. Code Ann. §58-23-560 (Supp. 2008) (emphasis added).

6. That, pursuant to S.C. Code Ann. §58-4-10 et seq. (Supp. 2008), beginning January 1, 2005, the Office of Regulatory Staff must represent the public interest of South Carolina before the Commission and has authority to enforce collection of such fees.

7. That the companies listed in Exhibit A failed to pay fees that were due on or before July 1, 2009 and are therefore currently not in compliance with Commission statutes governing the regulation of motor carriers.

8. That "the Commission may at any time, after notice and opportunity to be heard, suspend, revoke, alter, or amend any certificate, if it shall be made to appear that the holder has

willfully violated or refused to observe orders, rules, or regulations prescribed by the Commission, provisions of the Motor Vehicle Carrier Law, or any other law of this State regulating motor carriers for hire and applicable to the holder of such certificate, or, if, in the opinion of the Commission, the motor carrier holding a Certificate of PC&N is not furnishing adequate service or it is no longer compatible with the public interest to continue said certificate in force, or, if in the opinion of the Commission, the motor carrier holding a Certificate of FWA is no longer furnishing adequate service, or said carrier no longer meets the fit, willing, and able criteria..." 26 S.C. Code Regs. 103-240 (Supp. 2008).

9. That "the Commission may, after a hearing, order the suspension, revocation, alteration, or amendment of any certificate issued pursuant to Articles 1 through 11 of this chapter, if it is proved that the holder of the certificate willfully made any misrepresentation of a material fact in obtaining his certificate or willfully violated or refused to observe the laws of this State touching motor vehicle carriers or willfully violated any of the terms of his certificate or of the Commission's proper orders, rules or regulations. But the holder of the certificate has the right of appeal to any court of competent jurisdiction. The Commission must not be a party to any appeal." S.C. Code Ann. §58-23-320 (Supp. 2008).

WHEREFORE, the ORS staff prays that the Honorable Commission:

1. Issue an order requiring the carriers listed on Exhibit A to appear before the Commission, and show cause why any order should not be issued from this Commission revoking the Certificates of Public Convenience and Necessity previously issued to said carriers;

2. Provide for the opportunity by the carrier to respond to the allegations of this Petition within thirty (30) days from the date of the receipt of the Order;

3. Schedule and conduct a formal administrative hearing within 45 days to address disputed issues of fact and law regarding the Certificate pursuant to 26 S.C. Code Regs. 103-240 (Supp. 2008) and S.C. Code Ann. §58-23-320.

4. Pursuant to S.C. Code Ann. §58-23-560 (Supp. 2008), take judicial notice of the Commission's records in that the required semi-annual fees have not been filed for the companies listed in Exhibit A.

5. Enter a final order revoking the Certificates of Public Convenience and Necessity held by those carriers failing to pay the required fees; and

6. For other appropriate action which the Commission may deem necessary.

Jeffrey M. Nelson, Esquire
Shealy Boland Reibold, Esquire
Office of Regulatory Staff
1441 Main Street, Suite 300
Columbia, South Carolina 29201
Telephone: (803) 737-0823
Fax: (803) 737-0895

September 21, 2009
Columbia, South Carolina

Exhibit A - September 18, 2009

Docket No. 2009-_____-T

Rule to Show Cause for Non-Payment of Decal Fees

No.	CERT TYPE	DOCKET #	NAME	DBA	ADDRESS1	CITY1	STATE1	ZIPCODE1
1	C-Charter	2008-145-T	A & G Transportation Services, Inc.		528 Edgefield Rd Ste F	Belvedere	SC	29841
2	C-Charter	2002-47-T	A Special Touch Limousine, LLC		PO Box 5316	Lake Wylie	SC	29710
3	C-NonEmergency	2008-388-T	ABS Trans Tours, LLC		PO Box 704	Irmo	SC	29063
4	C-Taxi	2009-42-T	Alanyna C. Green	Don't Just Look Holla Taxi	5308 Albert St	N Charleston	SC	29418
5	C-NonEmergency	2006-309-T	AMS of West Columbia, Inc.		805 Buff St	West Columbia	SC	29169
6	C-Taxi	2008-51-T	Anthony Brown	A & D Taxi/Limo	909 Rutledge Avenue	Charleston	SC	29403
7	C-NonEmergency	2005-196-T	Belton Emergency Medical Services	aka Belton EMS	PO Box 509	Belton	SC	29627
8	C-Charter	2007-426-T	Bernard Frazier	Majestic Limo Service	1784 Turkey Pen Rd	Charleston	SC	29412
9	C-Taxi C-Charter	2005-117-T 2005-211-T	Bonn Ibekwe	A-Quality Transport	28 Fairmont Dr	Greenville	SC	29605
10	C-Charter	2006-274-T	Calvin Grigsby and Rhonda Barnes	Elite Limousine Service	PO Box 117	Elgin	SC	29045
11	C-Taxi	2008-166-T	Carlton W. Simpson		1335 Coosaw Dr	Charleston	SC	29407
12	C-Taxi	2009-80-T	Charlene White	JCW Taxi	102 Lucy Dr	Goose Creek	SC	29445
13	C-Taxi	2009-32-T	Christopher K. Hardee	C & C Transport	1407-C Dove Run Dr	James Island	SC	29412
14	C-Taxi C-Charter	2008-316-T 2008-250-T	Concierge Unlimited Limousine, LLC		5238 Rockwood Rd	Charlotte	NC	28216
15	C-Taxi C-Charter	2001-384-T 2001-385-T	Craig Dover	Sand Dollar Limo	4700 Brossy Circle, Lot 49	North Charleston	SC	29418
16	C-Charter	2008-40-T	D & L Limo/Taxi Service, LLC		886 Clubhouse Road	Ridgeville	SC	29472
17	C-Taxi	2006-117-T	Darrell Brown	A&B Taxi Limo Service	1127 San Juan Ave	Charleston	SC	29407
18	C-Charter	2003-97-T	David R. Powell	J & P Limo Shuttle	66 Cannon St.	Charleston	SC	29403
19	C-Taxi	2008-126-T	David Poulos	Sky Taxi	2 Shamrock Circle	Murrells Inlet	SC	29576
20	C-NonEmergency	2007-350-T	Eddie Isham	Alon Jay Transportation	567 Patterson St	Allendale	SC	29810
21	C-Charter	2003-91-T	Ellen Ammonds	AJ's Transportation	PO Box 5020	Orangeburg	SC	29116-5020
22	C-NonEmergency	2008-24-T	Executive Medical Transportation, LLC		PO Box 952	Irmo	SC	29063
23	C-Taxi	2009-67-T	Fannie L. Smith	Fannie's Taxi	1925 Quitman Ave	N Charleston	SC	29405
24	C-Taxi	2009-44-T	Garland Page Walker, Jr.	Van Man Taxi	287 Jacob Piland Rd	Moncks Corner	SC	29461
25	C-Taxi	1998-83-T	George Stroble		102 Chadsford Court	Summerville	SC	29485
26	C-Taxi	2009-76-T	Harold Green, Jr.	Here To There Taxi	PO Box 73011	N Charleston	SC	29415
27	C-Taxi	2006-213-T	HowPhill, LLC	Original Flavors	3216 15th Place SE	Washington	DC	20020
28	C-Charter	2006-149-T	J. E. Place		PO Box 583	Sullivan's Island	SC	29482
29	C-Taxi C-Charter	2001-288-T 2002-32-T	Jose Avellaneda	La Providencia Taxi	405 S Jefferson St	Saluda	SC	29138
30	C-Taxi	1998-457-T	Joseph Lee Cooper		448 East Siesta Drive	Florence	SC	29505
31	C-Taxi	2006-374-T	Joseph Thornley West	Grand Strand Taxi	900 Perrin Drive	N. Myrtle Beach	SC	29582
32	C-Taxi	2005-396-T	Kenneth L. Boatwright, Sr.	Red Top Cab Services	716 South Warren Street	Timmonsville	SC	29161
33	C-NonEmergency	2007-325-T	Marlboro County Rescue Squad		PO Box 123	Bennettsville	SC	29512
34	C-Taxi	1979-458-T	Mary L. Jones		617 N. Brunson St.	Florence	SC	29501
35	C-Taxi	2008-182-T	Mary Lee Cooper		448 East Siesta Dr	Florence	SC	29505
36	C-Taxi	1998-417-T	Matthew Wineglass, Jr.	Wineglass Taxi	213 H Avenue	Georgetown	SC	29440
37	C-Taxi	2008-332-T	Michael Deveaux	King and Queen Transportation	4008 Bamberg Ave Apt 3	North Charleston	SC	29405
38	C-Charter	2006-83-T	Moss Enterprises, Inc.		PO Box 12089	Florence	SC	29504-2089

Exhibit A - September 18, 2009

Docket No. 2009-_____-T

Rule to Show Cause for Non-Payment of Decal Fees

No.	CERT TYPE	DOCKET #	NAME	DBA	ADDRESS1	CITY1	STATE1	ZIPCODE1
39	C-Taxi	2007-34-T	NASCAB 17, LLC		508 Folly Estate Dr	Myrtle Beach	SC	29588
40	C-Taxi	2007-452-T	Octavia Grant Carless	Carless Taxi Service	204 Savannah River Drive	Summerville	SC	29485
41	C-Charter	2006-115-T	Randy Stewart		435 Katydid Street	Sumter	SC	29154
42	C-Taxi	2007-391-T	Rodney T. Wright		PO Box 84	Jacksonboro	SC	29452
43	C-Taxi	2007-146-T	Shawquna R. Evans	Shawn's Taxi Service	4610 Battery Range	North Charleston	SC	29420
44	C-Taxi	2007-251-T	Sherye Epps		2012 Glenmore Way	Florence	SC	29505
45	C-Charter	2009-70-T	Southeast Industrial Services Company, LLC	SISCO Limo	1014 Ridgewood Dr	N Myrtle Beach	SC	29582
46	C-Taxi	2004-224-T	Stanko Garov	Express Cab II	3768 Citation Way - Unit 1137	Myrtle Beach	SC	29577
47	C-Charter	2007-465-T	Tammy White	Carolina Luxury Limo	532 W Carolina Ave	Hartsville	SC	29550
48	C-Charter	2007-369-T	The Kidz Commuter, LLC		PO Box 5771	Aiken	SC	29804
49	C-Charter	2009-43-T	Transport Unlimited, Inc.		110 Palace Green Ct	Columbia	SC	29210

BEFORE

THE PUBLIC SERVICE COMMISSION

OF SOUTH CAROLINA

DOCKET NO. 2009- _____ - T

IN RE: Petition of the Office of Regulatory Staff to Revoke Certificates of Public Convenience and Necessity of Certain Motor Carriers For Non-Payment of License Fees	))))	CERTIFICATE OF SERVICE

This is to certify that I, Chrystal L. Morgan, an employee with the Office of Regulatory Staff, have this date served one (1) copy of the **PETITION OF THE OFFICE OF REGULATORY STAFF FOR A RULE TO SHOW CAUSE AS TO WHY CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY SHOULD NOT BE REVOKED** in the above-referenced matter to the person(s) named on the attached service list by causing said copy to be deposited in the United States Postal Service, first class postage prepaid and affixed thereto, and addressed as shown in the attached list:

Chrystal L. Morgan

Chrystal L. Morgan

September 21, 2009
Columbia, South Carolina

A & G Transportation Services, Inc.
528 Edgefield Rd Ste F
Belvedere, SC 29841

A Special Touch Limousine, LLC
PO Box 5316
Lake Wylie, SC 29710

ABS Trans Tours, LLC
PO Box 704
Irmo, SC 29063

Alanyna C. Green
Don't Just Look Holla Taxi
5308 Albert St
N Charleston, SC 29418

AMS of West Columbia, Inc.
805 Buff St
West Columbia, SC 29169

Anthony Brown
A & D Taxi/Limo
909 Rutledge Avenue
Charleston, SC 29403

Belton Emergency Medical Services
aka Belton EMS
PO Box 509
Belton, SC 29627

Bernard Frazier
Majestic Limo Service
1784 Turkey Pen Rd
Charleston, SC 29412

Bonn Ibekwe
A-Quality Transport
28 Fairmont Dr
Greenville, SC 29605

Calvin Grigsby and Rhonda Barnes
Elite Limousine Service
PO Box 117
Elgin, SC 29045

Carlton W. Simpson
1335 Coosaw Dr
Charleston, SC 29407

Charlene White
JCW Taxi
102 Lucy Dr
Goose Creek, SC 29445

Christopher K. Hardee
C & C Transport
1407-C Dove Run Dr
James Island, SC 29412

Concierge Unlimited Limousine, LLC
5238 Rockwood Rd
Charlotte, NC 28216

Craig Dover
Sand Dollar Limo
4700 Brossy Circle, Lot 49
North Charleston, SC 29418

D & L Limo/Taxi Service, LLC
886 Clubhouse Road
Ridgeville, SC 29472

Darrell Brown
A&B Taxi Limo Service
1127 San Juan Ave
Charleston, SC 29407

David R. Powell
J & P Limo Shuttle
66 Cannon St.
Charleston, SC 29403

David Poulos
Sky Taxi
2 Shamrock Circle
Murrells Inlet, SC 29576

Eddie Isham
Alon Jay Transportation
567 Patterson St
Allendale, SC 29810

Ellen Ammonds
AJ's Transportation
PO Box 5020
Orangeburg, SC 29116-5020

Executive Medical Transportation, LLC
PO Box 952
Irmo, SC 29063

Fannie L. Smith
Fannie's Taxi
1925 Quitman Ave
N Charleston, SC 29405

Garland Page Walker, Jr.
Van Man Taxi
287 Jacob Piland Rd
Moncks Corner, SC 29461

George Stroble
102 Chadsford Court
Summerville, SC 29485

Harold Green, Jr.
Here To There Taxi
PO Box 73011
N Charleston, SC 29415

HowPhill, LLC
Original Flavors
3216 15th Place SE
Washington, DC 20020

J. E. Place
PO Box 583
Sullivan's Island, SC 29482

Jose Avellaneda
La Providencia Taxi
405 S Jefferson St
Saluda, SC 29138

Joseph Lee Cooper
448 East Siesta Drive
Florence, SC 29505

Joseph Thornley West
Grand Strand Taxi
900 Perrin Drive
N. Myrtle Beach, SC 29582

Kenneth L. Boatwright, Sr.
Red Top Cab Services
716 South Warren Street
Timmonsville, SC 29161

Marlboro County Rescue Squad
PO Box 123
Bennettsville, SC 29512

Mary L. Jones
617 N. Brunson St.
Florence, SC 29501

Mary Lee Cooper
448 East Siesta Dr
Florence, SC 29505

Matthew Wineglass, Jr.
Wineglass Taxi
213 H Avenue
Georgetown, SC 29440

Michael Deveaux
King and Queen Transportation
4008 Bamberg Ave Apt 3
North Charleston, SC 29405

Moss Enterprises, Inc.
PO Box 12089
Florence, SC 29504-2089

NASCAB 17, LLC
508 Folly Estate Dr
Myrtle Beach, SC 29588

Octavia Grant Carless
Carless Taxi Service
204 Savannah River Drive
Summerville, SC 29485

Randy Stewart
435 Katydid Street
Sumter, SC 29154

Rodney T. Wright
PO Box 84
Jacksonboro, SC 29452

Shawquna R. Evans
Shawn's Taxi Service
4610 Battery Range
North Charleston, SC 29420

Sherye Epps
2012 Glenmore Way
Florence, SC 29505

Southeast Industrial Services Co., LLC
SISCO Limo
1014 Ridgewood Dr
N Myrtle Beach, SC 29582

Stanko Garov
Express Cab II
3768 Citation Way - Unit 1137
Myrtle Beach, SC 29577

Tammy White
Carolina Luxury Limo
532 W Carolina Ave
Hartsville, SC 29550

The Kidz Commuter, LLC
PO Box 5771
Aiken, SC 29804

Transport Unlimited, Inc.
110 Palace Green Ct
Columbia, SC 29210