Print Application

Clear Fields

STATE OF SOUTH CAROLINA

(Caption of Case)

Example: Application for a Class C Charter Certificate from John Doe dba Doe's Limo

Application for Sure Load Moving & Storage, LLC for Transfer Certificate of Public Convenience and Necessity

BEFORE THE PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

TRANSPORTATION COVER SHEET

DOCKET NUMBER: 2014 - ____ - ____

If this is your first time filing an application with the PSC, you will not have a Docket Number. The Commission will assign one to you. If you have filed with the Commission before, a Docket Number was assigned and should be entered above.

(Please type or print)

Submitted by: David Popowski

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Charleston, SC 29401

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Other:

Email: david@popowskilaw.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

NATURE OF ACTION (Check all that apply)

- ☐ Application - Class A/A Restricted
- ☐ Application - Class C Taxi
- ☐ Application - Class C Charter
- ☐ Application - Class C Charter Bus
- ☐ Application - Class C Non-Emergency
- ☐ Application - Class C Stretcher Van
- ☐ Application - Class E Household Goods
- ☐ Application - Class E Hazardous Waste
- ☐ Application
- ☐ Request for Extension to Comply with Order
- ☐ Request for Order Granting Authority to Obtain a Certificate of Public Convenience and Necessity to be Rescinded
- ☐ Request for Cancellation of Certificate
- ☐ Request for Suspension
- ☐ Request for Reinstatement
- ☐ Request for Name Change on Certificate
- ☐ Request to Amend Scope of Authority
- ☐ Request to Amend Tariff (rate increase, etc.)
- ☐ Request to Amend Passenger Limit
- ☐ Request
- ☐ Exhibit
- ☐ Late-Filed Exhibit
- ☐ Letter
- ☐ Proposed Order
- ☐ Publisher's Affidavit
- ☐ Reservation Letter
- ☐ Response
- ☐ Return to Petition
- ☒ Other: Motion for Interim Relief

If you have any questions about this form, please contact the PUBLIC SERVICE COMMISSION at 803-896-5100.

BEFORE THE SOUTH CAROLINA PUBLIC SERVICE COMMISSION

Docket No. 2014– _____ – T

Application for Sale, Transfer, or Lease of Certificate of Public Convenience and Necessity for Operation of Motor Vehicle Carrier

In RE: Goding & Fish LLC d/b/a Sure Load Moving & Storage, now known as Sure Load Moving & Storage, LLC

MOTION FOR INTERIM RELIEF

Pursuant to Rule 103-829, *Motions*, Applicant Sure Load Moving & Storage, LLC ("Applicant") hereby requests permission to operate pursuant to Class E Certificate No. 9780-B pending the consideration by the Commission of its Application.

By Memberhip Interest Purchase Agreement entered into on January 10, 2014, Jeremy Goding, Seller, and Todd Abrahamsson, Buyer, agreed that Buyer would purchase the membership interest of Seller in Goding & Fish LLC that constitutes 100% of the interest in the company and that therefore includes Certificate No. 9780-B ("Certificate") that is attached hereto and made a part hereof as Exhibit A. The Certificate provides the following authority:

> HOUSEHOLD GOODS, as defined in 26 S.C.CODE ANN. REG.103-210(1) (SUPP.2010):
> BETWEEN POINTS AND PLACES IN SOUTH CAROLINA

Rule **103-156.** *Unauthorized Use of Operating Rights Prohibited,* states that a motor carrier may not permit the use of its Certificate without Commission approval. Pursuant to Rule **103-135.** *Sale, Lease or Other Transfer of a Certificate of PC&N or FWA*, sets forth the standards for the sale of a Certificate. Applicant has simultaneously

filed an Application for approval of the sale. It is anticipated that the consideration of the application by the Commission will take approximately 60 days. Applicant is now seeking the Commission's approval to operate under Certificate 9780-B. Rule **103-803.** *Waiver of Rules*. states:

In any case where compliance with any of these rules and regulations produces unusual hardship or difficulty, or where circumstances indicate that a waiver of one or more rules or regulations is otherwise appropriate, such rule or regulation may be waived by the Commission upon a finding by the Commission that such waiver is not contrary to the public interest.

Applicant respectfully requests that the Commission permit it to continue to operate pending its consideration of the Application. As is contained in the Application, Applicant has complied with Commission's rates and insurance requirements.

Respectfully submitted,

David Popowski (SC Bar # 4511)
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Email: david@popowskilaw.com

ATTORNEY FOR APPLICANT

July 3, 2014

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of **Motion for Interim Relief** has been served upon the following by electronic transmission and by mailing a copy properly addressed and with sufficient postage properly affixed thereto this 3 day of July, 2014, as follows:

Shannon Bowyer Hudson, Esquire
Legal Department
South Carolina Office of Regulatory Staff
1401 Main Street, Suite 900
Columbia, SC 29201

Ashley Kaminski, Legal Assistant to
David Popowski

EXHIBIT A

Office of Regulatory Staff
Columbia, South Carolina

PSC Docket No.	**2009-515-T**
PSC Order No.	**2011-847(A)**
PSC/ORS Certificate No.	**9780-B**

CLASS E HHG

Certificate of Public Convenience and Necessity
For the Operation of
MOTOR VEHICLE CARRIERS

NAME: **GODING & FISH, LLC DBA SURE LOAD MOVING**
ADDRESS: **1005 VON KOLNITZ ROAD, MT. PLEASANT, S.C. 29464**

is hereby authorized to furnish motor freight service over irregular routes, as follows:

HOUSEHOLD GOODS, as defined in 26 S.C. CODE ANN. REG 103-210 (1) (SUPP. 2010)

BETWEEN POINTS AND PLACES IN SOUTH CAROLINA

THIS CERTIFICATE is issued upon finding by the Public Service Commission, that Public Convenience and Necessity require such operation, under the terms of the Motor Vehicle Carriers' Law (Sections 58-23-10 – 58-23-60 of the South Carolina Code of Laws, 1976, and amendments thereto), and,

CONDITIONED: That all motor vehicles operated by virtue of this Certificate shall be so operated in accordance with the said Motor Vehicle Carriers' Law and the Rules and Regulations issued thereunder, and,

CONDITIONED FURTHER: That neither this Certificate nor the rights granted herein shall be sold, assigned, leased transferred, mortgaged, pledged, or otherwise hypothecated, unless first approved by the Commission.

DATED at Columbia, South Carolina, this 21st day of DECEMBER A.D., 2011.

Dawn M. Hipp, Director
Transportation, Telecommunications
Water/Wastewater