BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2005-94-T – ORDER NO. 2005-193

APRIL 20, 2005

| | | |
|---|---|---|
| IN RE: Application of Clyde & Nicole Key d/b/a Happy Times, 1028 Old Farm Circle, Elgin, SC 29045 (Mailing address: Post Office Box 532, Lugoff, SC 29078) (District 5) for a Class C Charter Certificate of Public Convenience and Necessity. | ) ) ) ) ) ) | ORDER GRANTING CLASS C CHARTER CERTIFICATE |

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of an Application filed by Clyde & Nicole Key d/b/a Happy Times (the Applicant) for a Class C Charter Certificate of Public Convenience and Necessity to render motor passenger service over irregular routes as follows:

BETWEEN POINTS AND PLACES IN SOUTH CAROLINA,

RESTRICTED TO: EIGHT (8) PASSENGERS.

Upon consideration of the Application, the representations contained therein and the documentary evidence attached thereto, the Commission finds that the Applicant is fit, willing and able to perform the service to the public under the authority sought. The Commission also finds that the granting of the Certificate is required by public convenience and necessity.

IT IS THEREFORE ORDERED:

1. That the Application of Clyde & Nicole Key d/b/a Happy Times for a Class C Charter Certificate of Public Convenience and Necessity is hereby approved.

2. That the Applicant file, or cause to be filed, with the Office of Regulatory Staff (ORS) the proper license fees, proof of liability insurance (i.e. "Form E"), and other

information required by S.C. Code Ann. Section 58-23-10 et seq. (1976), as amended, and by R.103-100 through R.103-241 of the Commission's Rules and Regulations for Motor Carriers, S.C. Code Ann. Vol. 26 (1976), as amended, and R.38-400 through R.38-503 of the Department of Public Safety's Rules and Regulations for Motor Carriers, S.C. Code Ann. Vol. 23A (1976), as amended, within sixty (60) days of the date of this Order, or within such additional time as may be authorized by the Commission.

3. That the failure of the Applicant to either (1) complete the certification process by complying with the requirements of filing with the ORS proof of appropriate insurance and the payment of license fees and such other information required by law within sixty (60) days of the date of this Order or (2) request and obtain from the Commission additional time to comply with the requirements stated above, shall result in the authorization approved in this Order being revoked.

4. That upon compliance with the filing of information as required by S.C. Code Ann. Section 58-23-10, et seq. (1976), as amended, and the applicable Regulations for Motor Carriers, S.C. Code Ann., Vol. 26 (1976), as amended, a Certificate shall be issued by the ORS to the Applicant authorizing the motor carrier services granted herein.

5. That prior to compliance with the requirements regarding the filing of certain information with the ORS and receipt of a Certificate, the motor carrier services authorized by this Order may not be provided.

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

BY ORDER OF THE COMMISSION:

/s/
Randy Mitchell, Chairman

ATTEST:

/s/
G. O'Neal Hamilton, Vice Chairman

(SEAL)