BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2010-371-T - ORDER NO. 2011-49

JANUARY 18, 2011

IN RE: Petition of the Office of Regulatory Staff to Revoke Certificates of Public Convenience and Necessity of Certain Motor Carriers for Failure to Maintain and File Evidence of Insurance	)))))	ORDER REVOKING CERTIFICATES

This matter comes before the Public Service Commission of South Carolina ("Commission") under the authority of S.C. Code Ann. §§ 58-23-10 *et seq.* and 58-4-10 *et seq.* on the Petition of the Office of Regulatory Staff ("ORS") to revoke Certificates of Public Convenience and Necessity of certain motor carriers for failure to maintain and file evidence of insurance. Specifically, S.C. Code Ann. §§ 58-23-910 through 58-23-920 and 26 S.C. Code Ann. Regs. 103-170 through 103-181 require motor carriers certificated in South Carolina to procure and file with the Commission and ORS proper proof of insurance. This insurance must be kept in full force and effect, and failure to do so is cause for the revocation of a holder's certificate. S.C. Code Ann. § 58-23-910. ORS's Petition, containing a list of motor carriers who failed to maintain and file evidence of insurance, was submitted to the Commission on November 4, 2011.[1] A hearing for the revocation of these Certificates was held on January 12, 2011.

At the hearing, ORS's Records Custodian in its Transportation Department, Carole Chauvin, testified that certain carriers certificated by the Commission remained

[1] Hearing Exhibit 1.

out of compliance for not having filed proof of insurance. In support of Chauvin's testimony, ORS offered a revised list of those carriers that remained out of compliance at the time of the hearing.[2] She testified that ORS notified these carriers of their non-compliance by certified mail. However, none of the carriers appeared at the hearing.

The Commission finds that ORS's Petition against those carriers who were in compliance with insurance requirements at the time of the hearing should be dismissed. The Commission also finds that the Certificates of those carriers who remained out of compliance with the insurance requirements at the time of the hearing, as indicated by the revised list submitted as evidence by ORS, should be revoked and cancelled under the authority of S.C. Code Ann. § 58-23-320.

IT IS THEREFORE ORDERED:

The Certificates of Public Convenience and Necessity held by those motor carriers in the revised list submitted by ORS at the hearing, which is attached to this Order, are revoked and cancelled. All operating rights of these carriers are null and void. Additionally, ORS's Petition against those carriers who are now in compliance is dismissed.

[2] Hearing Exhibit 2.

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

John E. Howard, Chairman

ATTEST:

David A. Wright, Vice Chairman

(SEAL)

Attachment
Docket No. 2010-371-T
Order No. 2011-49
January 18, 2011

No.	Docket #	Class	Type of Cert	Name	DBA	Address	City	State	Zip
				REVISED EXHIBIT A - JANUARY 12, 2011 CARRIERS OUT OF COMPLIANCE - NO INSURANCE - 2ND & 3RD QUARTER 2010					
1	2008-407-T	C	CHARTER BUS	INTEGRITY COMPREHENSIVE TRANSPORTATION SERVICES, INC.	**CAPITAL CONNECTIONS**	PO BOX 290534	COLUMBIA	SC	29229
2	2009-334-T	C	CHARTER	L.H. TRANSPORTATION SERVICES, INC.	**DOCRIDE AND GRAND STRAND SHUTTLE**	655 PAMLICO CT	MYRTLE BEACH	SC	29588
3	1998-578-T	C	CHARTER BUS	JAMES J. GLEATON	**EXCELLENCE CHARTER SERVICE**	813 SIMMONS AVENUE	SUMMERVILLE	SC	29483
4	2010-70-T	C	TAXI	**MICHAEL P. FRIEDRICHS**		232 OAK LEA DRIVE	CONWAY	SC	29526
5	1997-520-T	C	TAXI	**CARLIE GAINEY**		913 W. DARLINGTON STREET	FLORENCE	SC	29501
6	2009-504-T	C	CHARTER	**LIMOS FOR LESS CHARLESTON, LLC**		164 MARKET ST SUITE 183	CHARLESTON	SC	29401
7	2007-392-T	E	HHG	**MAGNOLIA MOVING & STORAGE, LLC**		4048 ASHLEY PHOSPHATE RD	N CHARLESTON	SC	29418
8	2005-126-T	C	CHARTER BUS	WILLIE WESBY	**PEACH CITY TOURS**	PO BOX 211457	AUGUSTA	GA	30917
9	2008-122-T	C	TAXI	JEROME G. PARKER		1731 SNOWDEN RD	MT PLEASANT	SC	29464
10	2009-210-T	C	NON-EMERGENCY	DORIS QUICK KAHILL	**QUICK TRANSPORTATION**	3140 EBENEZER RD	BENNETTSVILLE	SC	29512
11	1998-483-T	C	CHARTER BUS	**S & S CHARTER, INC.**		666 GAILLARD RD	MONCKS CORNER	SC	29461
12	2008-146-T	C	CHARTER	**TROPICAL TRANSPORTATION, LLC**		4506 POINSETT ST UNIT B	N MYRTLE BEACH	SC	29582
13	2004-109-T	C	CHARTER BUS	**V.T.S. ENTERPRISES, INC.**		7000 SMOKEY RD	ATHENS	GA	30601
14	2007-106-T	C	CHARTER BUS	TONY WENTZ	**WENTZ TOURS**	7137 BADENOCH COURT	CHARLOTTE	NC	28217

PENGAD 800-631-6989
EXHIBIT
2
2010-371-T