

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2016-287-T - ORDER NO. 2016-717

NOVEMBER 4, 2016

IN RE: Petition of the Office of Regulatory Staff to ) ORDER REVOKING  
Revoke Certificates of Public Convenience ) CERTIFICATES  
and Necessity of Certain Household Goods )  
Carriers for Failure to Pay Annual )  
Assessment Fee )

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 the Certificates of Public Convenience and Necessity of certain Class E Household Goods Carriers for failure to pay Annual Assessment fees. The payment of these fees is required in accordance with S.C. Code Ann. § 58-3-100, 58-4-60(B), and 58-23-600. ORS’s Petition, containing a list of motor carriers who failed to pay their fees was submitted to the Commission on July 29, 2016.

The initial filing contained two parts: the Petition for Revocation of Certificates by ORS and an affidavit submitted by Thomas H. Allen, Deputy Director of Safety and Transportation for ORS. The affidavit of Mr. Allen was labeled as Exhibit B to the Petition. The Petition indicated, and the affidavit affirmed, that all of the motor carriers currently out of compliance with Commission Rules and Regulations for failure to pay the annual

assessments were included in a list that accompanied the Petition, labeled as Exhibit A to the Petition. There were ten listed non-compliant motor carriers at the time of filing.

On September 28, 2016, ORS filed a Motion for Default Judgment and for an Order revoking the Certificates of Public Convenience and Necessity for failure to answer the ORS Petition of the then-remaining non-compliant carriers, of which there were three.

On October 5, 2016, ORS filed letters with the Commission requesting that two of the three non-compliant carriers be removed from the ORS Motion for Default Judgment. This resulted in only one non-compliant carrier which is the subject of this Order: David T. Crouch d/b/a D.T.C. Transportation Services.

The Commission finds that ORS's Petition against those carriers who are in compliance with the payment of requisite annual assessments should be dismissed. The Commission also finds that the Certificates of those carriers who remained out of compliance with annual assessment requirements at the time of the Commission Directive ruling on this Docket dated October 12, 2016, 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 non-complying motor carriers in the list submitted by ORS and later amended by request, which is a single carrier: David T. Crouch d/b/a D.T.C. Transportation Services, 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, and the hearing scheduled for November 9, 2016 is hereby cancelled.

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

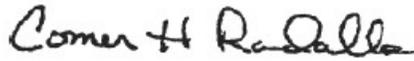
BY ORDER OF THE COMMISSION:



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Swain E. Whitfield, Chairman

ATTEST:



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Comer H. Randall, Vice Chairman