

LOUISIANA PUBLIC SERVICE COMMISSION

ORDER NUMBER T-34932

LOUISIANA PUBLIC SERVICE COMMISSION

VERSUS

SMB TRANSPORTATION, LLC (SLIDELL, LOUISIANA)

Docket No. T-34932 In re: Cancellation of Common Carrier Certificate Number 8048 for failure to file an Annual Report for 2017 and/or pay a late filing fee of \$500.00 and a citation fee of \$25.00 as required by General Order 2 dated July 21, 1921 and General Order dated April 23, 2001 amended June 19, 2012.

(Decided August 3, 2018)

ORDER OF DISMISSAL

The Louisiana Public Service Commission ("Commission") issued a citation to SMB Transportation, LLC of Slidell, Louisiana (the "Carrier"), on July 10, 2018, directing the Carrier to appear at a hearing on August 23, 2018, to show cause why its Common Carrier Certificate Number 8048 should not be cancelled due to the Carrier's failure to file an Annual Report for 2017 and/or why the Carrier should not be ordered to pay a late filing fee of \$500 and a citation fee of \$25 as required by the Commission's General Order 2 dated July 21, 1921 and the Commission's General Order dated April 23, 2001, as amended June 19, 2012. Notice of the proceeding was published in the Commission's Official Bulletin on July 13, 2018. On August 3, 2018, the Commission Staff filed a Motion to Dismiss, advising that the Carrier is no longer providing intrastate services in Louisiana, per a notarized affidavit received on July 27, 2018, and requesting that this proceeding be dismissed with prejudice.

This dismissal is prepared in accordance with Rule 56(d) of the Rules of Practice and Procedures of the Louisiana Public Service Commission, which provides:

Except at the discretion of the administrative law judge, the procedures contained within subpart (a) of this Rule shall not apply to a motion to dismiss jointly filed by all parties of record, a motion to dismiss with prejudice filed by the party who instituted the proceeding, or a motion to dismiss without prejudice filed by a party who instituted the proceeding but prior to the filing of any other party's filing of a responsive pleading. Upon the filing of such a motion to dismiss, the administrative law judge may forego all recommendation procedures and prepare an appropriate order of dismissal for issuance by the Commission.

IT IS THEREFORE ORDERED:

That Docket Number T-34932 be, and hereby is, DISMISSED with prejudice.

BY ORDER OF THE COMMISSION

BATON ROUGE, LOUISIANA

August 6, 2018

/S/ ERIC F. SKRMETTA

DISTRICT I

CHAIRMAN ERIC F. SKRMETTA

/S/ MIKE FRANCIS

DISTRICT IV

VICE CHAIRMAN MIKE FRANCIS

/S/ FOSTER L. CAMPBELL

DISTRICT V

COMMISSIONER FOSTER L. CAMPBELL

/S/ LAMBERT C. BOISSIERE, III

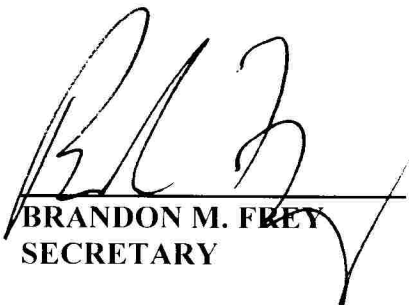
DISTRICT III

COMMISSIONER LAMBERT C. BOISSIERE, III

/S/ CRAIG GREENE

DISTRICT II

COMMISSIONER CRAIG GREENE


BRANDON M. FREY
SECRETARY