

**LOUISIANA PUBLIC SERVICE COMMISSION**

**ORDER NO. T-34046**

**LOUISIANA PUBLIC SERVICE COMMISSION  
VERSUS  
RICE CITY TRUCKING, INC. (CROWLEY, LA)**

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*In re: Alleged violation of La. R.S. 45:161 through 180.1, by operating intrastate without LPSC authority on four counts allegedly occurring on or about October 20, 2015 through October 22, 2015.*

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(Decided at the July 27, 2016 Business and Executive Meeting)

***Background***

Rice City Trucking, Inc. (“Rice City”) hold a Louisiana Public Service Commission (“LPSC” or “Commission”) certificate authorizing the transportation of saltwater. In response to a complaint that Rice City was transporting waste without the proper LPSC authorization, the LPSC Staff investigated manifests from the MBO, Inc. disposal facility in Lacassine, Louisiana. During that investigation Staff determined that Rice City had transported four loads of non-hazardous oilfield waste. Since Rice City is only authorized to transport saltwater, and not non-hazardous oilfield waste, Staff issued a citation to Rice City.

***Jurisdiction***

The Commission exercises jurisdiction over common carriers in Louisiana pursuant to Article IV, Section 21(B) of the Louisiana Constitution, which states:

The commission shall regulate all common carriers and public utilities and have such other regulatory authority as provided by law. It shall adopt and enforce reasonable rules, regulations and procedures necessary for the discharge of its duties, and shall have other powers and perform other duties as provided by law.

***Staff Recommendation***

In response to the citation, Rice City signed an Affidavit and Stipulation admitting to the violations and agreeing to a fine of \$2,000 per count. Rice City agreed to pay the fine and a \$25 citation fee according to the following payment schedule. Rice City has made the payments according to the schedule.

June 30, 2016	\$2,525
July 29, 2016	\$2,500
August 31, 2016	\$3,000

Rice City previously pled guilty to transporting non-hazardous oilfield waste in 2012 and 2013 and paid fines of \$12,000 and \$2,000. Rice City has submitted an application to obtain authority to transport oilfield waste. A hearing on that application is scheduled for September 2016.

**Commission Action**

On motion of Commissioner Skrmetta, seconded by Commissioner Boissiere, with Commissioner Campbell and Vice Chairman Angelle concurring, and Chairman Holloway absent, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.

On motion of Commissioner Skrmetta, seconded by Commissioner Boissiere, with Commissioner Campbell and Vice Chairman Angelle concurring, and Chairman Holloway absent, the Commission voted to approve the Affidavit and Stipulation.

**IT IS THEREFORE ORDERED:**

That the Affidavit and Stipulation executed on June 27, 2016, is accepted. Accordingly, all conditions of the Affidavit and Stipulation are given effect.

This order is effective immediately.

**BY ORDER OF THE COMMISSION  
BATON ROUGE, LOUISIANA**

August 25, 2016

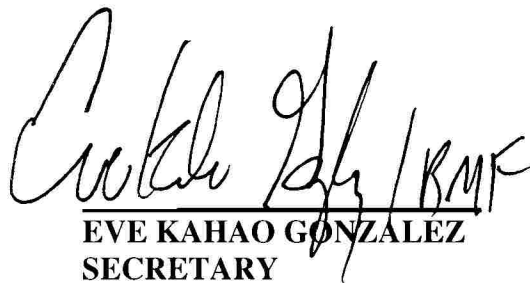
*ABSENT*  
DISTRICT IV  
CHAIRMAN CLYDE C. HOLLOWAY

*S/ SCOTT A. ANGELLE*  
DISTRICT II  
VICE CHAIRMAN SCOTT A. ANGELLE

*/S/ FOSTER L. CAMPBELL*  
DISTRICT V  
COMMISSIONER FOSTER L. CAMPBELL

*/S/ LAMBERT C. BOISSIERE*  
DISTRICT III  
COMMISSIONER LAMBERT C. BOISSIERE, III

*/S/ ERIC F. SKRMETTA*  
DISTRICT I  
COMMISSIONER ERIC F. SKRMETTA

  
EVE KAHAO GONZALEZ  
SECRETARY