

Louisiana Public Service Commission

POST OFFICE BOX 91154
BATON ROUGE, LOUISIANA 70821-9154
www.lpsc.louisiana.gov

Telephone: (225) 342-4439

COMMISSIONERS

Mike Francis, Chairman
District IV
Craig Greene, Vice Chairman
District II
Foster L. Campbell
District V
Lambert C. Boissiere III
District III
Eric F. Skrmetta
District I

BRANDON M. FREY
Executive Secretary

KATHERYN H. BOWMAN
Executive Counsel

JOHNNY E. SNELGROVE, JR.
Deputy Undersecretary

**Certified Mail Receipt # 7002 2030 0002 6571 3471
and Regular USPS Mail**

LOUISIANA PUBLIC SERVICE COMMISSION

VS

DOCKET NO. T-35855

PERCY'S TOWING, LLC

In re: Cancellation of **Common Carrier Certificate Numbers 7693** for failure to maintain the required insurance coverage on file with the Commission pursuant to Commission's General Order dated January 12, 1976.

To: Percy's Towing, LLC
2630 Elysian Fields Ave.
New Orleans, LA 70117

GREETINGS:

YOU ARE HEREBY NOTIFIED, COMMANDED AND REQUIRED to appear at a hearing on Thursday, March 04, 2021 at 9:30 a.m., before a Louisiana Public Service Commission Administrative Law Judge. The hearing will be held at the Louisiana Public Service Commission, Galvez Building, 11th Floor, 602 North 5th Street, Baton Rouge, Louisiana, 70802. Parking is available in the Galvez Parking Garage across from the Galvez Building on North Street. ***Furthermore, a citation fee in the amount of \$25.00 has been assessed to your LPSC account.***

TO SHOW CAUSE, if any you have or can, why an order should not be issued by the Commission canceling your **Common Carrier Certificate Numbers 7693** for failure to maintain the required insurance coverage on file with the Commission pursuant to Commission's General Order dated January 12, 1976.

At the hearing, the Commission Staff will present testimony and evidence in support of its allegations against you. You will be provided an opportunity to cross-examine the Commission Staff's witness(es) and to present evidence and testimony in your defense. You will need to bring an original and two (2) copies of each document you wish to place into evidence.

DOCKET NO. T- 35855
LOUISIANA PUBLIC SERVICE COMMISSION VS.
PERCY'S TOWING, LLC
MAIL OUT DATE: JANUARY 21, 2021
PUBLISHED IN BULLETIN #1237 ON JANUARY 22, 2021

PLEASE BE ADVISED that any requests to reschedule this hearing will be considered if the request meets the following four (4) requirements:

1. One original and two copies of the request must be mailed, hand delivered or faxed to the Commission's Records and Recordings Division at the following address:

Mail:

Louisiana Public Service Commission
Records and Recording Division
P.O. Box 91154
Baton Rouge, Louisiana 70821-9154

Hand Delivery:

Louisiana Public Service Commission
Records and Recording Division
602 North Fifth Street
Galvez Building, 12th Floor
Baton Rouge, Louisiana

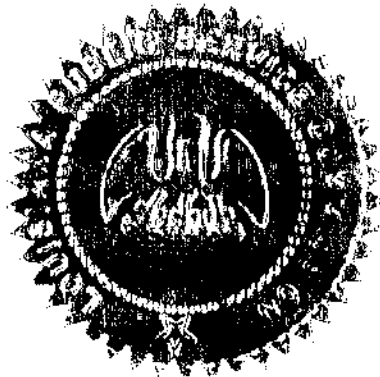
Fax¹:

Louisiana Public Service Commission
Records and Recording Division
(225) 342-0877

2. The Records and Recordings Division must receive the request at least five (5) business days prior to the hearing date;
3. The request must contain the proceeding's docket number and the name of the party requesting the continuance; and
4. The request must also contain good cause for the requested continuance.

If you have questions concerning the scheduled hearing, you may contact the Administrative Hearings Division at (225) 219-9417. Also, if you are disabled and need special accommodation at the hearing, please notify the Administrative Hearings Division at least five (5) days prior to the hearing date.

BY ORDER OF THE COMMISSION
BATON ROUGE, LOUISIANA
JANUARY 20, 2021




TAMMY BURL
TRANSPORTATION ADMINISTRATOR
LOUISIANA PUBLIC SERVICE COMMISSION

¹ Filings of twenty-five (25) pages or less by facsimile are now allowed provided that they are in compliance with the procedures detailed in Rule 3 of the Commission's Rules of Practice and Procedure. A filing is complete only upon receipt of a confirmation from the Records Division confirming complete transmission, and the receipt by the Records Division, within five days of the transmission, of the original signed document accompanied by a \$25 filing fee. Facsimile must be received by 4:30 on a business day to be considered filed that day. If a party fails to comply with the rules regarding facsimile filings, the filing shall have no force and effect. For further information contact the Louisiana Public Service Commission at 1-800-256-2397 and request the Records and Recordings Division. You may access the Commission Rules of Practice and Procedure on our website at <https://lpsc.louisiana.gov/>.

SERVICE LIST

DOCKET NO. T- 35855

LOUISIANA PUBLIC SERVICE COMMISSION VS.

PERCY'S TOWING, LLC

MAIL OUT DATE: JANUARY 21, 2021

PUBLISHED IN BULLETIN #1237 ON JANUARY 22, 2021

Percy's Towing, LLC
2630 Elysian Fields Ave.
New Orleans, LA 70117

Certified Mail Receipt # 7002 2030 0002 6571 3471
and Regular USPS mail

Staff Attorney

Transportation Staff

Commissioner Skrmetta
Commissioner Boissiere, III



Louisiana Public Service Commission

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Mike Francis, Chairman
District IV
Craig Greene, Vice Chairman
District II
Foster L. Campbell
District V
Lambert C. Boissiere III
District III
Eric F. Skrmetta
District I

December 18, 2020

BRANDON M. FREY
Executive Secretary

KATHRYN H. BOWMAN
Executive Counsel

JOHNNY E. SNELGROVE, JR.
Deputy Undersecretary

Percy's Towing, LLC
2630 Elysian Fields Avenue
New Orleans, LA 70117-7940

RE: Insurance

Your **Common Carrier Certificate Number 7693** has been flagged for failure to maintain the required insurance coverage on file with the Commission. In accordance with the Commission's General Order dated January 12, 1976, intrastate carriers must maintain proof of the required insurance coverage on file at the Commission at all times. Should the carrier fail to maintain such filings, the Commission may pursuant to La. R.S. 45:166, revoke the carrier's certificate.

- On October 12, 2020 the Commission received a Form K showing a cancellation date of November 10, 2020. A letter was mailed to your company on November 12, 2020, requesting a new Form E filing. As of December 17, 2020, a *new Form E for Commercial Auto Liability Insurance* has not yet been received.

You have tentatively been scheduled to appear at a hearing on Thursday, March 04, 2021 at 9:30 a.m., before a Louisiana Public Service Commission Administrative Law Judge to show cause why an order should not be issued by the Commission canceling your **Common Carrier Certificate Number 7693** for failure to maintain the required insurance coverage on file with the Commission; and for further order or orders as the Commission may deem necessary in the premises.

If the required insurance coverage is not received by **January 18, 2021**, the Commission will proceed to issue a citation where Commission Staff will present testimony and evidence in support of its allegations against you. If you have any questions regarding this matter, please contact our office at (225) 342-1424.

Sincerely,

Tammy Burl
Transportation Administrator

ENCLOSURES

Mailed by USPS postal mail

LOUISIANA PUBLIC SERVICE COMMISSION

Transportation Division

Post Office Box 91154

Baton Rouge, LA 70821-9154

Telephone: (888) 342-5717 or (225) 342-4439

LPSC Website: www.lpsc.louisiana.gov

11/12/2020

604209

LPSC # 7693

Percy's Towing, LLC
2630 Elysian Fields Avenue
New Orleans LA 70117-7940

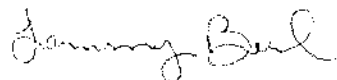
RE: CANCELLATION OF INSURANCE FILING WITH THE COMMISSION

Policy Number:	K2GP007919
Form:	E
Policy Reference:	AmGuard Insurance Company
Cancel Effective Date:	11/10/2020
Cancel Notice Received:	10/12/2020

This is to advise you that we are in receipt of a notice canceling your insurance filing with the Commission. No replacement coverage has been received to date, therefore, we suggest that you contact your insurance company and have them file the required FORM above with this office. The replacement filing should be effective on the same day as the cancellation date of the previous coverage and be filed in the exact name and address as listed on heading of this letter. **FAXED FILINGS WILL NOT BE ACCEPTED.**

It will be necessary that you *cease operations immediately* under your Louisiana intrastate operating authority and you are hereby so directed until replacement coverage is properly filed. **Should the filing not be made in order to continue your insurance coverage, proceedings may be instituted against you for cancellation of your intrastate operating authority or for such further order or orders as the Commission may deem necessary. For any questions or more information, you may contact our insurance desk, Shomona Voss, at (225) 342-1424.**

Sincerely,



Tammy Burl
Transportation Administrator
Louisiana Public Service
Commission