

# LOUISIANA PUBLIC SERVICE COMMISSION

ORDER NO. T-33640

LOUISIANA PUBLIC SERVICE COMMISSION  
VERSUS  
DEBRYNNT MCDUFFIE DBA S&S SERVICES  
(MANDEVILLE, LOUISIANA)

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*In re: Alleged violation of La. R.S. 45:161 through 180.1 by engaging in activities related to moving household goods prior to complying with the requirements of La. R.S. 45:164.E(1) and General Order dated May 17, 2004 allegedly having occurred on or about June 11, 2015.*

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(Decided at the August 26, 2015 Business and Executive Meeting)

## ***Background***

In June 2015, Commission Staff received notice that Gonzales Movers, a company that does not hold an LPSC common carrier certificate, was conducting a move from a storage unit in Gonzales, Louisiana to Metairie, Louisiana. An LPSC enforcement agent went to the storage unit to investigate the move and determined that the move was conducted by Debrynnt McDuffie and the customer had arranged for the move after viewing a web page for Gonzales Movers. Mr. McDuffie holds LPSC certificate number 7823 in the name of Fast Affordable College Student Movers, Inc.; however, he used a truck marked as S&S Services for this move.

## ***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.

Additionally, La. R.S. 45:164 E (1) provides that:

All movers of household goods shall be required to apply for and secure a registration permit from the Louisiana Public Service Commission, shall secure and maintain the insurance policies required by the Louisiana Public Service Commission for movers of household goods, shall comply with all other requirements of the Louisiana Public Service Commission, shall carry motor truck cargo carriers insurance of at least fifty thousand dollars per truck and one hundred thousand dollars per catastrophe, shall secure and maintain workers' compensation insurance, and shall file a surety bond by a qualified surety company with the Louisiana Public Service Commission in the amount of five thousand dollars, prior to engaging in any activities related to moving household goods.

### ***Staff Recommendation***

As a result of the investigation, Staff cited Debrynnt McDuffie dba S&S Services, Fast Affordable College Student Movers, Inc. and Gonzales Movers in three separate citations in dockets T-33640, 33641, and 33542. In response to the citations, Mr. McDuffie agreed to plead guilty, correct the signage on his trucks, remove the Gonzales Movers website, and pay fines and fees, as follows:

- 1) For DeBrynnt McDuffie d/b/a S & S Services, a \$5,000.00 fine and \$25.00 citation fee.
- 2) For Fast Affordable College Student Movers, Inc., a \$200.00 fine and \$25.00 citation fee.
- 3) For Gonzales Movers, a \$2,000.00 fine and \$25.00 citation fee with \$1,000.00 suspended.

### **Payment Plan**

An executed stipulated agreement and check for \$1,275.00 paid on August 1, 2015

A payment of \$1,000 in certified funds is due in the LPSC's office by September 1, 2015.

A payment of \$1,000 in certified funds is due in the LPSC's office by October 1, 2015.

A payment of \$1,000 in certified funds is due in the LPSC's office by November 1, 2015.

A payment of \$1,000 in certified funds is due in the LPSC's office by December 1, 2015.

A payment of \$1,000 in certified funds is due in the LPSC's office by January 1, 2016.

### ***Commission Action***

The Commission considered the three dockets at the August 26, 2015 Commission meeting. On motion of Commissioner Skrmetta, seconded by Commissioner Angelle, with Commissioner Holloway and Commissioner Boissiere concurring and Commissioner Campbell temporarily 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 Angelle, with Commissioner Holloway and Commissioner Boissiere concurring and Commissioner Campbell temporarily absent, the Commission voted to approve the Affidavit and Stipulation and payment plan for fines and fees totaling \$6,275.00.

**IT IS THEREFORE ORDERED:**

That the stipulation entered into by Debrynn McDuffie and Staff is accepted. Accordingly, all conditions of the stipulation and payment plan for fines and fees totaling \$6,275.00 are hereby given effect.

This order is effective immediately

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

September 15, 2015

/S/ CLYDE C. HOLLOWAY  
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