

LOUISIANA PUBLIC SERVICE COMMISSION

ORDER NO. T-34300

LPSC V. MRD OPERATING, LLC (NOW KNOWN AS RANGE LOUISIANA OPERATING, LLC) (HOUSTON, TX)

Docket No. T-34300- LPSC v. MRD Operating, LLC (Now Known as Range Louisiana Operating, LLC (Houston, Tx)), In re: Alleged violation pursuant to La. R.S. 45:171, by knowingly assisting Warhorse Vacuum Services, LLC in violating La. R.S. 45:161 through 180.1 by operating Intrastate without LPSC authority as alleged in Docket T-34299.

(Decided at the Business and Executive Session held June 28, 2017.)

Background & Summary of Violation

In response to complaints received by Staff, Staff investigated Warhorse Vacuum Services, LLC (Joaquin, Tx) ("Warhorse") for alleged violations of the Commission's rules and regulations. As part of that investigation, Staff learned that the majority of the alleged violations occurred while transporting for one shipper, MRD Operating, LLC ("MRD"), which is the predecessor in interest to Range Louisiana Operating, LLC (Houston, Tx) ("Range"). After further investigation, including a determination that Warhorse did in fact violate the Commission's rules and regulations, Staff issued a citation to MRD (now known as Range) for knowingly assisting Warhorse in said violations.

Jurisdiction

The Commission exercises jurisdiction over public utilities 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.

Stipulation

After numerous discussions with Range, an affidavit and stipulation were entered into by Range whereby Range agreed not to contest the citation issued to MRD, Range's predecessor, and agreed to the imposition of a \$20,000 fine, with \$14,000 suspended, together with a \$25 citation fee, for a total citation fee of \$6,025.00. Staff agreed to the Affidavit and Stipulation upon the condition that Range not commit any additional violations for a period of one year from the date of the executed Affidavit and Stipulation. Should Range commit any additional violations within one year from the effective date of the Affidavit and Stipulation, the suspended portion of the fine will become immediately due.

Commission Consideration

On motion by Chairman Skrmetta, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to exercise its original and primary jurisdiction under Rule 57 to consider the Stipulation. On motion by Chairman Skrmetta, seconded by Commissioner

Campbell, and unanimously adopted, the Commission voted to approve the Affidavit and Stipulation executed on May 10, 2017 by Range for fines and fees totaling \$6,025.00.

IT IS THEREFORE ORDERED THAT:

1. The Affidavit and Stipulation executed on May 10, 2017 by Range for fines and fees totaling \$6,025.00 is approved; and
2. This Order is effective immediately.

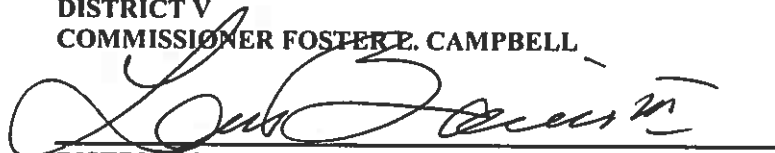
BY ORDER OF THE COMMISSION
BATON ROUGE, LOUISIANA
July 17, 2017



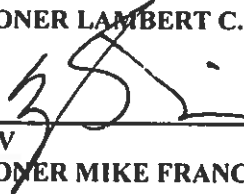
DISTRICT I
CHAIRMAN ERIC F. SKRMETTA



DISTRICT V
COMMISSIONER FOSTER E. CAMPBELL



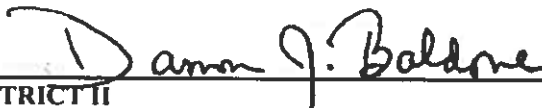
DISTRICT III
COMMISSIONER LAMBERT C. BOISSIERE



DISTRICT IV
COMMISSIONER MIKE FRANCIS



EVE KAHAO GONZALEZ
SECRETARY



DISTRICT II
COMMISSIONER DAMON J. BALDONE