

**TRANSCRIPT OF THE LOUISIANA PUBLIC SERVICE COMMISSION
TRANSPORTATION CITATION HEARINGS HELD ON AUGUST 12, 2025, IN BATON
ROUGE, LOUISIANA BEFORE ADMINISTRATIVE LAW JUDGE MELISSA FREY.**

CORRECTED¹

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1 **TRANSCRIPT OF THE LOUISIANA PUBLIC SERVICE COMMISSION**
2 **TRANSPORTATION CITATION HEARINGS HELD ON AUGUST 12,**
3 **2025, IN BATON ROUGE, LOUISIANA BEFORE ADMINISTRATIVE**
4 **LAW JUDGE MELISSA FREY.**

5 **ADMINISTRATIVE LAW JUDGE MELISSA FREY:** Good morning. Today
6 is Tuesday, August 12, 2025. I'm Administrative Law Judge Melissa Frey. We
7 are here this morning for transportation citation hearings for annual reports. There
8 are 18 matters on the docket for this morning. Before we get started, I will note
9 that I do not see any carrier present in the Courtroom. So I just plan to take matters
10 in numerical order, and if someone shows up after we've gotten started, we can
11 address that accordingly. Also, because we now are doing one continuous
12 transcript for transportation citation hearings, and because the number of the
13 matters that we have on the docket today, I will let you make one appearance at the
14 outset, Mr. Scheuermann, and we'll just enter that as a continuing appearance for
15 the dockets this morning. Also, it appears we will only have one witness by the
16 Commission Staff, so Ms. Burl, you can stay seated and I will just swear you in the
17 one time and just note each docket that you have been previously sworn. Any issues
18 with that, Mr. Scheuermann?

19 **MR. HAYDEN SCHEUERMANN:** None, Your Honor.

20 **JUDGE FREY:** All right. And then, also, I'm just going to point out one thing.
21 So, for every docket -- for every matter we have on the docket this morning, there
22 is a little discrepancy in the in re between what's printed on the citation and what
23 was published in the Commission's Official Bulletin and as it appears on the

1 document system. Each in re, as it appears on the citation, says failure to file an
2 annual report for 2024 and pay a late filing fee, and the in re as they appear in the
3 Bulletin and on the Commission's document system says failure to file an annual
4 report for 2024 and/or pay a late filing fee. I am going to notice this discrepancy at
5 the outset. It is on every docket -- on every matter on the docket this morning, and
6 when the matter is called, I'm just going to read the in re as it came out in the
7 Bulletin. So, since we have one transcript, I'm noting that at the outset, and I'm
8 not going to note that again. I think that is all the preliminary matters I had.
9 Anything from the Commission Staff before we get started?

10 **MR. SCHEUERMANN:** Nothing, Your Honor.

11

12 **DOCKET NO. T-37614**

13 **JUDGE FREY:** All right. Well, we will call the first matter on the docket. I have
14 Docket Number T-37614 - Louisiana Public Service Commission versus 318 Auto
15 LLC dba 318 Towing. In re: Cancellation of Common Carrier Certificate Number
16 8404 for failure to file an annual report for 2024 and/or pay a late filing fee of \$500
17 and a citation fee of \$25 as required by General Order 2 dated July 1, 1921 and
18 General Order dated March 18, 2021. Would the parties present please make their
19 appearances for the record?

20 **MR. SCHEUERMANN:** Hayden Scheuermann on behalf of the Louisiana Public
21 Service Commission.

22 **JUDGE FREY:** As I mentioned at the outset, Mr. Scheuermann, we will make
23 this a continuing appearance. I note that there is no one present in the Courtroom

1 this morning on behalf of 318 Auto. And how does the Staff plan to proceed this
2 morning with this matter?

3 **MR. SCHEUERMANN:** We will be moving forward.

4 **JUDGE FREY:** All right. You can proceed, Mr. Scheuermann.

5 **MR. SCHEUERMANN:** Sorry about that.

6 **JUDGE FREY:** No, that's okay.

7 **MR. SCHEUERMANN:** Your Honor, Staff is prepared to prove through both
8 documentary and testimonial evidence that the carrier cited in this docket, 318 Auto
9 LLC, failed to file an annual report for the year 2024 as required by General Order
10 2 dated July 1, 1921 and General Order dated March 18, 2021. As a result of that
11 failure, and at the conclusion of this hearing, Staff will request that the carrier be
12 found guilty of the aforementioned violation, that its Common Carrier Certificate
13 Number 8404 be cancelled pursuant to Louisiana Revised Statute Title 45:166(A),
14 that a \$500 late fee be assessed to the carrier, as well as a \$25 citation fee. Staff
15 would like to call its only witness, Tammy Burl.

16 **Tammy Burl came forth as a witness; and, after having been duly sworn,**
17 **testified as follows:**

18 **DIRECT EXAMINATION BY MR. HAYDEN SCHEUERMANN**

19 **MR. SCHEUERMANN:** Good morning, Ms. Burl.

20 **MS. TAMMY BURL:** Good morning.

21 **MR. SCHEUERMANN:** Would you please state your name and business address
22 for the record?

23 **MS. BURL:** Tammy Burl. 602 North 5th Street, Baton Rouge, Louisiana 70802.

1 **MR. SCHEUERMANN:** And by whom are you employed?

2 **MS. BURL:** The Louisiana Public Service Commission as the Transportation
3 Administrator.

4 **MR. SCHEUERMANN:** And what are some of your job duties as the
5 Transportation Administrator?

6 **MS. BURL:** I oversee the day-to-day operations of the division, which includes
7 the employees who oversee insurance, annual reports, renewals, and all other
8 filings.

9 **MR. SCHEUERMANN:** And are you aware of which Louisiana Public Service
10 Commission order or orders require common carriers to file an annual report yearly
11 with the Commission?

12 **MS. BURL:** Yes. General Order Number 2 dated July 1, 1921 and General Order
13 dated March 18, 2021.

14 **MR. SCHEUERMANN:** And are you aware of which Louisiana Public Service
15 Commission order authorizes a \$500 late fee to be assessed to the carriers for failure
16 to file an annual report?

17 **MS. BURL:** The General Order dated March 18, 2021.

18 **MR. SCHEUERMANN:** And are you aware of the Louisiana Public Service
19 Commission order authorizing a \$25 citation fee?

20 **MS. BURL:** Yes. I do not have the order in front of me, but it's June. I just can't
21 remember the date of the General Order.

1 **MR. SCHEUERMANN:** Do you happen to know, based on the Louisiana Public
2 Service Commission General Orders, when the annual report filing deadline is for
3 common carriers?

4 **MS. BURL:** Yes. For those carriers filing on a calendar basis, it is due in the
5 office by April 30 each year. And for those filing on a fiscal year-end, it is due 120
6 after the end of their fiscal year.

7 **MR. SCHEUERMANN:** Are carriers notified of the requirement to file an annual
8 report with the Louisiana Public Service Commission?

9 **MS. BURL:** Yes. They are notified when they are granted their authority from
10 the Commission, and then they are also sent a courtesy packet in November each
11 year that contains a blank annual report.

12 **MR. SCHEUERMANN:** And are you familiar with the carrier cited in this docket,
13 318 Auto LLC dba 318 Towing?

14 **MS. BURL:** Yes.

15 **MR. SCHEUERMANN:** And to your knowledge, is the carrier regulated under
16 Common Carrier Certificate Number 8404?

17 **MS. BURL:** Yes.

18 **MR. SCHEUERMANN:** And are you aware of this carrier's filing period? Is it
19 calendar or fiscal year?

20 **MS. BURL:** They file on a calendar year.

21 **MR. SCHEUERMANN:** And so I think you would've already attested to this, but
22 do you know what the carrier's due date would be for their annual report to be filed
23 with the Commission?

1 **MS. BURL:** Their 2024 annual report due date would've been April 30, 2025.

2 **MR. SCHEUERMANN:** Was the carrier mailed a courtesy annual report
3 compliance packet?

4 **MS. BURL:** Yes.

5 **MR. SCHEUERMANN:** And was an annual report timely submitted by the
6 carrier?

7 **MS. BURL:** No.

8 **MR. SCHEUERMANN:** If you could turn your attention to what has been marked
9 as Staff Exhibit 1. Do you recognize this document?

10 **MS. BURL:** Yes.

11 **MR. SCHEUERMANN:** And could you identify the document for me?

12 **MS. BURL:** Yes. This is the tentative hearing letter and the late fee notice to 318
13 Auto for LPSC Number 8404.

14 **MR. SCHEUERMANN:** And this document was sent to 318 Auto?

15 **MS. BURL:** Yes.

16 **MR. SCHEUERMANN:** And what was the address on the document?

17 **MS. BURL:** 3410 Dixie Shreveport Road, Shreveport, Louisiana 71107.

18 **MR. SCHEUERMANN:** And is that address the same as is on file with the
19 Louisiana Public Service Commission?

20 **MS. BURL:** Yes.

21 **MR. SCHEUERMANN:** And I might've already asked you this, when was this
22 document sent?

23 **MS. BURL:** It was mailed on May 15, 2025.

1 **MR. SCHEUERMANN:** And whose signature is that at the bottom?

2 **MS. BURL:** That is my signature, which is generated electronically out of the
3 database.

4 **MR. SCHEUERMANN:** Okay. So did you prepare this document, or did
5 someone prepare this document at your request?

6 **MS. BURL:** I prepared these documents from the database.

7 **MR. SCHEUERMANN:** Okay. So you prepared and mailed this document to the
8 carrier?

9 **MS. BURL:** I prepared them and I gave them to my Staff to mail.

10 **MR. SCHEUERMANN:** Okay. Your Honor, Staff moves to offer, file, and
11 introduce into evidence the Staff Exhibit 1, the tentative hearing letter sent to the
12 carrier in this docket.

13 **JUDGE FREY:** Staff Exhibit 1 is admitted.

14 **MR. SCHEUERMANN:** How was this letter sent to the carrier?

15 **MS. BURL:** It was sent by USPS regular mail.

16 **MR. SCHEUERMANN:** And was the regular mail returned as undeliverable for
17 any reason?

18 **MS. BURL:** No.

19 **MR. SCHEUERMANN:** After this tentative hearing letter was sent, did the
20 carrier timely file an annual report for 2024?

21 **MS. BURL:** They did not.

22 **MR. SCHEUERMANN:** And did the carrier provide a change of address at any
23 point?

1 **MS. BURL:** No, they have not.

2 **MR. SCHEUERMANN:** After failure to file their annual report, what was
3 Transportation Division's next step?

4 **MS. BURL:** We proceeded to issue a citation to 318 Auto LLC dba 318 Towing.

5 **MR. SCHEUERMANN:** You have before you a document marked as Staff
6 Exhibit 2, in globo. Do you recognize this document?

7 **MS. BURL:** Yes. This is a copy of the citation with its attachment.

8 **MR. SCHEUERMANN:** And when was this document sent to the carrier? I
9 believe that might be on page two, if that helps.

10 **MS. BURL:** Yes. It was mailed July 3, 2025.

11 **MR. SCHEUERMANN:** And what is the address on the citation?

12 **MS. BURL:** 3410 Dixie Shreveport Road, Shreveport, LA 71107.

13 **MR. SCHEUERMANN:** And is that the same as the address that's on file with
14 the Commission for this carrier?

15 **MS. BURL:** Yes.

16 **MR. SCHEUERMANN:** And so what did this citation indicate?

17 **MS. BURL:** It informed the carrier that a hearing had been scheduled for Tuesday,
18 August 12, 2025 at 9:30 A.M., here at the Galvez Building on the 11th floor, and
19 that a citation had been assessed to the carrier and the hearing would be moving
20 forward to request cancellation of their authority.

21 **MR. SCHEUERMANN:** And looking at page two once again, whose signature is
22 that at the bottom of the page?

23 **MS. BURL:** That is my signature.

1 **MR. SCHEUERMANN:** And did you prepare this citation, or did someone at
2 your direction?

3 **MS. BURL:** My Staff prepared it for my signature.

4 **MR. SCHEUERMANN:** And did you, or your Staff at your direction, prepare
5 this citation for mailing and mail to the carrier?

6 **MS. BURL:** Yes. My Staff prepared it for mailing to the carrier.

7 **MR. SCHEUERMANN:** Okay. Are there any attachments to this citation?

8 **MS. BURL:** Yes. The tentative hearing letter, notice of late fee.

9 **MR. SCHEUERMANN:** And you might've already indicated this, was there
10 notice provided that there was a \$25 citation fee assessed to the carrier?

11 **MS. BURL:** Yes.

12 **MR. SCHEUERMANN:** And was there also notice of the possibility of
13 cancellation of their common carrier certificate number and/or the \$500 late fee for
14 failure to file an annual report for 2024?

15 **MS. BURL:** Yes.

16 **MR. SCHEUERMANN:** All right. Was notice of the citation published and
17 available to the general public in the Commission Bulletin Number 1353 on July 3,
18 2025?

19 **MS. BURL:** Yes.

20 **MR. SCHEUERMANN:** Your Honor, Staff moves to offer, file, and introduce
21 into evidence as Staff Exhibit 2, in globo, the citation and its attachment sent to the
22 carrier in this docket.

23 **JUDGE FREY:** Staff Exhibit 2, in globo, is admitted.

1 **MR. SCHEUERMANN:** Once prepared, did you mail the -- sorry, you indicated
2 that someone in your Staff was -- mailed the carrier -- mailed the citation to the
3 carrier at your direction?

4 **MS. BURL:** Yes.

5 **MR. SCHEUERMANN:** And how was this document sent?

6 **MS. BURL:** It was sent by certified mail as well as regular USPS mail.

7 **MR. SCHEUERMANN:** And at no point, just to reiterate, was -- did the carrier
8 ever file a change of address?

9 **MS. BURL:** No, they have not.

10 **MR. SCHEUERMANN:** If you could move to Staff Exhibit 3, in globo. Do you
11 recognize these documents?

12 **MS. BURL:** Yes. This is a copy of the front and back of the certified mail receipt,
13 and a copy of the USPS tracking website.

14 **MR. SCHEUERMANN:** And what is the carrier's address that is printed on the
15 certified mail receipt?

16 **MS. BURL:** 3410 Dixie Shreveport Road, Shreveport, Louisiana 71107.

17 **MR. SCHEUERMANN:** And was that the same as was on the two previous
18 documents in Exhibit 1 and 2?

19 **MS. BURL:** Yes.

20 **MR. SCHEUERMANN:** And that was the address from the Louisiana Public
21 Service Commission's database?

22 **MS. BURL:** Yes.

1 **MR. SCHEUERMANN:** Could you look at the tracking number on the certified
2 mail receipt and identify the last six digits?

3 **MS. BURL:** Yes. 616810.

4 **MR. SCHEUERMANN:** And could you turn to the tracking sheet and identify
5 the tracking that is on the US -- on the tracking sheet as well?

6 **MS. BURL:** The last six are 616810.

7 **MR. SCHEUERMANN:** And on the citation from Exhibit 2, could you read those
8 last six digits for me?

9 **MS. BURL:** 616810.

10 **MR. SCHEUERMANN:** And on the tracking sheet, what does it indicate the
11 status of the certified mailing was?

12 **MS. BURL:** It -- I'm sorry. I'm sorry, say that one more time.

13 **MR. SCHEUERMANN:** On the tracking sheet, what is the status of this certified
14 mailing?

15 **MS. BURL:** Delivered.

16 **MR. SCHEUERMANN:** Delivered. And -- oh, it may be cut off. Is there any
17 way you could possibly identify when this tracking sheet was printed? It might be
18 cut off on yours.

19 **MS. BURL:** It is cut off, but I did check all of my dockets yesterday, and they all
20 were -- there was no change. So it appears it was probably printed August 8, 2025.
21 But I did confirm that again this morning before this hearing.

1 **MR. SCHEUERMANN:** Okay. Thank you. Your Honor, Staff moves to offer,
2 file, and introduce into evidence as Staff Exhibit 3, a copy of the USPS return
3 receipt, a certified mail receipt, and the USPS tracking sheet as Exhibit 3, in globo.

4 **JUDGE FREY:** Exhibit 3, in globo, is admitted.

5 **MR. SCHEUERMANN:** Ms. Burl, has there been any contact with the carrier
6 since this citation was mailed?

7 **MS. BURL:** No.

8 **MR. SCHEUERMANN:** As of today, has the carrier filed an annual report for
9 2024?

10 **MS. BURL:** No.

11 **MR. SCHEUERMANN:** As of today, has the carrier filed the appropriate
12 documents to close its authority granted by the LPSC under Common Carrier
13 Certificate Number 8404?

14 **MS. BURL:** No.

15 **MR. SCHEUERMANN:** And is Staff seeking the carrier be found guilty and
16 cancellation of Common Carrier Certificate Number 8404?

17 **MS. BURL:** Yes.

18 **MR. SCHEUERMANN:** Is carrier -- is the Staff also seeking the assessment of a
19 \$500 late fee?

20 **MS. BURL:** Yes.

21 **MR. SCHEUERMANN:** Is Staff also seeking the assessment of a \$25 citation
22 fee?

23 **MS. BURL:** Yes.

1 **MR. SCHEUERMANN:** I have no further questions, Your Honor.

2 **JUDGE FREY:** Thank you. Just a few clarifying questions. Do you have Exhibit

3 1, the tentative hearing letter, in front you?

4 **MS. BURL:** Yes.

5 **JUDGE FREY:** And did the tentative -- and you may have testified to this, if I

6 missed it, I apologize. But did the tentative hearing letter inform the carrier that a

7 hearing had been tentatively scheduled for August 12 or 13, 2025 at 9:30?

8 **MS. BURL:** Yes.

9 **JUDGE FREY:** And did it give them a deadline for submission of the annual

10 report and paying the late filing fee?

11 **MS. BURL:** Yes. June 16, 2025.

12 **JUDGE FREY:** And it informed them that a late filing fee had been assessed to

13 their account?

14 **MS. BURL:** Yes.

15 **JUDGE FREY:** And for Exhibit 3, in globo, you have that in front of you, Ms.

16 Burl?

17 **MS. BURL:** Yes, I do.

18 **JUDGE FREY:** First off, was the citation sent by regular mail returned for any

19 reason? Do you recall?

20 **MS. BURL:** No, it was not.

21 **JUDGE FREY:** And I believe you testified that the USPS tracking results that are

22 a part of Exhibit 3, in globo, show that the item was delivered. Is that -- do you

23 recall that being your testimony?

1 **MS. BURL:** Yes.

2 **JUDGE FREY:** And what date does it indicate it was delivered?

3 **MS. BURL:** It was delivered on July 10, 2025.

4 **JUDGE FREY:** And I know Mr. Scheuermann asked you a series of questions, I
5 want to make sure I caught your responses. So, sitting here today, has the carrier
6 submitted an annual report?

7 **MS. BURL:** No, they have not.

8 **JUDGE FREY:** And did they ever submit a \$500 late fee?

9 **MS. BURL:** They have not.

10 **JUDGE FREY:** And they have not submitted any documents to close their
11 Commission authority or their Commission account?

12 **MS. BURL:** No, they have not.

13 **JUDGE FREY:** And you indicated that the USPS tracking results on the printout
14 -- did you, yourself, check these on the date that you printed them, or did someone
15 else check it and print it for you?

16 **MS. BURL:** I checked them and printed them.

17 **JUDGE FREY:** Okay. And then you indicated you also checked them yesterday?

18 **MS. BURL:** Yes.

19 **JUDGE FREY:** And at least for this case there was no change from what you had
20 printed previously, correct?

21 **MS. BURL:** That's correct.

22 **JUDGE FREY:** I have no further questions. Do you have any follow up, Mr.
23 Scheuermann?

1 **MR. SCHEUERMANN:** I have no follow up for Ms. Burl.

2 **JUDGE FREY:** If there's nothing further, you can remain seated, Ms. Burl. Mr.
3 Scheuermann?

4 **MR. SCHEUERMANN:** In closing, Your Honor, Commission Staff submits that
5 it is borne the burden of proving by both documentary and testimonial evidence
6 that 318 Auto LLC doing business as 318 Towing violated Commission's General
7 Order 2 dated July 1, 1921 and Commission's General Order dated March 18, 2021
8 by failing to submit an annual report for 2024. As Ms. Burl indicated, Staff is
9 seeking that the company be found guilty of this violation, that the Common Carrier
10 Certificate Number 8404 be cancelled pursuant to Louisiana Revised Statute Title
11 45:166(A), and that the carrier be ordered to pay a \$500 late filing fee in accordance
12 with General Order dated March 18, 2021 and a \$25 citation fee in accordance with
13 the June 7, 2006 General Order of the Commission.

14 **JUDGE FREY:** Thank you, Mr. Scheuermann. I did want to note, as I forgot to
15 mention this earlier, I do have the original US Postal Service certified mail receipt
16 that matches the first page, I believe, of Exhibit 3, in globo. And I can state that I
17 have the original, and it matches the copy that is the front and back of the original
18 that is part of the first page of Exhibit 3, in globo.

19 **MR. SCHEUERMANN:** Yes, Your Honor. Sorry, I forgot to mention that you
20 had that for your inspection.

21 **JUDGE FREY:** I appreciate that. We got it taken care of. If there's nothing
22 further for this docket, we will call the next matter.

23

1 **DOCKET NO. T-37615**

2 **JUDGE FREY:** The next matter on the docket this morning is Docket Number T-
3 37615 - Louisiana Public Service Commission versus Abba Movers, LLC. In re:
4 Cancellation of Common Carrier Certificate Number 7897 for failure to file an
5 annual report for 2024 and/or pay a late filing fee of \$500 and a citation fee of \$25
6 as required by General Order 2 dated July 1, 1921 and General Order dated March
7 18, 2021. Mr. Scheuermann is present for Commission Staff, and let the record
8 reflect that there is no one present on behalf of Abba Movers. How does the Staff
9 plan to move forward with this matter?

10 **MR. SCHEUERMANN:** Your Honor, Staff would like to request a motion to
11 continue to the October 2, 2025 transportation hearing date.

12 **JUDGE FREY:** Just checking that date. 10/2. So a ruling on the motion to
13 continue this matter, and a notice of rescheduling it to the October 2, 2025 hearing
14 date will be issued accordingly.

15 **MR. SCHEUERMANN:** Thank you, Your Honor.

16

17 **DOCKET NO. T-37616**

18 **JUDGE FREY:** The next matter on the docket is Docket Number T-37616 -
19 Louisiana Public Service Commission versus Action Towing & Recovery, LLC.
20 In re: Cancellation of Common Carrier Certificate Number 8274 for failure to file
21 an annual report for 2024 and/or pay a late filing fee of \$500 and a citation fee of
22 \$25 as required by General Order 2 dated July 1, 1921 and General Order dated
23 March 18, 2021. Mr. Scheuermann is present for Commission Staff, and there is

1 no one present on behalf of Action Towing & Recovery, LLC. How does the Staff
2 plan to move forward this morning?

3 **MR. SCHEUERMANN:** Staff would like to urge a motion to dismiss without
4 prejudice.

5 **JUDGE FREY:** All right. So you would like to move to dismiss without
6 prejudice?

7 **MR. SCHEUERMANN:** Yes, Your Honor.

8 **JUDGE FREY:** Okay. And what is the basis for the request to dismiss without?

9 **MR. SCHEUERMANN:** We are waiting on the check to clear from this carrier.

10 **JUDGE FREY:** Okay. And, just pursuant to the rules -- want to double check
11 this. So Rule 56(d) allows the dismissal without prejudice filed by a party who
12 instituted the proceeding, but prior to filing of any other party's filing of a
13 responsive pleading. So is it your position that there's been no responsive pleading
14 filed by the carrier in this matter that would permit a motion to dismiss without
15 prejudice?

16 **MR. SCHEUERMANN:** Yes, Your Honor.

17 **JUDGE FREY:** All right. An order dismissing this matter without prejudice will
18 be issued pursuant to Rule 56(d).

19

20 **DOCKET NO. T-37617**

21 **JUDGE FREY:** Next matter on the docket this morning is Docket Number T-
22 37617 - Louisiana Public Service Commission versus AFI & Logistics, LLC dba
23 Northshore Moving Co. In re: Cancellation of Common Carrier Certificate

1 Number 7648-A for failure to file an annual report for 2024 and/or pay a late filing
2 fee of \$500 and a citation fee of \$25 as required by General Order 2 dated July 1,
3 1921 and General Order dated March 18, 2021. Mr. Scheuermann is present for
4 Commission Staff. Let the record reflect that there is no one present on behalf of
5 AFI & Logistics, LLC. How does the Staff plan to move forward this morning?

6 **MR. SCHEUERMANN:** Motion to dismiss with prejudice.

7 **JUDGE FREY:** An order dismissing this matter with prejudice will be issued
8 accordingly, pursuant to Rule 56(d).

9

10 **DOCKET NO. T-37618**

11 **JUDGE FREY:** The next matter on the docket this morning is Docket Number T-
12 37618 - Louisiana Public Service Commission versus Amana Transportation LLC.

13 In re: Cancellation of Common Carrier Certificate Number 8461 for failure to file
14 an annual report for 2024 and/or pay a late filing fee of \$500 and a citation fee of
15 \$25 as required by General Order 2 dated July 1, 1921 and General Order dated
16 March 18, 2021. Mr. Scheuermann is present for Commission Staff, and there is
17 no one present on behalf Amana Transportation LLC. How does the Staff plan to
18 handle this matter this morning?

19 **MR. SCHEUERMANN:** Motion to dismiss with prejudice.

20 **JUDGE FREY:** Order dismissing this matter with prejudice will be issued
21 pursuant to Rule 56(d).

22

23

1 **DOCKET NO. T-37620**

2 **JUDGE FREY:** The next matter is Docket Number 37620 - Louisiana Public
3 Service Commission versus Arnaud's Towing and Recovery L.L.C. dba Robbie's
4 Wrecker Service. In re: Cancellation of Common Carrier Certificate Number 8604
5 for failure to file an annual report for 2024 and/or pay a late filing fee of \$500 and
6 a citation fee of \$25 as required by General Order 2 dated July 1, 1921 and General
7 Order dated March 18, 2021. Mr. Scheuermann is present for Commission Staff,
8 and there is no one present on behalf of Arnaud's Towing and Recovery L.L.C.
9 How does the Staff plan to move forward?

10 **MR. SCHEUERMANN:** We will be proceeding.

11 **JUDGE FREY:** You may proceed.

12 **MR. SCHEUERMANN:** Your Honor, Staff is prepared to prove through
13 documentary and testimonial evidence that the carrier cited in this docket, Arnaud's
14 Towing and Recovery L.L.C. doing business as Robbie's Wrecker Service, failed
15 to file an annual report for the year 2024 as required by General Order 2 dated July
16 1, 1921 and General Order dated March 18, 2021. As a result to that failure and at
17 the conclusion of this hearing, Staff will request that the carrier be found guilty of
18 the aforementioned violations and that its Common Carrier Certificate Number
19 8604 be cancelled pursuant to Louisiana Revised Statute Title 45:166(A), that a
20 \$500 late filing fee be assessed to the carrier, as well as a \$25 citation fee. I'd like
21 to begin with our witness, Ms. Tammy Burl.

22 **JUDGE FREY:** Ms. Burl, you have been previously sworn this morning and you
23 remain under oath. Do you understand that?

1 **MS. BURL:** I do.

2 **JUDGE FREY:** Thank you. Proceed, Mr. Scheuermann.

3 **DIRECT EXAMINATION BY MR. HAYDEN SCHEUERMANN**

4 **MR. SCHEUERMANN:** Ms. Burl, good morning, again.

5 **MS. BURL:** Good morning.

6 **MR. SCHEUERMANN:** Please state your name and business address for the
7 record.

8 **MS. BURL:** Tammy Burl. 602 North 5th Street, Baton Rouge, Louisiana 70802.

9 **MR. SCHEUERMANN:** And by whom are you employed?

10 **MS. BURL:** The Louisiana Public Service Commission as the Transportation
11 Administrator.

12 **MR. SCHEUERMANN:** And what are your job duties as Transportation
13 Administrator?

14 **MS. BURL:** I oversee the day-to-day operations of the division which includes the
15 filing of insurance, annual reports, renewals, and any other filings required by the
16 Commission.

17 **MR. SCHEUERMANN:** And are you aware of the Louisiana Public Service
18 Commission order or orders requiring common carriers to file annual reports?

19 **MS. BURL:** Yes.

20 **MR. SCHEUERMANN:** And which orders would that be?

21 **MS. BURL:** General Order Number 2 dated July 1, 1921 and General Order dated
22 March 18, 2021.

1 **MR. SCHEUERMANN:** And are you aware of the Louisiana Public Service
2 Commission General Order authorizing a \$500 late filing fee being assessed to
3 carriers who are late filing their annual reports?

4 **MS. BURL:** Yes.

5 **MR. SCHEUERMANN:** And which Commission General Order would that be?

6 **MS. BURL:** The General Order dated March 18, 2021.

7 **MR. SCHEUERMANN:** And are you also aware of the Louisiana Public Service
8 Commission order authorizing a \$25 citation fee being assessed to carriers?

9 **MS. BURL:** Yes.

10 **MR. SCHEUERMANN:** And do you know which general order that would be?

11 **MS. BURL:** I believe it is June 7, 2006.

12 **MR. SCHEUERMANN:** And according to the general orders, do you know what
13 the annual report filing deadline is for carriers?

14 **MS. BURL:** Carriers reporting on a calendar basis is April 30 each year, and those
15 on a fiscal year-end is 120 days after the end of their fiscal year.

16 **MR. SCHEUERMANN:** And are carriers notified of the requirement to file an
17 annual report with the Louisiana Public Service Commission?

18 **MS. BURL:** Yes. They are sent notice when they are granted their authority, and
19 again sent a courtesy packet in November each year.

20 **MR. SCHEUERMANN:** Are you familiar with the carrier cited in this docket,
21 Arnaud's Towing and Recovery L.L.C. doing business as Robbie's Wrecker
22 Service?

23 **MS. BURL:** Yes.

1 **MR. SCHEUERMANN:** And is this carrier regulated under Common Carrier
2 Certificate Number 8604?
3 **MS. BURL:** Yes.
4 **MR. SCHEUERMANN:** And do you know if the carrier is on a calendar year-
5 end basis or the fiscal year-end basis?
6 **MS. BURL:** A calendar year-end.
7 **MR. SCHEUERMANN:** So the carrier's due date would be based on -- on the
8 general order would be what?
9 **MS. BURL:** April -- for the 2024 annual report, the due date would be April 30,
10 2025.
11 **MR. SCHEUERMANN:** And was this carrier mailed a courtesy annual report
12 compliance packet?
13 **MS. BURL:** Yes, in November.
14 **MR. SCHEUERMANN:** And was an annual report timely submitted by the
15 carrier?
16 **MS. BURL:** No.
17 **MR. SCHEUERMANN:** All right. You have before you a document marked as
18 Staff Exhibit 1. Do you recognize this document?
19 **MS. BURL:** Yes. This is the tentative hearing letter and notice of late fee assessed.
20 **MR. SCHEUERMANN:** And who was this sent to?
21 **MS. BURL:** Arnaud's Towing and Recovery L.L.C. doing business as Robbie's
22 Wrecker Service.
23 **MR. SCHEUERMANN:** And when was this document sent?

1 **MS. BURL:** May 15, 2025.

2 **MR. SCHEUERMANN:** And what is the address on that document?

3 **MS. BURL:** 1199 East Ardoin Street, Eunice, Louisiana 70535.

4 **MR. SCHEUERMANN:** And is that the same address as is on file with the
5 Commission?

6 **MS. BURL:** Yes.

7 **MR. SCHEUERMANN:** And what does the document indicate?

8 **MS. BURL:** It notifies the carrier that we had not received their 2024 annual report
9 by the deadline, that a late fee of \$500 had been assessed to their account, and they
10 were tentatively scheduled to appear at a hearing either August 12 or 13, 2025 at
11 9:30 A.M. if the annual report and \$500 late fee were not received by June 16, 2025.

12 **MR. SCHEUERMANN:** And is this your signature in the bottom right corner of
13 the page?

14 **MS. BURL:** Yes. This is my signature generated from the database.

15 **MR. SCHEUERMANN:** So did you or one of your Staff members prepare this
16 document for mailing?

17 **MS. BURL:** I prepared the document.

18 **MR. SCHEUERMANN:** Okay. And did you also mail the document to the
19 carrier?

20 **MS. BURL:** I had my Staff mail the document.

21 **MR. SCHEUERMANN:** Your Honor, Staff moves to offer, file, and introduce
22 into evidence as Staff Exhibit 1, the tentative hearing letter sent to the carrier in this
23 docket.

1 **JUDGE FREY:** Staff Exhibit 1 is admitted.

2 **MR. SCHEUERMANN:** How was this letter sent to the carrier, Ms. Burl?

3 **MS. BURL:** By regular USPS mail.

4 **MR. SCHEUERMANN:** And was the regular mail returned as undeliverable or
5 for any other reason?

6 **MS. BURL:** No.

7 **MR. SCHEUERMANN:** After the tentative hearing letter was sent, did the carrier
8 timely file an annual report for 2024?

9 **MS. BURL:** No.

10 **MR. SCHEUERMANN:** And after the carrier's failure to file, what was the
11 Transportation Division's next action?

12 **MS. BURL:** We proceeded to issue a citation to the carrier.

13 **MR. SCHEUERMANN:** Ms. Burl, you have before you a document marked as
14 Staff Exhibit 2, in globo. Do you recognize this document?

15 **MS. BURL:** Yes. This is a copy of the citation issued to Arnaud's Towing and
16 Recovery L.L.C. dba Robbie's Wrecker Service.

17 **MR. SCHEUERMANN:** And if you could flip to page 2, this might help with the
18 next question. When was this document sent?

19 **MS. BURL:** It was mailed on July 3, 2025.

20 **MR. SCHEUERMANN:** And back on the first page, what is the address on the
21 citation?

22 **MS. BURL:** 1199 East Ardoin Street, Eunice, Louisiana 70535.

1 **MR. SCHEUERMANN:** And is that same as the address that's on file with the
2 Public Service Commission?

3 **MS. BURL:** Yes.

4 **MR. SCHEUERMANN:** Is that also the address that was on -- what was marked
5 as Staff Exhibit 1, the tentative hearing letter?

6 **MS. BURL:** Yes.

7 **MR. SCHEUERMANN:** And what does this citation indicate?

8 **MS. BURL:** It notifies the carrier that they are required to appear at a hearing on
9 Tuesday, August 12, 2025, for failure to file their annual report and pay the \$500
10 late fee. It also notified them that there was a citation fee that had been assessed to
11 the account in the amount of \$25.

12 **MR. SCHEUERMANN:** Does it indicate where the carrier was supposed to attend
13 this hearing?

14 **MS. BURL:** Yes. The Public Service Commission, 11th floor, here in the Galvez
15 Building, Baton Rouge, Louisiana 70802.

16 **MR. SCHEUERMANN:** And going back to the second page, is that your
17 signature in the bottom right corner?

18 **MS. BURL:** Yes, that's my signature.

19 **MR. SCHEUERMANN:** And did you prepare this citation?

20 **MS. BURL:** It was prepared by my Staff for my signature.

21 **MR. SCHEUERMANN:** And did you mail this citation to the carrier?

22 **MS. BURL:** It was mailed by my Staff.

23 **MR. SCHEUERMANN:** At your direction?

1 **MS. BURL:** Yes. At my direction.

2 **MR. SCHEUERMANN:** And are there any attachments to the citation?

3 **MS. BURL:** Yes. The tentative hearing notice of late fee letter dated May 15,
4 2025.

5 **MR. SCHEUERMANN:** All right. And did this citation provide notice of the \$25
6 citation fee being assessed to the carrier's account?

7 **MS. BURL:** Yes.

8 **MR. SCHEUERMANN:** Did it also provide notice that the carrier's Common
9 Carrier Certificate Number 8604 may be cancelled due to failure to file an annual
10 report for 2024?

11 **MS. BURL:** Yes.

12 **MR. SCHEUERMANN:** And also that a \$500 late fee for failure to timely file an
13 annual report for 2024 would be assessed?

14 **MS. BURL:** That it had not been paid, yes.

15 **MR. SCHEUERMANN:** Okay. And was notice of the citation published and
16 available to the general public in Commission Bulletin Number 1353 on July 3,
17 2025?

18 **MS. BURL:** Yes.

19 **MR. SCHEUERMANN:** Your Honor, Staff moves to offer, file, and introduce
20 into evidence as Staff Exhibit 2, in globo, the citation and its attachments sent to
21 the carrier in this docket.

22 **JUDGE FREY:** Staff Exhibit 2, in globo, is admitted.

1 **MR. SCHEUERMANN:** Once the citation was prepared, did you or someone at
2 your direction mail the citation to the carrier?
3 **MS. BURL:** My Staff mailed it at my direction.
4 **MR. SCHEUERMANN:** Okay. And how was the citation sent?
5 **MS. BURL:** It was sent by certified mail and regular USPS mail.
6 **MR. SCHEUERMANN:** And was the regular USPS mail returned for any reason?
7 **MS. BURL:** No.
8 **MR. SCHEUERMANN:** The carrier never filed an address change with the
9 Commission?
10 **MS. BURL:** They have not.
11 **MR. SCHEUERMANN:** Okay. You have before you a document marked as Staff
12 Exhibit 3, in globo. Do you recognize these documents?
13 **MS. BURL:** Yes. This is a copy of the certified mail receipt front and back, as
14 well as a copy of the USPS tracking for that certified mailing.
15 **MR. SCHEUERMANN:** And on the certified mail receipt, do you -- could you
16 read the address that the carrier -- or the carrier's address?
17 **MS. BURL:** 1199 East Ardoin Street, Eunice, Louisiana 70535.
18 **MR. SCHEUERMANN:** And that's the same as is on the citation that was issued?
19 **MS. BURL:** Yes.
20 **MR. SCHEUERMANN:** And is that also the same as the address that's on file
21 with the Commission?
22 **MS. BURL:** Yes.

1 **MR. SCHEUERMANN:** Could you read me the last six digits of the tracking
2 from the certified mail receipt?

3 **MS. BURL:** 616872.

4 **MR. SCHEUERMANN:** And could you please repeat that for the USPS tracking
5 sheet that's attached?

6 **MS. BURL:** 616872.

7 **MR. SCHEUERMANN:** And could you do that once again from the citation, page
8 1?

9 **MS. BURL:** Yes. It's 616872.

10 **MR. SCHEUERMANN:** And what does the tracking indicate the status of the
11 package -- or the certified mailing is?

12 **MS. BURL:** It says delivered, left with individual, Eunice, Louisiana 70535, July
13 9, 2025 at 8:20 A.M.

14 **MR. SCHEUERMANN:** And in the top left corner, could you identify when this
15 document was printed -- a tracking sheet.

16 **MS. BURL:** August 8, 2025.

17 **MR. SCHEUERMANN:** Okay. Thank you. Your Honor, Staff moves to offer,
18 file, and introduce into evidence as Staff Exhibit 3, a copy of the USPS tracking
19 sheet and the USPS certified mail receipt as Staff Exhibit 3, in globo.

20 **JUDGE FREY:** I have what has been offered by Commission Staff as Staff
21 Exhibit 3, in globo, and I also have the original certified mail receipt that is the first
22 page of Exhibit 3, in globo, and I can state that what has been offered as

1 Commission Staff is a copy of the front and back of the original. Staff Exhibit 3,
2 in globo, is admitted.

3 **MR. SCHEUERMANN:** Ms. Burl, at any point, has the carrier filed the
4 appropriate document to change its address on file with the Louisiana Public
5 Service Commission?

6 **MS. BURL:** No.

7 **MR. SCHEUERMANN:** Have you had any contact with the carrier since the
8 citation was mailed?

9 **MS. BURL:** No.

10 **MR. SCHEUERMANN:** As of today, has the carrier filed an annual report for
11 2024?

12 **MS. BURL:** They have not.

13 **MR. SCHEUERMANN:** Have they paid the \$500 late filing fee?

14 **MS. BURL:** They have not.

15 **MR. SCHEUERMANN:** Have they paid the \$25 citation fee?

16 **MS. BURL:** They have not.

17 **MR. SCHEUERMANN:** As of today, has the carrier filed the appropriate
18 documents to close its authority granted by the Louisiana Public Service
19 Commission under Common Carrier Certificate Number 8604?

20 **MS. BURL:** They have not.

21 **MR. SCHEUERMANN:** Is Staff seeking that the carrier be found guilty and the
22 cancellation of Common Carrier Certificate Number 8604?

23 **MS. BURL:** We are.

1 **MR. SCHEUERMANN:** Is Staff also seeking the assessment of the \$500 late
2 filing fee?

3 **MS. BURL:** We are.

4 **MR. SCHEUERMANN:** And is Staff also seeking the assessment of the \$25
5 citation fee?

6 **MS. BURL:** We are.

7 **MR. SCHEUERMANN:** I have no further questions, Your Honor.

8 **JUDGE FREY:** Just one follow up, Ms. Burl. With regard to the certified mail
9 receipt that is the first page of Staff Exhibit 3, in globo, could you just explain to
10 the Court what that is in terms of what it is and why it's in the file?

11 **MS. BURL:** Yes. This is the receipt that is associated with the certified mailing.
12 This receipt is part of the scan code that is detached from here, so it is a sheet of
13 paper that has the certified mail receipt. Attached is a code that is affixed to the
14 envelope and that is how we allow to track it, and this is our copy to show proof of
15 the certified mail number and the address it was sent to.

16 **JUDGE FREY:** All right. I'm going to try to explain what I think it is, and if this
17 is correct or incorrect, let me know. So when the Transportation Staff sends
18 something by certified mail, you have, you know, certified mailing documents that
19 you fill out, and one of those documents goes on the certified mail envelope that
20 you send out to the carrier; is that correct?

21 **MS. BURL:** Actually, there's two that goes on the envelope, the detachable part
22 of the certified mail receipt with the scan, and the certified green card on the back
23 for the return signature.

1 **JUDGE FREY:** And what you're referring to, the green card, is that also referred
2 to as the certified mail return receipt?

3 **MS. BURL:** Yes.

4 **JUDGE FREY:** So that if the certified mail is delivered to the carrier's address,
5 and they sign for it, that's typically sent by the post office back to the Commission
6 showing that it was signed for by the carrier?

7 **MS. BURL:** Yes.

8 **JUDGE FREY:** And then there's the certified mail receipt, which is a stub that the
9 Commission Staff keeps for its records that matches what is mailed out to the
10 carrier?

11 **MS. BURL:** Yes.

12 **JUDGE FREY:** Okay. I just wanted to get a description of what this is in the
13 record and how its associated with the certified mail that gets sent to the carrier.
14 All right. Do you have any follow up, Mr. Scheuermann?

15 **MR. SCHEUERMANN:** I don't, Your Honor.

16 **JUDGE FREY:** I have no further questions for Ms. Burl.

17 **MR. SCHEUERMANN:** In closing, Your Honor, Commission Staff submits that
18 it is borne the burden of proving by documentary and testimonial evidence that
19 Arnaud's Towing and Recovery L.L.C. doing business as Robbie's Wrecker
20 Service violated Commission's General Order 2 dated July 1, 1921 and General
21 Order March 18, 2021 by failing to submit an annual report for 2024. As Ms. Burl
22 indicated, Staff is seeking that the company be found guilty of this violation, that
23 the Common Carrier Certificate Number 8604 be cancelled pursuant to Louisiana

1 Revised Statute Title 45:166(A), that the carrier be ordered to pay a \$500 late filing
2 fee in accordance with General Order dated March 18, 2021 and a \$25 citation fee
3 in accordance with Commission General Order June 7, 2006.

4 **JUDGE FREY:** Thank you, Counsel. If there's nothing further, this matter is
5 adjourned.

6

7 **DOCKET NO. T-37621**

8 **JUDGE FREY:** The next matter on the docket is Docket Number T-37621 -
9 Louisiana Public Service Commission versus ASAP Towing, Recovery, &
10 Equipment Transportation, LLC. In re: Cancellation of Common Carrier
11 Certificate Number 7303 for failure to file an annual report for 2024 and/or pay a
12 late filing fee of \$500 and a citation fee of \$25 as required by General Order 2 dated
13 July 1, 1921 and General Order dated March 18, 2021. Mr. Scheuermann is present
14 for Commission Staff and there is no one present in the Courtroom on behalf of
15 ASAP Towing, Recovery, & Equipment Transportation, LLC. How do you plan
16 to move forward this morning?

17 **MR. SCHEUERMANN:** I'd like to make a motion to dismiss without prejudice
18 in accordance with Rule 56(d).

19 **JUDGE FREY:** So is it the Staff's position that the motion to dismiss without
20 prejudice is permissible under Rule 56(d) as it is made by Commission Staff and
21 prior to any responsive pleading filed by the carrier in this matter?

22 **MR. SCHEUERMANN:** Yes, Your Honor.

1 **JUDGE FREY:** Ruling on the order of dismissal without prejudice will be issued
2 accordingly.

3

4 **DOCKET NO. T-37622**

5 **JUDGE FREY:** The next matter on the docket this morning is Docket Number T-
6 37622 - Louisiana Public Service Commission versus Axe Directional Drilling
7 LLC. In re: Cancellation of Common Carrier Certificate Number 8500 for failure
8 to file an annual report for 2024 and/or pay a late filing fee of \$500 and a citation
9 fee of \$25 as required by General Order 2 dated July 1, 1921 and General Order
10 dated March 18, 2021. Mr. Scheuermann is present for Commission Staff, and
11 there is no one present on behalf of Axe Directional Drilling LLC. How does the
12 Staff plan to move forward this morning?

13 **MR. SCHEUERMANN:** I'd like to make a motion to dismiss without prejudice
14 in accordance with Rule 56(d).

15 **JUDGE FREY:** And is it Staff's position that Rule 56(d) allows the order of
16 dismissal without prejudice based on the fact that the motion is made by the party
17 who instituted the proceeding prior to any responsive pleading by the carrier in this
18 matter?

19 **MR. SCHEUERMANN:** Yes, Your Honor.

20 **JUDGE FREY:** A ruling on the order of dismissal without prejudice will be issued
21 accordingly.

22

23

1 **DOCKET NO. T-37624**

2 **JUDGE FREY:** The next matter on the docket is Docket Number T-37624 -
3 Louisiana Public Service Commission versus Bernard's Service Center, LLC. In
4 re: Cancellation of Common Carrier Certificate Number 7964-A for failure to file
5 an annual report for 2024 and/or pay a late filing fee of \$500 and a citation fee of
6 \$25 as required by General Order 2 dated July 1, 1921 and General Order dated
7 March 18, 2021. Mr. Scheuermann is present for Commission Staff and there is no
8 one present on behalf of Bernard's Service Center, LLC. How does the Staff plan
9 to move forward this morning?

10 **MR. SCHEUERMANN:** A motion to dismiss without prejudice in accordance
11 with Rule 56(d).

12 **JUDGE FREY:** And is it the Staff's position that Rule 56(d) permits the motion
13 to dismiss without prejudice, as this is being requested by the party who instituted
14 the proceeding prior to any responsive pleading by the carrier in this matter?

15 **MR. SCHEUERMANN:** Yes, Your Honor.

16 **JUDGE FREY:** Ruling on the order of dismissal without prejudice will be issued
17 accordingly.

18

19

20 **DOCKET NO. T-37627**

21 **JUDGE FREY:** The next matter is Docket Number T-37627 - Louisiana Public
22 Service Commission versus Breaux Performance Group, LLC dba College Hunks
23 Hauling Junk and Moving. In re: Cancellation of Common Carrier Certificate

1 Number 8335 for failure to file an annual report for 2024 and/or pay a late filing
2 fee of \$500 and a citation fee of \$25 as required by General Order 2 dated July 1,
3 1921 and General Order dated March 18, 2021. Mr. Scheuermann is present for
4 Commission Staff, and there is no one present on behalf of Breaux Performance
5 Group, LLC. How does the Staff plan to move forward this morning?

6 **MR. SCHEUERMANN:** I'd like to make a motion to dismiss without prejudice
7 in accordance with Rule 56(d).

8 **JUDGE FREY:** And is it the Staff's position that the motion to dismiss without is
9 permissible under Rule 56(d) based on the fact it's being requested by the party
10 who instituted the proceeding prior to any responsive pleading by the carrier in this
11 matter?

12 **MR. SCHEUERMANN:** Yes, Your Honor.

13 **JUDGE FREY:** A ruling on the -- an order on the motion to dismiss without
14 prejudice will be issued accordingly.

15

16 **DOCKET NO. T-37628**

17 **JUDGE FREY:** The next matter is Docket Number T-37628 - Louisiana Public
18 Service Commission versus B's Towing LLC. In re: Cancellation of Common
19 Carrier Certificate Number 8578 for failure to file an annual report for 2024 and/or
20 pay a late filing fee of \$500 and a citation fee of \$25 as required by General Order
21 2 dated July 1, 1921 and General Order dated March 18, 2021. Mr. Scheuermann
22 is present on behalf of Commission Staff and B's Towing LLC is not present this
23 morning. How does the Staff plan to move forward this morning?

1 **MR. SCHEUERMANN:** We will be proceeding, Your Honor.

2 **JUDGE FREY:** You may proceed, Mr. Scheuermann.

3 **MR. SCHEUERMANN:** Your Honor, Staff is prepared to prove through both
4 documentary and testimonial evidence that the carrier cited in this docket, B's
5 Towing LLC, failed to file an annual report for the year 2024 as required by General
6 Order 2 dated July 1, 1921 and General Order dated March 18, 2021. As result of
7 that failure, and at the conclusion of this hearing, Staff will request that the carrier
8 be found guilty of the aforementioned violation, and that its Common Carrier
9 Certificate Number 8578 be cancelled pursuant to Louisiana Revised Statute
10 45:166(A), that a late filing fee of \$500 be assessed to the carrier, as well as a \$25
11 citation fee. We would like begin our questioning of Ms. Tammy Burl.

12 **JUDGE FREY:** Ms. Burl, you have been previously sworn this morning and
13 remain under oath. Do you understand you remain under oath this morning?

14 **MS. BURL:** I do.

15 **JUDGE FREY:** You may proceed, Mr. Scheuermann.

16 **DIRECT EXAMINATION BY MR. HAYDEN SCHEUERMANN**

17 **MR. SCHEUERMANN:** Ms. Burl, would you please state your name and
18 business address for the record?

19 **MS. BURL:** Tammy Burl. 602 North 5th Street, Baton Rouge, Louisiana 70802.

20 **MR. SCHEUERMANN:** And by whom are you employed?

21 **MS. BURL:** Louisiana Public Service Commission as the Transportation
22 Administrator.

1 **MR. SCHEUERMANN:** And as the Transportation Administrator, could you take
2 me through some of your job duties?

3 **MS. BURL:** Yes. I oversee the day-to-day operations of the division, which
4 includes the filing of insurance, annual reports, renewals, and any other filings
5 required by the Commission.

6 **MR. SCHEUERMANN:** Could you tell me which Louisiana Public Service
7 Commission general orders require common carriers to file an annual report each
8 year?

9 **MS. BURL:** Yes. General Order Number 2 dated July 1, 1921 and General Order
10 dated March 18, 2021.

11 **MR. SCHEUERMANN:** And could you tell me which Public Service
12 Commission general order authorizes the imposition of a \$500 late filing fee for the
13 failure to timely file an annual report by a carrier?

14 **MS. BURL:** The General Order dated March 18, 2021.

15 **MR. SCHEUERMANN:** And could you also tell me what the Public Service
16 Commission general order is that authorizes a \$25 citation fee be assessed to
17 carriers?

18 **MS. BURL:** Yes. General Order dated June 7, 2006.

19 **MR. SCHEUERMANN:** Could you tell me, based on the general orders, what the
20 annual report filing deadline is for carriers?

21 **MS. BURL:** For those carriers filing on a calendar year-end, it is April 30 each
22 year. For those on a fiscal year-end it is 120 days after the last day of their fiscal
23 year-end.

1 **MR. SCHEUERMANN:** And are carriers notified of the requirement to file an
2 annual report with the Public Service Commission?

3 **MS. BURL:** Yes. When their authority is granted, they are sent a notice at that
4 time, and they're again sent a courtesy packet every November.

5 **MR. SCHEUERMANN:** And are you familiar with the carrier cited in this docket,
6 B's Towing LLC?

7 **MS. BURL:** Yes.

8 **MR. SCHEUERMANN:** Is that carrier regulated under Common Carrier
9 Certificate Number 8578 by the Public Service Commission?

10 **MS. BURL:** Yes.

11 **MR. SCHEUERMANN:** And do you know if this carrier is on a calendar year or
12 a fiscal year-end basis?

13 **MS. BURL:** They're on a calendar year-end.

14 **MR. SCHEUERMANN:** So this carrier's due date for its annual report to be timely
15 filed would be what?

16 **MS. BURL:** For their 2024 annual report, it was due April 30, 2025.

17 **MR. SCHEUERMANN:** And was this carrier mailed a courtesy annual report
18 compliance packet by the Public Service Commission Transportation Division?

19 **MS. BURL:** Yes.

20 **MR. SCHEUERMANN:** Was an annual report timely submitted by the carrier?

21 **MS. BURL:** No.

22 **MR. SCHEUERMANN:** Ms. Burl, if you could turn your attention to Staff
23 Exhibit 1. Do you recognize this document?

1 **MS. BURL:** Yes. This is the tentative hearing letter and notice of late fee assessed.

2 **MR. SCHEUERMANN:** And who was this document sent to?

3 **MS. BURL:** B's Towing LLC.

4 **MR. SCHEUERMANN:** And when was this document sent?

5 **MS. BURL:** On May 15, 2025.

6 **MR. SCHEUERMANN:** And what is the address on this document?

7 **MS. BURL:** 560 Judge Edward Dufresne Parkway, Luling, Louisiana 70070.

8 **MR. SCHEUERMANN:** And is that the same as the address that's on file with

9 the Public Service Commission?

10 **MS. BURL:** Yes.

11 **MR. SCHEUERMANN:** Did the carrier ever file any address change with the

12 Public Service Commission?

13 **MS. BURL:** They have not.

14 **MR. SCHEUERMANN:** And so what does this document indicate?

15 **MS. BURL:** It notifies B's Towing LLC that we had not received their 2024 annual

16 report, that a late fee of \$500 had been assessed to their account, that they have

17 tentatively been scheduled to appear at a hearing either August 12 or 13, 2025 at

18 9:30 A.M. here at the Galvez Building, if both the annual report and \$500 late fee

19 are not received by June 16, 2025.

20 **MR. SCHEUERMANN:** And is that your signature in the bottom right corner?

21 **MS. BURL:** Yes. That is my signature, generated from the database.

22 **MR. SCHEUERMANN:** So did you or someone in your Staff at your direction

23 prepare this document for sending to the carrier?

1 **MS. BURL:** I prepared the document.

2 **MR. SCHEUERMANN:** And did you or someone at your direction on your Staff
3 prepare this document for mailing and mail it to the carrier?

4 **MS. BURL:** My Staff mailed it with my direction.

5 **MR. SCHEUERMANN:** Your Honor, Staff moves to offer, file, and introduce in
6 evidence as Staff Exhibit 1, the tentative hearing letter sent to the carrier in this
7 docket.

8 **JUDGE FREY:** Staff Exhibit 1 is admitted.

9 **MR. SCHEUERMANN:** Ms. Burl, how was this letter sent to the carrier?

10 **MS. BURL:** It was sent by regular USPS mail.

11 **MR. SCHEUERMANN:** And was the regular mail returned for any reason?

12 **MS. BURL:** No, it was not.

13 **MR. SCHEUERMANN:** After the tentative hearing was sent, did the carrier
14 timely file an annual report for 2024?

15 **MS. BURL:** They did not.

16 **MR. SCHEUERMANN:** And after a failure to file a annual report for 2024, what
17 did the Transportation Division do next?

18 **MS. BURL:** We proceeded to issue a citation to B's Towing LLC.

19 **MR. SCHEUERMANN:** You have before you a document marked as Staff
20 Exhibit 2, in globo. Do you recognize this document?

21 **MS. BURL:** Yes. This is a citation issued to B's Towing LLC.

22 **MR. SCHEUERMANN:** And if you could turn to page 2 real fast, when was this
23 document sent to the carrier?

1 **MS. BURL:** It was mailed out on July 3, 2025.

2 **MR. SCHEUERMANN:** And what was the address on the citation?

3 **MS. BURL:** 560 Judge Edward Dufresne Parkway, Luling, Louisiana 70070.

4 **MR. SCHEUERMANN:** And is that the same as the address that's on file with

5 the Public Service Commission?

6 **MS. BURL:** Yes.

7 **MR. SCHEUERMANN:** Did the carrier at any point change its address with the

8 Public Service Commission?

9 **MS. BURL:** No.

10 **MR. SCHEUERMANN:** All right. What does this citation indicate?

11 **MS. BURL:** It notifies B's Towing LLC that they are required to appear at a

12 hearing on Tuesday, August 12, 2025 at 9:30 A.M., here at the Public Service

13 Commission on the 11th floor, 602 North 5th Street, Baton Rouge, Louisiana 70802.

14 And that they had also been assessed a \$25 citation fee.

15 **MR. SCHEUERMANN:** And did you prepare this document for mailing?

16 **MS. BURL:** It was prepared by my Staff for my signature.

17 **MR. SCHEUERMANN:** Okay. So on the second page then, once again, that is

18 your signature in the bottom right?

19 **MS. BURL:** Yes.

20 **MR. SCHEUERMANN:** And so you directed your Staff to prepare this document

21 and you signed it, and then you directed your Staff to prepare the document for

22 mailing to the carrier?

23 **MS. BURL:** That is correct.

1 **MR. SCHEUERMANN:** Were there any attachments included with the citation?

2 **MS. BURL:** Yes. The tentative hearing letter and notice of \$500 late fee assessed.

3 **MR. SCHEUERMANN:** And you might've already hit this, did you -- did this

4 citation provide notice of the \$25 citation fee along with the previously assessed

5 fines?

6 **MS. BURL:** Yes.

7 **MR. SCHEUERMANN:** Okay. And was a notice of the citation published and

8 available to the general public in Commission Bulletin Number 1353 on July 3,

9 2025?

10 **MS. BURL:** Yes.

11 **MR. SCHEUERMANN:** Your Honor, Staff moves to offer, file, and introduce

12 into evidence as Staff Exhibit 2, in globo, the citation and its attachment sent to the

13 carrier in this docket.

14 **JUDGE FREY:** Staff Exhibit 2, in globo, is admitted.

15 **MR. SCHEUERMANN:** So once the citation was prepared, you directed someone

16 from your Staff to mail these citations to the carrier?

17 **MS. BURL:** That's correct.

18 **MR. SCHEUERMANN:** And how was the document sent?

19 **MS. BURL:** It was sent by certified mail and also by regular USPS mail.

20 **MR. SCHEUERMANN:** Was the regular USPS mail returned for any reason?

21 **MS. BURL:** No.

22 **MR. SCHEUERMANN:** You have before you a document marked as Staff

23 Exhibit 3, in globo. Do you recognize these documents?

1 **MS. BURL:** Yes. This is a copy of the certified mail receipt for the certified
2 mailing of the citation, as well as the USPS tracking printout.

3 **MR. SCHEUERMANN:** And just real fast, could you tell me what the USPS
4 certified mail receipt indicates?

5 **MS. BURL:** This is the certified mail receipt that is the LPSC's copy to retain to
6 show the tracking number -- the sale -- of the US Postal Service's certified mail
7 being sent to B's Towing LLC.

8 **MR. SCHEUERMANN:** And what is the carrier's address given?

9 **MS. BURL:** 560 Judge Edward Dufresne Parkway, Luling, Louisiana 70070.

10 **MR. SCHEUERMANN:** And what are the last six digits of the tracking number
11 on this document?

12 **MS. BURL:** 616445.

13 **MR. SCHEUERMANN:** Turning to the USPS tracking printout, could you once
14 again tell me the last six digits of the tracking number?

15 **MS. BURL:** 616445.

16 **MR. SCHEUERMANN:** And then turning back to Exhibit 2, could you tell me
17 the tracking number given on the citation, the last six digits?

18 **MS. BURL:** 616445.

19 **MR. SCHEUERMANN:** And when was the USPS tracking sheet printed out?

20 **MS. BURL:** On August 8, 2025.

21 **MR. SCHEUERMANN:** And what does the tracking sheet indicate is the status
22 of the certified mailing?

1 **MS. BURL:** That it was delivered, left with an individual, Luling, Louisiana
2 70070 on July 9, 2025 at 11:13 A.M.

3 **MR. SCHEUERMANN:** Your Honor, Staff moves to offer, file, and introduce
4 into evidence as Staff Exhibit 3, in globo, a copy of the USPS certified mail receipt,
5 and the USPS tracking sheet printout.

6 **JUDGE FREY:** Staff Exhibit 3, in globo, is admitted.

7 **MR. SCHEUERMANN:** Ms. Burl, at any point has the carrier filed appropriate
8 documents to change their address on file with the Public Service Commission?

9 **MS. BURL:** They have not.

10 **MR. SCHEUERMANN:** Have you had any contact with the carrier since this
11 citation was mailed?

12 **MS. BURL:** I have not.

13 **MR. SCHEUERMANN:** As of today, has the carrier filed an annual report for
14 2024?

15 **MS. BURL:** They have not.

16 **MR. SCHEUERMANN:** Has the carrier paid the \$500 late filing fee that was
17 assessed to their account?

18 **MS. BURL:** They have not.

19 **MR. SCHEUERMANN:** Has the carrier paid the \$25 citation fee assessed to its
20 account?

21 **MS. BURL:** They have not.

1 **MR. SCHEUERMANN:** As of today, has the carrier filed the appropriate
2 documents to close its authority granted by the Louisiana Public Service
3 Commission under Common Carrier Certificate Number 8578?

4 **MS. BURL:** They have not.

5 **MR. SCHEUERMANN:** Is Staff seeking the carrier be found guilty and
6 cancellation of Common Carrier Certificate Number 8578?

7 **MS. BURL:** Yes, we are.

8 **MR. SCHEUERMANN:** Is Staff also seeking the assessment of the \$500 late
9 filing fee?

10 **MS. BURL:** Yes.

11 **MR. SCHEUERMANN:** And is Staff also seeking the assessment of the \$25
12 citation fee?

13 **MS. BURL:** Yes.

14 **MR. SCHEUERMANN:** No further questions, Your Honor.

15 **JUDGE FREY:** Ms. Burl, when was the tentative hearing letter mailed to the
16 carrier that was admitted as Staff Exhibit Number 1?

17 **MS. BURL:** May 15, 2025.

18 **JUDGE FREY:** And did it advise the carrier that a \$500 late fee had been assessed
19 to its account?

20 **MS. BURL:** Yes.

21 **JUDGE FREY:** I have no further questions for Ms. Burl.

22 **MR. SCHEUERMANN:** I have no follow up, Your Honor.

1 **JUDGE FREY:** Sorry. I have the original to what was offered as Staff Exhibit 3,
2 in globo. It was admitted already, but I do have the original for inspection and can
3 state that the original matches the copy of the front and back that were admitted as
4 Staff Exhibit 3, in globo. So you can proceed, Mr. Scheuermann.

5 **MR. SCHEUERMANN:** In closing, Your Honor, Commission Staff submits that
6 it is borne the burden of proving by documentary and testimonial evidence that B's
7 Towing LLC violated Commission's General Order 2 dated July 1, 1921 and
8 General Order dated March 18, 2021 by failing to submit an annual report for 2024.
9 As Ms. Burl indicated, Staff is seeking that the company be found guilty of this
10 violation, that the Common Carrier Certificate Number 8578 be cancelled pursuant
11 to Louisiana Revised Statute Title 45:166(A), that the carrier be ordered to pay a
12 \$500 late filing fee in accordance with Commission's General Order dated March
13 18, 2021 and a \$25 citation fee in accordance with Commission's General Order
14 dated June 7, 2006.

15 **JUDGE FREY:** Thank you, Mr. Scheuermann. If there's nothing further, this
16 matter is adjourned.

17 **MR. SCHEUERMANN:** Thank you, Your Honor.

18

19 **DOCKET NO. T-37629**

20 **JUDGE FREY:** The next matter on the docket is Docket Number T-37629 -
21 Louisiana Public Service Commission versus B-T Towing, LLC. In re:
22 Cancellation of Common Carrier Certificate Number 6836-B for failure to file an
23 annual report for 2024 and/or pay a late filing fee of \$500 and a citation fee of \$25

1 as required by General Order 2 dated July 1, 1921 and General Order dated March
2 18, 2021. Mr. Scheuermann is present for Commission Staff, and there is no one
3 present in the Courtroom on behalf of B-T Towing, LLC. How does the Staff plan
4 to move forward with this matter?

5 **MR. SCHEUERMANN:** Your Honor, we would like to request a motion to
6 continue to October 2, 2025 hearing dates.

7 **JUDGE FREY:** Ruling on the motion to continue and a notice of rescheduling
8 this matter to the transportation date scheduled for October 2 will be issued
9 accordingly.

10

11

12 **DOCKET NO. T-37632**

13 **JUDGE FREY:** The next matter on the docket is Docket Number T-37632 -
14 Louisiana Public Service Commission versus Clayton McGee dba Car Care Center.
15 In re: Cancellation of Common Carrier Certificate Number 6620 for failure to file
16 an annual report for 2024 and/or pay a late filing fee of \$500 and a citation fee of
17 \$25 as required by General Order 2 dated July 1, 1921 and General Order dated
18 March 18, 2021. Mr. Scheuermann is present for Commission Staff, and there is
19 no one present on behalf of Clayton McGee dba Car Care Center. How does the
20 Staff plan to handle this matter this morning?

21 **MR. SCHEUERMANN:** We'd like to make a motion to continue to the October
22 2, 2025 transportation hearing dates.

1 **JUDGE FREY:** A ruling on the motion to continue and a notice of rescheduling
2 this matter to the October 2, 2025 transportation hearing dates will be issued
3 accordingly.

4

5 **DOCKET NO. T-37633**

6 **JUDGE FREY:** The next matter is Docket Number T-37633 - Louisiana Public
7 Service Commission versus Coastal Crew Change Company, LLC. In re:
8 Cancellation of Registration and Insurance Number 1595 and Common Carrier
9 Certificate Number 8278 for failure to file an annual report for 2024 and/or pay a
10 late filing fee of \$500 and a citation fee of \$25 as required by General Order 2 dated
11 July 1, 1921 and General Order dated March 18, 2021. Mr. Scheuermann is present
12 for Commission Staff, and there is no one present on behalf of Coastal Crew
13 Change Company, LLC. How does the Staff plan to move forward?

14 **MR. SCHEUERMANN:** A motion to dismiss with prejudice, Your Honor.

15 **JUDGE FREY:** An order dismissing this matter with prejudice will be issued
16 pursuant to Rule 56(d).

17

18 **DOCKET NO. T-37636**

19 **JUDGE FREY:** The next matter is Docket Number T-37636 - Louisiana Public
20 Service Commission versus DTK Enterprises, LLC dba Midas Touch Towing. In
21 re: Cancellation of Common Carrier Certificate Number 7507-A for failure to file
22 an annual report for 2024 and/or pay a late filing fee of \$500 and a citation fee of
23 \$25 as required by General Order 2 dated July 1, 1921 and General Order dated

1 March 18, 2021. Mr. Scheuermann is present for Commission Staff, and no one
2 present for DTK Enterprises, LLC. How does the Staff plan to handle this matter
3 this morning?

4 **MR. SCHEUERMANN:** Move to dismiss with prejudice, Your Honor.

5 **JUDGE FREY:** An order dismissing this matter with prejudice pursuant to Rule
6 56(d) will be issued accordingly.

7

8 **DOCKET NO. T-37637**

9 **JUDGE FREY:** The next matter is Docket Number T-37637 - Louisiana Public
10 Service Commission versus Epic Paving LLC. In re: Cancellation of Common
11 Carrier Certificate Numbers 8588 and 8572 for failure to file an annual report for
12 2024 and/or pay a late filing fee of \$500 and a citation fee of \$25 as required by
13 General Order 2 dated July 1, 1921 and General Order dated March 18, 2021.
14 Would the parties present please make their appearances for the record? And I note
15 that Mr. Scheuermann is present for Commission Staff, and no one is present on
16 behalf of Epic Paving LLC. How do you plan to move forward, Mr. Scheuermann?

17 **MR. SCHEUERMANN:** Motion to dismiss without prejudice in accordance with
18 Rule 56(d).

19 **JUDGE FREY:** And is it your position that Rule 56(d) permits the motion to
20 dismiss without prejudice as it is being made by the party who instituted the
21 proceeding prior to any responsive pleading by the carrier?

22 **MR. SCHEUERMANN:** Yes, Your Honor.

1 **JUDGE FREY:** An order of dismissal dismissing this matter without prejudice
2 will be issued accordingly.

3

4 **DOCKET NO. T-37638**

5 **JUDGE FREY:** Next matter on the docket is Docket Number T-37638 - Louisiana
6 Public Service Commission versus Equipment Transport, LLC of Pennsylvania. In
7 re: Cancellation of Common Carrier Certificate Number 8608 for failure to file an
8 annual report for 2024 and/or pay a late filing fee of \$500 and a citation fee of \$25
9 as required by General Order 2 dated July 1, 1921 and General Order dated March
10 18, 2021. Mr. Scheuermann is present on behalf of Commission Staff, and no one
11 is present on behalf of Equipment Transport, LLC of Pennsylvania. How does the
12 Staff plan to handle this matter this morning?

13 **MR. SCHEUERMANN:** We will be moving forward.

14 **JUDGE FREY:** Okay, Mr. Scheuermann.

15 **MR. SCHEUERMANN:** Your Honor, Staff is prepared to prove through both
16 documentary and testimonial evidence that the carrier cited in this docket,
17 Equipment Transport, LLC of Pennsylvania, failed to file an annual report for the
18 year 2024 as required by General Order 2 -- Commission's General Order 2 dated
19 July 1, 1921 and Commission's General Order dated March 18, 2021. As a result
20 of that failure and at the conclusion of this hearing, Staff will request that the carrier
21 be found guilty of the aforementioned violation and that its Common Carrier
22 Certificate Number 8608 be cancelled pursuant to Louisiana Revised Statute
23 45:166(A), that a \$500 late filing fee be assessed to the carrier, as well as a \$25

1 citation fee. We would like to begin with our direct examination of Ms. Tammy
2 Burl.

3 **JUDGE FREY:** Ms. Burl, you have been previously sworn this morning and
4 remain under oath. Do you understand you remain under oath this morning?

5 **MS. BURL:** Yes, I do.

6 **JUDGE FREY:** You may proceed, Mr. Scheuermann.

7 **DIRECT EXAMINATION BY MR. HAYDEN SCHEUERMANN**

8 **MR. SCHEUERMANN:** Ms. Burl, please state your name and business address
9 for the record.

10 **MS. BURL:** Tammy Burl. 602 North 5th Street, Baton Rouge, Louisiana 70802.

11 **MR. SCHEUERMANN:** And by whom are you employed?

12 **MS. BURL:** The Louisiana Public Service Commission as the Transportation
13 Administrator.

14 **MR. SCHEUERMANN:** And what are your job duties as Transportation
15 Administrator?

16 **MS. BURL:** I oversee the day-to-day operations of the division, which includes
17 the filings of insurance, annual reports, renewals, and any other required filings by
18 the Commission.

19 **MR. SCHEUERMANN:** Ms. Burl, could you tell me the Louisiana Public Service
20 Commission orders that require common carriers regulated by the Commission to
21 file annual reports each year?

22 **MS. BURL:** Yes. General Order Number 2 dated July 1, 1921 and General Order
23 dated March 18, 2021.

1 **MR. SCHEUERMANN:** And could you tell me which Louisiana Public Service
2 Commission General Order authorizes the imposition of a \$500 late filing fee when
3 an annual report is not timely submitted?

4 **MS. BURL:** Yes. General Order dated March 18, 2021.

5 **MR. SCHEUERMANN:** And could you tell me the Public Service Commission
6 order authorizing a \$25 citation fee be assessed to carriers that are cited?

7 **MS. BURL:** Yes. General Order dated June 7, 2006.

8 **MR. SCHEUERMANN:** Ms. Burl, according to the Public Service Commission's
9 General Order, what is the annual report filing deadline is for carriers?

10 **MS. BURL:** Carriers filing on a calendar year-end is April 30 each year, and those
11 carriers filing on a fiscal year-end, it is 120 days after the end of their fiscal year.

12 **MR. SCHEUERMANN:** And are carriers notified of the requirement to file an
13 annual report with the Public Service Commission?

14 **MS. BURL:** Yes. When they are granted their authority, they are notified at that
15 time, as well as a courtesy packet is mailed out every November.

16 **MR. SCHEUERMANN:** Are you familiar with the carrier cited in this docket,
17 Equipment Transport, LLC of Pennsylvania?

18 **MS. BURL:** Yes, I am.

19 **MR. SCHEUERMANN:** And is that carrier regulated under Common Carrier
20 Certificate Number 8608 by the Public Service Commission?

21 **MS. BURL:** Yes, they are.

22 **MR. SCHEUERMANN:** Are you aware of whether or not the carrier is on a
23 calendar year or a fiscal year-end basis?

1 **MS. BURL:** They are on a calendar year-end.

2 **MR. SCHEUERMANN:** So what would the carrier's due date be according to the
3 Public Service Commission's orders?

4 **MS. BURL:** Their 2024 annual report would have been due April 30, 2025.

5 **MR. SCHEUERMANN:** And was this carrier mailed a courtesy annual report
6 compliance packet?

7 **MS. BURL:** Yes.

8 **MR. SCHEUERMANN:** You have before you a document marked as Staff
9 Exhibit 1. Could you identify -- do you recognize that document?

10 **MS. BURL:** Yes. This is a letter dated March 11, 2025 that was sent to Equipment
11 Transport, LLC of Pennsylvania.

12 **MR. SCHEUERMANN:** And could you take me through what this document
13 indicates?

14 **MS. BURL:** Yes. On March 10, 2025, we received an incomplete 2024 annual
15 report for the company. It notified them that properly completed annual reports are
16 due in the office on or before April 30 of this year. However, there were several
17 pages that were blank, missing information, and it was not properly notarized.
18 Therefore, it notified them that the annual report was rejected and the original report
19 was returned back to them, and it indicated that they have to have the original
20 properly completed and notarized 2024 annual report back to our office at the
21 address above no later than April 30, 2025, and that if it was not received by that
22 time, they would be assessed a \$500 late fee.

1 **MR. SCHEUERMANN:** Okay. And did you or a member of your Staff prepare
2 this document?
3 **MS. BURL:** I prepared this document.
4 **MR. SCHEUERMANN:** So that is your signature at the bottom?
5 **MS. BURL:** That is correct.
6 **MR. SCHEUERMANN:** Okay. And what was the address that this document
7 was sent to?
8 **MS. BURL:** 5220 Spring Valley Road, Suite 415, Dallas, Texas 75254.
9 **MR. SCHEUERMANN:** And is that the same as the address that's on file with
10 the Public Service Commission for this carrier?
11 **MS. BURL:** Yes, it is.
12 **MR. SCHEUERMANN:** So after this -- after you prepared this document, did
13 you also prepare this document for mailing to the carrier?
14 **MS. BURL:** Yes, I did.
15 **MR. SCHEUERMANN:** Your Honor, Staff moves to offer, file, and introduce
16 into evidence as Staff Exhibit 1, the notice of rejection letter that was mailed to the
17 carrier in this docket.
18 **JUDGE FREY:** Staff Exhibit 1 is admitted.
19 **MR. SCHEUERMANN:** Ms. Burl, still looking at Staff Exhibit 1, when was this
20 document sent to the carrier?
21 **MS. BURL:** It was mailed March 11, 2025.
22 **MR. SCHEUERMANN:** Okay. Thank you. And how was the letter sent?
23 **MS. BURL:** It was sent by regular USPS mail.

1 **MR. SCHEUERMANN:** And was that mail returned for any reason?

2 **MS. BURL:** No, it was not.

3 **MR. SCHEUERMANN:** After this rejection letter was sent to the carrier, did the
4 carrier timely file an annual report for 2024 that was complete?

5 **MS. BURL:** They did not file a corrected, complete annual report.

6 **MR. SCHEUERMANN:** After failure to file a corrected, complete annual report,
7 what was Transportation Division's next action?

8 **MS. BURL:** A tentative hearing letter and notice of late fee letter was generated
9 from the database.

10 **MR. SCHEUERMANN:** Turning to Staff Exhibit 2, do you recognize this
11 document?

12 **MS. BURL:** Yes. This is a copy of the tentative hearing letter and notice of the
13 late fee.

14 **MR. SCHEUERMANN:** And who was this document sent to?

15 **MS. BURL:** It was sent to Equipment Transport, LLC of Pennsylvania.

16 **MR. SCHEUERMANN:** And when was this document sent?

17 **MS. BURL:** May 15, 2025.

18 **MR. SCHEUERMANN:** And what is the address on this document?

19 **MS. BURL:** 5220 Spring Valley Road, Suite 415, Dallas, Texas 75254.

20 **MR. SCHEUERMANN:** And was this address once again pulled from the file
21 with the Louisiana Public Service Commission?

22 **MS. BURL:** Yes, from our database.

1 **MR. SCHEUERMANN:** Thank you. And could you just go through for me what
2 this document indicates?

3 **MS. BURL:** Yes. It notified Equipment Transport, LLC of Pennsylvania that we
4 had not received their 2024 annual report and that it was due in our office by April
5 30 of this year, that a late fee of \$500 had been assessed to their account, that they
6 also were tentatively scheduled to appear at a hearing either August 12 or 13, 2025
7 at 9:30 A.M., here in the Galvez Building if both the annual report and \$500 late
8 fee were not received by June 16, 2025.

9 **MR. SCHEUERMANN:** And is that your signature in the bottom right corner of
10 the document?

11 **MS. BURL:** Yes, this is my signature generated automatically from the database.

12 **MR. SCHEUERMANN:** So did you prepare this document?

13 **MS. BURL:** Yes, I prepared it.

14 **MR. SCHEUERMANN:** And did you also prepare this document for mailing and
15 mail it to the carrier?

16 **MS. BURL:** It was mailed by my Staff to the carrier at my direction.

17 **MR. SCHEUERMANN:** Your Honor, Staff moves to offer, file, and introduce
18 into evidence as Staff Exhibit 2, the tentative hearing letter sent to the carrier in this
19 docket.

20 **JUDGE FREY:** Staff Exhibit 2 is admitted.

21 **MR. SCHEUERMANN:** And how was that tentative hearing letter sent, Ms.
22 Burl?

23 **MS. BURL:** It was sent by regular USPS mail.

1 **MR. SCHEUERMANN:** And was the regular mail returned for any reason?

2 **MS. BURL:** No, it was not.

3 **MR. SCHEUERMANN:** After the tentative letter was sent, did the carrier file an
4 annual report for 2024?

5 **MS. BURL:** They did not.

6 **MR. SCHEUERMANN:** And after the carrier's failure to file after the tentative
7 hearing letter, what was the Transportation Division's next action?

8 **MS. BURL:** We proceeded to issue a citation to Equipment Transport, LLC of
9 Pennsylvania.

10 **MR. SCHEUERMANN:** Would you turn to Staff Exhibit 3, in globo, please? Do
11 you recognize this document?

12 **MS. BURL:** Yes. This is a copy of the citation issued to Equipment Transport,
13 LLC of Pennsylvania with its attachment -- attachments.

14 **MR. SCHEUERMANN:** Turning to page 2, when was this document sent?

15 **MS. BURL:** It was mailed July 3, 2025.

16 **MR. SCHEUERMANN:** And what is the address on the citation?

17 **MS. BURL:** 5220 Spring Valley Road, Suite 415, Dallas, Texas 75254.

18 **MR. SCHEUERMANN:** And is that address the same as was on the previous two
19 documents that have been admitted into evidence?

20 **MS. BURL:** Yes.

21 **MR. SCHEUERMANN:** And is that address also what was on file with the Public
22 Service Commission?

23 **MS. BURL:** Yes.

1 **MR. SCHEUERMANN:** Has Equipment Transport, LLC of Pennsylvania filed a
2 change of address with the Public Service Commission at any point?

3 **MS. BURL:** They have not.

4 **MR. SCHEUERMANN:** What does this citation indicate?

5 **MS. BURL:** It indicates that a hearing -- that they are required to appear at a
6 hearing on Tuesday, August 12, 2025 at 9:30 A.M., here at the Galvez Building of
7 the Louisiana Public Service Commission on the 11th floor. That a citation fee in
8 the amount of \$25 had been assessed to their account for -- and that we would
9 proceed for cancelling Common Carrier Certificate Number 8608 for failure to file
10 an annual report for 2024, and pay a late filing fee of \$500.

11 **MR. SCHEUERMANN:** Okay. And on the second page, is that your signature?

12 **MS. BURL:** Yes, that is my --

13 **MR. SCHEUERMANN:** In the bottom right?

14 **MS. BURL:** That is my signature.

15 **MR. SCHEUERMANN:** And did you prepare this citation yourself, or did
16 someone at your direction prepare it?

17 **MS. BURL:** My Staff prepared this under my direction for my signature, and I
18 signed it afterwards.

19 **MR. SCHEUERMANN:** And did you prepare the document for mailing or did
20 someone at your direction mail it?

21 **MS. BURL:** I directed my Staff to mail it once it was signed.

1 **MR. SCHEUERMANN:** Okay. Thank you. And were there any -- I think you
2 might've mentioned that there were attachments. Could you identify what those
3 attachments were to the citation?

4 **MS. BURL:** Yes. The first attachment was the May 15, 2025 letter, and then also
5 -- that was tentative hearing letter, and also the March 11, 2025 rejection letter.

6 **MR. SCHEUERMANN:** Thank you. Was there notice of the citation published
7 in the Commission's Official Bulletin Number 1353 on July 3, 2025?

8 **MS. BURL:** Yes.

9 **MR. SCHEUERMANN:** Your Honor, Staff moves to offer, file, and introduce
10 into evidence as Staff Exhibit 3, in globo, the citation and its attachments sent to
11 the carrier in this docket.

12 **JUDGE FREY:** Staff Exhibit 3, in globo, is admitted.

13 **MR. SCHEUERMANN:** So once the citation was prepared, Ms. Burl, I think you
14 already attested to this, but did you or someone at your direction mail the document
15 to the carrier?

16 **MS. BURL:** My Staff mailed the document to the carrier.

17 **MR. SCHEUERMANN:** And how was this document sent to the carrier?

18 **MS. BURL:** It was sent by certified mail, as well as regular USPS mail.

19 **MR. SCHEUERMANN:** And was the regular USPS mail returned for any
20 reason?

21 **MS. BURL:** No, it was not.

22 **MR. SCHEUERMANN:** You have before you a document marked as Staff
23 Exhibit 3. Do you recognize this document?

1 **MS. BURL:** I have Staff Exhibit 4.

2 **MR. SCHEUERMANN:** Oh, Staff Exhibit 4, my apologies.

3 **MS. BURL:** Yes. This is a copy of the certified mail receipt front and back.

4 **MR. SCHEUERMANN:** Okay. So, what is the address on this document?

5 **MS. BURL:** The address is 5220 Spring Valley Road, Suite 415, Dallas, Texas

6 75254.

7 **MR. SCHEUERMANN:** And is that the same as the address on file with the

8 Commission?

9 **MS. BURL:** Yes, it is.

10 **MR. SCHEUERMANN:** And could you tell me what the marking -- on the side

11 with the address of the carrier, there's some handwriting at the bottom of the green

12 card, could you tell me what that is?

13 **MS. BURL:** Yes. This is the docket number in this matter to reference the card

14 back to the citation.

15 **MR. SCHEUERMANN:** Okay. Thank you. And could you tell me what the last

16 six digits of the tracking number are on the green card?

17 **MS. BURL:** 616650.

18 **MR. SCHEUERMANN:** And turning back to Exhibit 3, in globo, could you tell

19 me what the tracking number given on the first page of that is? The last six digits?

20 **MS. BURL:** 616650.

21 **MR. SCHEUERMANN:** And is this green card signed by anyone?

22 **MS. BURL:** Yes. It appears to be -- there's a signature and a printed name that

23 might be Annie Early.

1 **MR. SCHEUERMANN:** Okay. And when did the Public Service Commission
2 receive the green card back?

3 **MS. BURL:** It was received back in our office on July 24, 2025.

4 **MR. SCHEUERMANN:** Okay. Thank you. Your Honor, Staff moves to offer,
5 file, and introduce into evidence as Staff Exhibit 4, a copy of the USPS domestic
6 return receipt or green card. And Your Honor, you have the original for your
7 inspection.

8 **JUDGE FREY:** Thank you. I do have the original for my inspection of what is
9 being offered as Staff Exhibit 4, and I can state that the copies offered as Staff
10 Exhibit 4 of the front and back match the original. Staff Exhibit 4 is admitted.

11 **MR. SCHEUERMANN:** Ms. Burl, at any point has the carrier filed the
12 appropriate documents to change its address with the Louisiana Public Service
13 Commission?

14 **MS. BURL:** They have not.

15 **MR. SCHEUERMANN:** Have you had any contact with the carrier since the
16 citation was mailed?

17 **MS. BURL:** I have not.

18 **MR. SCHEUERMANN:** As of today, has the carrier filed a corrected annual
19 report for 2024?

20 **MS. BURL:** No, they have not.

21 **MR. SCHEUERMANN:** As of today, has the carrier filed appropriate documents
22 to close its authority granted by the Louisiana Public Service Commission under
23 Common Carrier Certificate Number 8608?

1 **MS. BURL:** They have not.

2 **MR. SCHEUERMANN:** Is Staff seeking that the carrier be found guilty and
3 cancellation of Common Carrier Certificate Number 8608?

4 **MS. BURL:** Yes.

5 **MR. SCHEUERMANN:** Is Staff also seeking the assessment of a \$500 late filing
6 fee in accordance with the March 18, 2021 Commission General Order?

7 **MS. BURL:** Yes.

8 **MR. SCHEUERMANN:** Is Staff also seeking the assessment of a \$25 citation fee
9 in accordance with the June 7, 2006 Commission General Order?

10 **MS. BURL:** Yes.

11 **MR. SCHEUERMANN:** I have nothing further, Your Honor.

12 **JUDGE FREY:** Thank you. I do have a few follow up questions for you, Ms.
13 Burl. Do you recall who mailed the rejection letter that was admitted as Staff
14 Exhibit 1?

15 **MS. BURL:** I did.

16 **JUDGE FREY:** And the citation that was admitted as Staff Exhibit 3, in globo,
17 among the things that informed the carrier of, did it inform them that a late fee had
18 been assessed to their account?

19 **MS. BURL:** The citation?

20 **JUDGE FREY:** A late filing fee of \$500. Did it notify them that that had been
21 assessed to their account?

22 **MS. BURL:** It notified them that we had not received the filing -- the annual report
23 or the \$500 late fee.

1 **JUDGE FREY:** Okay. To be more specific, did -- was part of the show cause that
2 it informed the carrier of that it was required to appear at a hearing to show cause
3 why it's certificate should not be cancelled for failure to file the annual report and
4 pay the late fee of \$500?

5 **MS. BURL:** Yes.

6 **JUDGE FREY:** Thank you. With regard to Staff Exhibit 4, you testified as to the
7 docket number that is handwritten on the bottom of the return receipt, how does
8 that docket number get there, Ms. Burl?

9 **MS. BURL:** My Staff writes that number on the green card to ensure that it is
10 matched up with the proper citation when it is returned for ease of use.

11 **JUDGE FREY:** And I believe you testified to this, but the certified mail tracking
12 number that is on the certified mail return receipt, does that also match the certified
13 mail tracking number that Staff prints on the citation?

14 **MS. BURL:** Yes.

15 **JUDGE FREY:** And you indicated that the certified mail return receipt bears a
16 printed name and signature. Does it indicate what date it was delivered or signed
17 for on that certified mail receipt?

18 **MS. BURL:** It does not.

19 **JUDGE FREY:** And has the carrier ever remitted a \$500 late filing fee?

20 **MS. BURL:** They have not.

21 **JUDGE FREY:** I have no further questions for Ms. Burl. Do you have any follow
22 up, Mr. Scheuermann?

23 **MR. SCHEUERMANN:** I do not, Your Honor.

1 **JUDGE FREY:** If there is nothing further from Ms. Burl, she can remain seated.
2 Mr. Scheuermann?

3 **MR. SCHEUERMANN:** In closing, Your Honor, Commission Staff submits that
4 it is borne the burden of proving by documentary and testimonial evidence that
5 Equipment Transport, LLC of Pennsylvania violated Commission's General Order
6 2 dated July 1, 1921 and Commission's General Order dated March 18, 2021 by
7 failing to submit an annual report for the year 2024. As Ms. Burl indicated, Staff
8 is seeking that the company be found guilty of this violation, that the Common
9 Carrier Certificate Number 8608 be cancelled pursuant to Louisiana Revised
10 Statute Title 45:166(A), that the carrier be order to pay a \$500 late filing fee in
11 accordance with Commission General Order dated March 18, 2021, and a \$25
12 citation fee in accordance with the Commission General Order dated June 7, 2006.

13 **JUDGE FREY:** If there is nothing further, this matter is adjourned.

14

15 **DOCKET NO. T-37639**

16 **JUDGE FREY:** The next and final matter that I have on the docket this morning
17 is Docket Number T-37639 - Louisiana Public Service Commission versus Fisk
18 Enterprises, Inc. dba Slidell Moving. In re: Cancellation of Common Carrier
19 Certificate Number 7056 for failure to file an annual report for 2024 and/or pay a
20 late filing fee of \$500 and a citation fee of \$25 as required by General Order 2 dated
21 July 1, 1921 and General Order dated March 18, 2021. Mr. Scheuermann is present
22 for Commission Staff, and there is no one present on behalf of Fisk Enterprises,
23 Inc. How does the Staff plan to move forward this morning?

1 **MR. SCHEUERMANN:** I'd like to make a motion to dismiss without prejudice
2 in accordance with Rule 56(d).

3 **JUDGE FREY:** And is it Staff's position that the motion to dismiss without
4 prejudice is permitted by Rule 56(d) as it is being brought by the party who
5 instituted the proceeding and prior to any responsive pleading by the carrier in this
6 matter?

7 **MR. SCHEUERMANN:** Yes, Your Honor.

8 **JUDGE FREY:** An order dismissing this matter without prejudice will be issued
9 accordingly. That concludes all the matters that I had on the docket this morning.
10 Is there anything further from the Commission Staff this morning before we
11 adjourn?

12 **MR. SCHEUERMANN:** Nothing, Your Honor.

13 **JUDGE FREY:** Thank you, we're adjourned.

14 **(WHEREUPON, THE HEARING WAS ADJOURNED)**

15

1 I hereby certify that the foregoing pages 1 through 65 are true and correct to
2 the best of my knowledge of the Transportation Citation Hearings held on
3 August 12, 2025.

4 *****

5 **Rough Draft by:**

6 

7 **Key-Anna Freeman,**
8 **Court Reporter**

August 18, 2025

Date

9 **Proofed by:**

10 

11 **Alicia Carter-Thomas,**
12 **Court Reporter**

August 27, 2025

Date

13 **Finalized by:**

14 

15 **Key-Anna Freeman,**
16 **Court Reporter**

August 27, 2025

Date

17
18
19 **Corrected Version Finalized by:**

20 

21 **Kathy Dykes,**
22 **Admin Program Manager**

September 8, 2025

Date