

LOUISIANA PUBLIC SERVICE COMMISSION

ORDER NO. T-33956

LOUISIANA PUBLIC SERVICE COMMISSION
VERSUS
YGRIEGA ENERGY COMPANY, INC. DBA Y OILFIELD SERVICES
(EDINBURG, TEXAS)

In re: Alleged violation of La. R.S. 45:161 through 180.1 by operating intrastate without LPSC authority on fifty (50) counts; allegedly occurring on or about October 1, 2015 through November 30, 2015.

(Decided at the May 18, 2016 Business and Executive Meeting)

Background

Ygriega Energy Company, Inc. dba Y Oilfield Services is an oilfield equipment company located in south Texas. Y Oilfield Services has a United States Department of Transportation number and a Texas Railroad Commission permit for transporting oil and gas waste, but does not have Louisiana Public Service Commission ("LPSC" or "Commission") authority to haul waste. As a result of a complaint, LPSC Staff audited waste manifests for hauls to the MBO, Inc. disposal facility in Lacassine for the months of October and November 2015. Staff determined that Y Oilfield Services had hauled fifty loads of oil based mud, water based mud, and washout water. Because the carrier does not have LPSC authority to haul oilfield waste, Staff issued a citation.

Jurisdiction

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

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

Staff Recommendation

In response to the citation Y Oilfield Services asserted that it was not aware of the requirement to obtain authority from the LPSC and will not operate in Louisiana in the future. The carrier also signed an Affidavit and Stipulation dated April 5, 2016 admitting to the violations and agreeing to a fine of \$2,000 per count with \$1,500 suspended contingent on no violations for a year. Y Oilfield Services agreed to pay the \$25,000 fine and \$25 citation fee according to the following payment schedule:

March 30, 2016	\$5,025
April 28, 2016	\$5,000
May 27, 2016	\$5,000
June 28, 2016	\$5,000
July 28, 2016	\$5,000

Staff recommended that the Commission approve the Affidavit and Stipulation.

Commission Action

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

On motion of Commissioner Skrmetta, seconded by Commissioner Boissiere, with Commissioner Campbell concurring, and Chairman Holloway and Vice Chairman Angelle absent, the Commission voted to accept the Affidavit and Stipulation dated April 5, 2016.

IT IS THEREFORE ORDERED:

That the Affidavit and Stipulation dated April 5, 2016 is accepted. Accordingly, all conditions of the Affidavit and Stipulation are given effect.

This order is effective immediately.

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

June 21, 2016

/S/ CLYDE C. HOLLOWAY

DISTRICT IV

CHAIRMAN CLYDE C. HOLLOWAY

/S/ SCOTT A. ANGELLE

DISTRICT II

VICE CHAIRMAN SCOTT A. ANGELLE

/S/ FOSTER L. CAMPBELL

DISTRICT V

COMMISSIONER FOSTER L. CAMPBELL

/S/ LAMBERT C. BOISSIERE

DISTRICT III

COMMISSIONER LAMBERT C. BOISSIERE, III



EVE KAHAO GONZALEZ
SECRETARY

/S/ ERIC F. SKRMETTA

DISTRICT I

COMMISSIONER ERIC F. SKRMETTA