

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. T-4932, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of)	
L.W. Wilson Moving & Trucking, LLC –)	ORDER SCHEDULING SHOW
Suspension of Certificate of Exemption)	CAUSE HEARING
)	

BY THE HEARING EXAMINER: On April 10, 2023, L.W. Wilson Moving & Trucking, LLC (Wilson), filed with the Commission an application for a certificate of exemption.

On May 30, 2023, the Commission issued an Order Granting Application for Certificate of Exemption, authorizing Wilson to transport household goods between all point and places within North Carolina under Certificate of Exemption No. C-3048 (May 30, 2023 Order). Among other things, the Order requires “[t]hat the Applicant shall attend an online Maximum Rate Tariff (MRT) training seminar no later than (3) months from the date of this Order.” May 30, 2023 Order, Ordering Paragraph No. 5.

On December 7, 2023, the Public Staff notified Commission Staff that Wilson had not attended any of the MRT training seminars held since its certification on May 30, 2023.

On December 14, 2023, Commission Staff issued a certified letter addressed to Lee Wilson, Jr., owner of L.W. Wilson Moving & Trucking, LLC, notifying him that a representative for Wilson was required to attend the next scheduled MRT training seminar or the Commission would have no other option but to cancel Wilson’s certificate of exemption.

On February 6, 2024, the Commission issued an Order Suspending Certificate of Exemption for Failure to Attend MRT Seminar (February 6, 2024, Order). Among other things, the Order required Wilson to attend the next MRT training seminar, which was scheduled to be held online on February 29, 2024, in order to prevent the suspension of its certificate of exemption on March 1, 2024. In the alternative, the Order would require Wilson’s appearance before the Commission to show cause why its certificate of exemption should not be revoked for failure to comply with the Commission’s Orders.

On March 1, 2024, Public Staff notified Commission Staff that Wilson failed to attend the February 29, 2024 MRT training seminar.

Based on the foregoing and the record, the Hearing Examiner finds good cause to issue this Order requiring L.W. Wilson Moving & Trucking, LLC, to appear and show

cause why it should not be found that it has failed to comply with the Commission's Orders and why it should not be subject to the sanctions provided by statute, including having its certificate of exemption revoked for willful failure to attend a mandatory MRT training seminar as is required by Ordering Paragraph No. 5 of the May 30, 2023 Order and the imposition of monetary penalties.

IT IS, THEREFORE, ORDERED as follows:

1. That L.W. Wilson Moving & Trucking, LLC, shall appear before the Commission at 10:00 a.m. on Friday, April 19, 2024 in Commission Hearing Room 2115, Dobbs Building, 430 North Salisbury Street, Raleigh, North Carolina, and show cause, if any there be, why (a) it should not be found that L.W. Wilson Moving & Trucking, LLC, willfully failed to comply with the Commission's May 30, 2023 and February 6, 2024 Orders, (b) its certificate of exemption should not be revoked for willful failure to attend a mandatory MRT training seminar as required by Ordering Paragraph No. 5 of the May 30, 2023 Order; and (c) it should not be subject to such penalty or other sanctions as the Commission may impose pursuant to N.C.G.S. § 62-310;
2. That Respondent shall retain legal counsel, as required by Commission Rule R1-22, for representation before the Commission in this proceeding;
3. That any questions regarding registering for the April 2024 MRT training seminar should be directed to Nicholas Jeffries at 919-733-4036; and
4. That the Chief Clerk shall serve a copy of this Order on L.W. Wilson Moving & Trucking, LLC, by means of United States certified mail, return receipt requested.

ISSUED BY ORDER OF THE COMMISSION.

This the 12th day of March 2024.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in cursive script, reading "Tamika D. Conyers".

Tamika D. Conyers, Deputy Clerk