

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application)	File No. L-23977
for a change of name.)	File No. L-25824
_____)	

At the August 13, 1997 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. John G. Strand, Chairman
Hon. John C. Shea, Commissioner
Hon. David A. Svanda, Commissioner

ORDER RESCINDING PREVIOUS COMMISSION ORDER

On March 17, 1997, Surestack, Inc., a household goods licensee operating under MPSC File No. L-23977, submitted an application for a change of name to conduct business under two assumed names: "Men On The Move, Inc.," and "Quality Movers, Inc." Surestack filed a certificate of assumed name showing the name under which business was to be transacted as "Surestack, Inc., d/b/a Men on the Move, Inc." The certificate identified Gary Wrigley, Inc., Quality Movers North, Inc., and Surestack, Inc., as corporations participating in the conduct of business under the name "Men On The Move, Inc." Surestack also filed another certificate of assumed name showing the name under which business was to be transacted as "Surestack, Inc., d/b/a Quality Movers, Inc." This certificate also identified Gary Wrigley, Inc., Quality Movers North, Inc., and Surestack, Inc., as corporations participating in the conduct of business under the name "Quality Movers, Inc."

Also on March 17, 1997, Quality Movers North, Inc., a household goods licensee operating under MPSC No. L-25824, submitted an application for a change of name to conduct business under the same two assumed

names: "Men On The Move, Inc.," and "Quality Movers, Inc.," and filed certificates of assumed name showing the same three corporations, Gary Wrigley, Inc., Quality Movers North, Inc., and Surestack, Inc., as corporations participating in the conduct of business under those assumed names.

On April 10, 1997, the Commission issued an order approving the applications for a change of name.

Upon further investigation by the Commission Staff, the Commission concludes that it should not have approved the applications for a change of name. The effect was to authorize two motor carriers, Surestack, Inc., and Quality Movers North, Inc., to do business under the same two assumed names. Further, the effect was to authorize Gary Wrigley, Inc., which does not hold motor carrier authority, to do business under names that would have such authority. For these reasons, the order must be rescinded.

The Commission FINDS that:

- a. Jurisdiction is pursuant to 1933 PA 254, as amended, MCL 475.1 et seq.; MSA 22.531 et seq.; 1939 PA 3, as amended, MCL 460.1 et seq.; MSA 22.13(1) et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; MSA 3.560(101) et seq.; and the Commission's Rules of Practice and Procedure, as amended, 1992 AACCS, R 460.17101 et seq.
- b. The April 10, 1997 order should be rescinded.

THEREFORE, IT IS ORDERED that the Commission order dated April 10, 1997 approving the applications for a change of name for Surestack, Inc., and Quality Movers North, Inc., is rescinded.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, pursuant to MCL 462.26; MSA 22.45.

MICHIGAN PUBLIC SERVICE COMMISSION

John G. Strand

Chairman

(S E A L)

John C. Shea

Commissioner

David A. Svanda

Commissioner

By its action of August 13, 1997.

Dorothy Wideman

Executive Secretary

THEREFORE, IT IS ORDERED that the Commission order dated April 10, 1997 approving the applications for a change of name for Surestack, Inc., and Quality Movers North, Inc., is rescinded.

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Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, pursuant to MCL 462.26; MSA 22.45.

MICHIGAN PUBLIC SERVICE COMMISSION

Chairman

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By its action of August 13, 1997.

Executive Secretary

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File No. L-23977
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Suggested Minute:

“Adopt and issue order dated August 13, 1997 rescinding the order of April 10, 1997 that had approved applications for a change of name for Surestack, Inc., and Quality Movers North, Inc., as set forth in the order.”