

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the investigation of)	
BOS MOVING AND SERVICES, INC.)	Case No. S-109
_____)	

At the March 10, 1998 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 APPROVING SETTLEMENT AGREEMENT
IN CONJUNCTION WITH A CEASE AND DESIST ORDER**

On October 27, 1997, the Commission Staff (Staff) initiated an investigation into the operations of Bos Moving and Services, Inc. (Bos Moving), File No. L-22006. This investigation revealed numerous tariff violations by Bos Moving.

In a letter dated December 5, 1997, the Staff informed Bos Moving of the alleged violations and provided Bos Moving the opportunity to present facts in writing or through the Commission's formal hearing process.

Subsequent to the December 5, 1997 letter, Bos Moving discussed with the Staff the alleged violations. Bos Moving advised the Staff of its intention to comply with the Commission's rules and regulations and its desire to enter into a settlement agreement with the Staff. In accordance with the

terms of the settlement agreement, attached as Exhibit A, Bos Moving has agreed to pay an assessment of \$1,000 to the State of Michigan.

The Commission finds that the settlement agreement is reasonable and in the public interest, and should be approved.

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 settlement agreement should be approved.
- c. Bos Moving should pay a \$1,000 administrative assessment to the State of Michigan in accordance with the terms of the settlement agreement.

THEREFORE, IT IS ORDERED that:

- A. The settlement agreement, attached as Exhibit A, is approved.
- B. Bos Moving and Services, Inc., shall pay a \$1,000 administrative assessment to the State of Michigan.
- C. Bos Moving and Services, Inc., shall cease and desist from present and future violations of the Motor Carrier Act and the rules and regulations of the Commission.

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

/s/ John G. Strand
Chairman

(S E A L)

/s/ John C. Shea
Commissioner

/s/ David A. Svanda
Commissioner

By its action of March 10, 1998.

/s/ Dorothy Wideman
Its Executive Secretary

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

Commissioner

Commissioner

By its action of March 10, 1998.

Its Executive Secretary

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Suggested Minute:

“Adopt and issue order dated March 10, 1998 approving a settlement agreement between Bos Moving and Services, Inc., and the Commission Staff, as set forth in the order.”