

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the application of)
MARK ALLEN LAROCCA, d/b/a)
LAROCCA TRUCKING, for motor carrier)
authority.)
_____)

File No. 28838

At the July 6, 2000 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. John G. Strand, Chairman
Hon. David A. Svanda, Commissioner
Hon. Robert B. Nelson, Commissioner

**ORDER APPROVING SETTLEMENT AGREEMENT
IN CONJUNCTION WITH A CEASE AND DESIST ORDER**

On March 29, 2000, Mark Allen Larocca, d/b/a Larocca Trucking, filed an application for motor carrier authority. The Commission Staff (Staff) initiated a safety and fitness review, and the application was set for hearing.

Prior to the hearing, the parties entered into a settlement agreement resolving the Staff's concerns. According to the settlement agreement, attached as Exhibit A, Larocca Trucking admits it provided unauthorized transportation of property and committed certain safety inspection violations. It agrees to issuance of a cease and desist order and payment of an assessment of \$500.

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 Commissions' Rules of Practice and Procedure, as amended, 1992 AACS, R 460.17101 et seq.

b. The settlement agreement is reasonable and in the public interest, and should be approved.

THEREFORE, IT IS ORDERED that:

A. The settlement agreement, attached as Exhibit A, is approved.

B. Mark Allen Larocca, d/b/a Larocca Trucking, shall cease and desist from present and future violations of the Motor Carrier Act and the rules and regulations of the Commission.¹

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

¹ Mark Allen Larocca, d/b/a Larocca Trucking, has paid the administrative assessment.

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/ David A. Svanda
Commissioner

/s/ Robert B. Nelson
Commissioner

By its action of July 6, 2000.

/s/ Dorothy Wideman
Its Executive Secretary

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MICHIGAN PUBLIC SERVICE COMMISSION

Chairman

Commissioner

Commissioner

By its action of July 6, 2000.

Its Executive Secretary

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Suggested Minute:

“Adopt and issue order dated July 6, 2000 approving the settlement agreement between Mark Allen Larocca, d/b/a Larocca Trucking, and the Commission Staff and imposing sanctions, as set forth in the order.”