

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of the application of)	
A + WIPERS LLC for authority to commence)	File No. 32155
operations as a motor carrier, intrastate.)	
<hr/>)	

At the November 10, 2005 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. J. Peter Lark, Chairman
Hon. Laura Chappelle, Commissioner
Hon. Monica Martinez, Commissioner

ORDER VACATING PRIOR ORDER

In an order issued on June 7, 2005 in File No. 32155, the Commission granted an application filed by A + Wipers LLC for authority to commence operations as a motor carrier. On July 13, September 6, and October 5, 2005, A + Wipers was advised of its responsibility to provide the Commission Staff with proof of insurance.

In an order issued on October 18, 2005, the Commission dismissed A + Wipers' application. Subsequently, it was determined that A + Wipers' application had been improvidently dismissed, because the applicant had been informed that its proof of insurance needed to be filed no later than October 19, 2005, a requirement with which the applicant complied. Therefore, the Commission finds that its October 18, 2005 order dismissing A + Wipers' application should be vacated.

The Commission FINDS that:

- a. Jurisdiction is pursuant to 1933 PA 254, as amended, MCL 475.1 *et seq.*; 1939 PA 3, as amended, MCL 460.1 *et seq.*; 1969 PA 306, as amended, MCL 24.201 *et seq.*; and the Commission's Rules of Practice and Procedure, as amended, 1999 AC, R 460.17101 *et seq.*
- b. The October 18, 2005 order dismissing A + Wipers' application in File No. 32155 should be vacated.

THEREFORE, IT IS ORDERED that the October 18, 2005 order dismissing A + Wipers LLC's application in File No. 32155 is vacated.

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.

MICHIGAN PUBLIC SERVICE COMMISSION

(S E A L)

/s/ J. Peter Lark
Chairman

By its action of November 10, 2005.

/s/ Laura Chappelle
Commissioner

/s/ Mary Jo Kunkle
Its Executive Secretary

/s/ Monica Martinez
Commissioner

The Commission FINDS that:

a. Jurisdiction is pursuant to 1933 PA 254, as amended, MCL 475.1 *et seq.*; 1939 PA 3, as amended, MCL 460.1 *et seq.*; 1969 PA 306, as amended, MCL 24.201 *et seq.*; and the Commission's Rules of Practice and Procedure, as amended, 1999 AC, R 460.17101 *et seq.*

b. The October 18, 2005 order dismissing A + Wipers' application in File No. 32155 should be vacated.

THEREFORE, IT IS ORDERED that the October 18, 2005 order dismissing A + Wipers LLC's application in File No. 32155 is vacated.

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.

MICHIGAN PUBLIC SERVICE COMMISSION

Chairman

By its action of November 10, 2005.

Commissioner

Its Executive Secretary

Commissioner

In the matter of the application of)
A + **WIPERS LLC** for authority to commence)
operations as a motor carrier, intrastate.)
_____)

File No. 32155

Suggested Minute:

“Adopt and issue order dated November 10, 2005 vacating the order issued on October 18, 2005 that dismissed the application filed by A + Wipers LLC for authority to commence operations as a motor carrier, as set forth in the order.”