

(S E R V E D)
(AUGUST 21, 1995)
(FEDERAL MARITIME COMMISSION)

FEDERAL MARITIME COMMISSION
WASHINGTON, D.C.

August 21, 1995

DOCKET NO. 95-03

PUERTO RICO FREIGHT SYSTEMS, INC.

v.

R & S TRADING AND J.C. TRADING

COMPLAINT DISMISSED AS TO R & S TRADING

By complaint served February 14, 1995, complainant Puerto Rico Freight Systems, Inc. ("PRFS"), a Puerto Rican corporation engaged in the business of freight consolidation on the island of Puerto Rico with activity reaching to various islands in the Caribbean, alleges that respondents R & S Trading ("R & S") and J.C. Trading ("JCT"), business entities in Puerto Rico and throughout several islands in the Caribbean, violated sections 3, 14, 15, 16, 17 and 18 of the Shipping Act, 1916, 46 U.S.C. app. §§ 804, 812, 814, 815, 816 and 817, by engaging in the following forbidden practices, viz: issuing false manifests, shipping materials in containers which are not manifested or declared by respondents, operating

without a tariff, waiving fees for ocean freight, competing with other freight operators who adhere to a tariff to their disadvantage, and operating without bills of lading. PRFS seeks a cease and desist order, reparation in excess of \$25,000, interest, and attorneys' fees.

Respondent R & S has entered into a stipulation with complainant. R & S has agreed to abstain from operating as a non-vessel operating common carrier until it is approved as such by this Commission. Approval of such a stipulation and of the joint request of complainant and R & S to dismiss the complaint as to R & S has been withheld until notification of such approval, which has now been received.

In the circumstances the above-noted stipulation is approved and the complaint will be dismissed as to R & S Trading.

IT IS ORDERED:

At the joint request of complainant Puerto Rico Freight Systems, Inc. and respondent R & S Trading the complaint is dismissed as to R & S Trading.


Frederick M. Dolan, Jr.
Administrative Law Judge