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July 23, 2014

**VIA E-FILING**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor  
Harrisburg, PA 17120

Re: Application of Raiser-PA LLC, a Wholly Owned Subsidiary of Uber Technologies, Inc. for a Certificate of Public Convenience Evidencing Approval to Operate an Experimental Ride-Sharing Network Service Between Points in Allegheny County, Pennsylvania  
Docket No. A-2014-2416127

Application of Raiser-PA, LLC, a limited liability company of the State of Delaware, for the right to begin to transport by motor vehicle, persons in the experimental service of shared-ride network for passenger trips between points in Pennsylvania excluding those which originate or terminate in the Counties of Beaver, Clinton, Columbia, Crawford, Lawrence, Lycoming, Mercer, Northumberland and Union  
Docket No. A-2014-2424608

Dear Secretary Chiavetta:

On behalf of Raiser-PA LLC, I have enclosed for electronic filing the Prehearing Memorandum of Raiser-PA LLC in the above-captioned matter.

Copies have been served on all parties as indicated in the attached certificate of service.

Sincerely,



Karen O. Moury

KOM/tlg  
Enclosure  
cc: Certificate of Service

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Raiser-PA, LLC, a limited liability company : A-2014-2416127  
of the State of Delaware, for the right to begin to transport, :  
by motor vehicle persons in the experimental service :  
of shared-ride network for passenger trips between points in :  
Allegheny County :

Application of Raiser-PA, LLC, a limited liability company : A-2014-2424608  
of the State of Delaware, for the right to begin to transport, :  
by motor vehicle, persons in the experimental service :  
of shared-ride network for passenger trips between points in :  
Pennsylvania, excluding designated counties :

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**PREHEARING CONFERENCE MEMORANDUM OF  
RASIER-PA, LLC**

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TO ADMINISTRATIVE LAW JUDGES LONG AND WATSON:

Rasier-PA, LLC (“Rasier-PA”) hereby submits this Prehearing Conference Memorandum in accordance with 52 Pa. Code § 5.222 and the Prehearing Order issued on July 7, 2014.

**I. INTRODUCTION AND BACKGROUND**

On April 14, 2014, Rasier-PA filed an application, pursuant to Section 29.352 of the Commission’s regulations, 52 Pa. Code § 29.352, requesting the issuance of a certificate of public convenience evidencing approval to operate an experimental ride-sharing network service between points in Allegheny County, Pennsylvania (“Allegheny County application”). Notice of Rasier-PA’s Allegheny County application was published in the *Pennsylvania Bulletin* on April 26, 2014.

On June 2, 2014, Rasier-PA filed an application, pursuant to Section 29.352 of the Commission's regulations, 52 Pa. Code § 29.352, requesting the issuance of a certificate of public convenience evidencing approval to operate an experimental ride-sharing network service between points in the Commonwealth of Pennsylvania, excluding designated counties ("statewide application"). Notice of Rasier PA's statewide application was published in the *Pennsylvania Bulletin* on June 14, 2014.

Timely protests were filed to both the Allegheny County application and the statewide application. Rasier-PA filed preliminary objections ("POs") on June 2, 2014 challenging the five protests filed to the Allegheny County application. The Administrative Law Judges ("ALJs") issued Initial Decisions dated July 1, 2014 dismissing the protests filed by the Insurance Federation of Pennsylvania, Inc., the Pennsylvania Association of Justice and JB Taxi LLC, for lack of standing. Those Initial Decisions are still subject to the filing of exceptions and/or review by the Commission.

The ALJs issued Interim Orders on July 1, 2014 denying Rasier-PA's POs challenging the protests filed by Concord Limousine, Inc. and Executive Transportation, Inc., t/a Luxury Sedan. Those Interim Orders are currently the subject of a Petition for Interlocutory Appeal filed with the Commission by Rasier-PA on July 11, 2014.

On July 18, 2014 and July 21, 2014, Rasier-PA filed POs to the over fifty protests that were filed to the statewide application. Those POs are currently pending before the ALJs.

## **II. ISSUES**

In its experimental service applications, Rasier-PA has proposed to use a digital platform to connect passengers to independent ride-sharing operators who have been screened through a process that exceeds requirements imposed by the Commission in vehicles that meet all

Pennsylvania-required standards. By allowing riders to request transportation through the Internet or a mobile application (“App”) on their smartphones, Rasier-PA proposes to offer a new and innovative product for the benefit of the traveling public.

The Commission has recognized a similar service as being sufficiently different from existing limousine and call or demand services so as to qualify for experimental service, a separate classification of common carrier authority under the Commission’s regulations. *Application of Yellow Cab Company of Pittsburgh, Inc., t/a Yellow X*, Docket No. A-2014-2410269 (May 22, 2014) (“*Yellow Cab Order*”). In the *Yellow Cab Order*, the Commission pointed to the use of an App-based technology to arrange service as allowing for a wider ranging, faster and more user friendly scheduling of transportation services.

The issues in these proceedings center on whether Rasier-PA has demonstrated that the Commission should issue certificates of public convenience evidencing approval to operate an experimental ride-sharing network service between points in Allegheny County, Pennsylvania and between other points in the Commonwealth of Pennsylvania. The integral question is whether the public interest would be served by allowing Rasier-PA to use technology advancements to provide the riding public with safe, affordable and reliable transportation options throughout Pennsylvania.

### **III. WITNESSES**

Rasier-PA plans to produce one witness: Matthew Gore, Associate General Manager, Uber Pittsburgh. It is expected that Mr. Gore’s testimony will include a discussion of Rasier-PA’s business model, experience of affiliates in other jurisdictions, driver integrity requirements, vehicle safety standards, liability insurance coverage, financial responsibility, customer service,

record-keeping and the overarching public need and demand for the proposed service. Rasier-PA estimates Mr. Gore's testimony is taking less than three hours.

**IV. DISCOVERY**

Rasier-PA accepts the normal discovery rules outlined in Section 5.342 of the Commission's regulations, 52 Pa. Code § 5.342, and does not request any modification of them.

**V. LITIGATION SCHEDULE**

Rasier-PA is ready to proceed to hearings during the week of August 11, 2014 and prefers that they be held in Pittsburgh, Pennsylvania. Rasier-PA expects that one to two days would be sufficient for the hearings.

Respectfully submitted,

July 23, 2014



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in the Counties of Beaver, Clinton, Columbia, Crawford, :  
Lawrence, Lycoming, Mercer, Northumberland and Union :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party).

**Via E-Mail and/or First-Class Mail**

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Dated this 23<sup>rd</sup> day of July, 2014.

  
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Karen O. Moury, Esq.