



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
BUREAU OF TRANSPORTATION AND SAFETY
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE
A-00113790

October 8, 2010

Distefano Transport Inc.
181 Robbins Road
Downingtown, PA 19335

Re: Law Bureau Prosecutory Staff v. Distefano Transport Inc.
Docket No. C-2010-2176072

To Whom It May Concern:

On June 2, 2010, Law Bureau Prosecutory Staff (LBPS), on behalf of the Commission's Bureau of Transportation and Safety, initiated a complaint proceeding against your company in the above-captioned docket. The Complaint alleged that your company had abandoned or discontinued service without having first filed an application to this Commission for abandonment or discontinuance of service for its failure to report intrastate revenue for calendar year 2008 and 2009. For calendar year 2007, your company did not even submit an annual assessment report indicating intrastate revenue at all.

On June 15, 2010, the Commission received your Answer to the Complaint. In your Answer, you asserted that your company hauls road construction material and excavated road material, which is exempt from the Commission's jurisdiction. Nevertheless, you further assert that you need to maintain your PUC certificate of public convenience at A-00113790 so that you can continue to do business with contractors for which you do such hauling jobs.

Based upon your company's Answer, Law Bureau Prosecutory Staff hereby withdraws the above-referenced complaint at docket number at C-2010-2176072. Pursuant to 52 Pa. Code § 5.94 of our regulations, any objections to this action must be filed with the Secretary of the Commission within (20) days of the date of service of this letter. If no objections are filed, the Secretary will mark the matter closed.

Very truly yours,

David E. Screven
Assistant Counsel

pc: Rosemary Chiavetta, Secretary
T&S – Compliance Office – Insurance Section

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