

Gino L. Andreuzzi
Attorney At Law

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Telephone (570) 788-5373
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MEMBER OF PA, FL, & CA BARS
March 9, 2011

Ms. Mari Jo Rudy
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105

RE: Protest Against The Application Of Bradley A. Kleffel
T/D/B/A Kleffel's Moving and Delivery Service
Application No. A-2010-2202568

Dear Ms. Rudy:

To any extent necessary, this is to counter the letter of Attorney Larry W. Miller, Jr., sent to you on February 17, 2011. Mr. Miller's representations are inaccurate in several respects, especially as regards my client's operating rights and ability to service the applied for area.

As you can tell from the exhibit attached to our protest, the operating rights of LaBuda Trucking, Inc., several of the Items of authority travel into the counties surrounding the Hazleton area.

At Item 5, a ten mile radius from Freeland, Luzerne County, PA, extends to Carbon County from that point. Items 9 and 10 directly refer to those rights in and around Schuylkill county for my client. In reference to Items 13 and 14 listed therein, the ten mile radius from Hazleton extends into both Carbon and Schuylkill Counties.

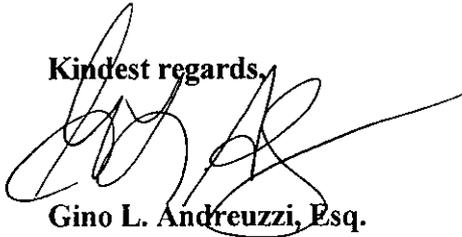
LaBuda Trucking, Inc. aggressively solicits services in these areas directly in conflict with the protestant's intentions. These areas more than adequately serviced by my client.

In the applicant's application from 2006, Kleffel specifically stipulated with my client to avoid its areas of operating authority which conflicted with Kleffel's petition. See Kleffel's application and decision filed to A-122508. Stipulations were also given to two other protestors in the case.

Certainly no dialogue was initiated by the applicant or his counsel thus far. If Mr. Kleffel proceeds on his application, LaBuda Trucking, Inc. seeks nothing less than an identical stipulation in this case.

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Kindest regards,

A handwritten signature in black ink, appearing to be 'Gino L. Andreuzzi', written over the typed name.

Gino L. Andreuzzi, Esq.

GLA/lga

Enc.

cc: Attorney Larry W. Miller, Jr.

Attorney William H.R. Casey

LaBuda Trucking, Inc.

SCOPE OF CARRIER'S OPERATING AUTHORITY

Certificate No. A - 97824

From the Protestor's Operating Authority:

Item 5. To transport, as a Class D carrier, household goods in use from points in the borough of Freeland, Luzerne County and within ten (10) miles by the usually traveled highways of the limits of said borough to other points in Pennsylvania, and vice versa.

Item 9. To transport, as a Class D carrier, household goods and office furniture, in use between points in the county of Schuylkill.

Item 10. To transport, as a Class D carrier, household goods and office furniture, in use, from points in the county of Schuylkill to other points in Pennsylvania, and vice versa.

Item 13. To transport, as a Class D carrier, household goods and office furnishings and store fixtures in use between points in the city of Hazleton, Luzerne County, and within ten (10) miles by the usually traveled highways of the limits of said city.

Item 14. To transport, as a Class D carrier, household goods and office furnishings and store fixtures in use from points in the city of Hazleton, Luzerne County, and within ten (10) miles by the usually traveled highways of the limits of said city to points in Pennsylvania, and vice versa.

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SECRETARY'S BUREAU

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