**BEFORE THE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Modern Motor Coaches, Inc. :

d/b/a Modern Piano Moving, for the right to :

begin to transport, by motor vehicle, : A-2010-2155021

household goods in use, limited to pianos :

and organs, between points in Pennsylvania :

**PREHEARING ORDER**

 An initial in-person hearing is scheduled for **Thursday, May 12, 2011 at 10:00 A.M. in Hearing Room 2 of the Commonwealth Keystone Building, 400 North Street, Harrisburg PA 17120.** You must be present at this time or you may lose your case. The parties are directed to comply with the following requirements:

 1. If you intend to present any documents for my consideration, you must bring one copy for each other party, one copy for me and two copies for the court reporter, to the hearing. Note that the application, protests and attachments are not admitted into the record unless submitted separately in accordance with this paragraph.

 2. If you are an individual, you may either represent yourself or have an attorney licensed to practice law in the Commonwealth of Pennsylvania represent you. **However, if you are a partnership, corporation, trust, association, joint venture, other business organization, trust, trustee, legal representative, receiver, agency, governmental entity, municipality or other political subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania represent you in this proceeding.**  Unless you are an attorney, you may not represent someone else. Attorneys shall comply with the Commission’s appearance requirements. 52 Pa. Code § 1.24(b).

 3. A request for a change of the scheduled hearing date must be submitted in writing no later than five (5) days prior to the hearing. 52 Pa. Code § 1.15(b). The requesting party must contact the other parties to determine whether there is agreement to the change **prior** to contacting the presiding officer. Requests for changes of initial hearings must be sent to me with copies to all parties of record. *Changes are granted only in rare situations where sufficient cause exists.*

4. A copy of anything filed with the Secretary or submitted shall be sent directly to the presiding officer. The correct address is: Administrative Law Judge Susan D. Colwell, Office of Administrative Law Judge, P.O. Box 3265, Harrisburg PA 17105-3265

 5. **YOU WILL LOSE THIS CASE IF YOU DO NOT TAKE PART IN THIS HEARING AND PRESENT EVIDENCE ON THE ISSUES RAISED.**

 6. This hearing is a formal proceeding and will be conducted in accordance with the Commission’s rules of practice and procedure. 52 Pa. Code Chapters 1, 3 and 5.

 7. **Commission policy is to encourage settlements. 52 Pa. Code § 5.231(a). Protestants are *required* to contact Applicant to discuss informally the possible settlement of this case as soon as possible but no later than at least one week before the hearing. If you are unable to settle this case, you may still resolve as many questions or issues as possible during your informal discussion.**

8. If you intend to subpoena witnesses for the hearing, you should review the procedures established in 52 Pa. Code § 5.421. You must submit your written application to me sufficiently in advance of the hearing date so that the other parties will have the required ten (10) days’ notice to answer or object, and so you will have enough time to receive the subpoena and serve it.

 9. If you, or anyone you plan to call as a witness on your behalf, have a limited ability to speak or understand English or are deaf or hearing-impaired, a qualified interpreter can be provided upon your request. If you want an interpreter, please contact the Scheduling Office at least ten day before the scheduled hearing to make your request: (717) 787-1399.

 10. Applicant bears the burden of proving that it satisfies the standard for issuance of a certificate of public convenience and should be prepared to prove claims with testimony and documentary evidence.

Dated: April 6, 2011 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Susan D. Colwell

 Administrative Law Judge

**A-2010-2155021 - Application of Modern Motor Coaches, Inc., d/b/a Modern Piano Moving**

SALLY JO SCHATZ

MODERN MOTOR COACHES INC

D/B/A MODERN PIANO MOVING

992 HIGHWAY D

SULLIVAN MO 63080

**573-860-6683**

STEPHEN A KENNEDY

KENNEDY TRANSFER INC

63 KENNEDY LANE

DUBOIS PA 15801

**814-371-7430**

WILLIAM H R CASEY ESQUIRE

99 EAST COURT STREET

DOYLESTOWN PA 18901

**215-348-7300**

*Representing Adam Meyer, Inc.; Clemmer Moving & Storage Inc,; Fischer- Hughes Transport, Inc; Fischer – Hughes of Allentown Inc; Frick Transfer, Inc.; Glose Moving and Storage Inc.; Glose Moving and Storage Inc. d/b/a O’Briens’s Moving & Storage Inc.; Charles Groff & Sons Inc.; Keller Moving & Storage, Inc.; Reads van Service, Inc.; Shelly Moving & Storage Inc.; Jack Treier, Inc.; and Flamingo Moving and Storage, Inc.*

WILLIAM A GRAY ESQUIRE

VUONO & GRAY LLC

310 GRANT STREET

SUITE 2310 GRANT BUILDING

PITTSBURGH PA 15219-2383

**412-471-1800**

*Representing South Hills Movers Inc.; Starck Van Lines Inc.; Lytle’s Transfer & Storage Inc.; and Weleski Transfer Inc.*