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BUREAU OF
TRANSPORTATION & SAFETY
2011 MAY 23 AM 9:37

**Pennsylvania Public Utility Commission
Bureau of Transportation & Safety
PO Box 3265
Harrisburg, PA 17105-3265
(717) 787-3834**

Application for Motor Common Carrier of Property

Please complete all parts of the following application. Incomplete applications will be returned. All questions may be directed to the Bureau of Transportation & Safety at (717) 787-3834.

1. **Legal Name of Applicant** (Individual, Partnership or Corporation)

1923 Transportation LLC

2. **Trade Name** (Attach a copy of fictitious name registration if applicable)

1923 Transportation LLC

3. **Physical Address** (do not use PO Box)

1045 W. Chestnut St.
Street Address

Washington, PA 15301
City, State and Zip Code

724 223 5500
Telephone Number

Washington
County

4. **Mailing Address** (if different from Physical Address)

Street Address

City, State and Zip Code

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5. **Attorney** (if applicable)

Attorney's Name & Telephone Number for this Filing

Attorney's Address

6. Does applicant currently hold PA PUC authority? Yes **No** (circle one)

If yes, enter current docket number A-00 _____

7. What type of commodity do you intend to transport? _____

Gasoline and Diesel Fuels

8. **Form of Organization** (Check one that applies to this application)

Individual

Partnership

Attach a copy of a Partnership Agreement and list the names and addresses of ALL partners.

Corporation

Attach a copy of the Certificate of Incorporation, Certificate of Authority, or the foreign corporation registration. Include a list of all corporate officers/titles and distribution of shares.



LLC or LLP

Attach a copy of the Certificate of Incorporation, Certificate of Authority, or foreign corporation registration. Include a list of all members (even if there is only one member) and title of each member.

9. **Attachment Checklist**

For Corporations:

Copy of Certificate of Incorporation, Certificate of Authority, or the foreign corporation registration.

List of all corporate officers/titles, names of shareholders and distribution of shares.

For LLPs and LLCs Only:



Copy of Certificate of Incorporation, Certificate of Authority, or foreign corporation registration.



List of all members (even if there is only one member) and title of each member.

For Partnerships Only:

Copy of Partnership Agreement.

List the names and addresses of ALL partners.

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For ALL Applicants:

- Fictitious Trade Name Registration (if applicable).
- Copy of Current Safety Rating (if available).
- Proof of Insurance (See item 5 on instruction sheet).
- Certified check, money order or attorney's check.

10. **Certification**

Applicant certifies that it is not now engaged in any intrastate transportation of property for compensation between points in Pennsylvania and will not engage in said transportation unless and until authorization is received from the Pennsylvania Public Utility Commission.

Applicant further certifies that it understands the requirements of the Pennsylvania Public Utility Commission, especially as they relate to safety and insurance and that it may be subject to civil penalties, suspension or cancellation of the Certificate for failure to comply with Commission requirements.

Applicant further certifies that it understands that it is subject to an annual assessment based upon its reported gross Pennsylvania intrastate revenues; said assessment to help defray expenses incurred in regulating Motor Common Carriers of Property; and acknowledges that failure to report revenue and pay its annual assessment may result in civil penalties, suspension or cancellation of the Certificate.

You must sign the following Verification of Application.


Verification of Application

The verification of the application must be completed by the applicant appearing on Line 1 of the application by the named individual, all partners (if a partnership) or by the President or Secretary (if a corporation).

I/we hereby state that the statements made in this application is/are true and correct to the best of my/our knowledge and belief.

The undersigned understands that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 Relating to Unsworn Falsification to Authorities.

Andrew M. McIlvaine
(Print Name)


(Signature)

5/6/11
(Date)

1923 TRANSPORTATION, LLC

WRITTEN CONSENT OF THE SOLE MEMBER RE: ORGANIZATION OF THE COMPANY

The undersigned, being the sole member of 1923 TRANSPORTATION, LLC, a Pennsylvania limited liability company (the "Company"), hereby consents to the adoption of the following resolutions and actions as though such resolutions and actions had been duly adopted at a meeting of the sole member of the Company held on and as of the date hereof and at which the sole member was present and voting throughout:

1. **Approval of Certificate of Organization and Ratification of Actions of Organizer.**

RESOLVED, that all of the actions of the organizer of the Company taken to effect the formation and organization of the Company, including the filing of the Certificate of Organization of the Company with the Department of State of the Commonwealth of Pennsylvania on December 9, 2010 be, and they hereby are, approved and ratified.

2. **Operating Agreement.**

RESOLVED, that the Limited Liability Company Operating Agreement ("Operating Agreement") between the Company and its sole member be, and it hereby is, adopted as the operating agreement of the Company.

3. **Fiscal Year**

RESOLVED, that the Company's fiscal year will end on December 31 of each year.

4. **Appointment / Election of Officers.**

RESOLVED, that, pursuant to the Operating Agreement, the following persons be, and they hereby are, appointed as the Officers of the Company, each to hold the office set forth opposite his or her respective name and to serve in the manner set forth in the Operating Agreement:

President	Andrew M. McIlvaine
Secretary	Jill McIlvaine
Treasurer	Edward G. Vargo
Vice President	Terry Kalna

5. Units of Membership Interest.

RESOLVED, that the Company offer for sale and sell 10 units of membership interest to the sole member for the consideration of Ten Dollars (\$10.00) per unit; and further

RESOLVED, that the subscription agreement by and between the Company and the sole member (the "Subscription Agreement") pursuant to which such member subscribes for the above-referenced units of membership interests, be, and it hereby is, accepted, and further, that any one of the officers of the Company be, and they hereby are, authorized, empowered and directed, for and on behalf of the Company, to execute and deliver such Subscription Agreement, with such additions and changes thereto as the officers executing the same deem appropriate, approval thereof to be conclusively evidenced by their signatures thereto.

6. Banking Resolutions.

RESOLVED, that any resolutions that are necessary or desirable relating to the appointment of the depository bank of the Company be, and they hereby are, adopted, ratified and approved; and further

RESOLVED, that each of the above named officers of the Company, and such other individual or individuals designated by any one or more of them, be, and they hereby are, authorized to (a) keep accounts of receipts and disbursements in books and records belonging to the Company; (b) deposit all moneys and other valuable effects in the name and to the credit of the Company in those depositories designated by the sole member; (c) disburse the funds of the Company as may be ordered by the sole member.

7. Payment of Expenses.

RESOLVED, that the Treasurer of the Company be, and he hereby is, authorized, empowered and directed to pay all fees and expenses incurred in connection with the formation and organization of the Company, and that any such payments made prior to the date hereof be, and they hereby are, ratified and approved.

8. Miscellaneous Acts.

RESOLVED, that it is the intention of the undersigned to grant the broadest possible powers to the officers of the Company so that specific or additional resolutions, approvals and/or actions shall not be necessary to consummate all of the transactions described in or contemplated by these resolutions; and further

RESOLVED, that the officers of the Company be, and they hereby are, authorized, empowered and directed for and on behalf of the Company to take such steps and execute, deliver and perform such agreements, instruments, certificates and other documents as they, in their sole discretion, may deem necessary, convenient, incidental or appropriate to fulfill the obligations of the Company in connection with the foregoing resolutions, hereby ratifying,

approving and confirming all that said officers have done, may do, have caused to be done, or may cause to be done by virtue hereof.

The Secretary of the Company is directed to insert this Written Consent of the Sole Member into the minute book of the Company.

IN WITNESS WHEREOF, the undersigned has executed this Written Consent of the Sole Member as of December 21, 2010.

COEN OIL COMPANY

By: Edward G. Vargo

Print Name: Edward G. Vargo

Print Title: Chief Financial Officer

PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU

Certificate of Organization
Domestic Limited Liability Company
(15 Pa.C.S. § 8913)

Name	CT - COUNTER		
Address			
City	State	Zip Code	
8018119	SO PA	4	

Document will be returned to the name and address you enter to the left.

Commonwealth of Pennsylvania
CERTIFICATE OF ORGANIZATION 3 Page(s)



T1034460004

Fee: \$125

In compliance with the requirements of 15 Pa.C.S. § 8913 (relating to certificate of organization), the undersigned desiring to organize a limited liability company, hereby certifies that:

1. The name of the limited liability company (designator is required, i.e., "company", "limited" or "limited liability company" or abbreviation):
1923 Transportation, LLC

2. The (a) address of the limited liability company's initial registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:

(a) Number and Street	City	State	Zip	County
1100 West Chestnut Street	Washington	PA	15301	Washington

(b) Name of Commercial Registered Office Provider _____ County _____
c/o: _____

3. The name and address, including street and number, if any, of each organizer is (all organizers must sign on page 2):

Name	Address
Sara M. Antol, Esq.	Two Gateway Center, 6th Floor, Pittsburgh, PA 15222

2010 DEC -9 PM 4: 07
PA. DEPT. OF STATE

DSCB:15-8913-2

4. *Strike out if inapplicable term*

~~A member's interest in the company is to be evidenced by a certificate of membership interest.~~

5. *Strike out if inapplicable:*

Management of the company is vested in a manager or managers.

6. The specified effective date, if any is: upon filing

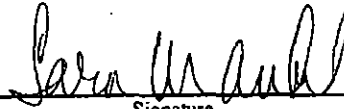
month date year hour, if any

7. *Strike out if inapplicable:* The company is a restricted professional company organized to render the following restricted professional service(s):

8. For additional provisions of the certificate, if any, attach an 8½ x 11 sheet.

IN TESTIMONY WHEREOF, the organizer(s) has (have)
signed this Certificate of Organization this

9th day of Dec, 2010



Signature

Signature

Signature



U.S. Department of Transportation
Federal Motor Carrier Safety Administration

1200 New Jersey Ave., S.E.
Washington, DC 20590

SERVICE DATE
January 28, 2011

CERTIFICATE
MC-735578-C
1923 TRANSPORTATION LLC
WASHINGTON, PA

This Certificate is evidence of the carrier's authority to engage in transportation as a **common carrier of property (except household goods)** by motor vehicle in interstate or foreign commerce.

This authority will be effective as long as the carrier maintains compliance with the requirements pertaining to insurance coverage for the protection of the public (49 CFR 387) and the designation of agents upon whom process may be served (49 CFR 366). The carrier shall also render reasonably continuous and adequate service to the public. Failure to maintain compliance will constitute sufficient grounds for revocation of this authority.

Jeffrey L. Secrist, Chief
Information Technology Operations Division

NOTE: Willful and persistent noncompliance with applicable safety fitness regulations as evidenced by a DOT safety fitness rating of "Unsatisfactory" or by other indicators, could result in a proceeding requiring the holder of this certificate or permit to show cause why this authority should not be suspended or revoked.

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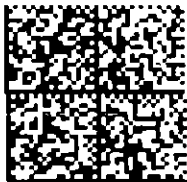
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COEN OIL COMPANY

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WASHINGTON, PA 15301

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