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BUREAU OF  
TRANSPORTATION & SAFETY  
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**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)

Berkheimer Excavation & Hauling Inc.

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

\_\_\_\_\_

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

1120 British Rd.  
Street Address

Mechanicsburg, PA 17055  
City, State and Zip Code

717-329-6800  
Telephone Number

Cumberland  
County

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

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City, State and Zip Code

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SECRETARY'S BUREAU

5. **Attorney** (if applicable)

\_\_\_\_\_  
Attorney's Name & Telephone Number for this Filing

\_\_\_\_\_  
Attorney's Address

6. Does applicant currently hold PA PUC authority? Yes  (circle one)

If yes, enter current docket number A-00 \_\_\_\_\_

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

transport stone

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.

Eric Berkheimer  
(Print Name)  


PENNSYLVANIA DEPARTMENT OF STATE  
CORPORATION BUREAU

Articles of Incorporation-For Profit

(15 Pa.C.S.)

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Business-stock (§ 1306) | <input type="checkbox"/> Management (§ 2703)   |
| <input type="checkbox"/> Business-nonstock (§ 2102)         | <input type="checkbox"/> Professional (§ 2903) |
| <input type="checkbox"/> Business-statutory close (§ 2303)  | <input type="checkbox"/> Insurance (§ 3101)    |
| <input type="checkbox"/> Cooperative (§ 7102)               |  |

Name Brian C. Linsenbach, Esquire		
Address P.O. Box 310		
City	State	Zip Code
Dillsburg, PA		17019-0310

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

Commonwealth of Pennsylvania  
ARTICLES OF INCORPORATION 3 Page(s)



Fee: \$125

In compliance with the requirements of the applicable provisions (relating to corporations and unincorporated associations), the undersigned, desiring to incorporate a corporation for profit, hereby states that:

1. The name of the corporation (*corporate designator required, i.e., "corporation", "incorporated", "limited" "company" or any abbreviation. "Professional corporation" or "P.C."*):

Berkheimer Excavation & Hauling, Inc

2. The (a) address of this corporation's current registered office in this Commonwealth (*post office box, alone, is not acceptable*) or (b) name of its commercial registered office provider and the county of venue is:

(a) Number and Street	City	State	Zip	County
1120 Baish Rd.,	Mechanicsburg, PA	17055		Cumberland County

(b) Name of Commercial Registered Office Provider	County
---	--------

c/o:

3. The corporation is incorporated under the provisions of the Business Corporation Law of 1988.

4. The aggregate number of shares authorized: 10,000

PA DEPT. OF STATE

MAR 29 2010

5. The name and address, including number and street, if any, of each incorporator (*all incorporators must sign below*):

Name	Address
Eric M. Berkheimer	1120 Baish Rd. Mechanicsburg, PA 17055

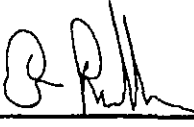
6. The specified effective date, if any: April 1, 2010  
month/day/year hour, if any

7. Additional provisions of the articles, if any, attach an 8½ by 11 sheet.

~~8. *Statutory close corporation only*: Neither the corporation nor any shareholder shall make an offering of any of its shares of any class that would constitute a "public offering" within the meaning of the Securities Act of 1933 (15 U.S.C. 77a et seq.)~~

~~9. *Cooperative corporations only*: Complete and strike out inapplicable term:  
The common bond of membership among its members/shareholders is \_\_\_\_\_~~

IN TESTIMONY WHEREOF, the incorporator(s) has/have signed these Articles of Incorporation this  
25 day of March, 2010

  
\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Berkheimer Excavation & Hauling  
Inc.

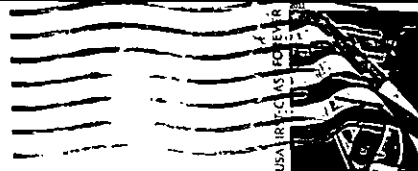


1120 Baish Road  
Mechanicsburg, Pennsylvania 17055  
Phone: 717.329.6800  
Email: eberk@comcast.net

To whom it may concern,

Eric M. Berkheimer is the only shareholder of Berkheimer Excavation & Hauling Inc.  
Eric M. Berkheimer is the President, Secretary, and the Treasurer of the company.

Berkheimer Excavation & Hauling, Inc.  
1120-Baish Road  
Mechanicsburg, PA 17055



Pennsylvania Public Utility Commission  
PO Box 3265  
Harrisburg, Pa 17105-3265  
Attn: Compliance Office  
Bureau of Transportation & Safety

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