

A-2011-2272835

Before the Pennsylvania Public Utility Commission

APPLICATION

 X **EMERGENCY TEMPORARY AUTHORITY** (ETA): When emergency conditions exist which do not permit sufficient time to afford notice to the public. ETA will be granted for an initial period not to exceed 60 days.

 TEMPORARY AUTHORITY (TA): When emergency conditions exist or continue to exist which require a grant of authority prior to the processing of an application for permanent authority (PA). All applications for TA must be accompanied by a corresponding application for permanent authority; TA applications are published in the Pennsylvania Bulletin and are subject to protests.

 EXTENSION OF EMERGENCY TEMPORARY AUTHORITY: When an emergency continues beyond the initial 60-day period and corresponding permanent and temporary applications for authority were not filed simultaneously with or within 15 days of the date of filing of the ETA.

2011 NOV 14 3:38 PM RECEIVED

RECEIVED

1. Flint Energy Services, Inc.
FULL NAME OF APPLICANT (Individual, Partnership or Corporation)

2. _____
TRADE NAME IF ANY
The trade name, if fictitious, _____ been registered with the
(has or has not)
Secretary of the Commonwealth on _____. Attach a date
stamped copy of the registration form.

3. 1050 Broad Street, Montoursville, Pa 17754; 570-368-4580
PHYSICAL ADDRESS TELEPHONE NUMBER (REQUIRED)
(City, County, and Zip Code)

4. ATTENTION: TERRY COOPER, 7633 E. 63rd Place, Suite 500, Tulsa, Oklahoma 74133
MAILING ADDRESS IF DIFFERENT FROM PHYSICAL ADDRESS

5. Stephen E. Geduldig, Esquire; 717-237-7119
ATTORNEY'S NAME AND TELEPHONE NUMBER FOR THIS FILING
(Do not supply an Attorney's name if you want all correspondence and notice of process mailed directly to you.)

Thomas, Thomas & Hafer, LLP, 305 North Front Street, Harrisburg, PA 17108-0999
ATTORNEY'S ADDRESS

6. APPLICANT Does not HOLD INTRASTATE OPERATING
(does or does not)
AUTHORITY AT DOCKET NUMBER PA PUC A-_____.
7. APPLICANT Does HAVE A CURRENT SAFETY RATING
(does or does not)
ISSUED BY THE US DOT, PA PUC OR OTHER STATE REGULATORY
AGENCY. (ATTACH COPY) See Attached.
8. IF YOU PREVIOUSLY FILED A CORRESPONDING APPLICATION FOR
PERMANENT AUTHORITY PROVIDE A DOCKET NUMBER AND FILING
DATE Yes, hand filed at 10:32 am, on November 14, 2011, no docket number
yet
9. IF THIS APPLICATION FOR EMERGENCY TEMPORARY AUTHORITY IS
NOT ACCOMPANIED BY APPLICATIONS FOR CORRESPONDING
TEMPORARY AND PERMANENT AUTHORITY, STATE WHEN THE
APPLICATIONS FOR TEMPORARY AND PERMANENT AUTHORITY
WILL BE FILED _____.
10. DESCRIBE THE SERVICE TO BE PROVIDED AND THE AREA IN WHICH
SERVICE WILL BE PROVIDED UNDER A GRANT OF THE REQUESTED
EMERGENCY TEMPORARY AUTHORITY:

Flint Energy Services, Inc. transports gas and oil field drilling equipment in the Marcellus Shale Region of PA, from one drilling site to another drilling site. Flint's equipment specifically is designed and designated to transport heavy equipment from one location to another. This Application is for an emergency permit so that Flint may move and transport oil field equipment pursuant to its contracts with Shell Oil Company and Talisman Energy USA, Inc. pending the final determination by the PUC of its Application for a permanent permit, which was filed at 10:32 am on November 14, 2011. In Pennsylvania, Flint is not a common carrier, as its work is limited to contracts with only a few gas and oil companies. According to a grant of temporary and permanent authority, Flint would be transporting equipment primarily in the northern, central geographical area of Pennsylvania (Tioga, Lycoming and Lackawanna Counties, for example). Occasionally, Flint would be required to move such equipment in the northwestern part of the State, near Pittsburgh.

EMERGENCY CONDITIONS EXIST FOR THE ISSUANCE OF A TEMPORARY AUTHORITY FOR FLINT TO OPERATE IN PENNSYLVANIA:

1. 250 PENNSYLVANIA WILL BE OUT OF WORK IF THE TEMPORARY AUTHORITY IS NOT IMMEDIATELY GRANTED.

Flint is under contract with Shell Oil Company and Talisman Energy USA to transport oil and gas drilling equipment in the Marcellus Shale region. If Flint cannot transport the equipment, it will lose these contracts. If the contracts are lost, the 100 workers it employs, and another 150 workers depending on Flint's work through subcontracts (riggers, etc.) will lose their jobs. Thus, 250 workers in Pennsylvania will be out of work if emergency temporary authority is not extended to Flint while its application for a permanent permit is being processed, as the oil companies with which Flint is contracted will consider it a material breach of their contracts if Flint is not permitted to transport oil and gas drilling rig equipment in the near future. Moreover, in addition to those approximate 250 workers likely to lose their employment, such work will likely go to out of state workers. Thus, at least 250 of this Commonwealth's residents may permanently lose their employment if Flint is not granted an emergency and temporary permit pursuant to 66 Pa. C.S. Section 2509 and 52 Pa. Code Sections 3.381 and 3.381.3. Thus, not granting such authority will have a serious, irreversible and negative impact on the Pennsylvania economy, and the citizens and workers of Pennsylvania. Additionally, Flint is fit, able and qualified to operate its business in Pennsylvania and is in compliance with all applicable safety codes, statutes and rules. In fact, Flint has been without any work-related accidents or injuries for the past 625 days, which evidences its commitment to the safety of its employees and the public, and is the very type of employer we want to encourage to do business in this Commonwealth.

2. THERE ARE NO PENDING LABOR DISPUTES.

NOTE: The scope of the authority requested in this application for emergency temporary authority may not exceed the scope of the authority requested in the application for permanent authority.

11. CERTIFICATION:

APPLICANT CERTIFIES THAT IT IS AWARE THAT A GRANT OF THE REQUESTED AUTHORITY WILL CREATE NO PRESUMPTION THAT CORRESPONDING PERMANENT AUTHORITY WILL BE GRANTED.

APPLICANT FURTHER CERTIFIES THAT IT WILL COMPLY WITH COMMISSION INSURANCE AND TARIFF REQUIREMENTS BEFORE BEGINNING TO PROVIDE SERVICE UNDER A GRANT OF EMERGENCY TEMPORARY AUTHORITY AND THAT APPLICANT MAY BE SUBJECT TO CIVIL PENALTIES FOR FAILURE TO COMPLY WITH COMMISSION REQUIREMENTS.

APPLICANT FURTHER CERTIFIES THAT THE APPLICATION HAS NOT BEEN FILED AS A RESULT OF THE THREAT OR EXISTEENCE OF A LABOR DISPUTE.

VERIFICATION OF APPLICATION

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. § 4904 RELATING TO UNSWORN FALSIFICATION TO AUTHORITIES.

Lee H. Robertson, Jr.
Assistant District Manager
Montoursville, PA

11/14/11

Lee H Robertson Jr

(PRINT NAME)

Lee H Robertson Jr

(SIGNATURE)

11/14/11

(DATE)

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.

SECRETARY'S BUREAU
PA PUC

2011 NOV 14 PM 3:32

RECEIVED

STATEMENT OF FINANCIAL CONDITION

Balance Sheet as of 11/11/14.
ASSETS***

*****SEE STATEMENT OF FINANCIAL CONDITION AT
 WWW.FLINTENERGY.COM**

Current Assets:

Cash _____
 Accounts Receivable _____
 Notes Receivable _____
 Other Current Assets (Specify) _____
 Total Current Assets _____

Tangible Assets

Land _____
 Office Equipment _____
 Less Accumulated Depreciation - _____ = _____
 Buildings and Structures _____
 Less Accumulated Depreciation - _____ = _____
 Investments and Funds (Specify) _____
 Intangible Assets _____
 Other Assets (Attach Schedule) _____
 Total Assets _____

LIABILITIES

Current Liabilities (Liabilities due within one year if date)

Accounts Payable _____
 Notes Payable _____
 Other Liabilities (Attach Schedule) _____
 Total Current Liabilities _____

Long Term Liabilities (Liabilities due after one year of date)

Accounts Payable _____
 Notes Payable _____
 Other Liabilities (Attach Schedule) _____
 Total Long Term Liabilities _____
 Total Liabilities _____

Net Worth (Partnerships and Individuals) _____

OWNERS EQUITY (Corporations Only)

Capital Stock _____

Additional Paid-in Capital _____

Retained Earnings _____

Less: Treasury Stock _____

Total Owners Equity _____

Total Liabilities and Owners Equity _____

STATEMENT OF FINANCIAL CONDITION

Income Statement

12 Month Period ending _____.

Revenue and Gains

Operating Revenue _____

Net Revenue (*non-carrier operation*) _____

Dividend and Interest Revenue _____

Other Non-Operating Revenue _____

Gains _____

Total Revenue and Gains _____

Expenses

Equipment _____

Insurance _____

Employee Salaries _____

Supervisory Salaries _____

Officer Salaries _____

Materials and Supplies _____

General Office _____

Advertising _____

Telephone _____

Professional Fees _____

Uncollectible Revenue _____

Depreciation _____

Operating Taxes and Licenses _____

Rent

Loss

Total Operating Expense and Losses

Net Income before Taxes

Provision for Income Taxes

Net Income

APPENDIX A – APPLICANT’S STATEMENT

Applicant’s Statements must be prepared by the applicant or authorized representative of applicant and must include:

- (A) Identity of applicant and identity of witness making statement for applicant.

The applicant is Flint Energy Services, Inc. Terry L. Cooper, Vice President of Accounting and Administration and Robbie Lee Robertson, the Assistant District Manager of Flint, are the authorized representatives of the applicant.

- (B) A description of the equipment, which will be used to render service including a statement whether it is specialized equipment. (Describe what makes the equipment specialized).

Tractor trailers, triaxle dump trucks, mobile winches, and other vehicles used to transport heavy oil and gas drilling equipment within the Marcellus Shale region activities.

- (C) A description of the applicant’s terminal facilities and personnel.

Pennsylvania activities are conducted out of a 20 acre facility in Montoursville which includes an office, mechanical shop, parts warehouse and equipment warehouse and wash bay, all of which have been visited by Governor Tom Corbett.

- (D) A statement of whether the filing of the application resulted from a warning, road check or investigation by the Commission.

A Flint vehicle was stopped by PUC personnel and was told that a notice of violation would be issued.

- (E) A telephone number at which the applicant or authorized representative of the applicant may be contacted.

Mr. Robertson’s number is (570) 560-7556

- (F) A statement of the proposed rates, fares or charges, and schedule provisions.

Flint is NOT a common carrier. However, its contract rates with Talisman are contained within the 144 page contract appended to the permit application filed on 11/14/11.

- (G) A statement of whether there are under suspension any rates, fares or charges published for its accounts or whether an application for special permission to file its rates, fares or charges on less than 30 days’ notice in connection with another ETA, TA or permanent authority application covering the same territory has been granted or denied.

N/A

- (H) Proof of ability to comply with the Commission's insurance requirements, or in the case of an authorized carrier, a statement indicating that it currently has evidence of insurance on file with the Commission.

See insurance binder/documents attached to Application for Permit.

- (I) Names, addresses and telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the applicant with the National Labor Relations Board or the Pennsylvania Labor Relations Board. If the application seeks the temporary approval of a transfer of rights under a certificate of public convenience, this information shall be supplied for the transferor and the transferee. Please include the telephone number for each union state.

N/A

- (J) The statement must be signed by the person making statement, supported by verification (see attached) or by affidavit (notarized).

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. § 4904 RELATING TO UNSWORN FALSIFICATION TO AUTHORITIES.

Lee H. Robertson, Jr.
Assistant District Manager
Montoursville, PA

11/14/11

(PRINT NAME)

(SIGNATURE)

(DATE)

LEE H. Robertson Jr

(Signature)

11/14/11

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.

APPENDIX B – SUPPORTING SHIPPER/WITNESS STATEMENTS

This is an outline; the statement(s) should be completed on separate sheets of paper.

Statements of Supporting Shippers or Witnesses must be prepared by the shipper(s) or witness(es) or an authorized representative and must include:

(A) Identity of shipper and identity of witness making statement for shipper.

N/A; Flint is not a shipper or common carrier; it is a contract carrier

(B) Points or areas to, from or between which the transportation will be provided.

North Central and Northern Tier of Pennsylvania

(C) A statement of the shipper's current and recent needs concerning volume of traffic, frequency of movement and manner of transportation.

75 units moving gas and oil drilling equipment in the above region, on a daily basis.

(D) A statement indicating when the service is needed.

Immediate.

(E) A statement indicating how long the need for service will continue and whether the supporting shipper or witness will support a permanent authority application.

Flint estimates that oil and gas drilling equipment will be required to be moved for the next 50 years, at a minimum. The request for temporary authority is only requested until the permanent application for permit is processed and approved.

(F) An explanation of the consequences of not having the service made available.

250 Pennsylvania workers will be out of work.

(G) A description of the circumstances, which created an immediate need for the requested service.

Immediate need to haul equipment for Shell Oil Company and Talisman Energy USA.

(H) A statement of whether efforts have been made to obtain the service from existing carriers, including the dates and results of these efforts

Presently, permitted motor carriers are being solicited and interviewed to provide substitute services; however, none so far have demonstrated the requisite safety commitment in order to entrust the transport of such huge equipment on the highways of this Commonwealth.

(I) Names and addresses of existing carriers who have failed or refused to provide the service, and the reasons given for failure or refusal.

N/A

(J) A statement of whether the supporting shipper or witness has supported a recent application for permanent, temporary or emergency temporary authority covering all or part of the requested service, the carrier's name, address and docket number, if known, and whether the application was granted or denied and the date of the action, if known.

See above. Permit application hand filed with PUC at 10:32 am on November 14, 2011. There is no docket number yet.

(K) Names, addresses and telephone numbers of all labor unions which represent, or which, within the past 12 months have represented, or have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board. Please include the telephone number for each union stated.

N/A.

(L) Each statement must be signed by the person making statement supported by verification (see attached) or by affidavit (notarized).

VERIFICATION OF APPENDIX B

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. § 4904 RELATING TO UNSWORN FALSIFICATION TO AUTHORITIES.

Lee. H. Robertson, Jr.
Assistant District Manager
Montoursville, PA
Lee H. Robertson Jr
(PRINT NAME)

Lee H. Robertson Jr
(SIGNATURE)

November 14, 2011
11/14/11
(DATE)

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.