BEFORE THE

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility :

Commission Bureau of :

Transportation and Safety :

:

v. : Docket No. C-2010-2135190

:

Khalsa Cab Inc. :

:

**PREHEARING ORDER**

An evidentiary hearing is scheduled in this case on **January 6, 2012 at 10:00 a.m. in Hearing Room 3 of the Commonwealth Keystone Building, 400 North Street, Harrisburg, Pennsylvania.** You must be present at this time or you will lose your case. The parties are directed to comply with the following requirements:

1. It is expected that counsel will cooperate with one another in the timely exchange of witness lists and copies of documents proposed to be offered as exhibits at hearing. If you intend to present any documents for my consideration at hearing, you must bring one copy for the other party, one copy for me and two copies for the court reporter to the hearing. Note that attachments to your Complaint 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 party 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 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 Dennis J. Buckley, Office of Administrative Law Judge, P.O. Box 3265, Harrisburg PA 17105-3265, debuckley@pa.gov.

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). If you are unable to settle this case, you may still resolve as many questions or issues as possible during your informal discussion.

8. The Commission’s rules with respect to discovery at 52 Pa. Code § 5.321 *et seq*., are applicable to this proceeding.

9. 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.

10. Complainants bear the burden of proving the case and should be prepared to prove claims with testimony and documentary evidence.

11. Utility is warned that a finding of a violation of a Commission Order, regulation or statute may result in the imposition of a civil penalty consistent with 66 Pa. C.S.

§ 3301 or other provision of the Public Utility Code.

Dated: November 21, 2011 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Dennis J. Buckley

Administrative Law Judge

**C-2010-2135190 – PENNSYLVANIA PUBLIC UTILITY COMMISSION BUREAU OF TRANSPORTATION & SAFETY v. KHALSA CAB INC**

R K SMITH JRPA PUC LAW BUREAUPO BOX 3265HARRISBURG PA 17105-3265KHALSA CAB INC35 OVER HILL ROADUPPER DARBY PA 19082

KHALSA CAB INC

705 DORA MOORS LANE

NEW CASTLE DE 19720-8763