



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

December 9, 2011

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

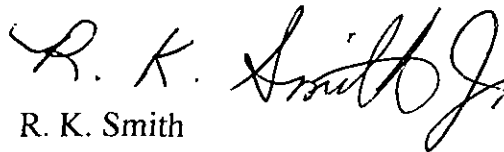
Re: Pennsylvania Public Utility Commission, Bureau of Investigation
and Enforcement v. Yellow Cab Company of Pittsburgh,
Docket No. C-2011-2211682

Dear Secretary Chiavetta:

Enclosed please find an original and three (3) copies of the Petition for Issuance of Subpoenas being filed on behalf of the Commission's Bureau of Investigation and Enforcement in the above-captioned proceeding.

If you have further questions regarding this matter, please do not hesitate to contact me at (717) 787-5000.

Sincerely,



R. K. Smith
Prosecuting Attorney

Enclosures

cc: Per Certificate of Service

RECEIVED
2011 DEC -9 PM 3:17
PA PUC
SECRETARY'S BUREAU

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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Pennsylvania Public Utility Commission, :
Bureau of Transportation and Safety :

PA PUC
SECRETARY'S BUREAU

v. :

Docket No. C-2011-2211682

The Yellow Cab Company of Pittsburgh :

PETITION FOR ISSUANCE OF SUBPOENA

TO THE HONORABLE JOHN H. CORBETT, JR.:

And now this 9th day of December 2011 comes the Bureau of investigation and Enforcement of the Pennsylvania Public Utility Commission by its attorney R. K. Smith, Jr., to petition for the issuance of subpoena and in support thereof represents as follows:

1. The name and address of your petitioner is the Bureau of Investigation and Enforcement of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, Pennsylvania 17105-3265.
2. The name and address of the attorney for the petitioner is R. K. Smith, Jr., Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, Pennsylvania 17105-3265.
3. A hearing will be held by the Pennsylvania Public Utility Commission before Administrative Law Judge John H. Corbett, Jr. at 10:00 a.m., on Wednesday,

January 18, 2011, in the 2nd floor hearing room, Piatt Place, Suite 220, 301 Fifth Avenue, Pittsburgh, Pennsylvania 15222.

4. The purpose of the hearing is to afford all parties of record the opportunity to submit testimony in the above captioned proceeding.

5. The captioned complaint alleged that on November 11, 2010, Tracey called Respondent at 3:30 from UPMC Mercy Hospital for transportation to 186 Plymouth Street, Pittsburgh. Ms. Shoemaker waited outside of the emergency room to wait for her taxicab and received a text message at 3:42 that Respondent's taxicab number 242 was dispatched to pick her up. Twenty minutes later Ms. Shoemaker called Respondent and was advised that the taxicab was two blocks away. Ms. Shoemaker saw a Yellow Cab stopped at a red light but proceeded straight ahead instead of turning to the entrance of the emergency room. Ten minutes later Ms. Shoemaker telephoned Respondent again and was advised that taxicab number 242 had turned the meter off and was no longer on the way. Respondent's dispatcher ordered a second cab which arrived at 4:20 and transported Ms. Shoemaker.

That Respondent, by transporting Ms. Shoemaker forth-six minutes after she placed her service request constitutes unreasonable and a violation 66 Pa. C.S. § 1501. The Bureau requested that Respondent be assessed a penalty of \$500.00 for this violation.

6. That the following individual forms the basis of the Bureau's unreasonable service count in its complaint and therefore she is an essential witness:

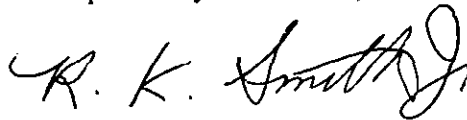
Tracey Shoemaker
186 Plymouth Street
Pittsburgh, PA 15211

The testimony of the person named above is pertinent and relevant to the issues raised in the proceeding.

WHEREFORE, the Bureau of Investigation and Enforcement requests that your Honorable Administrative Law grant its petition for issuance of subpoena, and to issue a subpoena compelling the appearance of the persons described herein at the hearing described in paragraph 3 herein.

NOTICE: A RESPONSE OR OBJECTION TO THIS PETITION SHALL BE FILED WITHIN TEN (10) DAYS OF SERVICE OF THE PETITION (52 Pa. Code § 5.421).

Respectfully submitted,



R. K. Smith, Jr.
Prosecuting Attorney
Pennsylvania Public Utility Commission

P.O. Box 3265
Harrisburg, PA 17105-3265
(717) 787-5000

Dated: December 9, 2011

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**COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In the Matter of:
Pennsylvania Public Utility Commission,
Bureau of Transportation and Safety
v.
The Yellow Cab Company of Pittsburgh

Docket No. C-2011-2211682

SUBPOENA

To: Tracey Shoemaker, 186 Plymouth Street, Pittsburgh, PA 15211
(Name and Address)

Pursuant to the authority of this Commission under §§309, 331(d)(2) and 333(j) of the Public Utility Code:

1. YOU ARE ORDERED by the Commission to come to 2nd Floor Hearing Room, Piatt Place, Suite 220, 301 Fifth Avenue, Pittsburgh, PA 15222

Pennsylvania, on January 18, 2012, at 10:00 o'clock, in the above case, to testify
(date)
on behalf of the Bureau of Investigation and Enforcement and to remain until
excused;

2. And bring with you and produce the following: Does not apply.

This subpoena is issued subject to the provisions of 52 Pa. Code §5.421 (with regard to issuance, notice, service and witness fees).

BY THE COMMISSION

Date _____

John H. Corbett, Jr.
Administrative Law Judge

Commonwealth of Pennsylvania)
) SS:
Count of)

AFFIDAVIT OF SERVICE

Before me, the undersigned authority, personally appeared _____
who, being duly sworn according to law, deposes and says that he/she served a true and correct
copy of the within SUBPOENA upon _____
by handing the same to him/her at _____ on the
_____ day of _____, at _____ a.m./p.m.

(Signature)

Sworn to and subscribed before me
this _____ day of _____

Notary Public

