

**Pennsylvania Public Utility Commission**  
**PO Box 3265**  
**Harrisburg, PA 17105-3265**  
**(717) 787-1227**

## **Application for Motor Common Carrier of Property**

Please complete all parts of the following application. For questions, please call the Commission at (717) 787-3834.

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

Kingsbury Trucking, LLC.

2. **Trade Name** (if using a fictitious trade name, it must be registered with the Dept. of State)

**Fictitious name and Registration number** (if applicable)

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

8246 RT. 957

Street Address

SUGAR GROVE, P.A. 16350

City, State and Zip Code

814-757-5709

Telephone Number

WARREN  
County

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

P.O. Box 492

Street Address

SUGAR GROVE, P.A. 16350

City, State and Zip Code

5. **Attorney** (if applicable)

Attorney's Name & Telephone Number for this Filing

Attorney's Address

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**PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU**

6. Does applicant currently hold or has ever held PA PUC authority?

Yes  No (circle one)

If yes, PUC NO. A- \_\_\_\_\_

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

SAND  
\_\_\_\_\_  
\_\_\_\_\_

8. Are you one of the following? If yes, check below.

Individual

Partnership

9. Are you a business entity registered with the PA Department of State?

If YES, please check below the type of business that applies to this Application and provide the Entity ID Number given to you by the PA Department of State:

Limited Partnership \_\_\_\_\_  
Corporation Bureau Entity ID Number

Limited Liability Partnership \_\_\_\_\_  
Corporation Bureau Entity ID Number

Limited Liability Company 3767824  
Corporation Bureau Entity ID Number

Corporation – For Profit \_\_\_\_\_  
Corporation Bureau Entity ID Number

Corporation – Nonprofit \_\_\_\_\_  
Corporation Bureau Entity ID Number

Fictitious Name (if applicable) \_\_\_\_\_

If NO, contact the PA Department of State and apply according to how you will do business in PA:

PA Corporations (Profit or Non-Profit) - File for Articles of Incorporation

Foreign Corporations - File for a Certificate of Authority

- PA Limited Partnerships, Limited Liability Partnerships, Limited Liability Companies - File for an Application of Registration
- Fictitious Name Registration - File **only if** Trade Name will be different than the business name you register with the Department of State

## 10. Attachment Checklist

- Individual:  Certified Check, money order, or check from attorney  
 Copy of Current Safety Rating (if available)
- Partnership:  Certified Check, money order, or check from attorney  
 List of names and addresses of ALL Partners  
 Copy of Current Safety Rating (if available)
- Limited Partnership:  Corporation Bureau Entity Number as entered above in #9  
 Certified Check, money order, or check from attorney  
 List of names and addresses of ALL Partners  
 Copy of Current Safety Rating (if available)
- Limited Liability Partnership:  Corporation Bureau Entity Number as entered above in #9  
 Certified Check, money order, or check from attorney  
 List of names and addresses of ALL Partners  
 Copy of Current Safety Rating (if available)
- Limited Liability Company:  Corporation Bureau Entity Number as entered above in #9  
 Certified Check, money order, or check from attorney  
 List of names and addresses of ALL Members and Title of each Member (even if only one member)  
 Copy of Current Safety Rating (if available)
- Corporation – For Profit:  Corporation Bureau Entity Number as entered above in #9  
 Certified Check, money order, or check from attorney  
 List of ALL Corporate Officers and Titles, name of each Shareholder and distribution of shares  
 Copy of Current Safety Rating (if available)
- Corporation – Non-Profit:  Corporation Bureau Entity Number as entered above in #9  
 Certified Check, money order, or check from attorney  
 List of ALL Corporate Officers and Titles and those serving on Board of Directors  
 Copy of Current Safety Rating (if available)

**11. Certification**

Applicant certifies that it is not now engaged in intrastate transportation of property for compensation between points in Pennsylvania without Pennsylvania Public Utility Commission authorization and will not engage in any transportation not previously authorized by the Pennsylvania Public Utility Commission unless and until such authorization is obtained.

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, LP, or LLP), a member (if LLC), or by any officer (if a corporation).

I/we hereby state that the statements made in this application 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.

*Kingsbury Trucking, LLC, Pres.*  
 \_\_\_\_\_  
 (Print Name)

*Crystal S. Kingsbury, Pres.*  
 \_\_\_\_\_  
 (Signature)

*3-13-12*  
 \_\_\_\_\_  
 (Date)

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Kingsbury Trucking, LLC. Member List

Douglas B. Kingsbury Pres.

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SECRETARY'S BUREAU



U.S. Department  
of  
Transportation

**Federal Motor  
Carrier Safety  
Administration**

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

March 7, 2012

In reply refer to:  
USDOT No.: 876212

MC Number: MC749444

DOUG KINGSBURY  
PRESIDENT  
KINGSBURY TRUCKING LLC  
P O BOX 492  
SUGAR GROVE, PA 16350

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MAR 14 2012

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**Safety Audit Pass**

This letter is to inform you that, based on the results of the safety audit conducted on KINGSBURY TRUCKING LLC on February 27, 2012, the Federal Motor Carrier Safety Administration (FMCSA) has determined that KINGSBURY TRUCKING LLC may continue to operate in interstate commerce within the United States.

However, for-hire motor carriers cannot operate in interstate commerce unless they obtain operating authority from FMCSA by following the registration procedures described in 49 CFR part 365, unless providing transportation exempt from 49 CFR part 356 registration requirements.

In addition, the agency did observe deficiencies while conducting the safety audit and KINGSBURY TRUCKING LLC is encouraged to take appropriate action(s) promptly to correct the deficiencies and comply with the regulations specified below:

- Driver Question 1 - Driver Qualification Files, Section 391.51(a)
- Operations Question 6 - Exceeding the 14 Hour Rule, Section 395.3(a)(2)
- Operations Question 14 - State and Local Laws, Section 392.2

Please contact your local FMCSA Division Administrator listed below if you have any questions concerning these deficiencies:

U.S. DEPARTMENT OF TRANSPORTATION  
FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION  
215 LIMKILN ROAD, SUITE 200  
NEW CUMBERLAND, PA 17070  
Phone: 717-614-4060

You are reminded that as a new entrant motor carrier FMCSA will continue to monitor and evaluate KINGSBURY TRUCKING LLC's safety management practices and on-road performance to ensure KINGSBURY TRUCKING LLC is complying with Federal requirements including the Federal Motor Carrier Safety Regulations (FMCSRs) and applicable Federal Hazardous Materials Regulations (HMRs). KINGSBURY TRUCKING LLC may be granted permanent registration no earlier than 18 months from the date its USDOT New Entrant registration was originally granted. Failure to comply with applicable requirements may result in the revocation of KINGSBURY TRUCKING LLC's USDOT New Entrant or permanent registration.

If you have any questions concerning your New Entrant Status, please call your division office number listed above.

Sincerely,

John Van Steenburg, Director, Office of  
Enforcement and Compliance

POLICY NUMBER: CLP92054M

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**ENDORSEMENT FOR MOTOR CARRIER POLICIES OF INSURANCE FOR PUBLIC LIABILITY UNDER SECTIONS 29 AND 30 OF THE MOTOR CARRIER ACT OF 1980**

This endorsement modifies insurance provided under the following:

COMMERCIAL AUTO COVERAGE PART

Named Insured and Address:

KINGSBURY TRUCKING LLC  
RD 3 ROUTE 957  
SUGAR GROVE PA 16350

The provisions of the Coverage Form apply unless modified by this endorsement.

This endorsement changes the policy effective on the inception date of the policy unless another date is indicated below.

Dated at South Sioux City, Nebraska on <b>NOVEMBER 23 2011</b>	Effective date <b>NOVEMBER 23 2011</b>	Number
<b>GREAT WEST CASUALTY COMPANY</b>	Countersigned by <i>Hugh Jungenberg</i> (Authorized Company Representative)	

**THE HDH GROUP INC**

The policy to which this endorsement is attached provides primary or excess insurance as indicated by "X", for the limits shown:

- This insurance is primary and the company shall not be liable for amounts in excess of **\$1,000,000** for each "accident".
- This insurance is excess and the company shall not be liable for amounts in excess of \_\_\_\_\_ for each "accident" in excess of the underlying limit of \_\_\_\_\_ for each "accident".

Whenever required by the Federal Motor Carrier Safety Administration the company agrees to furnish the FMCSA a duplicate of said policy and all its endorsements. The company also agrees, upon telephone request by an authorized representative of the FMCSA, to verify that the policy is in force as of a particular date. The telephone number to call is: 402-494-2411.

Cancellation of this endorsement may be effected by the company or the "insured" by giving (1) thirty-five (35) days notice in writing to the other party (said 35 days notice to commence from the date the notice is mailed, proof of mailing shall be sufficient proof of notice), and (2) if the "insured" is subject to the FMCSA'S jurisdiction, by providing thirty (30) days notice to the FMCSA (said 30 days notice to commence from the date the notice is received by the FMCSA at its office in Washington, D.C.).

**DEFINITIONS AS USED IN THIS ENDORSEMENT****"ACCIDENT"** includes continuous or repeated exposure to conditions which results in "bodily injury", "property damage", or environmental damage which the "insured" neither expected nor intended.**"MOTOR VEHICLE"** means a land vehicle, machine, truck, tractor, "trailer", or semitrailer propelled or drawn by mechanical power and used on a highway for transporting property, or any combination thereof.**"BODILY INJURY"** means injury to the body, sickness or disease to any person, including death resulting from any of these.**"ENVIRONMENTAL RESTORATION"** means restitution for the "loss", damage, or destruction of natural resources arising out of the accidental discharge, dispersal, release or escape into or upon the land, atmosphere, watercourse, or body of water, of any commodity transported by a motor carrier. This shall include the cost of removal and the cost of necessary measures taken to minimize or mitigate damage to human health, the natural environment, fish, shellfish, and wildlife.**"PROPERTY DAMAGE"** means damage to or loss of use of tangible property.**"PUBLIC LIABILITY"** means liability for "bodily injury", "property damage", and "environmental restoration".

The insurance policy to which this endorsement is attached provides automobile liability insurance and is amended to assure compliance by the "insured", within the limits stated

herein, as a motor carrier of property, with Sections 29 and 30 of the Motor Carrier Act of 1980 and the rules and regulations of the Federal Motor Carrier Safety Administration.

In consideration of the premium stated in the policy to which this endorsement is attached, the insurer (the company) agrees to pay, within the limits of liability described herein, any final judgment recovered against the "insured" for "public liability" resulting from negligence in the operation, maintenance or use of "motor vehicles" subject to the financial responsibility requirements of Sections 29 and 30 of the Motor Carrier Act of 1980 regardless of whether or not each "motor vehicle" is specifically described in the policy and whether or not such negligence occurs on any route or in any territory authorized to be served by the "insured" or elsewhere. Such insurance as is afforded, for "public liability", does not apply to injury to or death of the "insured's" "employees" while engaged in the course of their employment, or property transported by the "insured", designated as cargo. It is understood and agreed that no condition, provision, stipulation, or limitation contained in the policy, this endorsement, or any other endorsement thereon, or violation thereof, shall relieve the company from liability or from payment of any final judgment, within the limits of liability herein described, irrespective of the financial condition, insolvency or bankruptcy of the "insured". However, all terms, conditions and limitations in

the policy to which the endorsement is attached shall remain in full force and effect as binding between the "insured" and the company. The "insured" agrees to reimburse the company for any payment made by the company on account of any "accident", claim, or "suit" involving a breach of the terms of the policy, and for any payment that the company would not have been obligated to make under the provisions of the policy except for the agreement contained in this endorsement.

It is further understood and agreed that, upon failure of the company to pay any final judgment recovered against the "insured" as provided herein, the judgment creditor may maintain an action in any court of competent jurisdiction against the company to compel such payment.

The limits of the company's liability for the amounts prescribed in this endorsement apply separately, to each "accident", and any payment under the policy because of any one "accident" shall not operate to reduce the liability of the company for the payment of final judgments resulting from any other "accident".

The Motor Carrier Act of 1980 requires limits of financial responsibility according to type of carriage and commodity transported by the motor carrier. It is the MOTOR CARRIER'S obligation to obtain the required limits of financial responsibility.

THE SCHEDULE OF LIMITS SHOWN BELOW DOES NOT PROVIDE COVERAGE. The limits shown in the SCHEDULE are for information purposes only.

**SCHEDULE OF LIMITS  
Public Liability**

Type of Carriage*	Commodity Transported	Minimum Insurance
(1) For-hire (In interstate or foreign commerce).	Property (nonhazardous).	\$ 750,000
(2) For-hire and Private (In interstate, foreign, or intrastate commerce).	Hazardous substances, as defined in 49 CFR 171.8, transported in cargo tanks, portable tanks, or hopper-type vehicles with capacities in excess of 3,500 water gallons; or in bulk Divisions 1.1, 1.2, and 1.3 materials; any quantity of Division 2.3 Hazard Zone A or Division 6.1, Packing Group 1, Hazard Zone A material; in bulk Division 2.1 or 2.2; or highway route controlled quantities of a Class 7 material as defined in 49 CFR 173.403.	\$ 5,000,000
(3) For-hire and Private (In interstate or foreign commerce: in any quantity) or (In intrastate commerce: in bulk only).	Oil listed in 49 CFR 172.101; hazardous materials and hazardous substances defined in 49 CFR 171.8 and listed in 49 CFR 172.101, but not mentioned in (2) above or (4) below.	\$ 1,000,000
(4) For-hire and Private (In interstate or foreign commerce).	Any quantity of Division 1.1, 1.2 or 1.3 material; any quantity of a Division 2.3, Hazard Zone A, or Division 6.1, Packing Group 1, Hazard Zone A material; or highway route controlled quantities of a Class 7 material as defined in 49 CFR 173.403.	\$ 5,000,000

\*Note: The type of carriage listed under numbers (1), (2), and (3) applies to vehicles with a gross vehicle weight rating of 10,000 pounds or more. The type of carriage listed under number (4) applies to all vehicles with a gross vehicle weight rating of less than 10,000 pounds.

**SCHEDULE OF LIMITS  
Public Liability**

For-hire motor carriers of passengers operating in interstate or foreign commerce

Vehicle Seating Capacity	Minimum Insurance
(1) Any vehicle with a seating capacity of 16 passengers or more.	\$ 5,000,000
(2) Any vehicle with a seating capacity of 15 passengers or less.	\$ 1,500,000

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
CORPORATION BUREAU  
206 NORTH OFFICE BUILDING  
P.O. BOX 8722  
HARRISBURG, PA 17105-8722  
WWW.CORPORATIONS.STATE.PA.US/CORP

KINGSBURY TRUCKING, L.L.C.

THE CORPORATION BUREAU IS HAPPY TO SEND YOU YOUR FILED DOCUMENT. THE CORPORATION BUREAU IS HERE TO SERVE YOU AND WANTS TO THANK YOU FOR DOING BUSINESS IN PENNSYLVANIA.

IF YOU HAVE ANY QUESTIONS PERTAINING TO THE CORPORATION BUREAU, PLEASE VISIT OUR WEB SITE LOCATED AT WWW.CORPORATIONS.STATE.PA.US/CORP OR PLEASE CALL OUR MAIN INFORMATION TELEPHONE NUMBER (717)787-1057. FOR ADDITIONAL INFORMATION REGARDING BUSINESS AND / OR UCC FILINGS, PLEASE VISIT OUR ONLINE "SEARCHABLE DATABASE" LOCATED ON OUR WEB SITE.

ENTITY NUMBER: 3767824

KENNETH L CROSBY ESQ  
400 MARKET ST,  
WARREN, PA 16365

PENNSYLVANIA DEPARTMENT OF STATE  
CORPORATION BUREAU

Effective Date: 01/01/2008  
Pedro A. Cortés  
Secretary of the Commonwealth

Entity Number

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

KENNETH L. CROSBY  
Attorney at Law  
400 Market Street  
Warren, Pennsylvania 16365

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

←

Fee: \$125

Commonwealth of Pennsylvania  
CERTIFICATE OF ORGANIZATION 3 Page(s)



T0731264074

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*):

KINGSBURY TRUCKING, L.L.C.

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:

8246 ROUTE 957  
SUGAR GROVE, PA 16350

WARREN COUNTY

(b) Name of Commercial Registered Office Provider

County

c/o: N/A

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

Name

Address

Douglas B. Kingsbury  
PA DEPT. OF STATE

8246 ROUTE 957  
Sugar Grove, PA 16350

NOV 08 2007

4. *Strike out if inapplicable term*

~~Member's interest in the company to be indicated 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: 01/01/2008

month date year hour, if any

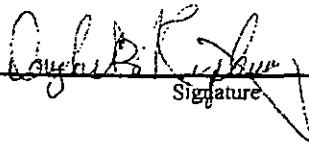
7. *Strike out if inapplicable:* The company is a restricted professional service organization and is organized for the following restricted professional service(s):

8. For additional provisions of the certificate, if any, attach an 8 1/2 x 11 sheet.

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

31 day of Oct., 2007.

DBK



Signature

Signature

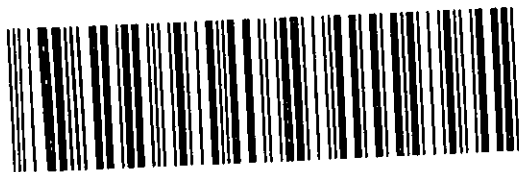
Signature



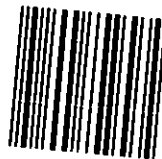
Apply Pri

DELIVERY CONFIRMED

MAR 16 2012



0309 3220 0001 7895 1679



1006

17105

U.S. POSTAGE  
PAID  
SUGAR GROVE, PA  
16350  
MAR 14, 12  
AMOUNT

\$5.90  
00025389-08

*Pennsylvania Public Utility Commission  
P.O. Box 3265  
Lebanon, P.A. 17105*

Flat Rate  
Mailing Envelope

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