



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

IN REPLY PLEASE
REFER TO OUR FILE

July 9, 2007

James J. McNulty, Secretary
PA Public Utility Commission
2nd Floor, 400 North Street
P.O. Box 3265
Harrisburg, PA 17105-3265

RE: Pennsylvania Public Utility Commission
Bureau of Transportation & Safety v.
William C. Stumpf,
t/a Stumpf Moving & Storage Company
Docket No. A-00099993C0601

Dear Secretary McNulty:

Enclosed for filing are an original and three copies of the Law Bureau's Petition for Issuance of Subpoena. With a copy of this letter, I am sending copies of the enclosed to those persons listed on the attached Certificate of Service.

Very truly yours,

R. K. Smith, Jr.
Assistant Counsel

Enclosures

RJP

SECRETARY'S BUREAU

2007 JUL -9 PM 3:14

RECEIVED

SS

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

2007 JUL -9 PM 3:15
SECRETARY'S BUREAU

PENNSYLVANIA PUBLIC UTILITY
COMMISSION, BUREAU OF
TRANSPORTATION AND SAFETY

:
:
:

Docket No.
A-00099993C0601

v.

:

WILLIAM C. STUMPF, T/A
STUMPF MOVING & STORAGE
COMPANY

:
:

Petition for Issuance of Subpoena

TO THE HONORABLE FRED R. NENE:

The Law Bureau of the Pennsylvania Public Utility Commission, by its attorney, R. K. Smith, Jr., Assistant Counsel, petitions for issuance of SUBPOENA and in support thereof represents as follows: The name and address of your petitioner is the Law Bureau of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, Pennsylvania 17105-3265. The name and address for the attorney of your petitioner is Assistant Counsel R. K. Smith, Jr., Pennsylvania Public Utility Commission, Law Bureau, P.O. Box 3265, Harrisburg, Pennsylvania 17105-3265.

1. A hearing will be held before Commission Administrative Law Judge Fred R. Nene, at 1:00 p.m., on August 14, 2007, in an 11th Floor Hearing Room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, Pennsylvania 15222. The purpose of the hearing is to afford all parties of record the opportunity to submit testimony in the above-captioned proceeding.

2. The Commission's Bureau of Transportation and Safety's complaint at Docket No. A-00099993C0601, at Paragraph Three, alleged that Respondent, on July 27, 2005 and September 1, 2005, performed household goods moves for Bonnie Poole from 920 Saint James Street, Pittsburgh, Pennsylvania to Respondent's storage facility at 199 Purity Road, Pittsburgh, Pennsylvania, and from Respondent's storage facility to 321 Beaver Street, Sewickley, PA, respectively. During the moves, damages occurred to Mrs. Poole's furniture. Mrs. Poole purchased additional insurance in the amount of \$240.00, which is documented on the Bill of Lading. The Respondent never provided Mrs. Poole with a copy of the insurance information. Mrs. Poole filed a claim for damages and provided a detailed estimate of charges for the damages as Respondent requested. Mrs. Poole contracted with Grimes Interiors who provided her with a detailed estimate of \$4,113.08 dated October 19, 2005. Respondent insisted that their repairman, Bill Ireland, provide an estimate for the damages and make the repairs to the furniture. Due to conflicting schedules, the estimate did not take place until March 13, 2006. Respondent told Mrs. Poole that they would be responsible for the difference in cost between their repairman and Mr. Ireland's estimate. Mrs. Poole contacted the respondent by letters dated March 7, 2006, March 22, 2006 and April 10, 2006, prior to seeking legal action. A settlement of \$1,000.00 was made after Mrs. Poole retained legal counsel. Respondent failed to act promptly upon written or oral communications with respect to Mrs. Poole's insurance claim and did not attempt to effectuate a prompt, fair and equitable settlement of her claim. The Bureau alleged at Paragraph Four that respondent, by failing to acknowledge and act promptly upon written or oral communications with respect to insurance claims, and by not attempting to in good faith to effectuate prompt, fair and equitable settlement of

claims in which the carrier's liability has become reasonably clear, violated 52 Pa. Code Section 32.16(2) and (6). The Bureau requested a \$250.00 civil penalty in its complaint. Mrs. Poole resides at 321 Beaver Street, Sewickley, Pennsylvania 15143-1469. Mrs. Poole is an essential witness.

WHEREFORE, the Law Bureau, requests your Honorable Administrative Law Judge to grant its PETITION FOR ISSUANCE OF SUBPOENA, and to issue the subpoena compelling the appearance of the person described herein at the hearing described herein.

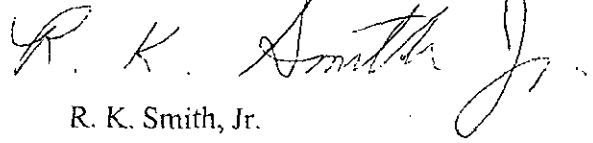
NOTICE: ANY ANSWER TO THIS PETITION SHALL BE FILED WITHIN TEN DAYS OF SERVICE OF THE PETITION (52 Pa. Code §5.421).

Secretary James J. McNulty
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Honorable Fred R. Nene
Administrative Law Judge
Room 1103
Pittsburgh State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222

R. K. Smith, Jr.
Assistant Counsel
Law Bureau
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA. 17105-3265

Respectfully submitted,

A handwritten signature in cursive script that reads "R. K. Smith, Jr." The signature is written in dark ink and is positioned to the left of the typed name.

R. K. Smith, Jr.
Assistant Counsel

Law Bureau

Pennsylvania Public Utility
Commission

CERTIFICATE OF SERVICE

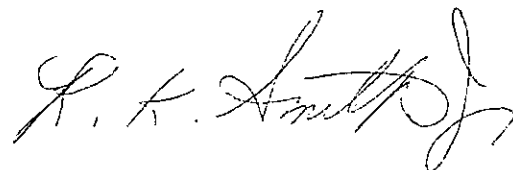
I hereby certify that I am, this 9 day of July,
2007, serving by first class mail the foregoing document upon the

Persons listed below:

Honorable Fred R. Nene
Administrative Law Judge
Room 1103
Pittsburgh State Office Building
Pennsylvania Public Utility Commission
300 Liberty Avenue
Pittsburgh, PA 15222

William C. Stumpf
Stumpf Moving & Storage Company
199 Purity Road
Pittsburgh, PA 15235

Bonnie Poole
321 Beaver Street
Sewickley, PA 15143-1469



R. K. Smith, Jr.
Assistant Counsel



PUC-291

**COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In the Matter of:

Docket No.

A-00099993C0601

Pa. Public Utility Commission,
Bureau of Transportation and Safety

SUBPOENA

v.

William C. Stumpf, t/a Stumpf Moving
& Storage Company

To:

Bonnie Poole, 321 Beaver Street, Sewickley, PA 15143-1469

(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 the 11th Floor Hearing Room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, Pennsylvania, on August 14, 2007, at 1:00 o'clock p.m., in the above case, to testify on behalf of the Bureau and to remain until excused;

2. YOU ARE DIRECTED TO BRING – Any and all documents related to the move provided to you by William C. Stumpf, t/a Stumpf Moving & Storage.

This subpoena is issued subject to the provisions of 52 Pa. Code §5.421 (with regard to issuance, notice and service) and 52 Pa. Code §5.413 (with regard to witness fees).

BY THE COMMISSION

Date _____

Fred R. Nene
Administrative Law Judge

Commonwealth of Pennsylvania)
)
County of) SS:

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 _____, 2007
at _____ m.

Signature

Sworn to and subscribed before me
this _____ day of _____, 20 _____

Notary Public



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

IN REPLY PLEASE
REFER TO OUR FILE

July 9, 2007

James J. McNulty, Secretary
PA Public Utility Commission
2nd Floor, 400 North Street
P.O. Box 3265
Harrisburg, PA 17105-3265

RE: Pennsylvania Public Utility Commission
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Docket No. A-00099993C0601

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COMMISSION, BUREAU OF
TRANSPORTATION AND SAFETY

v.

WILLIAM C. STUMPF, T/A
STUMPF MOVING & STORAGE
COMPANY

Docket No.
A-00099993C0601

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2. The Commission's Bureau of Transportation and Safety's complaint at Docket No. A-00099993C0601, at Paragraph Three, alleged that Respondent, on July 27, 2005 and September 1, 2005, performed household goods moves for Bonnie Poole from 920 Saint James Street, Pittsburgh, Pennsylvania to Respondent's storage facility at 199 Purity Road, Pittsburgh, Pennsylvania, and from Respondent's storage facility to 321 Beaver Street, Sewickley, PA, respectively. During the moves, damages occurred to Mrs. Poole's furniture. Mrs. Poole purchased additional insurance in the amount of \$240.00, which is documented on the Bill of Lading. The Respondent never provided Mrs. Poole with a copy of the insurance information. Mrs. Poole filed a claim for damages and provided a detailed estimate of charges for the damages as Respondent requested. Mrs. Poole contracted with Grimes Interiors who provided her with a detailed estimate of \$4,113.08 dated October 19, 2005. Respondent insisted that their repairman, Bill Ireland, provide an estimate for the damages and make the repairs to the furniture. Due to conflicting schedules, the estimate did not take place until March 13, 2006. Respondent told Mrs. Poole that they would be responsible for the difference in cost between their repairman and Mr. Ireland's estimate. Mrs. Poole contacted the respondent by letters dated March 7, 2006, March 22, 2006 and April 10, 2006, prior to seeking legal action. A settlement of \$1,000.00 was made after Mrs. Poole retained legal counsel. Respondent failed to act promptly upon written or oral communications with respect to Mrs. Poole's insurance claim and did not attempt to effectuate a prompt, fair and equitable settlement of her claim. The Bureau alleged at Paragraph Four that respondent, by failing to acknowledge and act promptly upon written or oral communications with respect to insurance claims, and by not attempting to in good faith to effectuate prompt, fair and equitable settlement of

claims in which the carrier's liability has become reasonably clear, violated 52 Pa. Code Section 32.16(2) and (6). The Bureau requested a \$250.00 civil penalty in its complaint. Mrs. Poole resides at 321 Beaver Street, Sewickley, Pennsylvania 15143-1469. Mrs. Poole is an essential witness.

WHEREFORE, the Law Bureau, requests your Honorable Administrative Law Judge to grant its PETITION FOR ISSUANCE OF SUBPOENA, and to issue the subpoena compelling the appearance of the person described herein at the hearing described herein.

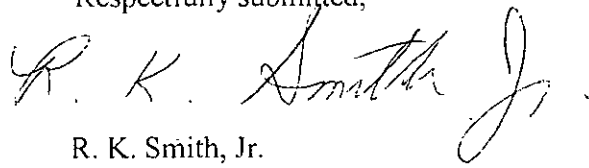
NOTICE: ANY ANSWER TO THIS PETITION SHALL BE FILED WITHIN TEN DAYS OF SERVICE OF THE PETITION (52 Pa. Code §5.421).

Secretary James J. McNulty
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Honorable Fred R. Nene
Administrative Law Judge
Room 1103
Pittsburgh State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222

R. K. Smith, Jr.
Assistant Counsel
Law Bureau
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA. 17105-3265

Respectfully submitted,

A handwritten signature in cursive script that reads "R. K. Smith, Jr." with a large, stylized flourish at the end.

R. K. Smith, Jr.
Assistant Counsel

Law Bureau

Pennsylvania Public Utility
Commission

CERTIFICATE OF SERVICE

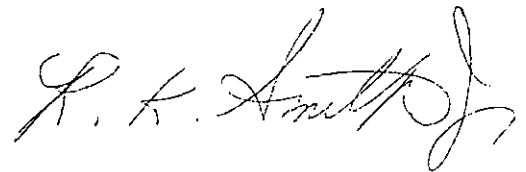
I hereby certify that I am, this 9 day of July,
2007, serving by first class mail the foregoing document upon the

Persons listed below:

Honorable Fred R. Nene
Administrative Law Judge
Room 1103
Pittsburgh State Office Building
Pennsylvania Public Utility Commission
300 Liberty Avenue
Pittsburgh, PA 15222

William C. Stumpf
Stumpf Moving & Storage Company
199 Purity Road
Pittsburgh, PA 15235

Bonnie Poole
321 Beaver Street
Sewickley, PA 15143-1469



R. K. Smith, Jr.
Assistant Counsel



PUC-291

**COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In the Matter of:

Docket No.

A-00099993C0601

Pa. Public Utility Commission,
Bureau of Transportation and Safety

SUBPOENA

v.

William C. Stumpf, t/a Stumpf Moving
& Storage Company

To:

Bonnie Poole, 321 Beaver Street, Sewickley, PA 15143-1469

(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 the 11th Floor Hearing Room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, Pennsylvania, on August 14, 2007, at 1:00 o'clock p.m., in the above case, to testify on behalf of the Bureau and to remain until excused;

2. YOU ARE DIRECTED TO BRING – Any and all documents related to the move provided to you by William C. Stumpf, t/a Stumpf Moving & Storage.

This subpoena is issued subject to the provisions of 52 Pa. Code §5.421 (with regard to issuance, notice and service) and 52 Pa. Code §5.413 (with regard to witness fees).

BY THE COMMISSION

Date _____

Fred R. Nene
Administrative Law Judge

Commonwealth of Pennsylvania)
)
County of) SS:

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 _____, 2007

at _____ m.

Signature

Sworn to and subscribed before me

this _____ day of _____, 20 _____

Notary Public

DATE: July 10, 2007

SUBJECT: A-00099993C0601

TO: Office of Administrative Law Judge

FROM: *KB* James J. McNulty, Secretary

Pennsylvania Public Utility Commission
Bureau of Transportation & Safety

v.

William C. Stumpf, t/a Stumpf Moving & Storage Company

Attached is a copy of the Bureau of Transportation & Safety, Legal Division's Petition for Issuance of Subpoena filed in connection with the above docketed proceeding.

This matter is assigned to your Office for appropriate action.

Attachment

cc: TSL - memo only

ksb

DOCUMENT
FOLDER

RECORDED
JUL 10 2007



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

IN REPLY PLEASE
REFER TO OUR FILE

July 9, 2007

James J. McNulty, Secretary
PA Public Utility Commission
2nd Floor, 400 North Street
P.O. Box 3265
Harrisburg, PA 17105-3265

ORIGINAL

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2007 JUL -9 PM 3:15
SEAL PENNSYLVANIA BUREAU

PENNSYLVANIA PUBLIC UTILITY :
COMMISSION, BUREAU OF :
TRANSPORTATION AND SAFETY :

Docket No. :
A-00099993C0601 :

v. :
WILLIAM C. STUMPF, T/A :
STUMPF MOVING & STORAGE :
COMPANY :

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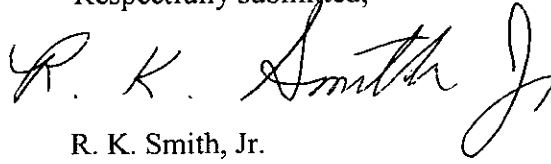
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Pittsburgh, PA 15222

R. K. Smith, Jr.
Assistant Counsel
Law Bureau
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA. 17105-3265

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R. K. Smith, Jr.
Assistant Counsel

Law Bureau

Pennsylvania Public Utility
Commission

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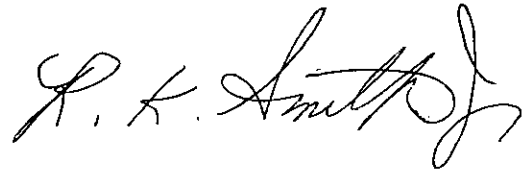
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Assistant Counsel



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PUC-291

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PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In the Matter of:

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To:

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(Name and Address)

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) SS:
County of)

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Before me, the undersigned authority, personally appeared
_____ who, being duly sworn according to law, deposes and says that
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_____ by handing the same to him/her at
_____ on the
_____ day of _____, 2007
at _____ m.

Signature

Sworn to and subscribed before me
this _____ day of _____, 20 _____

Notary Public



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
Office of Administrative Law Judge
P.O. BOX 3265, HARRISBURG, PA 17105-3265
July 16, 2007

IN REPLY PLEASE
REFER TO OUR FILE

In Re: A-00099993C0601

(See letter dated 6/26/07)

Pennsylvania Public Utility Commission
Bureau of Transportation and Safety
v.
William C. Stumpf, t/a Stumpf Moving & Storage Company

CANCELLATION NOTICE

This is to inform you of the following cancellation:

Type: Initial Hearing
Date: Tuesday, August 14, 2007
Time: 1:00 PM
Presiding: Administrative Law Judge Fred R. Nene

**DOCUMENT
FOLDER**

Please mark your records accordingly.

pc: Judge Nene
Elizabeth L. Plantz, Scheduling Officer
T&S - Motor Carrier
Beth Plantz
Docket Section
Calendar File

DOCKETED
JUL 18 2007

RJP

A-00099993C0601 PENNSYLVANIA PUBLIC UTILITY COMMISSION, BUREAU OF
TRANSPORTATION AND SAFETY V. WILLIAM C. STUMPF,
T/A STUMPF MOVING & STORAGE COMPANY

WILLIAM C STUMPF
T/A STUMPF MOVING & STORAGE COMPANY
100 PURITY ROAD
PITTSBURGH PA 15235

R K SMITH JR ESQUIRE
PA PUBLIC UTILITY COMMISSION
LAW BUREAU
PO BOX 3265
HARRISBURG PA 17105-3265