

- 1. REPORT DATE: 00/00/00
- 2. BUREAU: TAS
- 3. SECTION(S):
- 5. APPROVED BY: DIRECTOR: SUPERVISOR:
- 6. PERSON IN CHARGE: RUDY
- 8. DOCKET NO: A-00099993C0301
- 4. PUBLIC MEETING DATE: 00/00/00
- 7. DATE FILED: 06/11/03
- 9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: TRANSPORTATION & SAFETY, BUREAU OF

RESPONDENT/APPLICANT: STUMPF, WILLIAM C.

COMP/APP COUNTY:

UTILITY CODE: 852700

ALLEGATION OR SUBJECT

TAS COMPLAINT VS. WILLIAM C. STUMPF, T/A STUMPF MOVING & STORAGE CO. FOR VARIOUS VIOLATIONS.

DOCUMENT  
FOLDER

DOCKETED  
JUN 12 2003

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

Date of Service: JUNE 13, 2003  
Docket Number: A-00099993C0301

WILLIAM C. STUMPF, T/A STUMPF MOVING & STORAGE CO.  
199 PURITY ROAD  
PITTSBURGH PA 15235

Pennsylvania Public Utility Commission Bureau of Transportation and Safety  
v.  
WILLIAM C. STUMPF, T/A STUMPF MOVING & STORAGE CO.

Dear Sir/Madam:

The Pennsylvania Public Utility Commission has delegated its authority to initiate prosecutory proceedings to several bureaus in the Commission with enforcement responsibilities.

Pursuant to this delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff has filed the attached complaint against you.

Please refer to the Notice page at the conclusion of this complaint for detailed instructions on how to proceed. Alternative formats of this material are available for persons with disabilities.

Any questions may be directed to the Technical Review Section of the Bureau of Transportation and Safety at (717) 787-1168.

Very truly yours,

*James J. McNulty*

James J. McNulty  
Secretary

DOCKETED  
JUN 12 2003  
DOCUMENT  
FOLDER

JH

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

PENNSYLVANIA PUBLIC UTILITY  
COMMISSION, BUREAU OF TRANSPORTATION  
AND SAFETY

V.

DOCKET NO. A-00099993C03 01

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

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That William C. Stumpf, t/a Stumpf Moving & Storage Co., respondent, maintains his principal place of business at 199 Purity Road, Pittsburgh, PA 15235.

2. That respondent was issued a certificate of public convenience by this Commission on February 25, 1977, at Application Docket No. A-00099993.

3. That respondent, on September 30, 2002, transported household goods for Mr. & Mrs. Flannery from Churchill, Allegheny County, Pennsylvania to Bridgeville, Allegheny County, Pennsylvania for \$3,607.68 compensation. The correct charge should have been \$4,227.50, resulting in an undercharge of \$619.82. Respondent's charge exceeded the \$807.50 estimate by more than 10%. Additionally, respondent failed to charge the shipper for the containers used in the move and failed to provide the shipper with a proper Estimated Cost of Service form. Subsequently, on October 15, 2002, Mrs. Flannery contacted respondent and requested an insurance claim form. She was told it would be in the mail. Later that same day, Ms. Flannery was contacted by telephone by Mr. Russ Stumpf, a representative for respondent. Following a lengthy telephone conversation, Mr. Stumpf informed Ms. Flannery that no insurance claim form would be forthcoming from respondent. Respondent failed provide the requested insurance claim form.

4. That respondent, by charging an improper rate other than that specified in the tariff on file with this Commission, violated 66 Pa. C.S. §1303. The penalty is \$250.00.

RECEIVED

2003 JUN 11 PM 1:36

P.A. PUC  
SECRETARY'S BUREAU

DOCKETED  
JUN 12 2003

DOCUMENT  
FOLDER

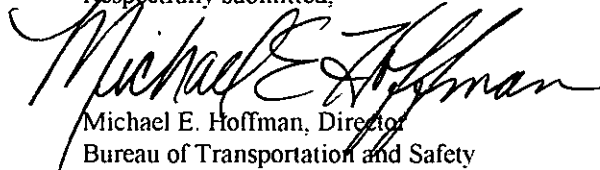
5. That respondent, by failing to file with this Commission a quarterly report, wherein charges exceed the estimate by more than 10% with an explanation of the reasons for the variances, violated 52 Pa. Code §31.124. The penalty is \$100.00.

6. That respondent, by failing to use and complete the proper form for estimates of charges titled "Estimated Cost of Services", violated 52 Pa. Code §31.122(2). The penalty is \$250.00.

7. That respondent, by failing to acknowledge and act promptly upon written or oral communications with respect to insurance claims, violated 52 Pa. Code §32.16(2). The penalty is \$250.00.

WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine William C. Stumpf, t/a Stumpf Moving & Storage, Co., the sum of eight hundred fifty dollars (\$850.00) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

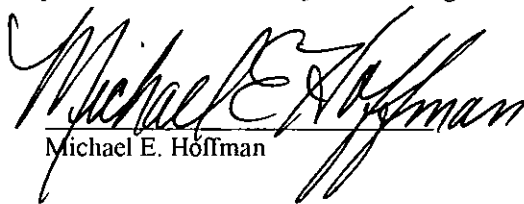


Michael E. Hoffman, Director  
Bureau of Transportation and Safety  
P.O. Box 3265  
Harrisburg, PA 17105-3265

VERIFICATION

I, Michael E. Hoffman, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Date: 6/6/03



Michael E. Hoffman

## NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code §1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

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

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. The penalty could include a fine, the suspension or revocation of your certificate of public convenience or other remedy.

C. You may elect not to contest this complaint by paying the fine proposed in this complaint by certified check or money order. Payment must be made to the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265. Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty (see B).

E. If you file an answer which contests the complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the optional fine set forth in C, above.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Technical Unit at (717) 783-5945.

2. Article Number



7106 4575 1293 1581 7048

3. Service Type **CERTIFIED MAIL**

4. Restricted Delivery? (Extra Fee) Yes

1. Article Addressed to:

A-0009999 3C0301  
FC  
William C. Stumpf

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly)

Elizabeth DeNardo Stumpf

B. Date of Delivery

6-16

C. Signature

x Elizabeth DeNardo Stumpf

Agent Addressee

D. Is delivery address different from Item 1?

If YES, enter delivery address below:

Yes  
 No

RJP



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

**ORIGINAL**  
IN REPLY PLEASE  
REFER TO OUR FILE

July 10, 2003

Mr. James J. McNulty, Secretary  
Pa. Public Utility Commission  
2<sup>nd</sup> Floor, 400 North Street  
P.O. Box 3265  
Harrisburg, PA 17105-3265

**DOCUMENT**

03 JUL 10 AM 11:11  
RECEIVED  
SECRETARY'S BUREAU

**RE:** Pennsylvania Public Utility Commission  
Bureau of Transportation & Safety v.  
William C. Stumpf, T/A  
Stumpf Moving & Storage Co.  
Docket No. A-0099993C0301  
A-0069993C0301

Dear Secretary McNulty:

Enclosed for filing are an original and three copies of the Bureau's Notice of Appearance of Counsel. 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

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BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY  
COMMISSION, BUREAU OF  
TRANSPORTATION AND SAFETY

V.

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

Docket No.  
A-0099993C0301  
A-0009999 3 C 0301

**DOCKETED**

JUL 11 2003

RECEIVED  
03 JUL 10 AM 11:12  
SECRETARY'S BUREAU

**NOTICE OF APPEARANCE OF COUNSEL**

To the Secretary:

Please enter the appearance of the Law Bureau of the Pennsylvania Public Utility Commission in the above-captioned proceeding.

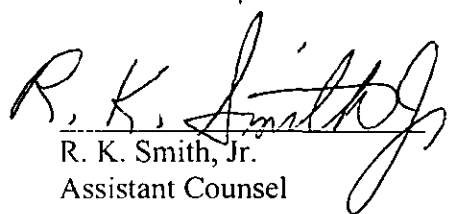
Counsel for the Law Bureau in this proceeding is R. K. Smith, Jr., Assistant Counsel.

Participation by the Law Bureau in this proceeding will be Full.

All service on and communications to the Law Bureau in this proceeding should be addressed to:

R. K. Smith, Jr., Assistant Counsel  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
(717) 787-5262

**DOCUMENT**

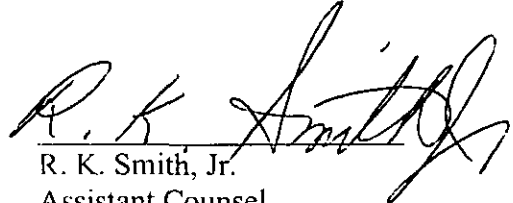
  
R. K. Smith, Jr.  
Assistant Counsel



CERTIFICATE OF SERVICE

I hereby certify that I am, this 10th day of July 2003, serving by first class mail the foregoing document upon the person listed below:

William C. Stumpf  
199 Purity Road  
Pittsburgh, PA 15235

  
\_\_\_\_\_  
R. K. Smith, Jr.  
Assistant Counsel

RECEIVED  
03 JUL 10 AM 11:11  
SECRETARY'S BUREAU

COMMONWEALTH OF PENNSYLVANIA

**DOCKETED**

JUL 11 2003.

DATE: July 10, 2003

SUBJECT: A-00099993C0301 & A-00107168C0304

TO: Office of Administrative Law Judge

**DOCUMENT**

FROM:  James J. McNulty, Secretary

Per memo dated July 10, 2003, from Assistant Counsel R. K. Smith, Jr., Law Bureau, the above docketed proceeding is being reassigned to your Office for appropriate action.

jih

pc: LAW  
TAS

RJP

**ORIGINAL**

RECEIVED

DATE: July 10, 2003

2003 JUL 10 PM 1:39

SUBJECT: Complaints on Commission Motion  
Docket No. A-00099993C0301  
A-00107168C0304

SECRETARY'S BUREAU

**DOCKETED**

JUL 11 2003

TO: Wilma Stabley  
New Filing

FROM: Assistant Counsel R. K. Smith, Jr.  
Law Bureau

*R. K. Smith, Jr.*

Answers, which raise material issues of law or fact, have been filed to the following complaints initiated by the Bureau of Transportation and Safety. These cases should be reassigned immediately to the Office of Administrative Law Judge for the scheduling of prehearing conferences and hearings.

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. William C. Stumpf, t/a Stumpf Moving & Storage Co. - No. A-00099993C0301 - Answer filed June 19, 2003 - Pittsburgh hearing location - Attorney Smith.

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Donald Fix t/a Don Farr Moving Company - Docket No. A-00107168C0304 - Answer filed June 9, 2003 - Pittsburgh hearing location - Attorney Smith.

Thank you for your assistance with this matter and please contact me if you need further information.

cc: Scheduling Staff, ALJ's Office  
Technical Review, T&S

RJP

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**DOCUMENT**



COMMONWEALTH OF PENNSYLVANIA  
**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Office Of Administrative Law Judge  
P.O. Box 3265, Harrisburg, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

October 3, 2003, 2003

In Re: A-~~000999300301~~

000999300301

(See letter dated 07/21/2003)

Pennsylvania Public Utility Commission,  
Bureau of Transportation & Safety

v.

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

Various violations.

Hearing Cancellation Notice

This is to inform you that the Prehearing Conference into an Initial Hearing on the above-captioned case now scheduled to be held on Tuesday, October 21, 2003 at 10:00 a.m. has been canceled due to settlement.

Presiding: Administrative Law Judge James D. Porterfield  
1103 Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222  
Telephone: (412) 565-3550  
Fax: (412) 565-5692

DOCUMENT  
FOLDER

Please mark your records accordingly.

pc: Judge Porterfield  
Steve Springer, Scheduling Officer  
Beth Plantz  
Docket Section  
Calendar File

**DOCKETED**  
OCT 10 2003

DATE: April 2, 2004

TO: Bureau of Transportation & Safety

FROM: James J. McNulty, Secretary *KB*

**DOCKETED**  
APR 07 2004  
**DOCUMENT  
FOLDER**

Answers or fines were due to be filed or paid on the following cases.

To this date, no answers have been received on the following:

A-00093841C0401	WERT, JOHN C.
A-00095970C0301	SOUTHEASTERN PA. TRANS. AUTH.
A-00097316C0302	HOPKINS, FRANCES LOUISE
A-00098432C0401	PANTHER VALLEY BUS LINES, INC.
A-00099993C0301	STUMPF, WILLIAM C.
A-00106339C0301	CTM TRANSPORT, INC.
A-00107602C0301	SIMS, ELEANOR
A-00111101C0301	UMBEL, WARD W.
A-00113115C0301	VRABEL, RON
A-00113875C0301	CAPITAL CITY CAB SERVICE, INC.
A-00114310C0301	BENINATI TRANSPORT CORPORATION
A-00115538C0301	CIKOVIC, RANDY W.
A-00115538C0302	CIKOVIC, RANDY W.
A-00115561C0301	TRAVEL WITH COMFORT, INC.
A-00115567C0301	ROLAND, ANTHONY PAUL
A-00115691C0401	HELLO-HELLO TOURS, INC.
A-00116315C0401	EAST COAST LIMO SERVICE, INC.
A-00116324C0302	GRACE LIMO SERVICE, INC.
A-00117051C0401	LOVE, CAROL R.
A-00117168C0401	MAGIC EXPRESS, INC.
A-00119270C0302	AMENT, JAMES & DEBRA
A-00120015C0301	JLC TRUCKING, INC.

ksb

*RJP*