

1. <u>REPORT DATE:</u>	May 2, 1985	:	2. <u>BUREAU AGENDA NO.</u>
3. <u>BUREAU:</u>	Non-Rail Transportation	:	MAY-85-TNR-552*
4. <u>SECTION(S):</u>	Technical Review	:	5. <u>PUBLIC MEETING DATE:</u>
6. <u>APPROVED BY:</u>		:	May 3, 1985
Director:	Ernst	7-2154:	
Supervisor:	Bigelow	7-6971:	
7. <u>MONITOR:</u>	Commissioner Shane	:	
8. <u>PERSON IN CHARGE:</u>	Marzolf	3-5945:	
9. <u>DOCKET NO:</u>	A-00106205	:	

10. (a) CAPTION (abbreviate if more than 4 lines)  
 (b) Short summary of history & facts, documents & briefs  
 (c) Recommendation

(a) Application of Bulk, Inc. for emergency temporary authority to transport cement, as a contract carrier, for Lehigh Portland Cement from its facility in West Manchester Township.

(b) Telephone request was received on May 2, 1985. Permanent application was filed but not published. TA, ETA and ETA extension are to be filed in the near future. Emergency situation results from discontinuance of service of Cement Express. Shipper has attempted to obtain service from existing carriers, but they do not have equipment available.

(c) The Bureau of Non-Rail Transportation recommends that the Commission adopt the proposed order approving ETA authority.

mjs

11. MOTION BY: Commissioner Chm. Taliaferro Commissioner Cawley - Yes  
 Commissioner Fischl - Yes  
 SECONDED: Commissioner Shane Commissioner

CONTENT OF MOTION: Staff recommendation adopted.

DOCUMENT  
FOLDER

DOCKETED  
MAY 22 1985

May 3, 1985

A-00106205

William Gray, Esquire  
Vuono, Lavelle & Gray  
2310 Grant Building  
Pittsburgh, Pennsylvania 15219

Application of Bulk, Inc., a Nebraska corporation, for emergency temporary authority



Dear Sir:

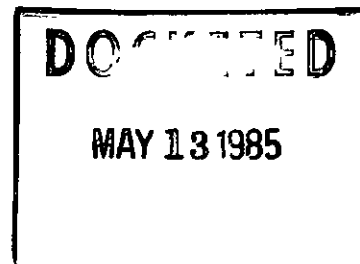
This is to advise you that the Commission at Public Meeting held May 3, 1985 adopted an Order in connection with the above entitled proceeding granting emergency temporary authority.

An Executed Order is enclosed for your records.

Very truly yours,

Jerry Rich, Secretary

JZ  
Encls.  
Certified Mail  
Receipt Requested  
cc:applicant  
2565 St. Mary's Avenue  
P.O. Box 189  
Omaha, Nebraska 68101



Mr. McCarthy-Insurance Section  
Mr. Fickes-Tariff Section  
Frances Jones  
Bureau of Non-Rail Transportation  
Law Bureau

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, Pa. 17120

Public Meeting held May 3, 1985

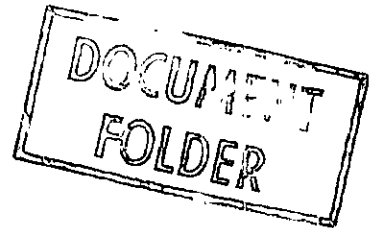
Commissioners Present:

Linda C. Taliaferro, Chairman  
James H. Cawley  
Frank Fischl  
Bill Shane

Bulk, Inc., a Nebraska corporation, for emergency temporary authority, to transport, as a contract carrier, cement, for Lehigh Portland Cement Company, from its facilities located in the township of West Manchester, York County, to points in Pennsylvania, and vice versa.

A-00106205

2565 St. Mary's Avenue  
P.O. Box 189  
Omaha, Nebraska 68101

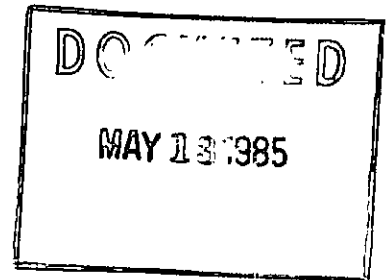


---

Vuono, Lavelle & Gray by William Gray

---

O R D E R



BY THE COMMISSION:

This matter comes before the Commission through a telephonic request for emergency temporary authority. The actual filing for ETA, TA and ETA extension is to be filed within the next few days. The permanent authority was filed but has not yet been published.

The emergency situation arises through a discontinuance of service of Cement Express, Inc., which currently holds contract carrier authority to render service to West Manchester Township facility of Lehigh Portland Cement. Lehigh Portland Cement has attempted to obtain service from existing carriers but they are unable to provide equipment on such short notice. With the discontinuance

of service of Cement Express and the inability of existing carriers to provide equipment, Lehigh Portland's West Manchester facility is left without any transportation service.

We find that an emergency situation exists and that approval of the ETA is in the public interest; THEREFORE,

IT IS ORDERED: That the application for emergency temporary authority, be and is hereby approved as follows pending disposition of the temporary authority application:

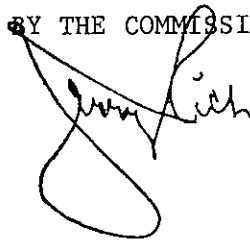
To transport, as a contract carrier, cement, for Lehigh Portland Cement Company, from its facility in West Manchester Township, York County, to points in Pennsylvania, and vice versa.

IT IS FURTHER ORDERED: That the applicant shall file evidence of insurance prior to initiating service.

IT IS FURTHER ORDERED: That the applicant shall file a schedule of minimum rates within ten (10) days of the date this order is entered.

IT IS FURTHER ORDERED: That the granting of the authority herein, shall have no effect on the final disposition of the temporary or permanent authority applications.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Jerry Rich", written over the printed text "BY THE COMMISSION,".

Jerry Rich,  
Secretary

(SEAL)

ORDER ADOPTED: May 3, 1985

ORDER ENTERED: May 3, 1985

**SENDER: Complete items 1, 2, 3 and 4.**

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1.  Show to whom, date and address of delivery.
2.  Restricted Delivery.

*Order A-106205*

3. Article Addressed to:

*William Gray, Esq.*

4. Type of Service:

- Registered       Insured  
 Certified       COD  
 Express Mail

Article Number

**44127**

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee

X

6. Signature - Agent

X

*M. Danaway*

7. Date of Delivery

*5-6-85*

8. Addressee's Address (*ONLY if requested and fee paid*)

**UNITED STATES POSTAL SERVICE**  
**OFFICIAL BUSINESS**



**SENDER INSTRUCTIONS**

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE  
USE, \$300

**RETURN  
TO**



Pa. Public Utility Commission

P.O. Box 3205 - Rm B-17  
(Name of Sender)

Harrisburg, Pa 17120  
(No. and Street, Apt., Suite, P.O. Box or R.D. No.)

(City, State, and ZIP Code)