

EDWARD C. FIRST, JR.  
ROBERT H. GRISWOLD  
MOSES K. ROSENBERG  
ARTHUR L. BERGER  
FRANCIS B. HAAS, JR.  
G. THOMAS MILLER  
DONALD R. WAISEL  
RICHARD R. LEFEVER  
J. THOMAS MENAKER  
CLYDE W. MCINTYRE  
S. BERNE SMITH  
ROD J. PERA  
EDWARD W. ROTHMAN  
ROBERT A. MILLS  
W. JEFFRY JAMOUNEAU  
HERBERT R. NURICK  
DAVID E. LEHMAN  
NORMAN I. WHITE  
F. MURRAY BRYAN  
RICHARD W. STEVENSON  
WILLIAM A. CHESNUTT  
HENRY R. MACNICHOLAS  
WILLIAM M. YOUNG, JR.  
ROBERT M. CHERRY

DAVID B. DISNEY  
H. LEE ROUSSEL  
MAURICE A. FRATER  
C. GRAINGER BOWMAN  
JOHN S. OYLER  
DELAND M. LANTZ  
HARVEY FREEDENBERG  
EDWARD J. RIEHL  
JASON S. SHAPIRO  
ERIC L. BROSSMAN  
ROBERT D. STETS  
TERRY R. BOSSERT  
MARY JANE FORBES  
JEFFREY B. CLAY  
DAVID M. KLEPPINGER  
NEAL S. WEST  
JESSIE L. SMITH  
BRUCE A. FELOMAN  
FRANKLIN A. MILES, JR.  
MICHAEL A. DOCTROW  
MICHAEL G. JARMAN  
STEPHEN A. MOORE  
DANA S. SCADUTO  
BARBARA S. KAHOE

MCNEES, WALLACE & NURICK  
ATTORNEYS AT LAW

100 PINE STREET  
P. O. BOX 1166  
HARRISBURG, PA. 17108-1166  
TELEPHONE (717) 232-8000

STERLING G. MCNEES  
1923-1959

DAVID M. WALLACE  
1942-1967

RECEIVED

APR 29 1985

April 26, 1985

~~Motor Carrier Transportation~~  
Public Utility Comm.

RETIRED PARTNERS

HARRY H. FRANK  
JAMES H. BOOSER  
JAMES W. HAGAR  
JAMES H. KING

OF COUNSEL

GILBERT NURICK  
SAMUEL A. SCHRECKENGAUST, JR.  
JEFFERSON C. BARNHART

In re: Application of Towaway Express, Inc.  
A. \_\_\_\_\_

A-106208

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APR 26 1985

SECRETARY'S OFFICE  
Public Utility Commission

Jerry Rich, Secretary  
Pennsylvania Public Utility Commission  
Post Office Box 3265  
Harrisburg, PA 17120

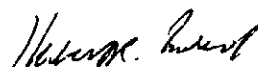
Dear Mr. Rich:

On behalf of Towaway Express, Inc., we enclose, for filing, the original and two copies of an application for motor carrier certificate. We have also enclosed our check in the amount of \$125 to cover the filing fee.

If anything further is required, please contact the undersigned.

Very truly yours,

McNEES, WALLACE & NURICK

By   
Herbert R. Nurick

HRN/ec  
Enclosure  
cc: Thomas S. Sheaffer, President (w/enc.)

DOCUMENT  
FOLDER

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APR 26 1985

BEFORE

SECRETARY'S OFFICE  
Public Utility Commission

PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED

APPLICATION FOR MOTOR CARRIER CERTIFICATE OR PERMIT APR 29 1985

~~Non-Rail Transportation~~  
Public Utility Comm.

(see instructions before preparing application)

In re: Application of  
Towaway Express, Inc.

APPLICATION DOCKET

No. A-106208

Folder No.

for a certificate of public convenience or a permit evidencing the Commission's approval of the right and privilege of operating motor vehicles as a motor carrier for the transportation of property.

DOCKETED  
APPLICATION DOCKET  
MAY 2 1985  
ENTRY No. MW

TO PENNSYLVANIA PUBLIC UTILITY COMMISSION:

1. The name and address of applicant are:

Towaway Express, Inc.  
.....  
(Applicant's or trade name, if any)  
6780 Carlisle Pike Mechanicsburg 17055  
.....  
(Street and number) (City) (Zip)  
Cumberland Pennsylvania  
.....  
(County) (State)

DOCUMENT  
FOLDER

2. The name and address of applicant's attorney are:  
Herbert R. Nurick, Esq. P. O. Box 1166, 100 Pine Street  
McNees, Wallace & Nurick Harrisburg, PA 17108-1166  
.....  
(Name) (Address) (Zip)

3. Applicant designates Thomas S. Sheaffer  
.....  
6780 Carlisle Pike (Name)  
Mechanicsburg, PA 17055  
....., as the person upon whom  
(Address) (Zip)

service of any notice, process or order of the Public Utility  
Commission may be made for him or it.

COMPL. ✓

MVIC. ✓

CHECKED BY MW

BEGINNING

4. Applicant is ..... a corporation .....  
(Individual, partnership or corporation - if an individual, must be 18 years of age or over)

Applicant, if an individual or partnership, is doing business under the trade name of .....  
.....

The said trade name ..... been registered with the  
(has or has not)  
Secretary of the Commonwealth on ..... 19 .....,  
and with the Prothonotary of .....  
(County)

County on ..... 19 ....., in accordance with the provisions of the Fictitious Name Act of June 28, 1917, as amended.

Applicant, if a partnership, attaches hereto, as an exhibit, a copy of the partnership agreement and asserts that the names and addresses of the partners are as follows:

| Name  | Post Office Address | County |
|-------|---------------------|--------|
| ..... | .....<br>(Zip)      | .....  |
| ..... | .....<br>(Zip)      | .....  |
| ..... | .....<br>(Zip)      | .....  |

Applicant, if a corporation, was organized under the laws of the State of ~~Pennsylvania~~....., and attaches hereto as an exhibit a statement of its charter purpose(s). Applicant (if a foreign corporation) qualified to do business in Pennsylvania by registering in the office of the Secretary of the Commonwealth on the ..... day of ..... 19 .....

5. Applicant now holds the following certificates of public convenience or permits (include those issued by Interstate

Commerce Commission and any other states): ICC: MC-181480

6. Applicant desires to operate motor vehicles as follows: (state type, size and quantity) Initially, 22 tractors

Number of vehicles now owned or to be purchased by applicant

None

Number of leased vehicles operated or to be operated by applicant Initially, 22 tractors

7. Applicant is financially able to furnish adequate service to the public and submits the following statement of financial condition: See Balance Sheet attached.

ASSETS

Table listing assets: Motor vehicle equipment, Land, buildings and structures, Other property, Cash, Notes and accounts receivable, Materials and supplies, Other assets (attach schedule), Total Assets.

LIABILITIES

Table listing liabilities: Mortgages payable, Equipment obligations, Notes and accounts payable, Other liabilities (attach schedule).

|   |       |    |       |
|---|-------|----|-------|
| Reserve for depreciation - motor vehicles | ....  | \$ | ..... |
| Reserve for depreciation - other          | ..... | \$ | ..... |
| Capital stock (corporations only)         | ..... | \$ | ..... |
| Surplus (corporations only)               | ..... | \$ | ..... |
| Total Liabilities                         | ..... | \$ | ..... |

## NET WORTH

- |                                 |       |    |       |
|---------------------------------|-------|----|-------|
| For corporations                | ..... | \$ | ..... |
| Capital stock                   | ..... | \$ | ..... |
| Surplus                         | ..... | \$ | ..... |
| For individuals or partnerships | ..... | \$ | ..... |
8. The nature and character of the service to be rendered by applicant as a  common carrier or as a  contract carrier under the terms of the attached contract or agreement, are as follows: (See instructions)      See statement attached.
9. (a) If applicant seeks authority as a  common carrier, state information why the proposed service is necessary or proper for the service, accommodation and convenience of the public.      See statement attached.
- (b) If applicant seeks authority as a  contract carrier, applicant certifies that he is fit, willing and able properly to perform the service of a contact carrier by motor vehicle and to conform to the lawful orders and regulations of this Commission, and that the proposed service will be consistent with the public interest and will not interfere with the service and regulations of common carriers by motor vehicles and the policy declared in Section 801 of the Public Utility Law.
10. Applicant is not now engaged in any intrastate transportation of property for compensation in Pennsylvania (except as authorized by the certificates of public convenience or permits specified in Paragraph 5) and will not engage in the transportation for which approval is herein sought unless and until authorization for such transportation shall be received.
11. If the evidence presented in support of this application shows that applicant, although applying for a certificate of public convenience as a common carrier, would be entitled to

a permit as a contact carrier, or if applying for a permit, would be entitled to a certificate, as aforesaid, applicant agrees that the application may be considered by the Commission to be for the appropriate form of authority.

Wherefore, applicant prays your Honorable Commission to issue xx a certificate of public convenience;          a permit; under the provisions of the Pennsylvania Public Utility Law, evidencing its approval of the right to operate motor vehicles for the transportation of property as described in Paragraph 8 of this application.

CORPORATE SEAL



.....  
TOWAWAY EXPRESS, INC.  
.....  
(print name of corporation,  
partnership, trade-name or  
individual)\*

By:   
.....  
(Signature)

Thomas S. Sheaffer, President

.....  
(Signature)

.....  
(Signature)

\*If a partnership, each partner must sign; if a corporation, at least one officer must sign, and corporate seal affixed.

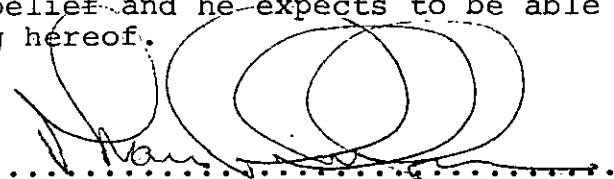
COMMONWEALTH OF PENNSYLVANIA

COUNTY OF DAUPHIN

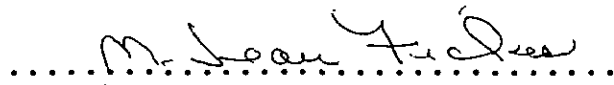
SS

..... Thomas S. Sheaffer ..... being duly sworn (affirmed)  
(Affiant)

according to law, deposes and says that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and he expects to be able to prove the same at the hearing hereof.

  
.....  
(Signature of Affiant)  
THOMAS S. SHEAFFER

Sworn and subscribed before me this *25<sup>th</sup>* day of *April* 19*85*.....

  
.....  
(Signature of official  
administering oath)

My Commission expires

**M. JEAN FICKES, NOTARY PUBLIC**  
My Commission Expires Sept. 7, 1987  
Harrisburg, PA      Dauphin County

TOWAWAY EXPRESS, INC.

Statement of Charter Purpose

To do or engage in the business of hauling of transportation equipment;  
To do or engage in the business of general common carrier trucking; To own or  
lease personal and real property of any kind; To do or engage in any lawful  
business for which corporations may be organized under the Pennsylvania  
*Business Corporation Law.*

TOWAWAY EXPRESS, INC.  
BALANCE SHEET  
AS AT MARCH 31, 1985

ASSETS

|                               |              |                    |
|-------------------------------|--------------|--------------------|
| Current Assets                |              |                    |
| Cash in bank                  | \$ 172       |                    |
| Accounts receivable           | 109,587      |                    |
| Due from contractors          | 14,919       |                    |
| Prepaid permits               | 8,683        |                    |
| Prepaid insurance             | 15,385       |                    |
| Stock subscription receivable | <u>1,000</u> |                    |
| Total Current Assets          |              | \$149,746          |
|                               |              |                    |
| Property plant and equipment  | 3,068        |                    |
| Accumulated depreciation      | <u>80</u>    |                    |
| Net Book Value                |              | 2,988              |
|                               |              |                    |
| Other Assets                  |              |                    |
| Deposits                      | 1,690        |                    |
| Organization Costs            | <u>3,566</u> |                    |
| Total Other Assets            |              | <u>5,256</u>       |
|                               |              |                    |
| Total Assets                  |              | \$157,990<br>===== |

LIABILITIES & STOCKHOLDERS' EQUITY

|  |              |                    |
|--|--------------|--------------------|
| Current Liabilities                        |              |                    |
| Accounts payable                           | 35,018       |                    |
| Due contractors                            | 29,559       |                    |
| Payroll taxes payable                      | 4,327        |                    |
| Bank loan due within one year              | 9,996        |                    |
| Accrued corporation taxes                  | <u>625</u>   |                    |
| Total Current Liabilities                  |              | 79,525             |
|  |              |                    |
| Bank loan due after one year               |              | <u>74,168</u>      |
|  |              |                    |
| Total Liabilities                          |              | 153,693            |
|  |              |                    |
| Stockholders' Equity                       |              |                    |
| Common Stock                               | 1,000        |                    |
| Retained earnings                          | <u>3,297</u> |                    |
| Total Stockholders' Equity                 |              | <u>4,297</u>       |
|  |              |                    |
| Total Liabilities and Stockholders' Equity |              | \$157,990<br>===== |

See accountants' compilation report.

TOWAWAY EXPRESS, INC.

Statement in Answer to Paragraph 8

The nature and character of the service to be rendered by applicant, as a common carrier, by means of motor vehicle, are as follows:

To transport (1) trailers (excluding mobile homes), trailer chassis, trailer converter dollies, and containers, and (2) materials, equipment, parts, and supplies used in the manufacture, assembly, servicing, distribution, and sale of the commodities named in (1) above, between points in Pennsylvania.

TOWAWAY EXPRESS, INC.

Statement in Answer to Paragraph 9(a)

Approval of the application will serve a useful public purpose, responsive to a public demand and need. The existing service is inadequate to meet said demand and need.

May 17, 1985

IN REPLY PLEASE  
REFER TO OUR FILE

Herbert R. Nurick  
Attorney at Law  
Post Office Box 1166  
100 Pine Street  
Harrisburg, PA 17108-1166

In re: A-00106208 - Application of Towaway Express, Inc.

Dear Sir:

The application of Towaway Express, Inc. has been captioned as attached and will be submitted for review provided no protests are filed on or before June 10, 1985. If protests are filed, you will be advised as to further procedure.

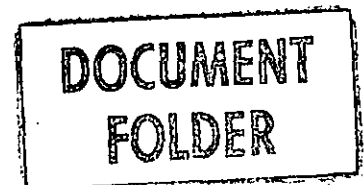
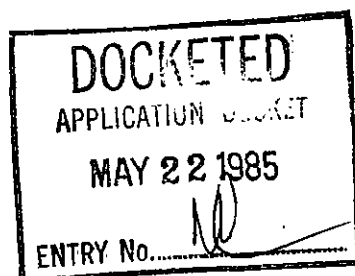
You are further advised that the above application will be published in the Pennsylvania Bulletin of May 18, 1985.

Very truly yours,

David Ehrhart  
Supervisor - Application Section  
Bureau of Non-Rail Transportation

DE:RP:np

cc: Applicant  
6780 Carlisle Pike  
Mechanicsburg, PA 17055



A-00106208 TOWAWAY EXPRESS, INC. (6780 Carlisle Pike, Mechanicsburg, Cumberland County, Pennsylvania 17055), a corporation of the Commonwealth of Pennsylvania - (1) trailers (excluding mobile homes), trailer chassis, trailer converter dollies, and containers, and (2) materials, equipment, parts, and supplies used in the manufacture, assembly, servicing, distribution, and sale of the commodities named in (1) above, between points in Pennsylvania. Attorney: Herbert R. Nurick, P.O. Box 1166, 100 Pine Street, Harrisburg, Pennsylvania 17108-1166.

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

DATE \_\_\_\_\_

SERVICE \_\_\_\_\_

MAY 18 1985

BUREAU OF NON-RAIL TRANSPORTATION  
COMMON CARRIER

MAY

1985

A-00106208

Application of Towaway Express, Inc., a corporation of the Commonwealth of Pennsylvania, for the right to begin to transport, as a common carrier, by motor vehicle, (1) trailers (excluding mobile homes), trailer chassis, trailer converter dollies, and containers, and (2) materials, equipment, parts, and supplies used in the manufacture, assembly, servicing, distribution, and sale of the commodities named in (1) above, between points in Pennsylvania.

MW:np  
5/2/85

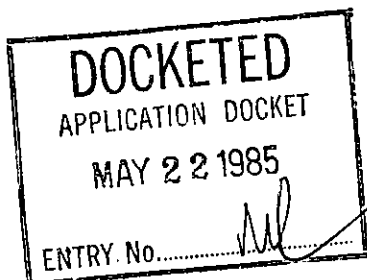
Application received: 4/26/85

Application docketed: 5/2/85

Monitor: Chairman Taliaferro

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FOLDER

NH



JUN 13 1985

Protests due on No Hearings \_\_\_\_\_  
Protests due on Hearings - (5 days prior to date of hearing)  
Notice of the above application was mailed to all certificate holders and railroad companies in the service area as noted above.

# PENNSYLVANIA PUBLIC UTILITY COMMISSION



## RECEIPT

The addressee named hereunder has paid Pennsylvania Public Utility Commission for the following bill, subject to final collection of check or money order tendered for such payment.

**Herbert R. Nurick**  
100 Pine St.  
P.O. Box 1166  
Harrisburg, PA 17108

Date May 29, 1985

**CR 120250 A**

**DOCKETED**  
**JUN 3 - 1985**

In re application of Towaway Express, Inc.  
A-00106208.....\$125.00

**DOCUMENT**  
**FOLDER**

Revenue account 01780-17001-102 (ek)  
ck 67698 Checks \$125.00 Currency \_\_\_\_\_  
Utility account \_\_\_\_\_ 50:26

**C. Joseph Meisinger**  
For Department of Revenue