

Date: October 25, 2012

To: Rosemary Chiavetta, Secretary
Pennsylvania Public Utilities Commission

From: Clemens Trucking LLC. (A-2011-2239015)
McVeytown, PA

Reference: Docket No. C-2012-2328662

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Dear Madam,

In May of 2011 I had applied for and was granted a PA PUC number to operate in Pennsylvania. It was my intent at that time to purchase and operate Commercial vehicles under my own authority. Shortly thereafter I was advised by the company that I was going to operate with, (Equipment Transport LLC.) that for business reasons, I would Lease a truck from them and operate under their authority. I have never, since starting this business, operated under my own authority.

In the summer of 2011 I was contacted by a PUC Officer relative a New Entrant Audit. After explaining to him how I was operating, he advised me that I did not need to be audited and that he must **inactivate** my PUC filing because I was not operating under my own authority. He further advised me that in order for me to operate under my own authority in the future I would have to re-file with the PUC.

On July 29, 2012 I ceased operations completely with Equipment Transport LLC and no longer operate at all. The truck that I leased was simply returned to them immediately as per our agreement. I did cancel my insurance at that time due to the fact that I no longer operate.

Because of the above stated facts, I presumed that I had no other obligations. I was and have been under the impression that my DOT number and PUC filings had been placed in an inactive status since the summer of 2011. It has never been my intention to violate any of your regulations.

I would respectfully request that in light of the above information, that you reconsider the mentioned complaint and consider waiving the fine therein.

Thank you in advance for your consideration and attention to this matter. If you have any questions of me, please feel free to contact me at (717)250-4916.

Sincerely,



Brian R Clemens

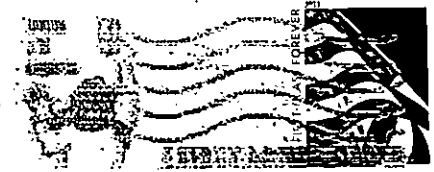
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Wayne T. Scott

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