



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

IN REPLY PLEASE  
REFER TO OUR FILE  
C-2012-2219127

November 28, 2012

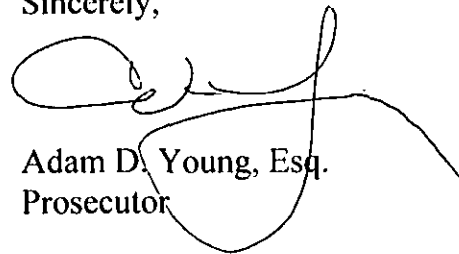
Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Re: Pennsylvania Public Utility Commission, Bureau of Transportation  
and Safety v. Yellow Cab Company of Pittsburgh, Inc.  
Docket No. C-2012-2219127

Dear Secretary Chiavetta:

Enclosed for filing is an original copy of a Motion for Continuance of the Bureau of Investigation and Enforcement in the above-referenced case. Copies have been served on the parties of record in accordance with the Certificate of Service.

Sincerely,



Adam D. Young, Esq.  
Prosecutor

Enclosure

cc: As per certificate of service

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**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission :  
Bureau of Transportation and Safety :  
: C-2011-2219127  
v. :  
: :  
Yellow Cab Company of Pittsburgh :

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**SECRETARY'S BUREAU**

**MOTION FOR CONTINUANCE**  
**OF THE BUREAU OF INVESTIGATION AND ENFORCEMENT**

AND NOW comes the Bureau of Investigation and Enforcement (I&E) of the Pennsylvania Public Utility Commission (Commission), by and through its attorney, Adam D. Young, and files this Motion for Continuance of the Initial Hearing in accordance with Section 1.15(b) of the Commission's regulations, 52 Pa. Code §1.15(b).

In support thereof, I&E states as follows:

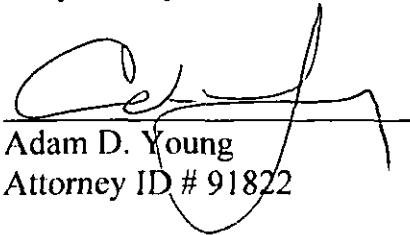
1. The above-captioned Formal Complaint is scheduled for an Initial Hearing before Administrative Law Judge (ALJ) Katrina L. Dunderdale on Thursday, December 6, 2012, at 10:00 a.m. in Piatt Place in Pittsburgh.
2. On January 9, 2012, the Bureau of Transportation and Safety (BTS) filed a complaint against Yellow Cab Company (Respondent) alleging that Respondent failed to provide adequate and reasonable service, lacks proper supervision and control of its drivers, and had a log sheet violation.
3. I&E intends to call Enforcement Officer Gary Double Jr. as a witness in this case.
4. I&E has just become aware that Officer Double has a conflict on December 6, 2012, having indicated that he will be in Erie, PA on official business that day.
5. Officer Double is an indispensable witness for the purposes of proving the log sheet violation, and for establishing that Respondent lacks supervision and control

over its drivers. Officer Double's testimony may also be needed to corroborate the inadequate service count.

6. Additionally, I&E intends to call as a witness Mr. Clayton Davis, who filed a private Complaint against Respondent for inadequate service, which led to this proceeding.
7. The telephone number provided by Mr. Davis in his private complaint is no longer in service, and I&E will need additional time to get in contact with Mr. Davis.
8. The gist of the Complaint is based on Respondent failing to provide Mr. Davis with safe, reasonable, and adequate service.
9. Mr. Davis is in the best position to provide testimony regarding Respondent's actions.
10. Moreover, as indicated in Respondent's Counsel's letter to the Court dated November 21, 2012, there is still an outstanding Motion in this case, the outcome of which will determine the feasibility of settlement of this matter.
11. I&E does not request a long continuance in this matter, and proposes the following alternate hearing dates: December 13, 18, 19, 20, 27 or January 3, 8, 9, 10.

WHEREFORE, the Bureau of Investigation and Enforcement requests that the hearing in this matter be briefly continued due to unavailability of witnesses.

Respectfully Submitted,



Adam D. Young  
Attorney ID # 91822

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Harrisburg, PA 17105-3265  
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Dated: November 28, 2012

CERTIFICATE OF SERVICE

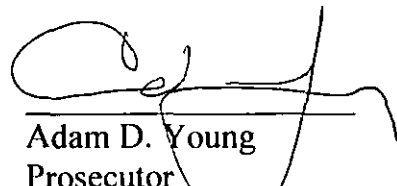
I hereby certify that I have this day served a true copy of the foregoing document, Motion for Continuance, upon the parties, listed below, in accordance with the requirements of 52 Pa.Code § 1.54 (relating to service by a party).

Service by First Class Mail and Electronically:

The Honorable Katrina L. Dunderdale  
Administrative Law Judge  
Pennsylvania Public Utility Commission  
Office of Administrative Law Judge  
Piatt Place, Suite 220  
300 Fifth Avenue  
Pittsburgh, PA 15222  
kdunderdal@pa.gov

Ray F. Middleman, Esq.  
Malone Middleman, PC  
Northridge Office Plaza  
117 VIP Drive, Suite 310  
Wexford, PA 15090

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Adam D. Young  
Prosecutor  
Attorney ID #91822

Counsel for the Bureau of  
Investigation and Enforcement of  
the Pennsylvania Public Utility  
Commission

P.O. Box 3265  
Harrisburg, PA 17105-3265  
Phone: 717-772-8839

Dated: November 28, 2012