



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

IN REPLY PLEASE  
REFER TO OUR FILE  
C-2012-2329960

December 31, 2012

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

Re: Pennsylvania Public Utility Commission, Bureau of Investigation  
and Enforcement v. Jatmon Enterprises, Inc.  
Docket No. C-2012-2329960

Dear Secretary Chiavetta:

Enclosed for filing is an original copy of the Motion for Default Judgment of the Bureau of Investigation and Enforcement of the Pennsylvania Public Utility Commission in the above-captioned matter. Copies have been served on the parties of record in accordance with the Certificate of Service.

Sincerely,

Stephanie M. Wimer  
Prosecutor  
Attorney I.D. No. 207522

Enclosure

cc: As per certificate of service

RECEIVED  
2012 DEC 31 AM 9:38  
PA PUC  
SECRETARY'S BUREAU

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement Complainant	:	
	:	
v.	:	Docket No. C-2012-2329960
	:	
Jatmon Enterprises, Inc.	:	
Respondent	:	

**NOTICE TO PLEAD**

Pursuant to 52 Pa. Code §5.103, the Bureau of Investigation and Enforcement (I&E) of the Pennsylvania Public Utility Commission (Commission) has filed a Motion for Default Judgment in the above-captioned matter. You are hereby notified to file a written response within twenty (20) days of the service of the Motion, consistent with Commission procedural regulations at 52 Pa. Code §5.61.

Your Answer must be verified and the original and three (3) copies sent to:

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

Additionally, you must serve a copy on:

Wayne T. Scott  
First Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105

**RECEIVED**  
**2012 DEC 31 AM 9:38**  
PA PUC  
SECRETARY'S BUREAU



Stephanie M. Wimer  
Prosecutor  
Attorney I.D. 207522

Bureau of Investigation and Enforcement  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
(717) 787-5000

Dated: December 31, 2012

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**RECEIVED**  
2012 DEC 31 AM 9:38  
PA PUC BUREAU  
SECRETARY'S BUREAU

Pennsylvania Public Utility Commission, :  
Bureau of Investigation and Enforcement :  
Complainant :  
v. :  
Jatmon Enterprises, Inc. :  
Respondent :

Docket No. C-2012-2329960

**MOTION FOR DEFAULT JUDGMENT**

NOW COMES the Pennsylvania Public Utility Commission's ("Commission") Bureau of Investigation and Enforcement ("I&E"), by its counsel, and files this Motion for Default Judgment against Jatmon Enterprises, Inc. ("Respondent") pursuant to Section 5.103 of the Commission's regulations, 52 Pa. Code §5.103. In support thereof, I&E respectfully represents as follows:

1. I&E commenced this action on October 18, 2012, by filing a Complaint and serving it by certified mail to Respondent at 20 North Railroad Street, Hanover, PA 17331, which is the last known address that Respondent provided to the Commission.
2. A copy of the Complaint was also sent by first class mail to Respondent at P.O. Box 660, Hanover, PA 17331.
3. The Complaint addressed to 20 North Railroad Street, Hanover, was returned by the United States Post Office to the Commission on November 6, 2012, and was marked as "Return to Sender; Unclaimed; Unable to Forward."
4. On November 14, 2012, the Complaint was re-served to Respondent 20 North Railroad Street, Hanover, PA 17331.
5. This Complaint and the Complaint that was mailed to Respondent at P.O. Box 660, Hanover, PA 17331 were not returned to the Commission. However, out of

an abundance of caution, I&E published the Complaint in the Pennsylvania Bulletin pursuant to the Commission's procedural regulations. 52 Pa. Code §1.53(e)(related to Service by the Commission).

6. The Complaint was published in the Pennsylvania Bulletin on December 1, 2012. 42 Pa. Bull. 7372 (December 1, 2012).
7. Included with the Complaint was a Notice advising Respondent that it must file an Answer within twenty (20) days.
8. The Notice also advised Respondent that if it failed to answer the Complaint, I&E would request that the Commission issue an Order imposing the penalty set forth in the Complaint.
9. Respondent did not file an Answer to the Complaint.
10. Respondent has not paid its outstanding assessment balance for the 2008-2009, 2009-2010, 2010-2011 and 2011-2012 Fiscal Years, which totals \$17,127.33.
11. Respondent has not paid the \$4,570 civil penalty that was proposed in the Complaint.
12. I&E respectfully requests that the Commission enter a Default Order against Respondent that:
  - a. Orders Respondent to pay its outstanding assessment and civil penalty;
  - b. Cancels Respondent's certificate of public convenience at A-00121201;
  - c. Notifies Respondent that a copy of this Order will be sent to the Pennsylvania Department of Transportation for the suspension or revocation of vehicle registrations that were used under Respondent's operating authority; and

- d. Directs the Bureau of Administrative Services, Assessment Section to refer the matter to the Pennsylvania Office of Attorney General for collection of the unpaid assessments.

Respectfully submitted,



---

Stephanie Wimer  
Prosecutor  
Attorney ID # 207522  
Bureau of Investigation and Enforcement

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


Date: December 31, 2012

RECEIVED  
2012 DEC 31 AM 9:38  
PA PUC  
SECRETARY'S BUREAU

**VERIFICATION**

I, Susan A. Daub, Accountant, Bureau of Administrative Services, Assessment Section, 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 the Bureau will 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: December 31, 2012

  
\_\_\_\_\_  
Susan A. Daub, Accountant  
Assessment Section  
Bureau of Administrative Services  
PA. Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

RECEIVED  
2012 DEC 31 AM 9:38  
PA PUC  
SECRETARY'S BUREAU

**CERTIFICATE OF SERVICE**

I hereby certify that I am this day serving a true copy of the foregoing Motion for Default Judgment in accordance with the requirements of 52 Pa. Code § 1.54 *et seq.* (relating to service by a party).

**Service by First Class Mail:**

Gary Winfrey, President  
Jatmon Enterprises, Inc.  
20 North Railroad Street  
Hanover, PA 17331

Gary Winfrey, President  
Jatmon Enterprises, Inc.  
P.O. Box 660  
Hanover, PA 17331



Stephanie M. Wimer  
Prosecutor  
Attorney I.D. No. 207522

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

P.O. Box 3265  
Harrisburg, PA 17105-3265  
(717) 787-5000

Dated: December 31, 2012

RECEIVED  
2012 DEC 31 AM 9:38  
PA PUC  
SECRETARY'S BUREAU