

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00	:	
2. BUREAU: TAS	:	
3. SECTION(S):	:	
5. APPROVED BY:	:	4. PUBLIC MEETING DATE:
DIRECTOR:	:	00/00/00
SUPERVISOR:	:	
6. PERSON IN CHARGE: BEARD	:	7. DATE FILED: 05/02/06
8. DOCKET NO: A-00070104C0601	:	9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: TRANSPORTATION & SAFETY, BUREAU OF

RESPONDENT/APPLICANT: WARNERS MOTOR EXPRESS, INC.

COMP/APP COUNTY:

UTILITY CODE: 862840

ALLEGATION OR SUBJECT

TAS COMPLAINT AGAINST WARNERS MOTOR EXPRESS INC FOR VARIOUS VIOLATIONS.

DOCUMENT
FOLDER

DOCKETED

MAY - 3 2006

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

Date of Service: May 3, 2006
Docket Number: A-00070104C0601

DOCUMENT
FOLDER

WARNERS MOTOR EXPRESS, INC.
W COUNTRY CLUB ROAD
P O BOX 269
RED LION PA 17356

DOCKETED
MAY - 3 2006

Pennsylvania Public Utility Commission Bureau of Transportation and Safety
v.
WARNERS MOTOR EXPRESS, INC. W COUNTRY CLUB ROAD

Dear Sir/Madam:

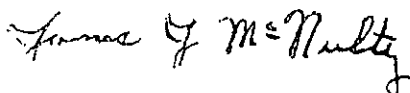
The Pennsylvania Public Utility Commission has delegated its authority to initiate prosecutory proceedings to several bureaus in the Commission with enforcement responsibilities.

Pursuant to this delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff has filed the attached complaint against you.

Please refer to the Notice page at the conclusion of this complaint for detailed instructions on how to proceed. Alternative formats of this material are available for persons with disabilities.

Any questions may be directed to the Technical Review Section of the Bureau of Transportation and Safety at (717) 787-1168.

Very truly yours,



James J. McNulty
Secretary

ane

ORIGINAL

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED
2006 MAY -2 PM 2:20
P.A.P.U.C.
SECRETARY'S BUREAU

PENNSYLVANIA PUBLIC UTILITY
COMMISSION,
BUREAU OF TRANSPORTATION
AND SAFETY

V.

DOCKET NO. A-00070104C
0001

WARNERS MOTOR EXPRESS, INC.

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Warners Motor Express, Inc., Inc., respondent maintains its principal place of business at W. Country Club Road, P.O. Box 269, Red Lion, PA 17356.

2. That respondent was issued a certificate of public convenience by this Commission on August 4, 1947, at Application Docket No. A-00070104.

3. That respondent, on August 25, 2005, transported the household goods of Mr. Greg Johnson from Shrewsbury, York County, Pennsylvania to a storage facility in Red Lion, York County, Pennsylvania, for \$1182.73 compensation. That respondent, on October 18, 2005, transported the household goods of Mr. Greg Johnson from a storage facility in Red Lion, York County, Pennsylvania to 240 Test Road, York, York County, Pennsylvania, for \$530.53 compensation. At those times, the following violation was noted:

(a) Respondent failed to retain the "Information for Shippers" statement for the move.

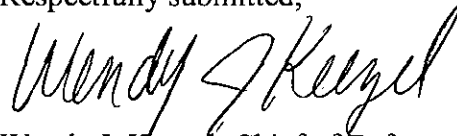
4. That respondent, by failing to retain a copy of the "Information for Shippers" statement with the shipping order, violated 52 Pa. Code §31.121(b). The penalty is \$100.00.

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DOCKETED
MAY - 3 2006

WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Warner Motor Express, Inc., the sum of one hundred dollars (\$100.00) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

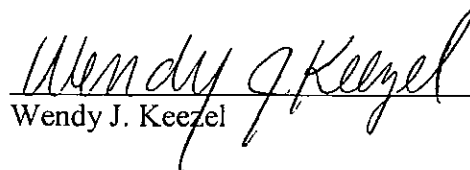


Wendy J. Keezel, Chief of Enforcement.
Motor Carrier Services Division
Bureau of Transportation and Safety
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, 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 to 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: 5-1-06



Wendy J. Keezel

NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code §1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the out come. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

C. You may elect not to contest this complaint by paying the fine proposed in this complaint by certified check or money order. Payment must be made to the **Commonwealth of Pennsylvania** and should be forwarded to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an answer which contests the complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1168.

2. Article Number



7160 3901 9843 0826 8618

3. Service Type **CERTIFIED MAIL**

4. Restricted Delivery? (Extra Fee) Yes

WARNERS MOTOR EXPRESS INC

A-00070104C0601

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

Barbara Leiphart

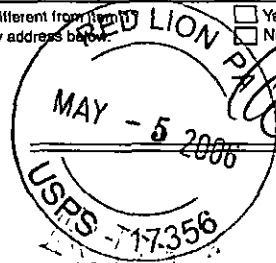
C. Signature

x Barbara Leiphart

Agent
 Addressee

D. Is delivery address different from item?
If YES, enter delivery address below

Yes
 No



FC

PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIPT

The addressee named here has paid the PA P.U.C. for the following bill:

DATE: 5/11/2006
RECEIPT NO: 183691

WARNERS MOTOR EXPRESS, INC.
WARNERS MOVING & STORAGE
WEST COUNTRY CLUB ROAD, P.O. BOX 269
RED LION PA 17356

**DOCUMENT
FOLDER**

PUC VS. WARNERS MOTOR EXPRESS, INC.

Fine for the violation of Pa Public Utility Law

Docket Number A-00070104C0601..... \$100.00

REVENUE ACCOUNT: 001420-017000-101

CHECK NUMBER: 23362
CHECK AMOUNT: \$100.00

Michael Sobolesky
(for Department of Revenue)

DOCKETED
MAY 16 2006