

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Uniform Cover and Calendar Sheet

1. REPORT DATE: September 8, 2005	2. BUREAU AGENDA NO. OCT-2005-TSV-0033*
3. BUREAU: Transportation and Safety	
4. SECTION(S): MCS&E	5. PUBLIC MEETING DATE:
6. APPROVED BY: Director: Hoffman 3-3846 Mgr/Spvr: Minder 7-1168 Legal Review: <i>[Signatures]</i>	October 6, 2005
7. PERSONS IN CHARGE: Bingaman 3-5946 <i>[Signature]</i>	9. EFFECTIVE DATE OF FILING: N/A
8. DOCKET NO.: A-00098529C0501	

**DOCUMENT
FOLDER**

10. (a) **CAPTION** (abbreviate if more than 4 lines)
 (b) **Short summary of history & facts, documents & briefs**
 (c) **Recommendation**

(a) Pennsylvania Public Utility Commission v. Ira Davis Transfer Storage Co., Inc., t/a A-Apollo Transfer, Inc.

(b) On June 6, 2005, the Bureau of Transportation and Safety instituted a complaint against Ira Davis Transfer Storage Co., Inc., t/a A-Apollo Transfer, Inc., (respondent) alleging that on ten separate occasions between the dates of October 12, 2004 and November 2, 2004, inclusive, respondent transported household goods in use for compensation between points in the Commonwealth of Pennsylvania while not then holding a Certificate of Public Convenience issued by this Commission, all of which are violations of the Public Utility Code, 66 Pa. C.S. §1101. The proposed penalty for the violations was ten thousand dollars (\$10,000). Respondent was duly notified that, if an answer was not filed within twenty (20) days of receipt of the complaint, the penalty would be imposed. The complaint and notice were served on respondent on or about June 15, 2005; and, more than thirty (30) days later, no response has been received from respondent.

(c) The Bureau of Transportation and Safety recommends that the Commission adopt the proposed order directing that the instant complaint be sustained, that respondent be fined ten thousand dollars (\$10,000) and that respondent cease and desist from further violations.

11. MOTION BY: Commissioner Chm. Holland	Commissioner Shane - Yes
SECONDED: Commissioner Cawley	Commissioner Pizzingrilli - Yes
	Commissioner Fitzpatrick - Yes

CONTENT OF MOTION: Staff recommendation adopted.

DOCKETED
OCT 19 2005



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

IN REPLY PLEASE
REFER TO OUR FILE

October 7, 2005

A-00098529C0501

IRA DAVIS TRANSFER STORAGE CO., INC.
T/A A-APOLLO TRANSFER, INC.
3939 GERMANTOWN AVENUE
PHILADELPHIA PA 19140

DOCUMENT
FOLDER

Pennsylvania Public Utility Commission

v.

Ira Davis Transfer Storage Co., Inc.
t/a A-Apollo Transfer, Inc.
3939 Germantown Avenue
Philadelphia, PA 19140

DOCKETED
OCT 14 2005

To Whom It May Concern:

This is to advise you that the Commission in Public Meeting on **October 6, 2005** has adopted an Order in the above entitled proceeding.

An Order has been enclosed for your records.

Very truly yours,

James J. McNulty
Secretary

RJP

rpb
encls
cert. mail

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held October 6, 2005

Commissioners Present:

Wendell F. Holland, Chairman
James H. Cawley, Vice Chairman
Bill Shane
Kim Pizzingrilli
Terrance J. Fitzpatrick

DOCKETED
OCT 14 2005

Pennsylvania Public Utility Commission

v.

A-00098529C0501

Ira Davis Transfer Storage Co., Inc.
T/A A-Apollo Transfer, Inc.
3939 Germantown Avenue
Philadelphia, PA 19140

ORDER

**DOCUMENT
FOLDER**

BY THE COMMISSION:

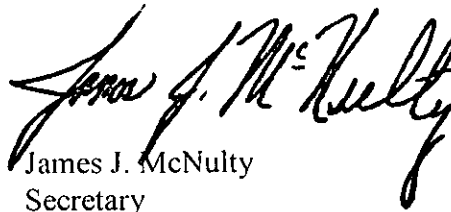
On June 6, 2005, the Bureau of Transportation and Safety instituted a complaint against Ira Davis Transfer Storage Co., Inc., t/a A-Apollo Transfer, Inc., (respondent) alleging that on ten separate occasions between the dates of October 12, 2004 and November 2, 2004, inclusive, respondent transported household goods in use for compensation between points in the Commonwealth of Pennsylvania while not then holding a Certificate of Public Convenience issued by this Commission, all of which are violations of the Public Utility Code, 66 Pa. C.S. §1101.

Respondent was duly notified that, if respondent failed to file an answer within twenty (20) days of the date of service of the complaint, the Bureau would be empowered to request the Commission to enter an order imposing a fine. The complaint and notice were served upon respondent on June 15, 2005; and, to date, no response has been received from respondent.

THEREFORE, IT IS ORDERED:

1. That the allegations in the complaint are admitted.
2. That the complaint is sustained.
3. That the respondent, within twenty (20) days from the date of service of this order, pay a fine of ten thousand dollars (\$10,000) by certified check or money order payable to the Pennsylvania Public Utility Commission at P.O. Box 3265, Harrisburg, PA 17105-3265, as provided in the Public Utility Code, 66 Pa. C.S. §§3301 and 3315.
4. That the respondent cease and desist from further violations of the Public Utility Code, 66 Pa. C.S. §§101, et seq., and the Regulations of this Commission, 52 Pa. Code §§1.1, et seq.

BY THE COMMISSION,


James J. McNulty
Secretary

(SEAL)

ORDER ADOPTED: October 6, 2005

ORDER ENTERED: OCT 07 2005

2. Article Number



7160 3901 9843 0730 2788

3. Service Type CERTIFIED MAIL

4. Restricted Delivery? (Extra Fee) Yes

1. Article Addressed to:

*See Davis Transfer
Storage Co., Inc.
A-000985290501 O.*

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

B. Date of Delivery

C. Signature

X

ARK STAP

Agent
 Addressee

D. Is delivery address different from item 1?
If YES, enter delivery address below:

Yes
 No

OCT 11 2005

RJP