

January 28, 2013

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, Pennsylvania 17120

RECEIVED

RE: Complaint/Docket # C-2013-2342353  
Appalachia Hydrofrac Support, LLC  
4630 State Route 414  
Beaver Dams, New York 14812

JAN 29 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

CC: Mr. Wayne T. Scott

Dear Ms. Chiavetta:

I am responding to the referenced complaint as noted above dated January 9, 2013 by Mr. David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement.

On September 25, 2012 I received a notice in the mail from the PUC dated September 21, 2012 that my PUC Truck Operating Authority was suspended effective September 24, 2012 for failure to maintain evidence of insurance on file with the Commission.

On October 3, 2012 I contacted the Motor Carrier Services and Enforcement Division and spoke with a young lady notifying her that I have not done business in the State of Pennsylvania since the end of 2011. I had explained to her my situation, and she suggested that I send a letter stating that I was no longer operating my truck in Pennsylvania, and that it would be noted in my file. On October 4, 2012 I sent the letter stating just that. Although, I'm no longer doing business, I have not gone bankrupt yet either. And I can assure you that I have not operated while under suspension.

Unfortunately, due to circumstances beyond my control, I was put out of business in the state of Pennsylvania by larger trucking companies taking over and putting the small independent owner operator like me out. I hauled water for the Natural Gas Industry as a single independent. Consequently, my truck has sat in my driveway, and has not moved in a couple of years. This has had a crippling effect on my financial situation as I still have a hefty payment on it, and it seems that the market is saturated with water trucks, so it is difficult to sell. It's too bad that the small business man can't make a living due to the absence of a state or a county ordinance preventing this from happening to the small time operator in this industry or any other industry for that matter.

Ms. Chiavetta, I consider myself to be a responsible individual, and have always abided by the law. When my business was granted the Certificate of Authority, I complied and adhered to all of the rules and regulations set forth by the Authority. I apologize for being remiss in not notifying the Public Utility Commission that my truck has not operated in a couple years, however, I do not see anything on the PUC web site or any manual or safety manual that the PA Public Utility Commission puts out that states that a person or business has to notify the Commission when they are no longer engaged in operating in the state of Pennsylvania. If there is, I would like to see it and, I will stand corrected. I would appreciate it if you would please take my letter into consideration when making your determination, as I am truly on the brink of bankruptcy.

Sincerely,

  
Tom Haisner

**CERTIFIED MAIL**

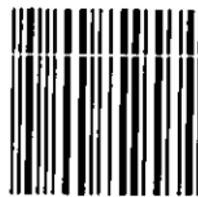
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