

PUC-77

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Uniform Cover and Calendar Sheets

1. <u>REPORT DATE:</u>	:	2. <u>BUREAU AGENDA NO.</u>
May 26, 1987	:	JUN-87-T-609*
3. <u>BUREAU:</u>	:	
Transportation	:	
4. <u>SECTION</u>	:	5. <u>PUBLIC MEETING DATE:</u>
Technical Review	:	June 18, 1987
6. <u>APPROVED BY:</u>	:	
Director: Ernst 7-2154	:	
Supervisor: Bigelow/Marzolf 3-5945	:	
7. <u>MONITOR:</u>	:	
8. <u>PERSON IN CHARGE:</u>	:	
Keener-Farley 7-4386:	:	
9. <u>DOCKET NO.:</u>	:	
A-00088631, F. 2, Am-D :	:	
10. (a) <u>CAPTION</u> (abbreviate if more than 4 lines)	:	
(b) Short summary of history & facts, documents & briefs	:	
(c) Recommendation	:	

DOCUMENT
FOLDER

DOCKETED

JUL 7 - 1987

(a) Application of Forest Hills Transfer and Storage, Inc., Pittsburgh, Allegheny County, a corporation of the State of Delaware, for amendment to its common carrier certificate: SO AS TO PERMIT the transportation of tabulating machines, calculating machines, computers, copying machines, electronic equipment and other business machines and equipment, which because of their unusual nature or value, require specialized handling and equipment usually employed in moving household goods, and parts, materials and supplies used in connection therewith, (1) between points in the counties of Allegheny and Westmoreland, and from points in said counties, to points in Pennsylvania, and vice versa; and (2) between points in the borough of Saltsburg, Indiana County, and within three (3) miles of the limits of said borough, and from points in said territory to points in Pennsylvania, and vice versa.

(b) No protests were filed and no oral hearings were held. Two supporting shippers submitted verified statements in support of the application. Approval of the application will be an accommodation and convenience to the public.

(c) The Bureau of Transportation recommends that the Commission adopt the proposed order approving the application.

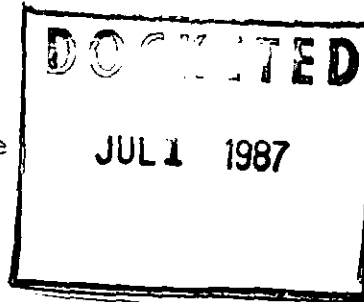
11. <u>MOTION BY:</u>	Commissioner Chm. Shane	Commissioner Taliaferro - Yes
<u>SECONDED:</u>	Commissioner Fischl	Commissioner

CONTENT OF MOTION: Staff recommendation adopted.



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120

June 29, 1987



IN REPLY PLEASE
REFER TO OUR FILE

A-00088631

F.2, Am-D



William J. Lavelle, Esquire
Vuono, Lavelle & Gray
2310 Grant Building
Pittsburgh, PA 15219

Application of Forest Hills Transfer and Storage, Inc., a
corporation of the State of Delaware

To Whom It May Concern:

Enclosed, herewith, is supplemental order modifying
Certificate of Public Convenience issued by the Commission
in the above entitled proceeding.

The applicant will not be permitted to operate or engage
in any transportation granted by the enclosed order until
he has complied with the following tariff requirement:

Prepare and file a tariff, instructions
for which are enclosed.

Motor carriers operating without complying with the above
requirement will be subject to the penalty provisions of the
Public Utility Law.

Commission regulations require compliance with the above
requirement within sixty (60) days of the date of this letter.
Failure to comply within the sixty (60) day period will cause
the Commission to rescind the action of June 18, 1987
and dismiss the application without further proceedings.

If you foresee any problems in obtaining the necessary
requirement within the specified time period, please contact
the Pennsylvania Public Utility Commission--Service Section.

Very truly yours,

Jerry Rich, Secretary

fao

Encls.

Cert. Mail

cc: Forest Hills Transfer and Storage, Inc.
2101 Ardmore Boulevard
Pittsburgh, PA 15221

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

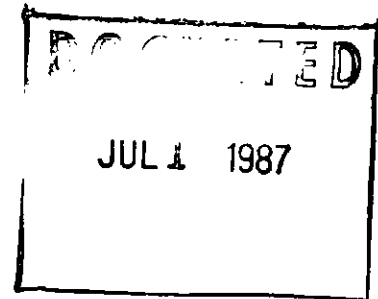
Public Meeting held June 18, 1987

Commissioners Present:

Bill Shane, Chairman
Linda C. Taliaferro
Frank Fischl

Application of Forest Hills Transfer and Storage, Inc., a corporation of the State of Delaware, for amendment to its common carrier certificate, which grants the right, inter alia, to transport, by motor vehicle, office furniture, equipment and household goods, in use, between points in the county of Westmoreland to other points in Pennsylvania, and vice versa: SO AS TO PERMIT the transportation of tabulating machines, calculating machines, computers, copying machines, electronic equipment and other business machines and equipment, which because of their unusual nature or value, require specialized handling and equipment usually employed in moving household goods, and parts, materials and supplies used in connection therewith, (1) between points in the counties of Allegheny and Westmoreland, and from points in said counties, to points in Pennsylvania, and vice versa; and (2) between points in the borough of Saltsburg, Indiana County, and within three (3) miles of the limits of said borough, and from points in said territory to points in Pennsylvania, and vice versa.

A-00088631
F. 2
Am-D



Vuono, Lavelle & Gray, by William J. Lavelle, for the applicant.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed September 29, 1986. Public notice of the application was given in the Pennsylvania Bulletin of October 25, 1986. No protests were filed and the application is now certified to the Commission for its decision without oral hearing. The record consists of verified statements filed on behalf of the applicant and two supporting shippers.

Forest Hills Transfer and Storage, Inc. (Forest or applicant), is a Delaware corporation, duly registered to do business in Pennsylvania. It maintains its principal place of business in Pittsburgh, Allegheny County, and operates another terminal in South Greensburg, Westmoreland County. The applicant's fleet consists of over one hundred pieces of various types of equipment. Forest was initially certificated by this Commission in 1962 and currently holds seventeen paragraphs of authority.

As evidence of its financial capacity to perform the proposed service, Forest reports assets of \$3,861,195, with liabilities of \$487,621, leaving a shareholders' equity of \$3,373,574. Gross intrastate revenue for 1985 was \$472,067.

This application is a result of our decision in Pennsylvania Moving & Storage Association, Petition for Declaratory Order, Docket No. P-850090 (adopted March 20, 1986), which concluded that the transportation of business machines, new or used, is not within the scope of household goods rights. By this application, Forest seeks to add the commodity description of "tabulating machines, calculating machines, computers, copying machines, electronic equipment and other business machines and equipment" to the geographical areas in which it currently has household goods authority.

Thomas E. Kalata, buyer and traffic coordinator for American Cimflex Corp. (Cimflex), with two facilities in Allegheny County, submitted a statement in support of the application. Cimflex is a manufacturer of computers, robots, vision systems and various types of controllers. Outbound and inbound shipments are usually less-than-truckload and require specialized handling because of the delicate nature of the commodities. Suppliers, sub-assemblers, and customers are located throughout the state.

Kenneth Schmid, shipping supervisor for Robicon Corporation (Robicon), located in Pittsburgh, also submitted a statement in support of the application. This company manufactures various electronic control devices for industrial uses. The finished products are susceptible to damage due to the fragile nature of the electronic components and Robicon requires a carrier with equipment capable of delivering the goods in undamaged condition. Potential suppliers and customers are located throughout Pennsylvania.

While the support for this application is somewhat limited, we note that the commodity description is very specialized and there is no increase in the geographical area. Additionally, the application was filed to obtain authority Forest believed, in good faith, that it already had under its household goods rights. After a careful consideration of the record before us, we are of the opinion that the applicant has the expertise and equipment necessary to provide the proposed service. Furthermore, the verified statements demonstrate that there is a segment of the public that desires the availability of the proposed service.

We find that:

1. The applicant possesses the experience, equipment and financial capacity to render the proposed service.
2. The applicant has, through its supporting shippers, demonstrated that a segment of the public desires the proposed service.
3. Approval of the application is necessary for the accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application be and is hereby approved and that the certificate issued to the applicant on March 1, 1962, as amended, be further amended to include the following right:

To transport, as a Class D carrier, tabulating machines, calculating machines, computers, copying machines, electronic equipment and other business machines and equipment, which because of their unusual nature or value, require specialized handling and equipment usually employed in moving household goods, and parts, materials and supplies used in connection therewith, (1) between points in the counties of Allegheny and Westmoreland, and from points in said counties, to points in Pennsylvania, and vice versa; and (2) between points in the borough of Saltsburg, Indiana County, and within three (3) miles of the limits of said borough, and from points in said territory to points in Pennsylvania, and vice versa.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it shall have complied with the requirements of the Public Utility Code and the rules and regulations of this Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That the authority granted herein, to the extent that it duplicates authority now held by or subsequently

granted to the carrier, shall not be construed as conferring more than one operating right.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: June 18, 1987

ORDER ENTERED: JUN 29 1987

A 88631 F 2 AM-D 0

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery.

3. Article Addressed to: <i>William J. Savelly Esq.</i>		4. Article Number 44347	
		Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail	
5. Signature - Addressee X		Always obtain signature of addressee or agent and DATE DELIVERED.	
6. Signature - Agent X <i>M. Dansey</i>		8. Addressee's Address (ONLY if requested and fee paid)	
7. Date of Delivery <i>7-1-89</i>			