

DAVID H. RADCLIFF, P.C.
407 NORTH FRONT STREET
HARRISBURG, PA 17101

DAVID H. RADCLIFF

ORIGINAL
TELEPHONE: (717) 236-9318

SCH

April 23, 1992
File: 1016.6

RE: HENRY L. TAYLOR, A.106091, F. 1, Am-B -
(Inland Container Corporation)

John Alford, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17120

RECEIVED

APR 24 1992

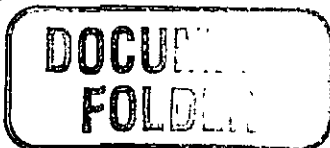
SECRETARY'S BUREAU
Information Control Division

Dear Mr. Alford:

On behalf of the applicant in the above proceeding, I enclose for filing an original and one copy of a restrictive amendment limiting the scope of that application.

Also, enclosed is a Stipulation for Withdrawal of protest from W. H. Johns, Inc..

The application is now unprotested and I request that it be forwarded for handling on modified proceeding.



Very truly yours,

David H. Radcliff
David H. Radcliff

DHR/kr
c:\wp51\letters\taylor.ltr

Enclosure

cc: Mr. Henry L. Taylor
1280 Nawakwa Road
Biglerville, PA 17307

Fred Stier, Traffic Manager
W. H. Johns, Inc.
P.O. Box 660
Mt. Joy, PA 17552

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY
COMMISSION

RECEIVED

In Re: Application of HENRY L. TAYLOR
A.106091, F.1, Am-B

APR 24 1992

SECRETARY'S BUREAU
Information Control Division

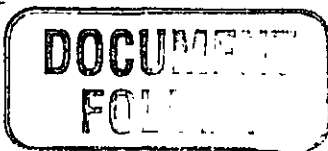
RESTRICTIVE AMENDMENT AND WITHDRAWAL OF PROTEST STIPULATION

AND NOW COMES the Applicant, by its attorney, David H. Radcliff, P.C., and David H. Radcliff, Esquire and restrictively amends its application so that it shall read as follows:

"To transport, as a Class D carrier by motor vehicle, property (except household goods in use, commodities in bulk and Classes A and B explosives) for Inland Container Corporation between points in Pennsylvania;

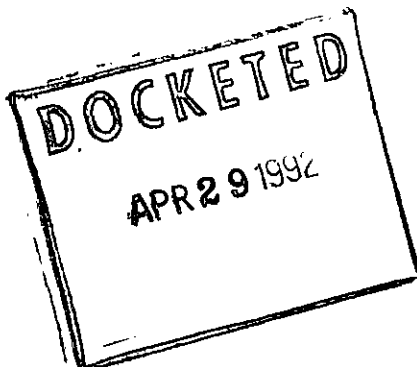
PROVIDED that no right, power or privilege is granted to originate shipments from the facilities of Inland Container Corporation in Erie County."

HENRY L. TAYLOR



By: David H. Radcliff
David H. Radcliff
His Attorney

April 6, 1992



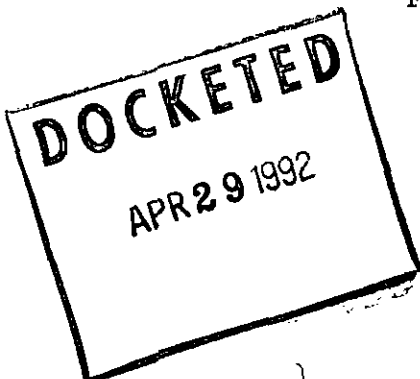
BEFORE THE
PENNSYLVANIA PUBLIC UTILITY
COMMISSION

In Re: Application of HENRY L. TAYLOR
A.106091, F.1, Am-B

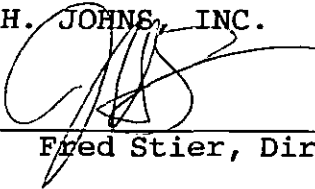
RESTRICTIVE AMENDMENT AND WITHDRAWAL OF PROTEST STIPULATION

AND NOW COMES W. H. Johns, Inc. (Protestant), protestant to the above application, by Fred Stier, Director of Traffic, and stipulates that based on the foregoing Restrictive Amendment dated April 6, 1992, and conditioned upon its acceptance by the Commission and any grants of authority in this proceeding being consistent with the Restrictive Amendment, the Protestant hereby withdraws its protest. Protestant will remain of record for the purpose of receiving all notices and Orders issued in this proceeding. The notices and Orders should be sent to the Protestant at the following address:

Fred Stier, Director of Traffic
W. H. Johns, Inc.
P.O. Box 660
Mount Joy, PA 17552.



W. H. JOHNS, INC.

By: 
Fred Stier, Director of Traffic

Dated: 4/20/92



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

May 7, 1992

IN REPLY PLEASE
REFER TO OUR FILE

DAVID H RADCLIFF
ATTORNEY AT LAW
407 NORTH FRONT STREET
HARRISBURG PA 17101

In re: A-00106091, F. 1, Am-B - Application of Henry L. Taylor

Dear Mr. Radcliff:

The above referenced application has been assigned for review without an oral hearing. In order to reach a determination on the application, you are being required to file verified statements in accordance with 52 Pa. Code §3.381(e)(1). You will be required to file:

- A. VERIFIED STATEMENT OF APPLICANT.
- B. VERIFIED STATEMENTS IN SUPPORT OF APPLICATION.

The verified statements should be in paragraph form. Each heading contained in the attached minimum outline should be a separate section or paragraph.

You should be aware of the fact that the verified statements will be reviewed based on the Commission's decision in the Application of Bluebird Coach Lines, Inc. A-00088807, F. 2, Am-K, which indicates: (1) the supporting witnesses must give evidence which is probative and relevant to the application proceeding; (2) the supporting witnesses must identify Pennsylvania origin and destination points between which they require transportation and those points must correspond with the scope of the operating territory specified in the application including requests for vice versa authority; and (3) the number of witnesses which will represent a cross section of the public on the issue of need will vary with the breadth of the intended territory and commodity description.

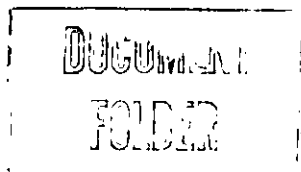
You are being granted an initial thirty (30) days to file verified statements. They will be due on or before June 8, 1992.

If additional time is required, it may be requested by telephone but must be followed in writing with the reasons for the extension stated.

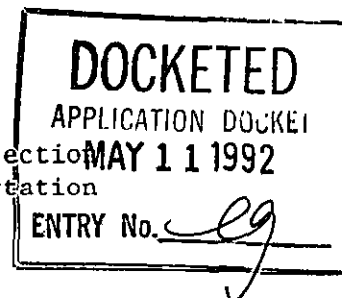
Questions about your application should be directed to Tim Zeigler (717) 783-5946.

Very truly yours,

Tim Zeigler
Technical Review Section
Bureau of Transportation



TZ:rs



BEFORE THE
PENNSYLVANIA PUBLIC UTILITY
COMMISSION

COPY

RECEIVED

APR 23 1992

Office of A. L. J.
Public Utility Commission

In Re: Application of HENRY L. TAYLOR
A.106091, F.1, Am-B

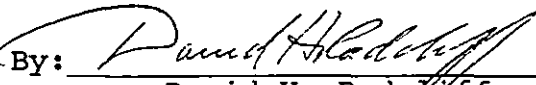
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"To transport, as a Class D carrier by motor vehicle, property (except household goods in use, commodities in bulk and Classes A and B explosives) for Inland Container Corporation between points in Pennsylvania;

PROVIDED that no right, power or privilege is granted to originate shipments from the facilities of Inland Container Corporation in Erie County."

HENRY L. TAYLOR

By: 
David H. Radcliff
His Attorney

April 6, 1992

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY
COMMISSION

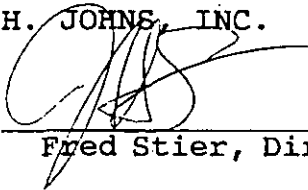
In Re: Application of HENRY L. TAYLOR
A.106091, F.1, Am-B

RESTRICTIVE AMENDMENT AND WITHDRAWAL OF PROTEST STIPULATION

AND NOW COMES W. H. Johns, Inc. (Protestant), protestant to the above application, by Fred Stier, Director of Traffic, and stipulates that based on the foregoing Restrictive Amendment dated April 6, 1992, and conditioned upon its acceptance by the Commission and any grants of authority in this proceeding being consistent with the Restrictive Amendment, the Protestant hereby withdraws its protest. Protestant will remain of record for the purpose of receiving all notices and Orders issued in this proceeding. The notices and Orders should be sent to the Protestant at the following address:

Fred Stier, Director of Traffic
W. H. Johns, Inc.
P.O. Box 660
Mount Joy, PA 17552

W. H. JOHNS, INC.

By: 
Fred Stier, Director of Traffic

Dated: 4/20/92

LAW OFFICES
BARLEY, SNYDER, SENFT & COHEN

126 EAST KING STREET, LANCASTER, PENNSYLVANIA 17602-2832

TELEPHONE (717) 299-5201

TELECOPIER (717) 291-4660

Tax I.D. No. 23-1499543

LAVERE C. SENFT
HARRY J. RUBIN
H. ROBERT LASDAY
DONALD E. LEFEVER
CHRISTOPHER W. MATTSON
FREDERICK S. SPANGLER
REES GRIFFITHS
PAUL M. BROWNING
PATRICIA A. BUTLER
GEORGE C. WERNER, JR.
JEFFREY D. LOBACH
CAROLINE M. HOFFER
STEVEN J. KOEHLER
VAL E. WINTER
ELAINE T. PENNINGTON
NANCY MAYER HUGHES
MICHAEL A. MOORE
ANITA HENKEL BLUMENSTOCK
JUSTIN H. MCCARTHY II
MICHAEL S. BUTLER
KATHERINE BETZ KRAVITZ
HANNA A. DUNLAP
ANNE E. DOLINER
KRISTINA M. KURJAKA
STACI B. WALKES

DONN I. COHEN
ROBERT J. STEWART
JOHN O. SHIRK
W. JEFFREY SIDEBOTTOM
DONALD D. GEYER
JESSE C. ROBINSON
JAMES A. HUMPHREYS III
KATHLEEN ANN GRAY
JAMES R. ADAMS
DAVID R. KELLER
JAMES W. SAXTON
ROBERT W. HALLINGER
JEFFERY D. WRIGHT
NEDRIC L. NISSLY
THOMAS J. LOVELASS
PAUL D. CLOUSER
CHRISTOPHER A. STUMP
KENDRA D. MCGUIRE
ERIC L. WINKLE
MICHAEL W. DAVIS
TIMOTHY R. BROWN
RONALD H. POLLOCK, JR.
REBECCA L. DILLON
MELANIE M. ALBERT

15 SOUTH DUKE STREET
P.O. BOX 15012
YORK, PA 17405-7012
TELEPHONE (717) 846-8888
TELECOPIER (717) 843-8492

240 NORTH THIRD STREET
P.O. BOX 1129
HARRISBURG, PA 17108
TELEPHONE (717) 238-8263
TELECOPIER (717) 238-8278

RETIRED
RALPH M. BARLEY
CHARLES R. COOPER, JR.
RICHARD A. SNYDER

COUNSEL
PAUL A. MUELLER, JR.
JOHN T. BARBER

May 8, 1992

WRITER'S DIRECT DIAL NUMBER (717) 399-

HAND DELIVERY

Jerry Rich, Secretary
Pennsylvania Utility Commission
P.O. Box 3265
Harrisburg, PA 17120

Re: Henry L. Taylor
A-00106091, Folder 1, Am-C.
Protest of Nelson Weaver & Son, Inc.

Dear Mr. Rich:

Enclosed please find the original and one copy of Nelson Weaver & Son, Inc.'s Protest regarding the above-captioned application.

Copies of this Protest are being mailed today to the Applicant, the Applicant's attorney and the Protestant.

Very truly yours,

Michael W. Davis

Michael W. Davis

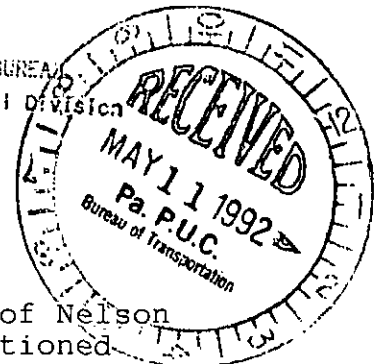
MWD/clc/75003.1

Enclosures

cc: Henry L. Taylor
David H. Radcliff, Esquire
Richard N. Weaver

RECEIVED
MAY 08 1992

SECRETARY'S BUREAU
Information Control Division



DOCUMENT
FOLDER

RECEIVED
MAY 08 1992

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

SECRETARY'S BUREAU
Information Control Division

Henry L. Taylor (1280 Nawakwa Road, Biglerville, Adams County, PA 17307), property for Anderson Box Company and Cadbury-Schwepps, Inc., between points in Pennsylvania, subject to the following conditions; that no right, power or privilege is granted to transport household goods in use, commodities in bulk and Class A and B explosives: so as to permit the transportation of property (except household goods in use, commodities in bulk and Classes A and B explosives) for Ingredient Resources, Inc., between points in Pennsylvania.

A-00106091, Folder 1, Am-C.

RECEIVED
MAY 11 1992
Pa. P.U.C.
Bureau of Transportation

PA Bulletin Reference:
April 18, 1992, Page 1973

PROTEST OF NELSON WEAVER & SON, INC.

1. Applicant is Henry L. Taylor, 1280 Nawakwa Road, Biglerville, Adams County, Pennsylvania 17307. The docket number for the application is A-00106091.

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
MAY 11 1992
ENTRY No. *11*

2. Protestant is Nelson Weaver & Son, Inc., 830 West Lexington Road, Lititz, Lancaster County, Pennsylvania 17543. Telephone (717) 626-8538.

3. Protestant's attorneys are: Robert W. Hallinger, Esquire and Michael W. Davis, Esquire, Barley, Snyder, Senft & Cohen, 126 East King Street, Lancaster, PA 17602-2832. Telephone (717) 299-5201.

4. Protestant possesses authority at A-00102067, Folder 1, a copy of which is attached as Exhibit A. Thereunder, Protestant has authority to transport property, including commodities in bulk, as a common carrier, from the warehouse facilities of Nelson Weaver & Son, Inc., in the Township of Penn, Lancaster County, to points in Pennsylvania. Protestant serves as a local warehouse for Ingredient Resources, Inc. The granting of the authority requested by the Applicant would unnecessarily duplicate and impair the operations of Protestant so as to be contrary to the public interest.

5. This protest will be withdrawn if the application is amended to exclude transport of property, including commodities in bulk, from the warehouse facilities of Nelson Weaver & Son, Inc., in the Township of Penn, Lancaster County, Pennsylvania.

6. Pursuant to Section 333(c) of the Public Utility Code, Protestant requests that Applicant make available to Protestant the names of the witnesses he expects to call, and the names of any companies or groups they represent, and the subject matter of their expected testimony.

WHEREFORE, absent the restrictive amendment described above,
Protestant asks that the application be dismissed.

Respectfully submitted,

NELSON WEAVER & SON, INC.
by its attorneys
BARLEY, SNYDER, SENFT & COHEN

By: Michael W. Davis
Robert W. Hallinger, Esq.
Michael W. Davis, Esq.
Attorneys for Protestant
Court I.D. #37066
Court I.D. #60758
126 East King Street
Lancaster, PA 17602-2832
(717) 299-5201

Certificate No. A 102067

FREIGHT PA P.U.C. NO. 2

cancel
FREIGHT PA P.U.C. NO. 1

NELSON WEAVER & SON, INC.

RATES AND RULES
GOVERNING THE
TRANSPORTATION OF

PROPERTY, Including Commodities in Bulk

FROM: The warehouse facilities of Nelson Weaver & Son, Inc.,
in the township of Penn, Lancaster County

TO: Points in Pennsylvania

As Shown Herein

ISSUED: June 3, 1983

EFFECTIVE: July 5, 1983

ISSUED BY

Richard N. Weaver, President

P.O. Box 361

Lititz, Pennsylvania 17543

03/05/91 01:17 NELSON WEAVER & SON, INC.

Certificate No. A 102067

Supplement No. 2
to
Freight PA P.U.C. No. 2

NELSON WEAVER & SON, INC.

Rates and Rules
Governing the
Transportation of

To Transport, as a Class D Carrier, property
for Warner-Lambert Company, between points in
Lancaster County, and from points in said county
to points in Pennsylvania, and vice versa.

Issued: December 4, 1989

Effective: January 4, 1990

Issued under authority of PA Code, Title 52, Section 23.42

ISSUED BY

Richard N. Weaver, President
P.O. Box 361
Lititz, Pennsylvania 17543
(717) 626-8538

the Commission for its decision without oral hearing. The record consists of verified statements submitted by the applicant and supporting shipper.

By this amended application, Nelson Weaver & Son, Inc. (Weaver or applicant), proposes to transport property for Warner-Lambert Company, from its facilities, between points in Lancaster County, and from points in the said county to points in Pennsylvania, and vice versa.

Weaver has operated as a common carrier under a certificate issued by this Commission in 1980. It operates a fleet of five tractors, ten trailers, and one straight truck from a terminal in Lititz, Lancaster County. A comprehensive safety program is currently in operation. As evidence of its financial capacity to perform the proposed service, the applicant reports assets of \$581,830, with liabilities of \$206,218, leaving a shareholder's equity of \$375,612. Gross intrastate operating income was \$61,183 in 1985.

John P. Gainer, manager of transportation for Warner-Lambert, submitted a statement in support of the application. This shipper operates manufacturing and distribution facilities in Lancaster County. Outbound shipments, totaling twenty-two million pounds annually, consist of health care products and scientific instruments; inbound shipments consist of raw materials, supplies and equipment. Customers and suppliers are located throughout Pennsylvania. Warner-Lambert has found Weaver reliable and capable of meeting its critical scheduling requirements. The shipper believes that approval of this application will enable it to increase the efficiency of its operation.

After a complete review of the record before us, we determine that it is sufficient to warrant approval of the application, as amended.

We find that:

1. The applicant is fit and possesses the experience and equipment to properly render the proposed service, as amended.
2. The applicant, through its supporting shipper, has shown that a reasonable public need for the proposed service, as amended, does exist.
3. Approval of the application, as amended, will be an accommodation and convenience to the public; THEREFORE,

IT IS ORDERED: That the application, as amended, be and is hereby approved and that the certificate issued to the applicant on December 4, 1980, be amended to include the following right:

To transport, as a Class D carrier, property, for Warner-Lambert Company, between points in Lancaster County, and from points in said county to points in Pennsylvania, and vice versa.

inbound shipments that Chatham Mills, Inc. will tender the applicant could also be exempt. If the bulk commodity that the applicant will transport for Chatham is owned by Chatham when it is in storage, the transportation would then be exempt, however, if these commodities are owned by someone other than Chatham, the applicant would be required to have a certificate of public convenience to handle said shipments.

The two remaining supporting shippers indicate that they will utilize the applicant to transport shipments from the applicant's warehouse in the township of Penn, Lancaster County, to various points throughout the Commonwealth. These shipments are destined for customers of the supporting shippers, therefore, would not fall under the "warehouseman's exemption".

Although limited weight has been given to the verified statements of the two companies who would utilize the applicant for service that would come under the "warehouseman's exemption", the applicant has demonstrated that a need exists for this service as proposed and amended. The applicant has not demonstrated that any need exists for vice versa authority. All of the supporting shippers have stated that they would utilize the applicant's services from the warehouse to their facilities.

We find:

1. That the applicant possesses the necessary equipment, experience and financial capacity to provide the proposed transportation, as amended.
2. That the applicant is ready, willing and able to provide the proposed transportation, as amended.
3. That a portion of the service proposed, would come under the "warehouseman's exemption".
4. That the applicant has failed to demonstrate that a need exists for vice versa authority.
5. That approval of the application, as amended, will be an accommodation and convenience to the public; THEREFORE,

IT IS ORDERED: That the application, as amended, be and is hereby approved, granting the following right:

To transport, as a Class D carrier, property, including commodities in bulk, from the warehouse facilities of Nelson Weaver & Son, Inc., in the township of Penn, Lancaster County, to points in Pennsylvania.

subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk in dump trucks, except grain and animal feed products, to points in the city of Pittsburgh and within an airline distance of twenty-five (25) statute miles of the Courthouse in said city.

IT IS FURTHER ORDERED: That the application in all other respects be denied for lack of proof of necessity.

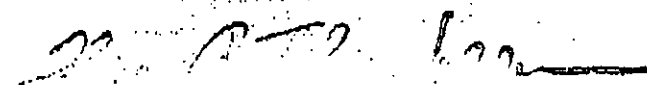
IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it shall have complied with the requirements of the Pennsylvania Public Utility Law and the rules and regulations of this Commission relative to the filing and acceptance of evidence of insurance and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

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.

IT IS FURTHER ORDERED: That upon compliance with the requirements of the Pennsylvania Public Utility Law relating to insurance and the filing and acceptance of a tariff establishing just and reasonable rates, a certificate issue evidencing this Commission's approval of the right to operate as above determined.

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.

BY THE COMMISSION.


William P. Thierfelder
Secretary

(SEAL)

ORDER ADOPTED: October 16, 1980

ORDER ENTERED: OCT 29 1980

CERTIFICATE OF SERVICE

I HEREBY CERTIFY, that I have this day served a true copy of the foregoing document upon all parties of record in this proceeding at the addresses shown below in accordance with the requirements relating to service by participant.

Dated this 8th day of May, 1992.

Henry L. Taylor
1280 Nawakwa Road
Biglerville, PA 17307

David H. Radcliff, Esquire
407 N. Front Street
Harrisburg, PA 17101

Richard N. Weaver, president
Nelson Weaver & Son, Inc.
P.O. Box 361
830 W. Lexington Road
Lititz, PA 17543

Michael W. Davis

Robert W. Hallinger, Esq.
Michael W. Davis, Esq.
Attorneys for Protestant
Court I.D. #37066
Court I.D. #60758
126 East King Street
Lancaster, PA 17602-2832
(717) 299-5201

DAVID H. RADCLIFF, P.C.
407 NORTH FRONT STREET
HARRISBURG, PA 17101

TR 408

DAVID H. RADCLIFF

TELEPHONE: (717) 236-9318

May 28, 1992
File: 1016.7

RE: HENRY L. TAYLOR, A.106091, F.1, Am-C -
(Ingredient Resources, Inc.)

RECEIVED

MAY 29 1992

John Alford, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17120

SECRETARY'S BUREAU
Information Control Division

Dear Mr. Alford:

I enclose for filing the original and one copy of a restrictive amendment in the above application proceeding.

This restriction has resulted in the withdrawal of the sole protest. I also enclose an original and one copy of the Stipulation for Withdrawal of Protest executed by counsel for protestant.

As this matter is now unprotested I request that it be forwarded to the Bureau of Transportation for handling on modified procedure.

Very truly yours,

David H. Radcliff
David H. Radcliff

RECEIVED
JUN 01 1992
Pa. P.U.C.
Bureau of Transportation

DHR/kr
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Enclosure

cc: Michael W. Davis, Esquire
126 East King Street
Lancaster, PA 17602-2832

Mr. Henry L. Taylor
1280 Nawakwa Road
Biglerville, PA 17307

**DOCUMENT
FOLDER**

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for Am B*

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY
COMMISSION

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MAY 29 1992

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Information Control Division

In Re: Application of HENRY L. TAYLOR
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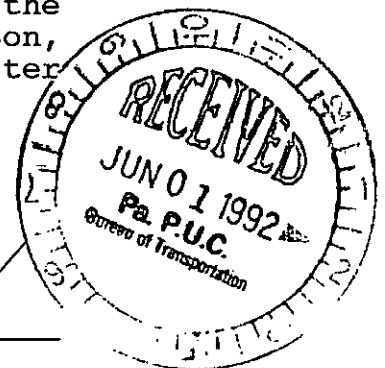
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Provided that no right, power or privilege is granted to provide transportation from the warehouse facilities of Nelson Weaver & Son, Inc. in the township of Penn, Lancaster County, to points in Pennsylvania."

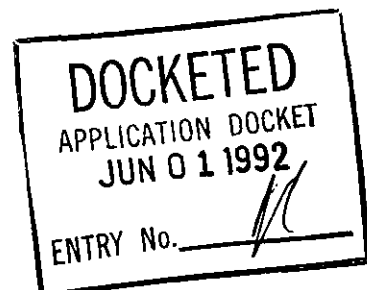
HENRY L. TAYLOR

By: 

David H. Radcliff
His Attorney



May 14, 1992



BEFORE THE
PENNSYLVANIA PUBLIC UTILITY
COMMISSION

In Re: Application of HENRY L. TAYLOR
A.106091, F.1, Am-C

RESTRICTIVE AMENDMENT AND WITHDRAWAL OF PROTEST STIPULATION

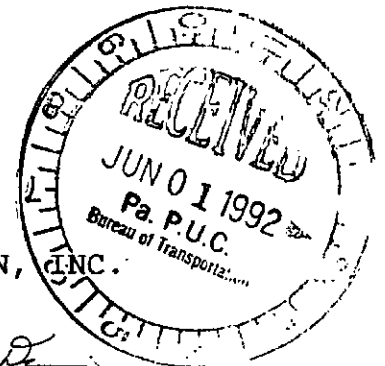
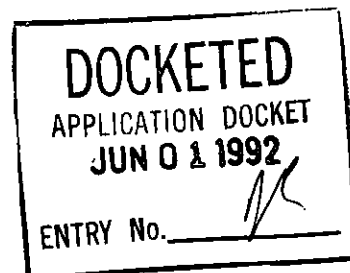
AND NOW COMES Nelson Weaver & Son, Inc. (Protestant), protestant to the above application, by Michael W. Davis, Esquire, and stipulates that based on the foregoing Restrictive Amendment dated May 14, 1992, and conditioned upon its acceptance by the Commission and any grants of authority in this proceeding being consistent with the Restrictive Amendment, the Protestant hereby withdraws its protest. Protestant will remain of record for the purpose of receiving all notices and Orders issued in this proceeding. The notices and Orders should be sent to the Protestant at the following address:

Michael W. Davis, Esquire
Barley, Snyder, Senft & Cohen
126 East King Street
Lancaster, PA 17602-2832

NELSON WEAVER & SON, INC.

By: Michael W. Davis
Michael W. Davis, Esquire

Dated: 5/25/92





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

June 4, 1992

IN REPLY PLEASE
REFER TO OUR FILE

DAVID H RADCLIFF
ATTORNEY AT LAW
407 NORTH FRONT STREET
HARRISBURG PA 17101

In re: A-00106091, F. 1, Am-C - Application of Henry L. Taylor

Dear Mr. Radcliff:

The above referenced application has been assigned for review without an oral hearing. In order to reach a determination on the application, you are being required to file verified statements in accordance with 52 Pa. Code §3.381(e)(1). You will be required to file:

- A. VERIFIED STATEMENT OF APPLICANT.
- B. VERIFIED STATEMENTS IN SUPPORT OF APPLICATION.

The verified statements should be in paragraph form. Each heading contained in the attached minimum outline should be a separate section or paragraph.

You should be aware of the fact that the verified statements will be reviewed based on the Commission's decision in the Application of Bluebird Coach Lines, Inc., A-00088807, F. 2, Am-K, which indicates: (1) the supporting witnesses must give evidence which is probative and relevant to the application proceeding; (2) the supporting witnesses must identify Pennsylvania origin and destination points between which they require transportation and those points must correspond with the scope of the operating territory specified in the application including requests for vice versa authority; and (3) the number of witnesses which will represent a cross section of the public on the issue of need will vary with the breadth of the intended territory and commodity description.

You are being granted an initial thirty (30) days to file verified statements. They will be due on or before July 6, 1992.

If additional time is required, it may be requested by telephone but must be followed in writing with the reasons for the extension stated.

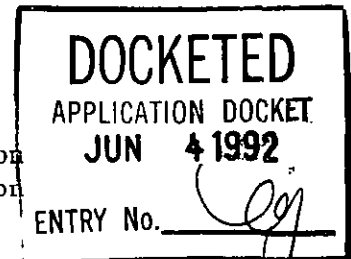
Questions about your application should be directed to Tim Zeigler (717) 783-5946.

Very truly yours,

Tim Zeigler
Technical Review Section
Bureau of Transportation



TZ:rs



DAVID H. RADCLIFF, P.C.
407 NORTH FRONT STREET
HARRISBURG, PA 17101

DAVID H. RADCLIFF

TELEPHONE: (717) 236-9318



June 5, 1992
File: 1016.6

RE: HENRY L. TAYLOR, A.106091, F.1, Am-B -
(Inland Container Corporation)

RECEIVED

JUN 08 1992

John Alford, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17120

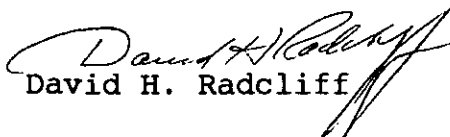
SECRETARY'S BUREAU
Information Control Division

Dear Mr. Alford:

I enclose the original and one copy of a verified statement in the above application proceeding. These are filed in accordance with the letter of Tim Zeigler in the Technical Review Section.

By copy of this letter a copy of the verified statements are being forwarded to applicant and the Technical Review Section.

Very truly yours,


David H. Radcliff

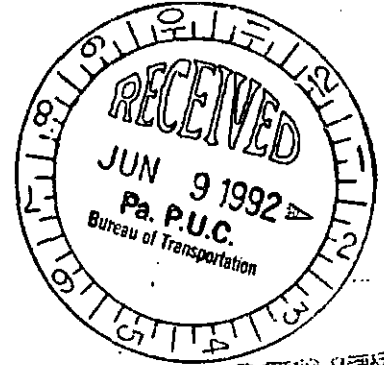
DHR/kr
Enclosure

c:\wp51\letters\vs.1tr

cc: Mr. Henry L. Taylor
1280 Nawakwa Road
Biglerville, PA 17307

Mr. Tim Zeigler
Technical Review Section
Bureau of Transportation
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17120

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY
COMMISSION



RECEIVED
JUN 8 1992

SECRETARY'S OFFICE
Public Utility Commission

VERIFIED STATEMENT IN SUPPORT OF
APPLICATION

In Re: HENRY L. TAYLOR
A.00106091, F.1, Am-B

DAVID H. RADCLIFF, P.C.
David H. Radcliff, Esquire
407 North Front Street
Harrisburg, PA 17101

Due Date: June 8, 1992

VERIFIED STATEMENT OF HENRY L. TAYLOR
IN SUPPORT OF APPLICATION

1. LEGAL NAME AND DOMICILE OF APPLICANT

Henry L. Taylor
1280 Nawakwa Road
Biglerville, PA 17307

Telephone (717) 677-6138

2. IDENTITY AND QUALIFICATIONS OF PERSON MAKING STATEMENT FOR APPLICANT

My name is Henry L. Taylor and I am the owner of the applicant herein which operates as a sole proprietorship. I am familiar with the facilities, authorities and operations of the applicant and I am the proper person to give this statement on its behalf.

3. IS THE APPLICANT AFFILIATED WITH OTHER CARRIERS?

I am not affiliated with any other Pennsylvania intrastate carrier.

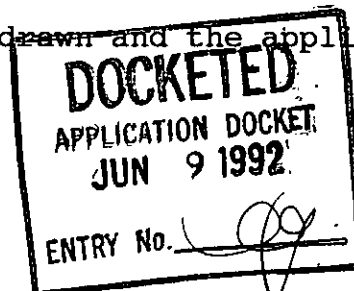
4. AUTHORITY SOUGHT

By this application I seek the following additional authority:

"To transport, as a Class D carrier by motor vehicle, property (except household goods in use, commodities in bulk and Classes A and B explosives) for Inland Container Corporation between points in Pennsylvania;

Provided that no right, power or privilege is granted to originate shipments from the facilities of Inland Container Corporation in Erie County."

As a result of a restrictive amendment dated April 6, 1992, the protest of W. H. Johns, Inc. was withdrawn and the application is now unopposed.



5. GENERAL SCOPE OF CURRENTLY AUTHORIZED OPERATIONS

My present authority from this Commission is attached as Exhibit A. Under that authority I am authorized to serve Knouse Foods, Inc. and other specific shippers. Service is provided to shippers under the current authority utilizing both van and flatbed equipment. The authority sought in this proceeding is for a named shipper which requires van trailer equipment for the delivery of its product with an occasional load suitable for delivery on flatbed trailers.

I also hold authority from the Interstate Commerce Commission at MC-158012 and Sub Numbers thereto. I currently operate as both a common and contract carrier under that authority which authorizes service between points in the U.S. (except AK and HI). Copies of my interstate certificates, permit and broker's license for the transportation of property are attached as Exhibit B.

6. DUPLICATING AUTHORITY WHICH WILL RESULT FROM GRANT OF AUTHORITY

This is a specific shipper application and no duplication of authority will result from approval of this application, however, some of the containers could be delivered to Knouse Foods, Inc. and other accounts which I now serve. If the Commission deems it necessary, I would accept a condition in this proceeding which states that the operating rights granted in this proceeding are considered a single operating right with my existing authority.

7. DUAL OPERATIONS RESULTING FROM GRANT OF AUTHORITY

No dual operations in Pennsylvania will result from a grant of the authority sought in this proceeding.

8. PERTINENT TERMINAL FACILITIES AND COMMUNICATIONS NETWORK

My terminal facilities are located in Menallen Township, Adams County. This facility is the base of our interstate and intrastate Pennsylvania operations. Applicant requires no additional terminals in connection with this application.

The facilities at the Menallen Township terminal include approximately 600 square feet of office space. The terminal is located at a site encompassing more than 10 acres and there is adequate parking for my equipment at the terminal. The garage area is equipped for routine maintenance and includes 6 service bays since we have both diesel fuel and gasoline storage capacity on the premises.

I have multiple telephone lines which the public may utilize to request transportation service. An additional line is dedicated for use in contacting off duty drivers or for the drivers to report in for further dispatching. I also have an electronic data interchange capability which is provided for those shippers who desire to utilize electronic scheduling.

9. PERTINENT EQUIPMENT

I own and operate both flatbed trailers and van trailers. The flatbed trailers are all aluminum construction with spread-air ride. I have sufficient tractors and trailers available to provide the additional service proposed under this application. Attached to this verified statement is a current equipment list which is identified as Exhibit C.

10. SAFETY PROGRAM

I conduct four safety meetings a year and make safety a top priority in my company. Additionally, drivers and maintenance personnel are required to be familiar with the Department of Transportation Safety regulations. Daily safety checks of all equipment are performed.

Applicant currently handles hazardous materials for shippers under its common carrier authority. Those shipments required to be placarded as corrosive material are packaged, secured to the trailers and fully covered to protect them from moisture during transportation. This same service will be provided for shippers of fertilizer or other hazardous material under the contract carrier permit as required.

I am now in full compliance with the Department of Transportation's safety regulations. I am not under safety investigation or suspension.

11. TYPE OF SERVICE CURRENTLY PROVIDED TO THE SUPPORTING WITNESS

Under my present authorities in interstate commerce I provide service for the supporting shipper. Approval of this application will enable me to provide the additional service to Pennsylvania points which the shipper requests.

12. TYPE OF SERVICE TO BE OFFERED

Following approval of the application I will furnish the following types of service:

1. I will provide truckload and less than truckload service.

2. I will transport the full range of products manufactured and distributed by the supporting shipper.

3. I will handle truckload traffic for multiple deliveries in transit.

4. I will coordinate inbound and outbound shipments at the request of the shipper.

5. I will provide scheduled pickup and delivery service.

13. FINANCIAL DATA

I have attached as Exhibit D the financial statement for my trucking operation as of December 31, 1991. No cash is retained in the business at year end since, as a sole proprietor, the income is fully taxable to myself.

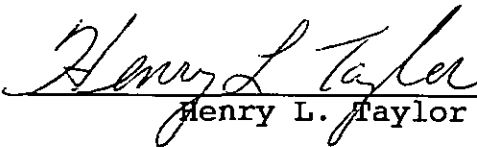
Although the year ended with a loss, this was due to the write-off for depreciation of equipment in excess of \$189,000 and a one time charge off of just over \$100,000 for damage claims. The damage claim is in litigation and I expect to recover most, if not all, of the amount paid out to date. I am financially sound and capable of continuing service to the public. I am able to acquire additional equipment should it be needed to meet the shipper's requirements by either lease or purchase of such equipment.

14. WHETHER SERVICE PROVIDED WILL CREATE EMPTY MILES OR BACKHAULS

There will be minimum empty miles on a backhaul basis. Through coordination of Pennsylvania and interstate shipments with the same equipment the efficiency of my operation will be maintained.

15. OTHER PERTINENT INFORMATION

I am presently serving the shippers in interstate transportation. My experience in interstate transportation began in 1982 when my initial certificate was issued. As my business has grown I have attempted to remain responsive to the demands of the shippers. This application will enable me to more efficiently serve the supporting shipper and to meet the full range of their transportation needs.


Henry L. Taylor

VERIFICATION OF STATEMENT

The undersigned deposes and says that he is the applicant who makes the foregoing Statement for the above-captioned application and that he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his knowledge, information and belief.

The undersigned understands that false statements herein are made subject to the penalties of 18 C.S. §4904 relating to unsworn falsification to authorities.

Dated:

June 4, 1992

Henry L. Taylor
Henry L. Taylor

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held October 10, 1985

Commissioners Present:

Linda C. Taliaferro, Chairman
Frank Fischl
Bill Shane

Application of Henry L. Taylor, for the right to begin to transport, as a common carrier, by motor vehicle, (1) logs, pallets, lumber and lumber byproducts, between points in the counties of Adams, York and Fayette, and from points in the said counties to points in Pennsylvania, and vice versa; and (2) property for Knouse Foods, Inc., between points in Adams and Franklin Counties, and from said counties to points in Pennsylvania, and vice versa.

A-00106091

RECEIVED
JUN 08 1992

David H. Radcliff for Henry L. Taylor.

SECRETARY'S BUREAU
Information Control Division

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed March 6, 1985. Public notice of the application was given in the Pennsylvania Bulletin of March 23, 1985. A protest was filed by Edward R. Rathway, t/d/b/a Edward R. Rathway Trucking was withdrawn predicated upon our acceptance of a restrictive amendment which excludes the right to transport property for Tri-State Pallet & Repair, Inc.

The now unopposed application as amended is certified to the Commission for its decision without oral hearing. The record consists of verified statements entered by the applicant and eight supporting shippers.

After due consideration of the record, we find:

1. The applicant does not now hold authority from the Commission. Taylor does not hold authority from the Interstate Commerce Commission as a common carrier of general commodities.

The applicant holds specific ICC authority to transport lumber and wood products as well as food and related products. Under present interstate operations, Taylor provides service to Knouse Foods, Inc. and Mountain Valley Farms & Lumber, two shippers supporting the instant application.

2. Taylor operates from a terminal in Menallen Township, Adams County. The terminal has office space and a garage with six bays. Two telephone lines are installed with a third separate line linked to a computer for traffic orders and dispatching. The applicant owns seven tractors, 13 van trailers and three flatbed trailers. Other equipment can be obtained by lease.

3. Upon approval of the application, Taylor will provide a full range of services to include truckload, truckload with multiple delivery, and less-than-truckload service. The applicant will transport a full range of lumber, pallets, logs and lumber byproducts. Scheduled deliveries will be provided for food and food related products. 4. The applicant's financial capacity to provide the proposed service is demonstrated by its financial statement dated December 31, 1984. Taylor reports total assets of \$792,848.89 with total liabilities of \$333,401.17.

5. Support for part 2 of the application relative to property for Knouse Foods, Inc., is in the form of a verified statement entered by Robert Kluck, traffic manager of Knouse Foods Co-Op, Inc. The witness points out as a preliminary matter that the correct name of the shipper is Knouse Foods Co-Op, Inc. Any authority to issue will be so corrected. Knouse is a major producer of canned food products requiring the transportation of agricultural products to and from storage facilities. It is expected the applicant would be used to transport three truckloads of canned fruit outbound each month with 20 truckloads of supplies inbound on a yearly basis. Outbound transportation originates at four facilities in Adams County and one facility in Franklin County. Inbound shipments come from points of supply nearly statewide.

6. Part 1 of the application relative to logs, pallets, lumber and lumber byproducts is supported by seven shippers which ship from or to the counties of Adams, York and Fayette. R. P. Phillips, Jr., manager of transportation for Coastal Lumber Company, Uniontown, Fayette County, indicates the shipper will tender the applicant one truckload of pallets each month. Taylor will be used for three to five shipments of lumber each year. Alan McIlvain, Jr., president of McIlvain Lumber Company, will use the applicant for the transportation of three shipments of rough lumber per month from points in Fayette County

to the company's facilities at Marcus Hook, Delaware County. One shipment of semi-finished lumber per week will be tendered for transportation to York County. George P. Geiges, president of Treen Box and Pallet Corporation, Bensalem, Bucks County, set forth that Taylor will be used for transportation of lumber from the Uniontown, Fayette County area to Treen facilities in the counties of Juniata and Bucks.

7. Additional support for part 1 of the application was entered by Kenneth R. Taylor, president of Mountain Valley Farms and Lumber Products, Inc. Mountain Valley has facilities in Menallen Township, Adams County. It sells and ships lumber, pallets, mulch, wood chips, wood flakes, pulpwood and firewood, from this facility to points nearly statewide. The applicant will be used on a daily basis for one to five shipments. Bruce R. Yelland, president of J. F. Rohrbaugh & Co., Inc., Hanover, York County, supports the applicant for the transportation of wood pallets and skids, wood chips, sawdust and shavings from Hanover to points in Pennsylvania, and vice versa. Howard N. Rorbaugh, assistant secretary of York Building Products Company, Inc., would use the applicant to transport pallets to the company's facilities in Spring Garden Township and Jackson Township, York County, and Harrisburg and Lower Swatara Township, in Dauphin County. Pallets originate in the counties of Adams and York. Melvin Miller, senior purchasing agent for York Casket Company, will use the applicant for the transportation of select hardwoods from points of supply to the York Casket facility near York, York County.

8. The support entered is representative of a need for the proposed service for the commodities and territory requested by the instant application. The applicant has submitted sufficient evidence to establish that approval of the application is necessary for the accommodation and convenience of the public.

9. The applicant has the necessary fitness, equipment and experience to provide the proposed service; THEREFORE,

IT IS ORDERED: That the application, as amended, be and is hereby approved granting the following rights:

To transport, as a Class D carrier, logs, pallets, lumber and lumber byproducts, between points in the counties of Adams, York and Fayette, and from points in the said counties to points in Pennsylvania, and vice versa.

subject to the following condition:

That no right, power or privilege is granted to transport property for Tri-State Pallet & Repair, Inc.

To transport, as a Class D carrier, property for Knouse Foods Co-Op, Inc., between points in the counties of Adams and Franklin, and from points in the said counties to points in Pennsylvania, and vice versa.

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 upon compliance with the requirements of the Public Utility Code and the rules and regulations of the Commission relative to the filing of evidence of insurance and the filing and acceptance of a tariff establishing just and reasonable rates, a certificate issue evidencing the Commission's approval of the right to operate as above determined.

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

BY THE COMMISSION,



Perry Rich
Secretary

(SEAL)

ORDER ADOPTED: October 10, 1985

ORDER ENTERED: OCT 16 1985

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held November 1, 1990

Commissioners Present:

William H. Smith, Chairman
Frank Fischl
David W. Rolka
Joseph Rhodes, Jr.

Application of Henry L. Taylor, for amendment to his common carrier certificate, which grants the right, inter alia, to transport, by motor vehicle, property for Knouse Foods Co-Op, Inc., between points in the counties of Adams and Franklin, and from points in the said counties to points in Pennsylvania, and vice versa: SO AS TO PERMIT the transportation of property, (except household goods, commodities in bulk and Classes A and B explosives); for Anderson Box Company and Cadbury-Schwepps, Inc., between points in Pennsylvania.

A-00106091
F. 1
Am-A

David H. Radcliff, for the applicant.

O R D E R

BY THE COMMISSION:

This application, filed June 4, 1990, is before the Commission for its decision without oral hearing. Public notice of the application was given in the Pennsylvania Bulletin of July 21, 1990. The record, which consists of statements entered by the applicant and the supporting shipper is now certified to the Commission for its decision.

The applicant, Henry L. Taylor, an individual is domiciled at 1280 Nawakwa Road, Biglerville, Adams County. Applicant's terminal facility is located in Menallen Township, Adams County. The facility is on more than ten acres of ground and includes office space and a six bay garage. Communications with drivers and shippers is conducted by commercial telephone service. Applicant owns and operates eleven (11) tractors and thirty-five (35) trailers.

Taylor's safety program consists of booklets or pamphlets which are distributed and discussed. Four general safety meetings are held each year.

Awards are presented in conjunction with the meetings. Maintenance is performed in the company garage and each vehicle is inspected daily. An unaudited financial statement submitted by the applicant shows the trucking company's financial standing as follows: total assets \$295,749, total liabilities \$212,023, leaving net worth of \$83,726.

A verified statement in support of the application was entered by Jeffrey Miller, warehouse manager for Anderson Box Company, Inc. (Anderson). Anderson operates a distribution center at Biglerville, Adams County. Corrugated containers are stored and shipped to customers for the packaging of fruits and produce. Shipments are made to points throughout Pennsylvania and received from Hazleton and Conshohocken. Anderson currently utilizes the applicant for interstate service and enjoys good relations with him.

A second verified statement in support of the application was entered by Mark Servido, corporate transportation manager for Cadbury-Schwepps, Inc. (Cadbury). Cadbury-Schwepps, Inc. is a worldwide corporation, which in the United States produces Mott's Apple Products, Mr. & Mrs. T products, Roses' Holland House Cocktail mixes, Schwepps, Sunkist, Canada Dry, Crush and Red Creek brand named products. Cadbury ships from a plant in Aspers, Adams County as well as warehouse facilities in Carlisle, Cumberland County and Hanover, York County to all points in Pennsylvania. Shipments are made in truckload quantities in van trailers. Cadbury currently uses the applicant in interstate service and is well pleased with that service.

The applicant has demonstrated that a need exists for the service proposed.

We find:

1. That the applicant has shown that a public need for the proposed service does exist.
2. That the applicant is fit, ready, willing and able to provide the service.
3. That 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 December 13, 1985 be amended to include the following right:

To transport as a Class D carrier property for
Anderson Box Company and Cadbury-Schwepps, Inc.,
between points in Pennsylvania;

subject to the following condition:

That no right, power or privilege be
granted to transport household goods in

use, commodities in bulk and Class A and B explosives.

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 Pennsylvania Public Utility Code and the rules and regulations of the Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

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.

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.

BY THE COMMISSION,

A handwritten signature in cursive script, appearing to read "Jerry Rich", is written over a large, stylized, looped flourish that extends downwards and to the left.

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: November 1, 1990

ORDER ENTERED: NOV 5_ 1990

INTERSTATE COMMERCE COMMISSION
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

MC-158012

HENRY L. TAYLOR
Biglerville, PA

SERVICE DATE

JUL 7 1982

This Certificate of Public Convenience and Necessity is evidence of the carrier's authority to engage in transportation as a common carrier by motor vehicle.

This authority will become effective only when the carrier has met the compliance requirements pertaining to insurance coverage for the protection of the public (49 CFR 1043), the designation of agents upon whom process may be served (49 CFR 1044), and tariffs or schedules (49 CFR 1300 through 1310, revised). The carrier shall also render reasonably continuous and adequate service to the public. Failure to meet these conditions will constitute sufficient grounds for the suspension, change, or revocation of this authority.

This authority is subject to any terms, conditions, and limitations as are now, or may later be, attached to this privilege.

For all carriers: Any duplication in this authority and rights currently held does not confer more than one operating right.

For common carriers with irregular route authority: Any irregular route authority authorized in this certificate may not be tacked or joined with your other irregular route authority unless joinder is specifically authorized.

The transportation service to be performed is described on the reverse side of this document and will be valid as long as the carrier maintains compliance with the above requirements.

By the Commission.

Agatha L. Mergenovich
Secretary

(SEAL)

Note: If there are any discrepancies regarding this document please notify the Commission within 30 days.

To operate as a common carrier by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) lumber and wood products, between points in Adams County, PA, on the one hand, and, on the other, points in Ohio, Michigan, Illinois, Indiana, Tennessee, Kentucky, Virginia, West Virginia, Maryland, Missouri, Arkansas, and Wisconsin, (2) machinery, between points in Berrien County, MI, and Adams County, PA, on the one hand, and, on the other, points in Ohio, Michigan, Illinois, Indiana, Tennessee, Kentucky, Virginia, West Virginia, Maryland, Missouri, Arkansas, and Wisconsin, and (3) food and related products, between points in Adams and Franklin Counties, PA, and Berkeley County, WV, on the one hand, and, on the other, points in Ohio, Michigan, Illinois, Indiana, Tennessee, Kentucky, Virginia, West Virginia, Maryland, Missouri, Arkansas, and Wisconsin.

INTERSTATE COMMERCE COMMISSION
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

NO. MC 158012 Sub 2

HENRY L. TAYLOR
Biglerville, PA

SERVICE DATE

APR 4 1984

This Certificate of Public Convenience and Necessity is evidence of the carrier's authority to engage in transportation as a common carrier by motor vehicle.

This authority will become effective only when the carrier has met the compliance requirements pertaining to insurance coverage for the protection of the public (49 CFR 1043), the designation of agents upon whom process may be served (49 CFR 1044), and tariffs or schedules (49 CFR 1300 through 1310, revised). The carrier shall also render reasonably continuous and adequate service to the public. Failure to meet these conditions will constitute sufficient grounds for the suspension, change, or revocation of this authority.

This authority is subject to any terms, conditions, and limitations as are now, or may later be, attached to this privilege.

For common carriers with irregular route authority: Any irregular route authority authorized in this certificate may not be tacked or joined with your other irregular route authority unless joinder is specifically authorized.

The transportation service to be performed is described on the reverse side of this document and will be valid as long as the carrier maintains compliance with the above requirements.

By the Commission.

JAMES H. BAYNE
ACTING SECRETARY

(SEAL)

Note: If there are any discrepancies regarding this document please notify the Commission within 30 days.

To operate as a common carrier, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting general commodities (except classes A and B explosives and household goods), between points in the United States (except Alaska and Hawaii).

SERVICE DATE

APR 8 1992

**INTERSTATE COMMERCE COMMISSION
PERMIT**

No. MC 158012 (Sub 4)

**HENRY L. TAYLOR
BIGLERVILLE, PA**

This Permit is evidence of the carrier's authority to engage in transportation as a contract carrier by motor vehicle.

This authority will be effective as long as the carrier maintains compliance with the requirements pertaining to insurance coverage for the protection of the public (49 CFR 1043); the designation of agents upon whom process may be served (49 CFR 1044); the execution of contracts (49 CFR 1053)¹; and for passenger carriers, tariffs or schedules (49 CFR 1312).

This authority is subject to any terms, conditions, and limitations as are now, or may later be, attached to this privilege.

The transportation service to be performed is described on the reverse side of this document.

By the Commission.

(SEAL)

SIDNEY L. STRICKLAND, JR.
Secretary

NOTE: If there are any discrepancies regarding this Permit, please notify the Commission within 30 days.

¹While the execution of contracts must be accomplished, it is unnecessary to file them with the Commission.

ROAD CARRIER

To operate as a contract carrier, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting general commodities, (except household goods; commodities in bulk; classes A and B explosives; Poison A; liquefied compressed gas or compressed gas; highway route controlled quantity radioactive materials as defined in Section 173.455; or hazardous substances transported in cargo tanks, portable tanks, or hopper type vehicles with capacities in excess of 3,500 water gallons), between points in the U.S. (except AK and HI), under continuing contract(s) with commercial shippers or receivers of such commodities.

NOTE: Willful and persistent noncompliance with applicable safety fitness regulations as evidenced by a DOT safety fitness rating of "Unsatisfactory" or by other indicators, could result in a proceeding requiring the holder of this certificate or permit to show cause why this authority should not be suspended or revoked.

HENRY L. TAYLOR
 PENNSYLVANIA PUBLIC UTILITY COMMISSION
 ANNUAL REPORT
 MOTOR VEHICLE EQUIPMENT AT END OF YEAR

WITNESS: TAYLOR
 EXHIBIT C

| Make of Vehicle | Model (Year) | Type of Body | Seating Capacity or Tonnage | Date Purchased | Condition When Purchased (New or Used) | Cost to Carrier At Time of Purchase | Depreciation Accrued | | Depreciation Book Value End of Year | Total Miles Operated | |
|-----------------|-----------------|--------------|--------------------------------------|-------------------|--|--|----------------------|-------------------------|---|-------------------------|-------------------|
| | | | | | | | Current Year | Total At End of Year | | During Year | At End of Year |
| (a) | (b) | (c) | (d) | (e) | (f) | (g) | (h) | (i) | (j) | (k) | (l) |
| Recon | 1984 | Tractor | 80000 | 1984 | New | 74,611 | - 0 - | 70,880 | 3,731 | | |
| White | 1985 | Tractor | 80000 | 1985 | New | 47,412 | - 0 - | 47,412 | - 0 - | | |
| Ford | 1977 | Tractor | 80000 | 1987 | Used | 6,750 | - 0 - | 6,750 | - 0 - | | |
| White | 1988 | Tractor | 80000 | 1988 | New | 67,500 | 4,999 | 67,500 | - 0 - | | |
| White | 1988 | Tractor | 80000 | 1988 | New | 67,500 | 4,999 | 67,500 | - 0 - | | |
| White | 1989 | Tractor | 80000 | 1988 | New | 67,821 | 5,022 | 67,821 | - 0 - | | |
| White | 1989 | Tractor | 80000 | 1988 | New | 67,821 | 5,022 | 67,821 | - 0 - | | |
| White | 1989 | Tractor | 80000 | 1989 | New | 75,850 | 10,090 | 63,064 | 12,786 | | |
| White | 1990 | Tractor | 80000 | 1990 | New | 67,500 | 41,250 | 46,875 | 20,625 | | |
| White | 1990 | Tractor | 80000 | 1990 | New | 64,339 | 47,721 | 53,080 | 11,259 | | |
| White | 1990 | Tractor | 80000 | 1990 | New | 64,340 | 47,721 | 53,081 | 11,259 | | |
| Fruehauf | 1976 | Trailer | 80000 | 1980 | Used | 4,500 | - 0 - | 4,500 | - 0 - | | |
| Pike | 1972 | Trailer | 80000 | 1982 | Used | 4,000 | - 0 - | 4,000 | - 0 - | | |
| Pike | 1972 | Trailer | 80000 | 1982 | Used | 4,000 | - 0 - | 4,000 | - 0 - | | |
| Pike | 1972 | Trailer | 80000 | 1982 | Used | 4,000 | - 0 - | 4,000 | - 0 - | | |
| Fruehauf | 1984 | Trailer | 80000 | 1983 | New | 15,550 | - 0 - | 15,550 | - 0 - | | |
| Fruehauf | 1984 | Trailer | 80000 | 1983 | New | 15,550 | - 0 - | 15,550 | - 0 - | | |
| Fruehauf | 1984 | Trailer | 80000 | 1983 | New | 15,500 | - 0 - | 15,500 | - 0 - | | |
| Fruehauf | 1984 | Trailer | 80000 | 1983 | New | 15,500 | - 0 - | 15,500 | - 0 - | | |
| Fruehauf | 1984 | Trailer | 80000 | 1983 | New | 15,500 | - 0 - | 15,500 | - 0 - | | |
| Fruehauf | 1984 | Trailer | 80000 | 1983 | New | 15,500 | - 0 - | 15,500 | - 0 - | | |
| Fruehauf | 1984 | Trailer | 80000 | 1983 | New | 15,500 | - 0 - | 15,500 | - 0 - | | |
| Fruehauf | 1984 | Trailer | 80000 | 1983 | New | 15,500 | - 0 - | 15,500 | - 0 - | | |
| Great Dane | 1976 | Trailer | 80000 | 1986 | Used | 2,713 | - 0 - | 2,713 | - 0 - | | |
| Great Dane | 1976 | Trailer | 80000 | 1986 | Used | 2,713 | - 0 - | 2,713 | - 0 - | | |
| Great Dane | 1976 | Trailer | 80000 | 1986 | Used | 2,713 | - 0 - | 2,713 | - 0 - | | |
| Great Dane | 1976 | Trailer | 80000 | 1986 | Used | 2,713 | - 0 - | 2,713 | - 0 - | | |
| Fruehauf | 1981 | Trailer | 80000 | 1988 | Used | 3,550 | 409 | 2,937 | 613 | | |
| Fruehauf | 1979 | Trailer | 80000 | 1988 | Used | 2,500 | 288 | 2,068 | 432 | | |
| Fruehauf | 1979 | Trailer | 80000 | 1988 | Used | 1,500 | 173 | 1,241 | 259 | | |
| Fruehauf | 1982 | Trailer | 80000 | 1988 | Used | 3,025 | 348 | 2,502 | 523 | | |
| Strick | 1977 | Trailer | 80000 | 1988 | Used | 2,314 | 267 | 1,914 | 400 | | |
| Strick | 1977 | Trailer | 80000 | 1988 | Used | 2,314 | 267 | 1,914 | 400 | | |
| Fruehauf | 1984 | Trailer | 80000 | 1988 | Used | 6,500 | 749 | 5,377 | 1,123 | | |
| Fruehauf | 1984 | Trailer | 80000 | 1988 | Used | 6,500 | 749 | 5,377 | 1,123 | | |
| Fruehauf | 1984 | Trailer | 80000 | 1988 | Used | 6,500 | 749 | 5,377 | 1,123 | | |
| Fruehauf | 1984 | Trailer | 80000 | 1988 | Used | 6,500 | 749 | 5,377 | 1,123 | | |
| Fruehauf | 1984 | Trailer | 80000 | 1988 | Used | 6,500 | 749 | 5,377 | 1,123 | | |
| Fruehauf | 1984 | Trailer | 80000 | 1988 | Used | 6,500 | 749 | 5,377 | 1,123 | | |
| Strick | 1985 | Trailer | 80000 | 1989 | Used | 6,441 | 1,237 | 4,586 | 1,855 | | |
| Strick | 1985 | Trailer | 80000 | 1989 | Used | 6,441 | 1,237 | 4,586 | 1,855 | | |
| Strick | 1985 | Trailer | 80000 | 1990 | Used | 6,258 | 1,627 | 3,817 | 2,441 | | |
| Strick | 1985 | Trailer | 80000 | 1990 | Used | 6,258 | 1,627 | 3,817 | 2,441 | | |
| Strick | 1985 | Trailer | 80000 | 1990 | Used | 6,258 | 1,627 | 3,817 | 2,441 | | |
| Strick | 1985 | Trailer | 80000 | 1990 | Used | 6,258 | 1,627 | 3,817 | 2,441 | | |
| Strick | 1985 | Trailer | 80000 | 1990 | Used | 6,258 | 1,627 | 3,817 | 2,441 | | |
| Strick | 1985 | Trailer | 80000 | 1990 | Used | 6,258 | 1,627 | 3,817 | 2,441 | | |
| Strick | 1985 | Trailer | 80000 | 1990 | Used | 6,458 | 1,679 | 3,939 | 2,519 | | |
| Strick | 1985 | Trailer | 80000 | 1991 | Used | 6,058 | 1,212 | 1,212 | 4,846 | | |
| Drop Deck | Used | Trailer | 80000 | 1991 | Used | 2,300 | 460 | 460 | 1,840 | | |
| | | | | | | 920,345 | 187,908 | 824,882 | 95,463 | | |
| | | | | | | ===== | ===== | ===== | ===== | | |

HENRY L. TAYLOR TRUCKING
BALANCE SHEET
DECEMBER 31, 1991

ASSETS

| | | |
|-------------------------------|------------------|----------------|
| Current assets | | |
| Accounts receivable | \$ 70,916 | |
| Security deposit, truck | <u>11,773</u> | |
| Total current assets | | \$ 82,689 |
| Fixed assets | | |
| Tractors & trailers | 920,345 | |
| Transportation equipment | 42,247 | |
| Equipment | 4,988 | |
| Less accumulated depreciation | <u>(854,363)</u> | |
| Total fixed assets | | <u>113,217</u> |
| Total assets | | \$195,906 |

LIABILITIES AND OWNER'S EQUITY

| | | |
|---|--------------|------------------|
| Current liabilities | | |
| Accounts payable | \$ 13,000 | |
| Notes payable | 170,351 | |
| Payroll taxes payable | <u>4,334</u> | |
| Total current liabilities | | \$187,685 |
| Long-term liabilities | | |
| Notes payable | | 74,332 |
| Owner's equity | | <u>(66,111)</u> |
| Total liabilities and owner's equity | | \$195,906 |

HENRY L. TAYLOR TRUCKING
 INCOME AND EXPENSE STATEMENT
 FOR THE TWELVE MONTHS ENDED DECEMBER 31, 1991

| | | |
|------------------------------|------------------|------------------|
| Income | | \$1,125,546 |
| Expenses | | |
| Advertising | \$ 492 | |
| Bad debts | 15,437 | |
| Depreciation | 189,264 | |
| Dues and subscriptions | 1,577 | |
| Insurance | 96,076 | |
| Interest | 34,214 | |
| Legal | 3,039 | |
| Maintenance and repairs | 93,255 | |
| Office supplies | 4,441 | |
| Telephone | 10,066 | |
| Tires | 18,857 | |
| Travel and entertainment | 664 | |
| Wages | 266,724 | |
| Tolls | 15,214 | |
| Road expense | 16,919 | |
| Taxes and license | 35,956 | |
| Fuel | 199,694 | |
| Damage claims | 283 | |
| Payroll taxes | 24,067 | |
| Contributions | 2,616 | |
| Commissions | 50,940 | |
| Axel tax | 1,925 | |
| Pallet repair | (2,876) | |
| Drivers' physicals | 1,049 | |
| Miscellaneous | <u>892</u> | |
| Total operational expenses | | <u>1,080,785</u> |
| Income from operations | | 44,761 |
| Other income (charges) | | |
| Interest income | 2,549 | |
| Starch damage claim | <u>(100,115)</u> | |
| Total other income (charges) | | <u>(97,566)</u> |
| Net (loss) | | \$(52,805) |

VERIFIED STATEMENT OF
IN SUPPORT OF APPLICATION OF
HENRY L. TAYLOR, INC.
A.106091, F.1, Am-A

1. LEGAL NAME AND DOMICILE OF SUPPORTING PARTY

JEFFREY MILLER
Inland Container Corporation
Box 549
Biglerville, PA 17307

(717) 677-6111

2. IDENTITY AND QUALIFICATIONS OF PERSON MAKING STATEMENT FOR SUPPORTING PARTY OR FIRM

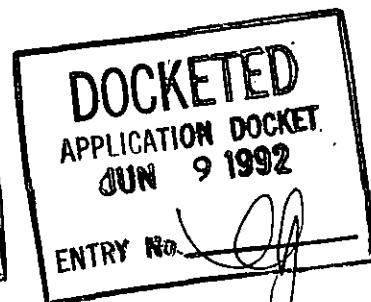
My name is Jeff Miller and I am the warehouse manager for Inland Container Corporation at Biglerville, Pennsylvania. I am the individual responsible for the motor carrier transportation movement of our product inbound and outbound.

3. GENERAL DESCRIPTION OF SUPPORTING PARTY, ORGANIZATION OR OPERATIONS

Inland Container Corporation operates a distribution center for corrugated containers at Biglerville. The containers are used as packaging material for fruits and produce.

4. VOLUME AND FREQUENCY OF INTENDED USE

Approximately 52 loads per year or one load per week will be tendered to Applicant. This could vary greatly depending upon our product movement. Sometimes we have several loads per day during the harvest season.



5. SPECIFIC OR REPRESENTATIVE ORIGINS AND DESTINATIONS, OR BOTH

The following our representative destinations for the corrugated containers:

| | | |
|----------------|--------------------|----------------|
| Altoona | Hazleton | New Hope |
| Boyertown | Kutztown | Oxford |
| Borto | Landenburg | Oregon |
| Berwick | Kennett Square | Newmanstown |
| Bird In Hand | Liverpool | Port Trevorton |
| Claysburg | Avondale | Quarryville |
| Christiana | Hershey | Richfield |
| Danville | Leola | Ringtown |
| Dallas | Mt. Pleasant Mills | Philadelphia |
| Frederick | Mifflinburg | Sunbury |
| Fredericksburg | Millersville | Stewartstown |
| Fleetwood | Millersburg | Unionville |
| Conshohoken | Northumberland | Uniontown |
| Erie | New Park | Zion Grove |

When also receive returned goods from all of the points to which we ship from Biglerville due to misorders, overstocking and the like.

On inbound shipments we receive corrugated containers from Hazleton and Conshohoken.

6. TYPE OF SERVICE REQUIRED

Truckload deliveries, multiple stop deliveries, load one day deliver next day,.

7. SIMILAR APPLICATIONS SUPPORTED

None.

8. OTHER PERTINENT INFORMATION

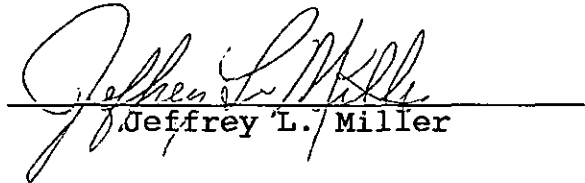
The services of Henry L. Taylor are used now for interstate service. We are enjoying good service and want that available for Pennsylvania traffic as well.

VERIFICATION OF STATEMENT

The undersigned deposes and says that he is the person who signed the statement for Inland Container Corporation in support of the application of Henry L. Taylor and that he is authorized to and does make this verification and that the facts set forth herein are true and correct to the best of his knowledge, information and belief.

The undersigned understands that false statements herein are made subject to the penalties of 18 C.S. Sec. 4904 relating to unsworn falsification to authorities.

Dated: 1-13-92



Jeffrey L. Miller



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

June 10, 1992

IN REPLY PLEASE
REFER TO OUR FILE

DAVID H RADCLIFF
ATTORNEY AT LAW
407 NORTH FRONT STREET
HARRISBURG PA 17101

In re: A-00106091, F. 1, Am-B - Application of Henry L. Taylor

Dear Mr. Radcliff:

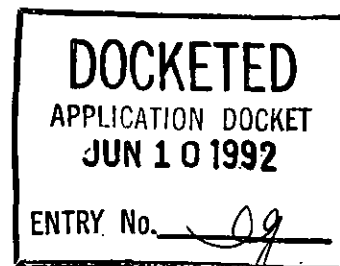
We have received the verified statements filed in the above referenced proceeding.

The record will be reviewed and will be put before the Commission for its decision. You will be notified of the Commission's action.

Very truly yours,

By Tim Zeigler
For Peter S. Marzolf, Supervisor
Technical Review Section
Bureau of Transportation

TZ:rs



DAVID H. RADCLIFF, P.C.
407 NORTH FRONT STREET
HARRISBURG, PA 17101

DAVID H. RADCLIFF

TELEPHONE: (717) 236-9318

June 15, 1992
File: 1016.7

RE: HENRY L. TAYLOR, A.106091, F.1, Am-C -
(Ingredient Resources, Inc.)

RECEIVED

JUN 16 1992

John Alford, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17120


SECRETARY'S BUREAU
Information Control Division

Dear Mr. Alford:

I enclose for filing the original and one copy of the verified statements in support of the above application.

I am forwarding a copy to Mr. Zeigler in the Technical Review Section and also to the applicant.

Very truly yours,


David H. Radcliff

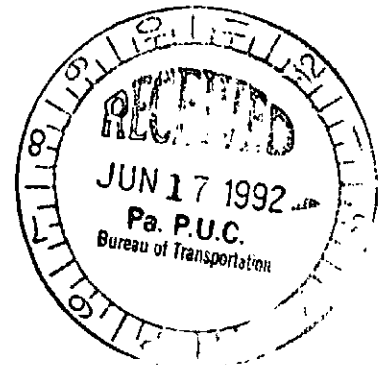
DHR/kr

c:\wp51\letters\taylor.ltr

Enclosure

cc: Mr. Tim Zeigler
Technical Review Section
Bureau of Transportation
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17120

Mr. Henry L. Taylor
1280 Nawakwa Road
Biglerville, PA 17307



BEFORE THE
PENNSYLVANIA PUBLIC UTILITY
COMMISSION

VERIFIED STATEMENT IN SUPPORT OF
APPLICATION

RECEIVED
JUN 16 1992

SECRETARY'S BUREAU
Information Control Division

In Re: HENRY L. TAYLOR
A.00106091, F.1, Am-C

RECEIVED
JUN 17 1992
Pa. P.U.C.
Bureau of Transportation

DAVID H. RADCLIFF, Esquire
407 North Front Street
Harrisburg, PA

DOCKETED
ON DOCKET
JUN 17 1992

Due Date: July 6, 1992

DOCUMENT
FOLDER

ENTRY No. 9

VERIFIED STATEMENT OF HENRY L. TAYLOR
IN SUPPORT OF APPLICATION

1. LEGAL NAME AND DOMICILE OF APPLICANT

Henry L. Taylor
1280 Nawakwa Road
Biglerville, PA 17307

Telephone (717) 677-6138

2. IDENTITY AND QUALIFICATIONS OF PERSON MAKING STATEMENT FOR APPLICANT

My name is Henry L. Taylor and I am the owner of the applicant herein which operates as a sole proprietorship. I am familiar with the facilities, authorities and operations of the applicant and I am the proper person to give this statement on its behalf.

3. IS THE APPLICANT AFFILIATED WITH OTHER CARRIERS?

I am not affiliated with any other Pennsylvania intrastate carrier.

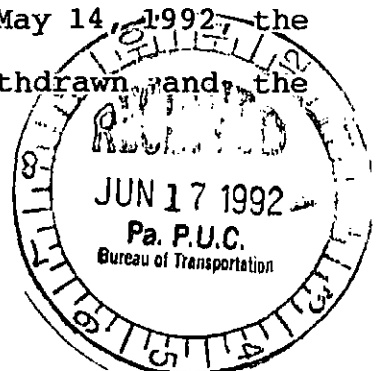
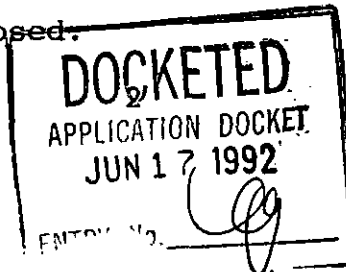
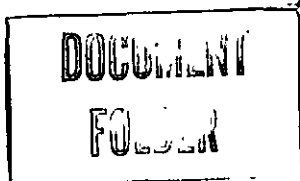
4. AUTHORITY SOUGHT

By this application I seek the following additional authority:

"To transport, as a Class D carrier by motor vehicle, property (except household goods in use, commodities in bulk and Classes A and B explosives) for Ingredient Resources, Inc., between points in Pennsylvania;

Provided that no right, power or privilege is granted to provide transportation from the warehouse facilities of Nelson Weaver & Son, Inc. in the township of Penn, Lancaster County, to points in Pennsylvania."

As a result of a restrictive amendment dated May 14, 1992, the protest of Nelson Weaver & Son, Inc. was withdrawn and the application is now unopposed.



5. GENERAL SCOPE OF CURRENTLY AUTHORIZED OPERATIONS

My present authority from this Commission is attached as Exhibit A. Under that authority I am authorized to serve Knouse Foods, Inc. and other specific shippers. Service is provided to shippers under the current authority utilizing both van and flatbed equipment. The authority sought in this proceeding is for a named shipper which requires van trailer equipment for the delivery of its product with an occasional load suitable for delivery on flatbed trailers.

I also hold authority from the Interstate Commerce Commission at MC-158012 and Sub Numbers thereto. I currently operate as both a common and contract carrier under that authority which authorizes service between points in the U.S. (except AK and HI). Copies of my interstate certificates, permit and broker's license for the transportation of property are attached as Exhibit B.

6. DUPLICATING AUTHORITY WHICH WILL RESULT FROM GRANT OF AUTHORITY

This is a specific shipper application and no duplication of authority will result from approval of this application, however, some of the containers could be delivered to Knouse Foods, Inc. and other accounts which I now serve. If the Commission deems it necessary, I would accept a condition in this proceeding which states that the operating rights granted in this proceeding are considered a single operating right with my existing authority.

7. DUAL OPERATIONS RESULTING FROM GRANT OF AUTHORITY

No dual operations in Pennsylvania will result from a grant of the authority sought in this proceeding.

8. PERTINENT TERMINAL FACILITIES AND COMMUNICATIONS NETWORK

My terminal facilities are located in Menallen Township, Adams County. This facility is the base of our interstate and intrastate Pennsylvania operations. Applicant requires no additional terminals in connection with this application.

The facilities at the Menallen Township terminal include approximately 600 square feet of office space. The terminal is located at a site encompassing more than 10 acres and there is adequate parking for my equipment at the terminal. The garage area is equipped for routine maintenance and includes 6 service bays since we have both diesel fuel and gasoline storage capacity on the premises.

I have multiple telephone lines which the public may utilize to request transportation service. An additional line is dedicated for use in contacting off duty drivers or for the drivers to report in for further dispatching. I also have an electronic data interchange capability which is provided for those shippers who desire to utilize electronic scheduling.

9. PERTINENT EQUIPMENT

I own and operate both flatbed trailers and van trailers. The flatbed trailers are all aluminum construction with spread-air ride. I have sufficient tractors and trailers available to provide the additional service proposed under this application. Attached to this verified statement is a current equipment list which is identified as Exhibit C.

10. SAFETY PROGRAM

I conduct four safety meetings a year and make safety a top priority in my company. Additionally, drivers and maintenance personnel are required to be familiar with the Department of Transportation Safety regulations. Daily safety checks of all equipment are performed.

Applicant currently handles hazardous materials for shippers under its common carrier authority. Those shipments required to be placarded as corrosive material are packaged, secured to the trailers and fully covered to protect them from moisture during transportation. This same service will be provided for shippers of fertilizer or other hazardous material under the contract carrier permit as required.

I am now in full compliance with the Department of Transportation's safety regulations. I am not under safety investigation or suspension.

11. TYPE OF SERVICE CURRENTLY PROVIDED TO THE SUPPORTING WITNESS

Under my present authorities in interstate commerce I provide service for the supporting shipper. Approval of this application will enable me to provide the additional service to Pennsylvania points which the shipper requests.

12. TYPE OF SERVICE TO BE OFFERED

Following approval of the application I will furnish the following types of service:

1. I will provide truckload and less than truckload service.

2. I will transport the full range of products manufactured and distributed by the supporting shipper.

3. I will handle truckload traffic for multiple deliveries in transit.

4. I will coordinate inbound and outbound shipments at the request of the shipper.

5. I will provide scheduled pickup and delivery service.

13. FINANCIAL DATA

I have attached as Exhibit D the financial statement for my trucking operation as of December 31, 1991. No cash is retained in the business at year end since, as a sole proprietor, the income is fully taxable to myself.

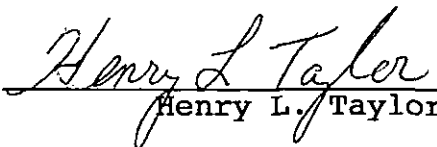
Although the year ended with a loss, this was due to the write-off for depreciation of equipment in excess of \$189,000 and a one time charge off of just over \$100,000 for damage claims. The damage claim is in litigation and I expect to recover most, if not all, of the amount paid out to date. I am financially sound and capable of continuing service to the public. I am able to acquire additional equipment should it be needed to meet the shipper's requirements by either lease or purchase of such equipment.

14. WHETHER SERVICE PROVIDED WILL CREATE EMPTY MILES OR BACKHAULS

There will be minimum empty miles on a backhaul basis. Through coordination of Pennsylvania and interstate shipments with the same equipment the efficiency of my operation will be maintained.

15. OTHER PERTINENT INFORMATION

I am presently serving the shippers in interstate transportation. My experience in interstate transportation began in 1982 when my initial certificate was issued. As my business has grown I have attempted to remain responsive to the demands of the shippers. This application will enable me to more efficiently serve the supporting shipper and to meet the full range of their transportation needs.

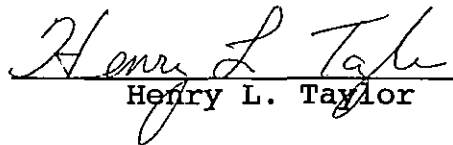

Henry L. Taylor

VERIFICATION OF STATEMENT

The undersigned deposes and says that he is the applicant who makes the foregoing Statement for the above-captioned application and that he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his knowledge, information and belief.

The undersigned understands that false statements herein are made subject to the penalties of 18 C.S. §4904 relating to unsworn falsification to authorities.

Dated: 6-9-92


Henry L. Taylor

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held October 10, 1985

Commissioners Present:

Linda C. Taliaferro, Chairman
Frank Fischl
Bill Shane

Application of Henry L. Taylor, for the right to begin to transport, as a common carrier, by motor vehicle, (1) logs, pallets, lumber and lumber byproducts, between points in the counties of Adams, York and Fayette, and from points in the said counties to points in Pennsylvania, and vice versa; and (2) property for Knouse Foods, Inc., between points in Adams and Franklin Counties, and from said counties to points in Pennsylvania, and vice versa.

A-00106091

David H. Radcliff for Henry L. Taylor.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed March 6, 1985. Public notice of the application was given in the Pennsylvania Bulletin of March 23, 1985. A protest was filed by Edward R. Rathway, t7d/b/a Edward R. Rathway Trucking was withdrawn predicated upon our acceptance of a restrictive amendment which excludes the right to transport property for Tri-State Pallet & Repair, Inc.

The now unopposed application as amended is certified to the Commission for its decision without oral hearing. The record consists of verified statements entered by the applicant and eight supporting shippers.

After due consideration of the record, we find:

1. The applicant does not now hold authority from the Commission. Taylor does not hold authority from the Interstate Commerce Commission as a common carrier of general commodities.

The applicant holds specific ICC authority to transport lumber and wood products as well as food and related products. Under present interstate operations, Taylor provides service to Knouse Foods, Inc. and Mountain Valley Farms & Lumber, two shippers supporting the instant application.

2. Taylor operates from a terminal in Menallen Township, Adams County. The terminal has office space and a garage with six bays. Two telephone lines are installed with a third separate line linked to a computer for traffic orders and dispatching. The applicant owns seven tractors, 13 van trailers and three flatbed trailers. Other equipment can be obtained by lease.

3. Upon approval of the application, Taylor will provide a full range of services to include truckload, truckload with multiple delivery, and less-than-truckload service. The applicant will transport a full range of lumber, pallets, logs and lumber byproducts. Scheduled deliveries will be provided for food and food related products. 4. The applicant's financial capacity to provide the proposed service is demonstrated by its financial statement dated December 31, 1984. Taylor reports total assets of \$792,848.89 with total liabilities of \$333,401.17.

5. Support for part 2 of the application relative to property for Knouse Foods, Inc., is in the form of a verified statement entered by Robert Kluck, traffic manager of Knouse Foods Co-Op, Inc. The witness points out as a preliminary matter that the correct name of the shipper is Knouse Foods Co-Op, Inc. Any authority to issue will be so corrected. Knouse is a major producer of canned food products requiring the transportation of agricultural products to and from storage facilities. It is expected the applicant would be used to transport three truckloads of canned fruit outbound each month with 20 truckloads of supplies inbound on a yearly basis. Outbound transportation originates at four facilities in Adams County and one facility in Franklin County. Inbound shipments come from points of supply nearly statewide.

6. Part 1 of the application relative to logs, pallets, lumber and lumber byproducts is supported by seven shippers which ship from or to the counties of Adams, York and Fayette. R. P. Phillips, Jr., manager of transportation for Coastal Lumber Company, Uniontown, Fayette County, indicates the shipper will tender the applicant one truckload of pallets each month. Taylor will be used for three to five shipments of lumber each year. Alan McIlvain, Jr., president of McIlvain Lumber Company, will use the applicant for the transportation of three shipments of rough lumber per month from points in Fayette County

to the company's facilities at Marcus Hook, Delaware County. One shipment of semi-finished lumber per week will be tendered for transportation to York County. George P. Geiges, president of Treen Box and Pallet Corporation, Bensalem, Bucks County, set forth that Taylor will be used for transportation of lumber from the Uniontown, Fayette County area to Treen facilities in the counties of Juniata and Bucks.

7. Additional support for part 1 of the application was entered by Kenneth R. Taylor, president of Mountain Valley Farms and Lumber Products, Inc. Mountain Valley has facilities in Menallen Township, Adams County. It sells and ships lumber, pallets, mulch, wood chips, wood flakes, pulpwood and firewood, from this facility to points nearly statewide. The applicant will be used on a daily basis for one to five shipments. Bruce R. Yelland, president of J. F. Rohrbaugh & Co., Inc., Hanover, York County, supports the applicant for the transportation of wood pallets and skids, wood chips, sawdust and shavings from Hanover to points in Pennsylvania, and vice versa. Howard N. Rorbaugh, assistant secretary of York Building Products Company, Inc., would use the applicant to transport pallets to the company's facilities in Spring Garden Township and Jackson Township, York County, and Harrisburg and Lower Swatara Township, in Dauphin County. Pallets originate in the counties of Adams and York. Melvin Miller, senior purchasing agent for York Casket Company, will use the applicant for the transportation of select hardwoods from points of supply to the York Casket facility near York, York County.

8. The support entered is representative of a need for the proposed service for the commodities and territory requested by the instant application. The applicant has submitted sufficient evidence to establish that approval of the application is necessary for the accommodation and convenience of the public.

9. The applicant has the necessary fitness, equipment and experience to provide the proposed service; THEREFORE,

IT IS ORDERED: That the application, as amended, be and is hereby approved granting the following rights:

To transport, as a Class D carrier, logs, pallets, lumber and lumber byproducts, between points in the counties of Adams, York and Fayette, and from points in the said counties to points in Pennsylvania, and vice versa.

subject to the following condition:

That no right, power or privilege is granted to transport property for Tri-State Pallet & Repair, Inc.


To transport, as a Class D carrier, property for Knouse Foods Co-Op, Inc., between points in the counties of Adams and Franklin, and from points in the said counties to points in Pennsylvania, and vice versa.

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 upon compliance with the requirements of the Public Utility Code and the rules and regulations of the Commission relative to the filing of evidence of insurance and the filing and acceptance of a tariff establishing just and reasonable rates, a certificate issue evidencing the Commission's approval of the right to operate as above determined.

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

BY THE COMMISSION,



Merry Rich
Secretary

(SEAL)

ORDER ADOPTED: October 10, 1985

ORDER ENTERED: OCT 16 1985

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held November 1, 1990

Commissioners Present:

William H. Smith, Chairman
Frank Fischl
David W. Rolka
Joseph Rhodes, Jr.

Application of Henry L. Taylor, for amendment to his common carrier certificate, which grants the right, inter alia, to transport, by motor vehicle, property for Knouse Foods Co-Op, Inc., between points in the counties of Adams and Franklin, and from points in the said counties to points in Pennsylvania, and vice versa: SO AS TO PERMIT the transportation of property, (except household goods, commodities in bulk and Classes A and B explosives); for Anderson Box Company and Cadbury-Schwepps, Inc., between points in Pennsylvania.

A-00106091
F. 1
Am-A

David H. Radcliff, for the applicant.

O R D E R

BY THE COMMISSION:

This application, filed June 4, 1990, is before the Commission for its decision without oral hearing. Public notice of the application was given in the Pennsylvania Bulletin of July 21, 1990. The record, which consists of statements entered by the applicant and the supporting shipper is now certified to the Commission for its decision.

The applicant, Henry L. Taylor, an individual is domiciled at 1280 Nawakwa Road, Biglerville, Adams County. Applicant's terminal facility is located in Menallen Township, Adams County. The facility is on more than ten acres of ground and includes office space and a six bay garage. Communications with drivers and shippers is conducted by commercial telephone service. Applicant owns and operates eleven (11) tractors and thirty-five (35) trailers.

Taylor's safety program consists of booklets or pamphlets which are distributed and discussed. Four general safety meetings are held each year.

FILE

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