

A - 105900

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

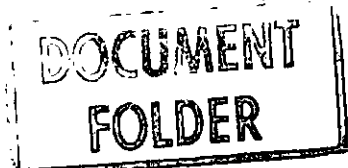
Public Meeting held October 22, 1987

Commissioners Present:

- Bill Shane, Chairman
- Linda C. Taliaferro
- Frank Fischl
- William H. Smith

Application of South Hills Movers, Inc., a corporation of the Commonwealth of Pennsylvania, for emergency temporary authority to operate part of the rights of Phoenix Transport, Inc., authorized under the certificate issued at A-00105900, subject to the same limitations and conditions.

A-00099073
F. 601



John A. Vuono for South Hills Movers, Inc.

TENTATIVE DECISION

BY THE COMMISSION:

This matter comes before the Commission on an application for emergency temporary authority filed September 30, 1987. The applicant has filed concurrently for extension of emergency temporary authority, temporary authority and transfer of part of the operating rights of Phoenix Transport, Inc.

The applicant seeks emergency temporary authority so that it may begin to provide service pending final disposition of the permanent authority application for the transfer of the operating rights. The transferee set forth in a supporting statement that it now provides household goods service in a broad, four-county area of southwestern Pennsylvania, and under authority of the Interstate Commerce Commission, from Pennsylvania to all points in the United States except Alaska, Hawaii and North Dakota. It has received numerous requests for service from areas adjacent to its current service territory and its ability to serve this area pending approval of the partial transfer will provide continuity of service to the public.

Upon review of the record in this matter, we are not convinced that a grant of emergency temporary authority is necessary. We have no evidence before us that establishes that the current authorized carrier, Phoenix Transport, Inc., is unable to provide service pending routine

processing of the transfer application. We find no emergency situation exists which warrants granting emergency temporary authority. The mere desire of the transferee to begin providing the service pending the processing of the transfer application is insufficient cause to find in favor of granting emergency temporary authority; THEREFORE,

IT IS ORDERED: That the application for emergency temporary authority be and is hereby denied.

IT IS FURTHER ORDERED: That the denial of the application for emergency temporary authority shall have no bearing on the disposition of the applications for temporary and permanent authority.

IT IS FURTHER ORDERED: That unless exceptions are filed within twenty (20) days of the date the order is entered, the order shall become final without further Commission proceedings.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Jerry Rich". The signature is written in a cursive style with a large loop at the end.

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: October 22, 1987

ORDER ENTERED: OCT 26 1987