



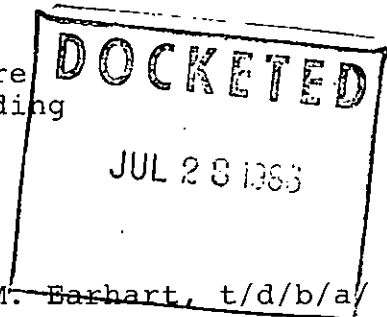
COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120

July 23, 1986

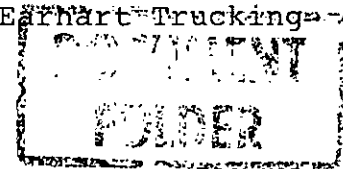
IN REPLY PLEASE
REFER TO OUR FILE

A-65936
F. 3, Am-A

Arthur J. Diskin, Esquire
402 Law & Finance Building
Pittsburgh, PA 15219



Application of Norman M. Earhart, t/d/b/a/ Earhart Trucking



Dear Sir:

In accordance with the provisions of Act 294 of 1978 (66 Pa. C.S. §332(h)), the decision of Administrative Law Judge Robert P. Meehan dated June 24, 1986 has become final without further Commission action.

The certificate of public convenience evidencing the Commission's approval of the right to operate will not be issued until the applicant has complied with the following insurance and tariff requirements.

- I Arrange through insurance agent to have his company file a certificate of public liability and property damage insurance. Insurance companies have these certificates. (Form E)
- II Arrange through insurance agent to have his company file a cargo insurance certificate in the amount of \$2500 per vehicle. Insurance companies have these certificates. (Form UCPC-31). IF ANY SINGLE LOAD WHICH THE APPLICANT TRANSPORTS DOES NOT EXCEED \$100.00 IN VALUE, HE MAY SIGN, HAVE NOTORIZED AND RETURN THE ENCLOSED AFFIDAVIT TO THIS OFFICE IN LIEU OF CARGO INSURANCE.
- III Prepare and file a tariff, instructions for which are enclosed.

Similar letter to: William J. Lavelle, Esquire, 2310 Grant Building
Pittsburgh, PA 15219

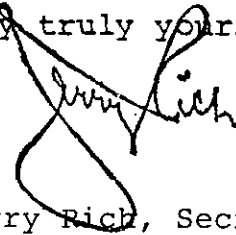
No motor carrier shall operate or engage in any transportation until all of the above requirements have been complied with and a certificate of public convenience issued authorizing actual operations. Motor carriers operating without complying with the above requirements will be subject to the penalty provisions of the Public Utility Law.

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

If you foresee any problems in obtaining the necessary requirements within the sixty day period, please contact the Pennsylvania Public Utility Commission, Secretary's Bureau, Service Section.

Please accept service of the enclosures, using for that purpose the enclosed form.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jerry Rich", written over the typed name below.

Jerry Rich, Secretary

lg

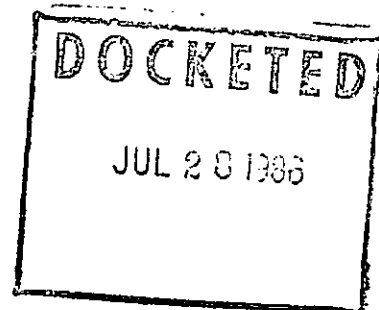
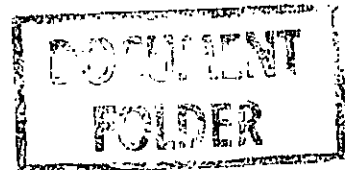
Enclosures
Certified Mail
Receipt Requested

cc:applicant
R. D. # 3
New Alexandria, Pa 15670

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Application of Norman M. Earhart, t/d/b/a Earhart Trucking, for amendment to his common carrier certificate which grants the right, inter alia, to transport, by motor vehicle, property for the Pennsylvania Department of Highways, building materials, excavated materials and road and building construction materials, such as are usually transported in dump trucks, between points in the counties of Indiana, Westmoreland and Armstrong, provided no haul shall exceed a distance of thirty-five (35) miles from point of origin to points of destination: SO AS TO PERMIT the transportation of coal, for North Cambria Fuel, Inc., from its mines and tipples, in the counties of Cambria, Jefferson, Indiana and Clearfield, to other points in said counties.

A-00065936, F. 3, Am-A



O R D E R

In accordance with the provisions of Act 294 of 1978 (66 Pa. C.S. §332(h)), the decision of Administrative Law Judge Robert P. Meehan dated June 24, 1986 has become final without further Commission action; THEREFORE,

IT IS ORDERED:

1. That the application of Norman M. Earhart, t/d/b/a Earhart Trucking, at Docket No. A-00065936, Folder 3, Amendment A, be approved, and that the certificate of public convenience issued to Applicant at A-65936, Folder 3, on December 6, 1974, be amended to include the following additional right:

To transport, as a Class D carrier, coal for North Cambria Fuel, Inc., from its mines and tipples in the counties of Cambria, Jefferson, Indiana, and Clearfield, to other points in said counties.

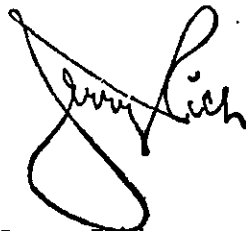
2. That the Applicant shall not engage in any transportation herein granted until it shall have complied with the requirements of the Public Utility Code and the rules and regulations of this Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

3. That the authority granted herein, to the extent that it duplicates authority now held by or subsequently granted to the carrier shall not be continued as conferring more than one operating right.

4. That in the event said Applicant has not, on or before 60 days from the date of service of this Order, complied with the requirements set forth above, the application shall be dismissed without further proceedings.

5. That, pursuant to 52 Pa. Code §5.94, the applications for ETA and TA filed with the Commission by letter dated April 18, 1986, are withdrawn.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Jerry Rich", written over a large, stylized, looped scribble.

Jerry Rich
Secretary

(SEAL)

ORDER ENTERED: JUL 23 1986

PS Form 3811, July 1983 447-945

SENDER: Complete items 1, 2, 3 and 4.
 Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested. *A-65936F.3, Am-A*

1. Show to whom, date and address of delivery.
 2. Restricted Delivery. *order*

3. Article Addressed to:
William J. Lavelle,
Esq

4. Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Certified <input type="checkbox"/> Express Mail	<input type="checkbox"/> Insured <input type="checkbox"/> COD	Article Number <i>44125</i>
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Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature - Addressee
 X

6. Signature - Agent
 X *W. Lavelle*

7. Date of Delivery
7-25-86

8. Addressee's Address (ONLY if requested and fee paid)

DOMESTIC RETURN RECEIPT

PS Form 3811, July 1983 447-945

SENDER: Complete items 1, 2, 3 and 4.
 Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested. *A-65936F.3, Am-A*

1. Show to whom, date and address of delivery.
 2. Restricted Delivery. *order*

3. Article Addressed to:
Arthur J. Dickin,
Esq

4. Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Certified <input type="checkbox"/> Express Mail	<input type="checkbox"/> Insured <input type="checkbox"/> COD	Article Number <i>44125</i>
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Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature - Addressee
 X

6. Signature - Agent
 X *A. Dickin*

7. Date of Delivery
7-25-86

8. Addressee's Address (ONLY if requested and fee paid)

DOMESTIC RETURN RECEIPT