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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

SECRETARY'S OFFICE
Public Utility Commission

Application of Norman M. Earhart :
t/d/b/a Earhart Trucking : A-65936, F.3, Am-A

ORDER

By order issued May 9, 1986, I directed that a hearing be scheduled, as expeditiously as possible, on the application for ETA filed on April 18, 1986. By letter dated May 9, 1986, a copy of which I received on May 12, 1986, counsel for the Applicant advised the Secretary of the Commission of the withdrawals of the applications for ETA and TA. With that letter, counsel filed a petition seeking reconsideration of the Commission's Tentative Decision which denied a prior application for TA, which had been submitted with the application for permanent authority.

Counsel's letter of May 9, 1986, obviates the immediate need to schedule a hearing on the ETA application. In accordance with the provisions of 52 Pa. Code §5.94, counsel's letter of May 9, 1986, will have effected withdrawal of the application for ETA on or about June 12, 1986, "unless otherwise ordered by the Commission for good cause..." No useful purpose would be served by proceeding with a hearing on an application that is being withdrawn.


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Therefore, it is ordered: that further proceedings on the application of Norman M. Earhart, t/d/b/a Earhart Trucking for emergency authority are stayed pending further order.

May 14, 1986


ROBERT P. MEEHAN
Administrative Law Judge