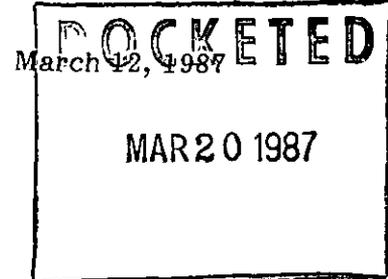


PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Uniform Cover and Calendar Sheet

1. <u>REPORT DATE:</u> February 12, 1987	:	2. <u>BUREAU AGENDA NO.</u> MAR-87-T-246*
3. <u>BUREAU:</u> Transportation	:	
4. <u>SECTION(S):</u> Technical Review	:	5. <u>PUBLIC MEETING DATE:</u>
6. <u>APPROVED BY:</u>  Director: Ernst 7-2154 Supervisor: Marzolf 3-5945	:	
7. <u>MONITOR:</u>	:	
8. <u>PERSON IN CHARGE:</u> Hawk 7-7703	:	
9. <u>DOCKET NO:</u> A-00102471, F. 1, Am-M	:	



10. (a) CAPTION. (abbreviate if more than 4 lines)  
(b) Short summary of history & facts, documents & briefs  
(c) Recommendation

(a) Application of Pitt-Ohio Express, Inc., Pittsburgh, Allegheny County, a corporation of the Commonwealth of Pennsylvania, for amendment to its common carrier certificate, SO AS TO PERMIT the transportation of wearing apparel, from the facilities of the Women's Division of Crystal Brands, Inc., located in the township of Aston, Delaware County, to points in Pennsylvania, and vice versa.

(b) The application was protested by four carriers. All the protests were withdrawn upon the applicant restrictively amending its authority. Approval of the application is necessary for the accommodation and convenience of the public.

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



11. MOTION BY:	CommissionerChm. Taliaferro	Commissioner Fischl - Yes
SECONDED:	CommissionerShane	Commissioner Commissioner

CONTENT OF MOTION: Staff recommendation adopted.



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

March 19, 1987

IN REPLY PLEASE  
REFER TO OUR FILE

A-102471  
F. 1, Am-M

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

applicaiton of Pitt-Ohio Express, Inc., a corporation  
of the Commonwealth of Pennsylvania

Dear Sir:

Enclosed, herewith, is supplemental order modifying  
certificate of public convenience issued by the Commission in  
the above entitled proceeding.

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

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

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

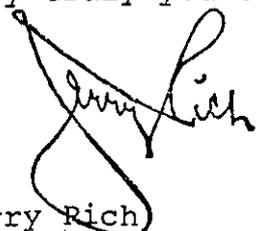
Commission regulations require compliance with the above  
requirement within sixty (60) days of the date of this letter.  
Failure to comply within the sixty (60) day period will cause  
the Commission to rescind the action of March 12, 1987  
and dismiss the application without further proceedings.

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

cc:applicant  
Pitt-Ohio Express, Inc.  
26th & A.V.R.R.  
Pittsburgh, PA 15222  
lg  
Encls.  
Cert. Mail

Similar letter to:  
See attached list.

Very truly yours,

  
Jerry Rich  
Secretary

DOCKETED

MAR 25 1987

DOCUMENT  
FOLDER

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17120

Public Meeting held March 12, 1987

Commissioners Present:

Linda C. Taliaferro, Chairman  
Frank Fischl  
Bill Shane

Application of Pitt-Ohio Express, Inc.,  
a corporation of the Commonwealth of  
Pennsylvania, for amendment to its  
common carrier certificate, which  
grants the right, inter alia, to trans-  
port, by motor vehicle, property,  
except commodities in bulk and  
household goods and office furniture  
in use, for G. C. Murphy Company,  
between points in Pennsylvania: SO  
AS TO PERMIT the transportation of  
wearing apparel, from the facilities  
of the Women's Division of Crystal  
Brands, Inc., located in the township  
of Aston, Delaware County, to points  
in Pennsylvania, and vice versa.

A-00102471  
F. 1  
Am-M

---

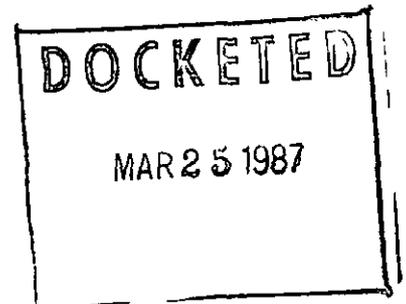
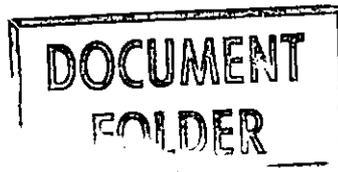
Vuono, Lavelle & Gray by William J. Lavelle for applicant.  
Graf, Knupp & Andrews, P.C. by David H. Radcliff and Christian V. Graf for  
protestants Central Storage & Transfer Co.; Pyramid Lines, Inc.;  
and Silver Line, Inc.  
McNees, Wallace and Nurick by William A. Chestnut for protestant  
Gilcrest Trucking, Inc.

---

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application  
filed June 25, 1986. Public notice of the application was published in  
the Pennsylvania Bulletin on July 19, 1986. The application was protested  
by four protestants. All protests were withdrawn upon the applicant  
restricting its authority to exclude rendering service between cutting,  
sewing, assembling and manufacturing plants; and to or from four named  
counties.



The now unopposed record is certified to the Commission without oral hearing. Verified statements have been entered by the applicant and one supporting shipper.

The applicant currently operates pursuant to a P.U.C. common carrier certificate. Mr. Robert F. Hummel states that he and two brothers, Charles L. Hammel, II and Kenneth W. Hammel, each own one-third of the stock of Pitt-Ohio. Charles L. Hammel, III is the president of the applicant and a director. Kenneth W. Hammel is vice president of the applicant and a director. He is the secretary-treasurer and a director. There is an affiliation between the applicant and Hammel's Express. The three brothers each own 12% of the stock of Hammel and serve as officers and directors. There is no other affiliation between the applicant and any other persons or corporations.

The office and principal place of business is located at 26th Street and A.V.R.R., Pittsburgh, Allegheny County. Applicant owns 52 tractors, 20 trailers and 44 straight trucks which are 20 feet in length. All of the trailers are closed vans. There are two 25-foot pup trailers, eight 48-foot vans, and ten 45-foot vans. Applicant leases from Martera two tractors, 90 closed van trailers, and 18 straight trucks. A maintenance and safety program is in effect.

As evidence of its financial capacity to perform the proposed services, the applicant reports assets of \$4,306,285, liabilities of \$2,297,448 and stockholders' equity of \$2,008,837.

Mr. Joseph P. Pinto is the vice president of the supporting shipper, Crystal Brands, Inc. He states the main office and plant is located in Aston, Delaware County, with a second office and distribution center located in Reading, Berks County. The company receives clothing and piece goods from points throughout Pennsylvania. It ships clothing, wearing apparel and other related items to the distribution center or other clothing manufacturers. Crystal Brands intends to tender to the applicant between 75% and 100% of its intrastate business.

As no other shipper support was presented, we will modify the authority to read service for Crystal Brands, Inc. (Women's Apparel Group) from its facilities. This modification is in conformance with current Commission policy when the origin is from a specific shipper's facilities and that shipper offers the only support.

We find that:

1. Applicant has the equipment, experience and fitness necessary to render the proposed service.
2. The supporting shipper has demonstrated a need for the service as proposed as amended and modified.

3. Applicant has established 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, as amended, be further amended and modified to include the following right:

To transport, as a Class D carrier, wearing apparel and related accessories, for Crystal Brands, Inc. (Women's Apparel Group) from its facilities located in the township of Aston, Delaware County, to points in Pennsylvania, and vice versa.

subject to the following conditions:

- (1) That no right, power or privilege is granted to transport property to or from points in the counties of Bradford, Columbia, Lackawanna and Luzerne.
- (2) That no right, power or privilege is granted to transport property between cutting, sewing, assembling and manufacturing plants.

IT IS FURTHER ORDERED: That the applicant shall not engage in any service authorized herein until it shall have complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of the Commission relating to the filing and acceptance of an amended tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That the authority granted herein to the extent that it duplicates authority now held by or subsequently granted to the carrier, shall not be construed as conferring more than one operating right.

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

BY THE COMMISSION,

  
Jerry Rich  
Secretary

(SEAL)

ORDER ADOPTED: March 12, 1987

ORDER ENTERED: MAR 19 1987

Pitt-Ohio Express, Inc.  
26th & A.V.R.R.  
Pittsburgh, PA 15222  
SELF

William J. Lavelle, Esquire  
2310 Grant Building  
Pittsburgh, PA 15219  
APPLICANT

Christian V. Graf, Esquire  
407 North Front Street  
P.O. Box 11848  
Harrisburg, PA 17108  
CENTRAL STORAGE & TRANSFER CO. ET AL.

William A. Chesnutt, Esquire  
100 Pine Street  
P.O. Box 1166  
Harrisburg, PA 17108  
GILCHRIST TRUCKING, INC.

David H. Radcliff, Esquire  
407 North Front Street  
P.O. Box 11848  
Harrisburg, PA 17108  
SILVER LINE, INC.