

PENNSYLVANIA PUBLIC UTILITY COMMISSION
 Uniform Cover and Calendar Sheets

1. <u>REPORT DATE:</u>	:	2. <u>BUREAU AGENDA NO.</u>
April 26, 1988	:	MAY-88-T-494*
3. <u>BUREAU:</u>	:	
Transportation	:	
4. <u>SECTION</u>	:	5. <u>PUBLIC MEETING DATE:</u>
Technical Review	:	
6. <u>APPROVED BY:</u>	:	May 13, 1988
Director: Ernst 7-2154	:	
Supervisor: Bigelow/Marzolf 3-5945	:	
7. <u>MONITOR:</u>	:	
	:	
8. <u>PERSON IN CHARGE:</u>	:	
Pike 3-5947	:	
9. <u>DOCKET NO.:</u>	:	
A-00102471, F. 1, Am-V	:	
10. (a) <u>CAPTION</u> (abbreviate if more than 4 lines)		
(b) Short summary of history & facts, documents & briefs		
(c) Recommendation		

DOCKETED
 MAY 20 1988

(a) Application of Pitt-Ohio Express, Inc., Pittsburgh, Allegheny County, a Pennsylvania corporation, for amendment to its common carrier certificate: SO AS TO PERMIT the transportation of property (except commodities in bulk and household goods and office furniture in use), for S.L. Abrasives, Inc., from the township of North Middleton, Cumberland County, and the borough of Parkesburg, Chester County to points in Pennsylvania and vice versa.

(b) The application filed November 12, 1987 is unopposed. The applicant presently serves the supporting shipper pursuant to its present 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.

DP:np

**DOCUMENT
 FOLDER**

11. <u>MOTION BY:</u>	Commissioner Chm. Shane	Commissioner Taliaferro - Yes
		Commissioner Smith - Yes
<u>SECONDED:</u>	Commissioner Fischl	Commissioner

CONTENT OF MOTION: Staff recommendation adopted.



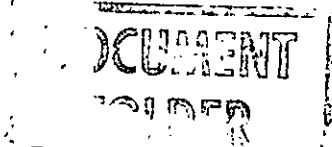
COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120

May 19, 1988

IN REPLY PLEASE
REFER TO OUR FILE

A-102471
F. 1, AM-V

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



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

Enclosed is the compliance order issued by the Commission in
this proceeding.

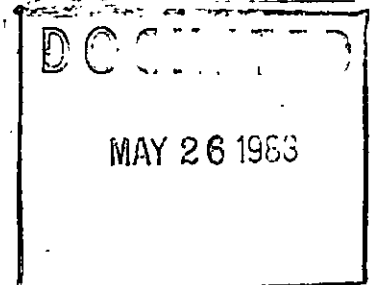
The applicant will not be permitted to operate or engage in
any transportation granted by the enclosed order until a tariff has been
prepared and filed in accordance with the enclosed instructions.

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

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 May 13, 1988 and dismiss the application
without further proceedings.

Very truly yours,

Jerry Rich
Secretary



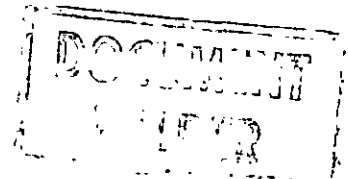
lg
Enclosure
Certified Mail
Receipt Requested
Tariff Contact Person: Joseph Machulsky (717) 787-5521
cc:applicant
Pitt-Ohio Express, Inc.
26th & A.V.R.R.
Pittsburgh, PA 15222

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held May 13, 1988

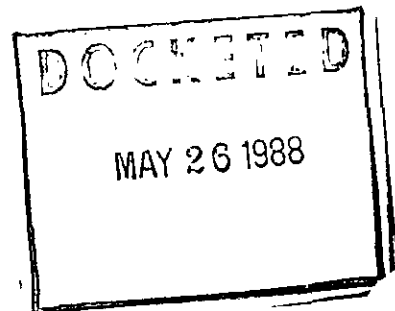
Commissioners Present:

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



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 transport, 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 property (except commodities in bulk and household goods and office furniture in use), for S.L. Abrasives, Inc., from the township of North Middleton, Cumberland County, and the borough of Parkesburg, Chester County, to points in Pennsylvania, and vice versa.

A-00102471
F. 1
Am-V



Vuono, Lavelle and Gray, by William J. Lavelle for the applicant.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed November 12, 1987. Public notice of the application was given in the Pennsylvania Bulletin of December 5, 1987. There were no protests and the record is certified to the Commission for its decision without oral hearing. The record consists of verified statements entered by the applicant and the supporting shipper.

Pitt-Ohio Express, Inc. (applicant) a Pennsylvania corporation with its principal place of business at 26th and A.V.R.R., Pittsburgh, Allegheny County, currently holds operating rights which primarily authorize it to provide service from western sections of Pennsylvania to the east and vice

versa. Although the applicant currently provides the shipper with transportation under the rights mentioned above, these rights do not allow the applicant to handle the shipper's traffic to all points in the state as sought herein.

Charles L. Hammel, III, president holds 16,667 shares of stock, Kenneth W. Hammel, vice president 16,666 and Robert F. Hammel, secretary-treasurer 16,667 shares. Each of the principles also holds 19.3% of the issued and outstanding stock of Hammel's Express, Inc., a common carrier holding authority from this Commission at A-00088995. Charles L. and Kenneth W. Hammel are vice-presidents and directors of Hammel's, Robert F. Hammel is vice-president, secretary and director. The remaining stock in Hammels is held by their father, who serves as president, treasurer and director of Hammels. The applicant has discharged its responsibility by disclosing this affiliation in its verified statements.

As evidence of its financial capacity to render the additional service, Pitt-Ohio submitted a balance sheet and income statement for the year ending December 31, 1986. The applicant reports total current assets of \$2,377,445, total assets of \$4,814,489, current liabilities of \$2,047,435 and total liabilities of \$2,693,577, with total shareholders' equity of \$2,120,912. The income statement shows retained earnings of \$2,070,912 and a net increase in working capital of \$173,095.

The applicant's terminal located in Harrisburg, is a hub for its pick-up and delivery operations in central Pennsylvania. The carrier also maintains terminals at Allentown and Oaks. The Allegheny County terminal is the current location of the applicant's central dispatch system. As a carrier of general property, Pitt-Ohio currently serves a portion of the needs of the supporting shipper in this proceeding.

System wide, Pitt-Ohio owns 52 tractors, 20 trailers and 44 straight trucks. All trailers are closed vans. The applicant leases two tractors, nine closed van trailers and 18 straight trucks. The applicant maintains a complete safety program which is conducted in compliance with safety regulations of Pennsylvania Department of Transportation, the Federal Department of Transportation, the Public Utility Commission and the Interstate Commerce Commission. Pitt-Ohio has implemented a preventative maintenance program which requires the checking the servicing of equipment on a regular basis.

The supporting shipper, represented by James Burkepile, plant superintendent for S.L. Abrasives, Inc., states that he has been authorized to submit their verified statement. The shipper has a need for a carrier who can handle their inbound and outbound shipments both for its plant in North Middleton Township, Cumberland County and for its warehouse in the borough of Parkesburg, Chester County. Average weight of LTL shipments from the Cumberland County plant is 950 pounds. Truckloads will average 36,000 pounds. Approximately 800,000 pounds is shipped annually to points in Pennsylvania. From the Parkesburg warehouse LTL shipments average 950 pounds with a total annual volume to Pennsylvania points of 575,000 pounds, or about 600 LTL shipments a year. The shipper's inbound tonnage is received from

approximately ten vendors in Pennsylvania who ship to both locations, the North Middleton plant and the Parkesburg warehouse.

The shipper looks to gain several benefits from the approval of the instant application. It will permit the shipper to use the applicant's service to and from the entire state and allow service to be provided its customers and vendors on a consistent, timely basis. The approval would also allow the shipper to make its loading and unloading procedures more efficient and less time consuming since it would be dealing with one carrier rather than a number of carriers. Should this application be approved the shipper expects to offer the applicant up to 85% of their outbound and 95% of their inbound traffic.

The record in this proceeding shows sufficient evidence to demonstrate that the applicant has the necessary equipment, experience and fitness to provide the proposed service. The applicant has the total support of the shipper to provide both a less-than-truckload and truckload service which the applicant is qualified to provide. Approval of the application will be an accommodation and convenience to the public; THEREFORE,

IT IS ORDERED: That the application, be and is hereby approved and that the certificate issued to the applicant on March 4, 1981, as amended, be further amended to include the following right:

To transport, as a Class D carrier, property, for S.L. Abrasives, Inc., from its facilities in the township of North Middleton, Cumberland County and the borough of Parkesburg, Chester County, to points in Pennsylvania, and vice versa;

subject to the following conditions:

That no right, power or privilege is granted to transport household goods and office furniture in use.


That no right, power or privilege is granted to transport commodities in bulk.

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 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.

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,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: May 13, 1988

ORDER ENTERED: MAY 19 1988