

Pennsylvania Public Utility Commission
PO Box 3265
Harrisburg, PA 17105-3265
(717) 787-1227

Application for Motor Common Carrier of Property

Please complete all parts of the following application. For questions, please call the Commission at (717) 787-3834.

1. **Legal Name of Applicant** (Individual, Partnership, LP, LLP, Corporation, or LLC)

JAMES EXCAVATING, INC.

2. **Trade Name** (if using a fictitious trade name, it must be registered with the Dept. of State)

Fictitious name and Registration number (if applicable)

3. **Physical Address** (do not use PO Box)

476 HILDEBRAND STREET

Street Address

JOHNSTOWN, PA 15909

City, State and Zip Code

(814) 539-1903

Telephone Number

CAMBRIA

County

4. **Mailing Address** (if different from Physical Address)

476 HILDEBRAND STREET

Street Address

JOHNSTOWN, PA 15909

City, State and Zip Code

5. **Attorney** (if applicable)

Attorney's Name & Telephone Number for this Filing

Attorney's Address

RECEIVED
2018 SEP 16 AM 11:26
PA P.U.C.
SECRETARY'S BUREAU

6. Does applicant currently hold or has ever held PA PUC authority?

Yes No (circle one)

If yes, PUC NO. A- _____

7. What type of commodity do you intend to transport?

COAL DEBRIS, EARTH, ASHES, CRUSHED STONE, AMESITE AND SIMILAR
CONSTRUCTION MATERIALS.

8. Are you one of the following? If yes, check below.

Individual

Partnership

9. Are you a business entity registered with the PA Department of State?

If YES, please check below the type of business that applies to this Application and provide the Entity ID Number given to you by the PA Department of State:

Limited Partnership

Corporation Bureau Entity ID Number

Limited Liability Partnership

Corporation Bureau Entity ID Number

Limited Liability Company

Corporation Bureau Entity ID Number

Corporation – For Profit

2719928

Corporation Bureau Entity ID Number

Corporation – Nonprofit

Corporation Bureau Entity ID Number

Fictitious Name (if applicable)

If NO, contact the PA Department of State and apply according to how you will do business in PA:

PA Corporations (Profit or Non-Profit)

- File for Articles of Incorporation

Foreign Corporations

- File for a Certificate of Authority

- PA Limited Partnerships,
Limited Liability Partnerships,
Limited Liability Companies - File for an Application of Registration
- Fictitious Name Registration - File **only if** Trade Name will be different
than the business name you register with
the Department of State

10. Attachment Checklist

- Individual: Certified Check, money order, or check from attorney
 Copy of Current Safety Rating (if available)
- Partnership: Certified Check, money order, or check from attorney
 List of names and addresses of ALL Partners
 Copy of Current Safety Rating (if available)
- Limited Partnership: Corporation Bureau Entity Number as entered above in #9
 Certified Check, money order, or check from attorney
 List of names and addresses of ALL Partners
 Copy of Current Safety Rating (if available)
- Limited Liability Partnership: Corporation Bureau Entity Number as entered above in #9
 Certified Check, money order, or check from attorney
 List of names and addresses of ALL Partners
 Copy of Current Safety Rating (if available)
- Limited Liability Company: Corporation Bureau Entity Number as entered above in #9
 Certified Check, money order, or check from attorney
 List of names and addresses of ALL Members and Title of each
 Member (even if only one member)
 Copy of Current Safety Rating (if available)
- Corporation – For Profit: Corporation Bureau Entity Number as entered above in #9
 Certified Check, money order, or check from attorney
 List of ALL Corporate Officers and Titles, name of each
 Shareholder and distribution of shares
 Copy of Current Safety Rating (if available)
- Corporation – Non-Profit: Corporation Bureau Entity Number as entered above in #9
 Certified Check, money order, or check from attorney
 List of ALL Corporate Officers and Titles and those serving on
 Board of Directors
 Copy of Current Safety Rating (if available)

11. Certification

Applicant certifies that it is not now engaged in intrastate transportation of property for compensation between points in Pennsylvania without Pennsylvania Public Utility Commission authorization and will not engage in any transportation not previously authorized by the Pennsylvania Public Utility Commission unless and until such authorization is obtained.

Applicant further certifies that it understands the requirements of the Pennsylvania Public Utility Commission, especially as they relate to safety and insurance and that it may be subject to civil penalties, suspension or cancellation of the Certificate for failure to comply with Commission requirements.

Applicant further certifies that it understands that it is subject to an annual assessment based upon its reported gross Pennsylvania intrastate revenues; said assessment to help defray expenses incurred in regulating Motor Common Carriers of Property; and acknowledges that failure to report revenue and pay its annual assessment may result in civil penalties, suspension or cancellation of the Certificate.

You must sign the following Verification of Application.

Verification of Application

The verification of the application must be completed by the applicant appearing on Line 1 of the application by the named individual, all partners (if a partnership, LP, or LLP), a member (if LLC), or by any officer (if a corporation).

I/we hereby state that the statements made in this application are true and correct to the best of my/our knowledge and belief.

The undersigned understands that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 Relating to Unsworn Falsification to Authorities.

<u>LEWIS R. JAMES, PRESIDENT</u>	
(Print Name)	
<u><i>Lewis R. James</i></u>	<u>6/5/13</u>
(Signature)	(Date)

Form E
UNIFORM MOTOR CARRIER BODILY INJURY AND PROPERTY
DAMAGE LIABILITY CERTIFICATION OF INSURANCE

(Electronic Filing)

Filed with Pennsylvania Public Utility Commission (herein after called Agency)
(Name of Agency)

This is to certify that the Firemen's Insurance Company of Washington D.C.
(Name of Company)
(herein after called Company) of 4820 Lake Brook Drive Ste 300 ,Glen Allen ,VA ,23060
(Home Address of Company)

has issued to James Excavating Inc. of 476 Hildebrand Road ,Johnstown ,PA ,15909
(Name of Motor Carrier) (Address of Motor Carrier)

A policy or policies of insurance effective from 07/03/2013 12:01 A.M. standard time at the address of the insured stated in said policy or policies and continuing until cancelled as provided herein, which by attachment of the Uniform Motor Carrier Bodily Injury and Property Damage Liability Insurance Endorsement, has or have been amended to provide automobile bodily injury and property damage liability insurance covering the obligations imposed upon such motor carrier by the provisions of the motor carrier law of the State in which the Agency has jurisdiction or regulations promulgated in accordance therewith.

Whenever requested, the Company agrees to furnish the Agency a duplicate original of said policy or policies and all endorsements thereon. This certificate and the endorsement described herein may not be cancelled without cancellation of the policy to which it is attached. Such cancellation may be effective by the Company or the insured giving thirty (30) days' notice in writing to the State Agency. such thirty (30) days' notice to commence to run from the date notice is actually received in the office of the Agency.

Countersigned at 4820 Lake Brook Drive Ste 300 This 09th day of Jul 20 13
Glen Allen (Address) (Day) (Month) (Year)
VA 23060

Insurance Company File No. CPA 2020321
(Policy No)

Jeffrey Bouton
(Authorized Company Representative)

Underlying Limit :1,000,000.00 Liability Limit :1,000,000.00

Issuing Company: Firemen's Insurance Company of Washington, D.C.
 A DE Stock Corp
 1209 Orange Street
 Wilmington, DE 18901

Administrative Home Office:
 4820 Lake Brook Drive, Suite 300
 Glen Allen, VA 23060
 804-285-2700

COMMERCIAL LINES POLICY COMMON POLICY DECLARATIONS

Renewal

Policy No.: CPA 2020321 - 44
 Previous Policy No.: 2020321-43

Billing Method: Direct Bill
 Payment Plan: 9A

Named Insured Name and Address	Agency Name and Address	
James Excavating Inc 476 Hildebrand Road Johnstown, PA 15909	(814) 535-8649 Brett Insurance Agency, Inc. 225 Vine Street Johnstown, PA 15907	01952

POLICY PERIOD

Policy Period: From 02/17/2013 to 02/17/2014 at 12:01 A.M. Standard Time at your mailing address shown above.

Business Description: Excavation Contractor

Form of Business: Corporation

IN RETURN FOR YOUR PAYMENT OF THE PREMIUM AND SUBJECT TO ALL TERMS OF THIS POLICY, WE AGREE WITH YOU TO PROVIDE THE INSURANCE AS STATED IN THIS POLICY.

THIS POLICY CONSISTS OF THE FOLLOWING COVERAGE PARTS FOR WHICH A PREMIUM IS INDICATED. THIS PREMIUM MAY BE SUBJECT TO ADJUSTMENT.

	Premium
Commercial Property Coverage Part	\$ 1,739.00
Commercial General Liability Coverage Part	\$ 11,155.00
Commercial Auto Coverage Part	\$ 42,694.00
Commercial Inland Marine Coverage Part	\$ 5,779.00
Commercial Umbrella Liability Coverage Part	\$ 7,549.00
TOTAL:	\$ 68,916.00

FORMS APPLICABLE TO ALL COVERAGE PARTS

See attached "Schedule of Forms and Endorsements"

THESE DECLARATIONS, TOGETHER WITH THE COMMON POLICY CONDITIONS AND COVERAGES FORM(S) AND ANY ENDORSEMENT(S), COMPLETE THE ABOVE NUMBERED POLICY.

Countersigned: 2-17-13
(Date)

By: *Antonina M. Lewis*
(Authorized Representative)

Issuing Company: Firemen's Insurance Company of Washington, D.C.

COMMERCIAL GENERAL LIABILITY DECLARATIONS

Policy No.: CPA 2020321 - 44
Previous Policy No.: 2020321-43

NAMED INSURED AND ADDRESS	AGENCY NAME AND ADDRESS	01952
James Excavating Inc 476 Hildebrand Road Johnstown, PA 15909	(814) 535-8649 Brett Insurance Agency, Inc. 225 Vine Street Johnstown, PA 15907	

POLICY PERIOD

Policy Period: From 02/17/2013 to 02/17/2014 at 12:01 A.M. Standard Time at your mailing address shown above.

Form of Business:

Individual _____ Partnership _____ Joint Venture _____ Trust _____ Limited Liability Company _____
Organization, including a corporation (but not including a partnership, joint venture or limited liability company) X

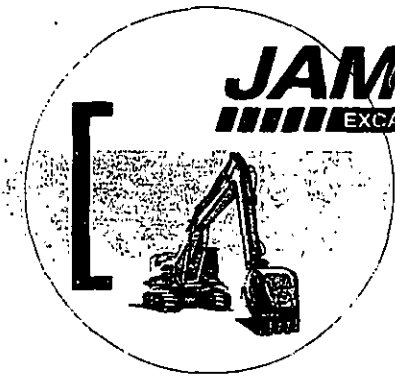
TOTAL ADVANCE PREMIUM	\$ 11,155
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LIMITS OF INSURANCE

Each Occurrence Limit	\$ 1,000,000	
Damage to Premises Rented to You Limit	\$ 500,000	Any One Premises
Medical Expense Limit	\$ 10,000	Any One Person
Hired/Non-Owned Auto Limit	\$	
Personal & Advertising Injury Limit	\$ 1,000,000	Any One Person or Organization
General Aggregate Limit	\$ 2,000,000	
(Other Than Products-Completed Operations)		
Products-Completed Operations Aggregate Limit	\$ 2,000,000	

Location of All Premises You Own, Rent or Occupy:

See attached "Schedule of Locations"



JAMES
EXCAVATING Inc.

476 HILDEBRAND STREET PHONE: 814-539-1903
JOHNSTOWN, PA 15909 FAX: 814-539-7484

June 5, 2013

Corporate Officers and Share Holders

- | | | |
|--------------------|----------------|-----------|
| • Lewis R. James | President | 35 Shares |
| • Betty Lou James | Vice President | 37 Shares |
| • L. Randall James | Secretary | 14 Shares |
| • Roland L. James | Treasurer | 14 Shares |

USDOT Number MC/MX Number Name

Enter Value:

Company Snapshot

JAMES EXCAVATING INC
USDOT Number: 2334360

ID/Operations | Inspections/Crashes In US | Inspections/Crashes In Canada | Safety Rating

Carriers: If you would like to update the following ID/Operations information, please complete and submit form **MCS-150** which can be obtained [online](#) or from your State FMCSA office. If you would like to challenge the accuracy of your company's safety data, you can do so using FMCSA's [DataQs](#) system.

Other Information for this Carrier
<input type="checkbox"/> SMS Results
<input type="checkbox"/> Licensing & Insurance

Carrier and other users: FMCSA provides the Company Safety Profile (CSP) to motor carriers and the general public interested in obtaining greater detail on a particular motor carrier's safety performance than what is captured in the Company Snapshot. To obtain a CSP please visit the [CSP order page](#) or call (800)832-5660 or (703)280-4001 (Fee Required).

For help on the explanation of individual data fields, click on any field name or for help of a general nature go to [SAFER General Help](#).

The information below reflects the content of the FMCSA management information systems as of 05/29/2013. Carrier VMT Outdated.

Entity Type:	Carrier		
Operating Status:	ACTIVE	Out of Service Date:	None
Legal Name:	JAMES EXCAVATING INC		
DBA Name:			
Physical Address:	476 HILDEBRAND STREET JOHNSTOWN, PA 15909		
Phone:	(814) 539-1903		
Mailing Address:	476 HILDEBRAND STREET JOHNSTOWN, PA 15909		
USDOT Number:	2334360	State Carrier ID Number:	
MC/MXFF Number(s):		DUNS Number:	--
Power Units:	10	Drivers:	12
MCS-150 Form Date:	08/16/2012	MCS-150 Mileage (Year):	
Operation Classification:			
	Auth. For Hire	Priv. Pass.(Non-business)	State Gov't
	Exempt For Hire	Migrant	Local Gov't
	x Private(Property)	U.S. Mail	Indian Nation
	Priv. Pass. (Business)	Fed. Gov't	
Carrier Operation:			
	Interstate	Intrastate Only (HM)	x Intrastate Only (Non-HM)
Cargo Carried:			
	General Freight	Liquids/Gases	Chemicals
	Household Goods	Intermodal Cont.	Commodities Dry Bulk
	Metal: sheets, coils, rolls	Passengers	Refrigerated Food
	Motor Vehicles	Oilfield Equipment	Beverages
	Drive/Tow away	Livestock	Paper Products
	Logs, Poles, Beams, Lumber	Grain, Foed, Hay	Utilities
	Building Materials	Coal/Coke	Agricultural/Farm Supplies
	Mobile Homes	Meat	Construction
	Machinery, Large Objects	Garbage/Refuse	Water Well
	Fresh Produce	US Mail	x AGGREGATES

ID/Operations | Inspections/Crashes In US | Inspections/Crashes In Canada | Safety Rating

US Inspection results for 24 months prior to: 05/29/2013

Total Inspections: 2
Total IEP Inspections: 0

Note: Total inspections may be less than the sum of vehicle, driver, and hazmat inspections. Go to [Inspections Help](#) for further information.

Inspections:

Inspection Type	Vehicle	Driver	Hazmat	IEP
Inspections	2	2	0	0
Out of Service	0	0	0	0
Out of Service %	0%	0%	%	0%
Natl Average % (2009-2010)	20.72%	5.51%	4.50%	N/A

Crashes reported to FMCSA by states for 24 months prior to: 05/29/2013

Note: Crashes listed represent a motor carrier's involvement in reportable crashes, without any determination as to responsibility.

Crashes:

Type	Fatal	Injury	Tow	Total
Crashes	0	0	0	0

ID/Operations | Inspections/Crashes In US | Inspections/Crashes In Canada | Safety Rating

Canadian Inspection results for 24 months prior to: 05/29/2013

Total inspections: 0

Note: Total inspections may be less than the sum of vehicle and driver inspections. Go to [Inspections Help](#) for further information.

Inspections:

Inspection Type	Vehicle	Driver
Inspections	0	0
Out of Service	0	0
Out of Service %	0%	0%

Crashes results for 24 months prior to: 05/29/2013

Note: Crashes listed represent a motor carrier's involvement in reportable crashes, without any determination as to responsibility.

Crashes:

Type	Fatal	Injury	Tow	Total
Crashes	0	0	0	0

ID/Operations | Inspections/Crashes In US | Inspections/Crashes In Canada | Safety Rating

The Federal safety rating does not necessarily reflect the safety of the carrier when operating in intrastate commerce.

Carrier Safety Rating:

The rating below is current as of: 05/29/2013

Review Information:

Rating Date:	None	Review Date:	None
Rating:	None	Type:	None

James Excavating, Inc.
476 Hildebrand Street
Johnstown, PA 15909



Johnstown Pa 159
WED 11 SEP 2013 PM

PENNSYLVANIA PUBLIC UTILITY COMM.
PO BOX 3265
HARRISBURG, PA 17105-3265