



Fox Rothschild LLP  
ATTORNEYS AT LAW

10 Sentry Parkway, Suite 200  
P.O. Box 3001  
Blue Bell, PA 19422-3001  
Tel 610.397.6500 Fax 610.397.0450  
www.foxrothschild.com

ANDREW D. SANTANA  
Direct Dial: 610-397-7965  
Email Address: ASantana@Foxrothschild.com

RECEIVED

SEP 30 2013

September 30, 2013

VIA FEDEX

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor  
Harrisburg, PA 17120

**Re: Pennsylvania Public Utility Commission v. Keenan Edward Christianen LLC t/a 1st  
Class Transportation  
Complaint at Docket No. C-2013-2322506**

Dear Secretary Chiavetta:

Enclosed please find an Answer and New Matter filed in response to the above referenced Complaint on behalf of Keenan Edward Christiansen LLC t/a 1<sup>st</sup> Class Transportation. As instructed, I have also enclosed three copies of the Answer and New Matter and all related documents. Finally, I have enclosed a fourth copy of the Answer and New Matter together with a copy of this letter and a self-addressed stamped envelope. Please date-stamp the enclosed copy of this transmittal letter and the Answer and New Matter and return it to me in the self-addressed stamped envelope.

If you have any questions regarding this matter, please feel free to contact me at 610-397-7965.

Respectfully,

Andrew D. Santana

ADS  
Enclosures

A Pennsylvania Limited Liability Partnership

COMMONWEALTH OF PENNSYLVANIA  
BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY :  
COMMISSION, BUREAU OF :  
TRANSPORTATION AND SAFETY :

Docket No: C-2013-2322506

v. :

KEENAN EDWARD :  
CHRISTIANSSEN LLC T/A 1<sup>ST</sup> :  
CLASS TRANSPORTATION :  
1005 HORSHAM ROAD :  
NORTH WALES, PA 19454 :

A-6414713 :

RECEIVED

SEP 30 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

---

NOTICE TO PLEAD

---

To: Wayne T. Scott, Prosecutor  
Bureau of Investigation and Enforcement  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

YOU ARE HEREBY PUT ON NOTICE THAT, PURSUANT TO 52 PA. CODE § 5.63,  
YOU HAVE TWENTY (20) DAYS FROM SERVICE OF THE ENCLOSED ANSWER AND  
NEW MATTER IN WHICH TO FILE A REPLY TO THE NEW MATTER.

YOUR REPLY SHOULD BE FILED WITH THE SECRETARY OF THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION WITH COPIES TO THE PRESIDING  
ADMINISTRATIVE LAW JUDGE AND ALL PARTIES TO THIS PROCEEDING.



ANDREW D. SANTANA, ESQ.  
PA Attorney I.D. #93637  
Fox Rothschild LLP  
300 Sentry Parkway East, Suite 200  
Blue Bell, PA 19422  
(610) 397-7965 (phone)  
(610) 397-0450 (fax)  
[asantana@foxrothschild.com](mailto:asantana@foxrothschild.com)

DATED: September 30, 2013

**COMMONWEALTH OF PENNSYLVANIA  
BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**PENNSYLVANIA PUBLIC UTILITY  
COMMISSION, BUREAU OF  
TRANSPORTATION AND SAFETY**

**Docket No: C-2013-2322506**

**v.**

**KEENAN EDWARD  
CHRISTIANSSEN LLC T/A 1<sup>ST</sup>  
CLASS TRANSPORTATION  
1005 HORSHAM ROAD  
NORTH WALES, PA 19454  
  
A-6414713**

**RECEIVED**

**SEP 30 2013**

**PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU**

**KEENAN EDWARD CHRISTIANSSEN LLC T/A 1<sup>ST</sup> CLASS TRANSPORTATION'S  
ANSWER AND NEW MATTER TO COMPLAINT OF PENNSYLVANIA PUBLIC  
UTILITY COMMISSION, BUREAU OF TRANSPORTATION AND SAFETY**

Respondent Keenan Edward Christianssen LLC t/a 1<sup>st</sup> Class Transportation  
("Respondent"), by and through its undersigned counsel, Fox Rothschild LLP, hereby answers  
the Complaint of Complainant Pennsylvania Public Utility Commission, Bureau of  
Transportation and Safety, asserts New Matter, and states as follows:

**THE PARTIES**

1. Admitted.
2. Admitted.

**AVERMENT OF FACTS**

3. Admitted.
4. Admitted.

5. Admitted in part and denied in part. By way of further answer, Respondent was unable to secure a vehicle to provide Group and Party Service (16 to 28 passengers) and contemporaneously herewith has filed an Application for Approval of Abandonment or Discontinuance of Service, in Whole or in Part, a copy of which is attached hereto as Exhibit A (the "Abandonment Application"), for that portion, but only that portion, of Respondent's authority to transport, as a motor carrier, persons in group and party service, operating vehicles with a seating capacity of 16 to 28 passengers, including the driver, between points in Pennsylvania, excluding service that is under the jurisdiction of the Philadelphia Parking Authority, being the authority granted at Application Docket No. A-2012-2305885. For purposes of clarification, the Abandonment Application shall not affect or apply to, and Respondent will not abandon, the Respondent's authority to transport, by motor vehicle, persons in limousine service, between points in the counties of Montgomery, Delaware, Chester, and Bucks, and from points in said counties to points in Pennsylvania and return, excluding that service which is under the jurisdiction of the Philadelphia Parking Authority, being the authority granted at Application Docket No. A-2012-2313497.

6. Denied. Respondent was unable to secure a vehicle to utilize this authority, has filed an abandonment application contemporaneously herewith, and has not willfully failed to comply with 66 Pa.C.S. §501 (c).

**NEW MATTER**

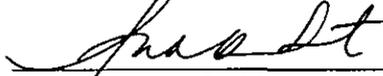
7. Respondent hereby incorporates by reference its responses to Paragraphs 1 through 6, inclusive, as if the same were set forth fully at length herein.

8. Pursuant to the direction of the Commission's Bureau of Investigation and Enforcement, Respondent has willingly and voluntarily filed, simultaneously herewith, the Abandonment Application, as described in Paragraph 5 above.

**CONCLUSION**

For all of the foregoing reasons, the Complaint against Respondent should be withdrawn and/or dismissed.

Respectfully submitted,



ANDREW D. SANTANA, ESQ.

PA Attorney I.D. #93637

Fox Rothschild LLP

300 Sentry Parkway East, Suite 200

Blue Bell, PA 19422

(610) 397-7965 (phone)

(610) 397-0450 (fax)

[asantana@foxrothschild.com](mailto:asantana@foxrothschild.com)

Dated: September 30, 2013

**COMMONWEALTH OF PENNSYLVANIA  
BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**PENNSYLVANIA PUBLIC UTILITY  
COMMISSION, BUREAU OF  
TRANSPORTATION AND SAFETY**

**Docket No: C-2013-2322506**

v.

**KEENAN EDWARD  
CHRISTIANSSEN LLC T/A 1<sup>ST</sup>  
CLASS TRANSPORTATION  
1005 HORSHAM ROAD  
NORTH WALES, PA 19454**

**A-6414713**

**RECEIVED**

**SEP 30 2013**

**PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU**

**VERIFICATION**

I, Sean Christiansen, hereby state that I am Chief Financial Officer of Keenan Edward Christiansen LLC t/a 1<sup>st</sup> Class Transportation (the "Company"); that I am authorized to make this verification on the Company's behalf; that the facts set forth in the foregoing Answer and New Matter to the Complaint of Pennsylvania Public Utility Commission, Bureau of Transportation and Safety are true and correct to the best of my knowledge, information and belief; and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S.A. § 4904 relating to unsworn falsification to authorities.

  
\_\_\_\_\_  
SEAN CHRISTIANSEN

Dated: September 30, 2013

COMMONWEALTH OF PENNSYLVANIA  
BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY :  
COMMISSION, BUREAU OF :  
TRANSPORTATION AND SAFETY :

Docket No: C-2013-2322506

v. :

KEENAN EDWARD :  
CHRISTIANSSEN LLC T/A 1<sup>ST</sup> :  
CLASS TRANSPORTATION :  
1005 HORSHAM ROAD :  
NORTH WALES, PA 19454 :

A-6414713 :

RECEIVED

SEP 30 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

CERTIFICATE OF SERVICE

I hereby certify that I have this 30th day of September, 2013, served a true and correct copy of Keenan Edward Christiansen LLC t/a 1<sup>st</sup> Class Transportation's Answer and New Matter to Complaint of Pennsylvania Public Utility Commission, Bureau of Transportation and Safety upon the participant, listed below, in accordance with the requirements of 52 Pa. Code § 1.54.

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
(By FedEx)

*With a copy to:*

Wayne T. Scott, Prosecutor  
Bureau of Investigation and Enforcement  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
(By first class mail and email: [wascott@pa.gov](mailto:wascott@pa.gov))



ANDREW D. SANTANA, ESQ.

PA Attorney I.D. #93637

Fox Rothschild LLP

300 Sentry Parkway East, Suite 200

Blue Bell, PA 19422

(610) 397-7965 (phone)

(610) 397-0450 (fax)

[asantana@foxrothschild.com](mailto:asantana@foxrothschild.com)



APPLICATION FOR APPROVAL OF ABANDONMENT OR DISCONTINUANCE OF SERVICE, IN WHOLE OR IN PART

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED

SEP 30 2013

(See Instructions Before Preparing Application)

PA PUBLIC UTILITY COMMISSION SECRETARY'S BUREAU

In re:

Application Docket No. A-2012-2305885 Folder No. 1

For approval of the abandonment or discontinuance of common carrier service.

TO PENNSYLVANIA PUBLIC UTILITY COMMISSION:

- 1. Keenan Edward Christiansen LLC t/a 1st Class Transportation (Name of applicant, and trade name, as it appears on the Certificate of Public Convenience.)

1005 Horsham Road (Business Street Address)

North Wales PA 19454 Montgomery County (724) 301-2271 (City) (State) (Zip) (County) (Telephone)

- 2. Applicant's attorney (for this application) is:

Andrew D. Santana, 300 Sentry Pkwy E., Blue Bell, PA 19422, (610) 397-7965 (Name) (Address) (Telephone)

- 3. Any notice, process or order of the PUC should be served upon:

Andrew D. Santana, 300 Sentry Pkwy E., Blue Bell, PA 19422, (610) 397-7965 (Name) (Address)

- 4. This application is for the discontinuance of Part of the service now authorized. (This application is for the discontinuance of Part of the service now authorized (only the Group and Party portion of Applicant's operating authority, at A-2012-2305885, but not Applicant's separate limousine authority at A-2012-2313497)).

5. Attach the following, as appropriate (check those attached):

- Exhibit A: A statement of the right or rights to be abandoned or discontinued (required for partial abandonments or discontinuances only).
- Exhibit B: A statement of the revenues and expenses associated with the operation of the service to be discontinued or abandoned.
- Exhibit C: For motor carriers of passengers seeking to discontinue service over any scheduled route also encompassed by interstate operating authority, a statement containing:
  - i. Description of interstate authority;
  - ii. Statement of the extent to which interstate and intrastate revenues received for the service sought to be abandoned are less than the variable costs of providing that service, including depreciation for revenue equipment. This statement shall include a designation of those items claimed to be variable costs; and
  - iii. An estimate of the annual subsidy required, if any, to continue the service.

6. Approval of the application is necessary or proper for the following reasons:

The Applicant has <sup>not</sup> been able to obtain the requisite vehicles required to provide this service and desires to abandon this authority.

Wherefore, Applicant requests the Commission to cancel, or amend the certificate of public convenience, as now held, in conformance with the application.

Applicant sign here:

Sean Christmann  
K.E.C.A.

(Corporate Seal)

(If a partnership, each partner must sign; if a corporation, at least one officer must sign and affix corporate seal.)

RECEIVED

SEP 30 2013

**VERIFICATION**

Sean Christiansen hereby states that the statements made in the  
(Name of Person)

foregoing are true and correct to the best of his/her knowledge, information and belief. The undersigned understands that the estimates therein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Sean Christiansen

Signature of Person

Date: 9/30/13

**RECEIVED**

SEP 30 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

EXHIBIT A

To transport, as a motor carrier, persons in group and party service, operating vehicles with a seating capacity of 16 to 28 passengers, including the driver, between points in Pennsylvania, excluding service that is under the jurisdiction of the Philadelphia Parking Authority

RECEIVED

SEP 30 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

EXHIBIT B

As no services have been rendered under this authority, no revenues have been earned and no expenses have been incurred in connection therewith.

**RECEIVED**

SEP 30 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

From: (610) 397-6500  
Andrew D. Santana  
Fox Rothschild LLP  
10 Sentry Parkway, Suite 200

Blue Bell, PA 19422

Origin ID: QFWA

**FedEx**  
Express



J13ZD1366280326

SHIP TO: (610) 397-7965  
**Rosemary Chiavetta**  
**Pennsylvania PUC**  
**400 North St Fl 2**

**Harrisburg, PA 17120**

**BILL SENDER**

Ship Date: 30SEP13  
ActWgt: 0.5 LB  
CAD: 103768196AWSX12750

Delivery Address Bar Code



Ref # 105258.00001-1278  
Invoice #  
PO #  
Dept #

TUE - 01 OCT AA  
STANDARD OVERNIGHT

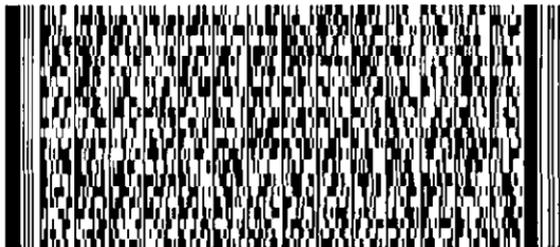
TRK# 7968 0203 7590

0201

DSR  
17120

**EN MDTA**

PA-US  
MDT



10/1/2013

