

102306
A-00104762F1

APPLICATION

F1 AMF

ADELMAN LAVINE KRASNY GOLD AND LEVIN
ATTORNEYS AND COUNSELORS AT LAW

NATHAN LAVINE
MARVIN KRASNY
LEWIS H. GOLD
ROBERT H. LEVIN
GARY M. SCHILDHORN
MYRON A. BLOOM
BARRY D. KLEBAN
GARY D. BRESSLER
SARA B. KALB
MARK J. PACKEL

*N. Y. BAR ALSO

October 1, 1985

SUITE 1900
TWO PENN CENTER PLAZA
PHILADELPHIA, PA. 19102
(215) 568-7515

ALEXANDER B. ADELMAN
(1950-1984)

OF COUNSEL
SIDNEY CHAIT

RECEIVED

OCT 4 1985

SECRETARY'S OFFICE
Public Utility Commission

Jerry Rich, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17120

RE: Application of Klapec Trucking Company
Docket A-00102306, F.I., Am-F

Dear Mr. Rich:

Enclosed for filing are the original and two copies of an application for additional authority by the above-named company. Also enclosed is a check in the amount of \$125.00 for the requisite filing fee.

Please acknowledge receipt of the enclosures by returning the duplicate copy of this letter of transmittal in the stamped, self-addressed envelope enclosed for that purpose. Any questions or comments regarding this filing can be directed to the undersigned.

Very truly yours,

Kevin Walsh

KEVIN W. WALSH

KWW:mmm
Enclosures
cc: Klapec Trucking Company

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OCT 04 1985

Non-Rail Transportation
Public Utility Comm.

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OCT 4 1985

BEFORE OCT 04 1985

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Non-Rail Transportation Public Utility Commission
Public Utility Comm.

SECRETARY'S OFFICE

APPLICATION FOR MOTOR CARRIER CERTIFICATE OR PERMIT

(see instructions before preparing application)

In re: Application of
KLAPEC TRUCKING COMPANY

APPLICATION DOCKET

No. A-00102306

Folder No. 1, Am-F

for a certificate of public convenience or a permit evidencing the Commission's approval of the right and privilege of operating motor vehicles as a motor carrier for the transportation of property.

TO PENNSYLVANIA PUBLIC UTILITY COMMISSION:

1. The name and address of applicant are:

KLAPEC TRUCKING COMPANY
.....
(Applicant's or trade name, if any)
R.D. #1, 673 North Seneca Street Oil City 16301
.....
(Street or number) (City) (Zip)
Venango Pennsylvania
.....
(County) (State)

2. The name and address of applicant's attorney are:

Kevin W. Walsh, Esq. 1900 Two Penn Center Plaza
..... Philadelphia, PA 19102
(Name) (Address) (Zip)

3. Applicant designates J. B. Klapec, R.D. #1, 673 North Seneca Street
Oil City, PA 16301 and Kevin W. Walsh, Esq. (Name) 1900 Two Penn Center
Plaza, Philadelphia, PA 19102
....., as the person upon whom
(Address) (Zip)

DOCUMENT FOLDER

service of any notice, process or order of the Public Utility

Commission may be made for him or it.

APPL. A-102306

COMPL. F. 1 active

MVIC ✓

CHECKED BY mw

F. 1 AMENDMENT F

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APPLICATION DOCKET
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ENTRY No.

4. Applicant is a corporation
(Individual, partnership or corporation - if an individual, must be 18 years of age or over)

Applicant, if an individual or partnership, is doing business under the trade name of

The said trade name been registered with the (has or has not)

Secretary of the Commonwealth on 19... and with the Prothonotary of (County)

County on 19..., in accordance with the provisions of the Fictitious Name Act of June 28, 1917, as amended.

Applicant, if a partnership, attaches hereto, as an exhibit, a copy of the partnership agreement and asserts that the names and addresses of the partners are as follows:

Table with 3 columns: Name, Post Office Address, County. Includes placeholder text for entries and (Zip) labels.

Applicant, if a corporation, was organized under the laws of Pennsylvania* the State of... and attaches hereto as an exhibit a statement of its charter purpose(s). Applicant (if a foreign corporation) qualified to do business in Pennsylvania by registering in the office of the Secretary of the Commonwealth on the...day of... 19...

5. Applicant now holds the following certificates of public convenience or permits (include those issued by Interstate

*A copy of applicant's charter purpose is on file with the Commission.

Reserve for depreciation - motor vehicles.....	
Reserve for depreciation - other.....	\$
Capital stock (corporations only).....	\$
Surplus (corporations only).....	\$
Total liabilities.....	\$

NET WORTH

For corporations.....	\$
Capital stock.....	\$
Surplus.....	\$
For individuals or partnerships.....	\$

8. The nature and character of the service to be rendered by applicant as a common carrier or as a contract carrier under the terms of the attached contract or agreement, are as follows: (See instructions) See attached supplement to paragraph 8.
9. (a) If applicant seeks authority as a common carrier, state information why the proposed service is necessary or proper for the service, accommodation and convenience of the public. Shipper has requested applicant's service.
- (b) If applicant seeks authority as a contract carrier, applicant certifies that he is fit, willing and able properly to perform the service of a contract carrier by motor vehicle and to conform to the lawful orders and regulations of this Commission, and that the proposed service will be consistent with the public interest and will not interfere with the service and regulations of common carriers by motor vehicles and the policy declared in Section 801 of the Public Utility Law.
10. Applicant is not now engaged in any intrastate transportation of property for compensation in Pennsylvania (except as authorized by the certificates of public convenience or permits specified in Paragraph 5) and will not engage in the transportation for which approval is herein sought unless and until authorization for such transportation shall be received.
11. If the evidence presented in support of this application shows that applicant, although applying for a certificate of public convenience as a common carrier, would be entitled to

Commerce Commission (in any other states): Applicant holds authority from the PUC at Docket A-00102306; applicant also holds ICC authority at MC-135824.....

6. Applicant desires to operate motor vehicles as follows: (state type, size and quantity) 41 tractors and 59 trailers, including flats, dumps, pneumatic tanks, drop-deck, lowboy and other special equipment; 3 dump vehicles and 5 flatbed trucks.....

Number of vehicles now owned or to be purchased by applicant
See above.....

Number of leased vehicles operated or to be operated by applicant.....
N/A

7. Applicant is financially able to furnish adequate service to the public and submits the following statement of financial condition: See last annual report.

ASSETS

Motor vehicle equipment.....	\$
Land, buildings and structures.....	\$
Other property.....	\$
Cash.....	\$
Notes and accounts receivable.....	\$
Materials and supplies.....	\$
Other assets (attach schedule).....	\$
Total Assets.....	\$

LIABILITIES

Mortgages payable.....	\$
Equipment obligations.....	\$
Notes and accounts payable.....	\$
Other liabilities (attach schedule).....	\$

a permit as a contract carrier, or if applying for a permit, would be entitled to a certificate, as aforesaid, applicant agrees that the application may be considered by the Commission to be for the appropriate form of authority.

Wherefore, applicant prays your Honorable Commission to issue a certificate of public convenience; a permit; under the provisions of the Pennsylvania Public Utility Law, evidencing its approval of the right to operate motor vehicles for the transportation of property as described in Paragraph 8 of this application.

CORPORATE SEAL

.....KLAPEC TRUCKING COMPANY.....
(print name of corporation,
partnership, trade-name or
individual)*

By:

J. Bernard Klapec
.....
(Signature)

J. Bernard Klapec, President

.....
(Signature)

.....
(Signature)

*If a partnership, each partner must sign; if a corporation, at least one officer must sign, and corporate seal affixed.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF

SS

J. Bernard Klapec

.....being duly sworn (affirmed)
(Affiant)

according to law, deposes and says that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and he expects to be able to prove the same at the hearing hereof.

J. Bernard Klapec
.....
(Signature of Affiant)

J. Bernard Klapec

Sworn and subscribed before me this... *1st* ...day of... *October* ... 19*85*..

Carol Frances Dolan
.....
(Signature of official administering oath)

My Commission expires

CAROL FRANCES DOLAN
Notary Public, Phila., Phila. Co.
My Commission Expires July 30, 1988

SUPPLEMENT TO PARAGRAPH 8
SCOPE OF AUTHORITY SOUGHT

To operate as a Class D carrier, transporting Property (except commodities in bulk) for Diamond Container General, from its facilities located in the Borough of Knox, Clarion County, to points in Pennsylvania, and vice versa.

October 25, 1985

IN REPLY PLEASE
REFER TO OUR FILE

Kevin W. Walsh
Attorney at Law
1900 Two Penn Center Plaza
Philadelphia, PA 19102

In re: A-00102306, F. 1, Am-F - Application of Klapec Trucking Company

Dear Sir:

The application of Klapec Trucking Company has been captioned as attached and will be submitted for review provided no protests are filed on or before November 18, 1985. If protests are filed, you will be advised as to further procedure.

You are further advised that the above application will be published in the Pennsylvania Bulletin of October 26, 1985.

Very truly yours,

David Ehrhart
Supervisor - Application Section
Bureau of Transportation

DE:RP:np

cc: Applicant
673 North Seneca Street
R.D. 1
Oil City, PA 16301

**DOCUMENT
FOLDER**

DOCKETED
APPLICATION DOCKET
OCT 28 1985
ENTRY No. *12*

A-00102306, Folder 1, Am-F KLAPEC TRUCKING COMPANY (673 North Seneca Street, R.D. #1, Oil City, Venango County, Pennsylvania 16301), a corporation of the Commonwealth of Pennsylvania, inter alia - property (excluding household goods and office furniture in use) between points in the city of Oil City, Venango County, and within twenty-five (25) miles, by the usually traveled highways of the limits of the said city: SO AS TO PERMIT the transportation of property (except commodities in bulk) for Diamond Container General, from its facilities located in the Borough of Knox, Clarion County, to points in Pennsylvania, and vice versa. Attorney: Kevin W. Walsh, 1900 Two Penn Center Plaza, Philadelphia, PA 19102.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

DATE _____

SERVICE _____

OCT 26 1985

BUREAU OF TRANSPORTATION
COMMON CARRIER

OCTOBER _____ 1985

A-00102306

F. 1

Am-F

Application of Klapec Trucking Company, 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 (excluding household goods and office furniture in use) between points in the city of Oil City, Venango County, and within twenty-five (25) miles, by the usually traveled highways of the limits of the said city: SO AS TO PERMIT the transportation of property (except commodities in bulk) for Diamond Container General, from its facilities located in the Borough of Knox, Clarion County, to points in Pennsylvania, and vice versa.

MW:np
10/10/85

Application received: 10/4/85

Application docketed: 10/9/85

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
OCT 28 1985
ENTRY No. _____

NH

NOV 18 1985

Protests due on No Hearings _____

Protests due on Hearings - (5 days prior to date of hearing)

Notice of the above application was mailed to all certificate holders and railroad companies in the service area as noted above.

PENNSYLVANIA PUBLIC UTILITY COMMISSION



RECEIPT

The addressee named hereunder has paid Pennsylvania Public Utility Commission for the following bill, subject to final collection of check or money order tendered for such payment.

Klapec Trucking Co.
R.D. #1, B
673 N. Seneca St.
011 City, PA 16301

Date November 5, 1985

DOCUMENTED
NOV 06 1985

CR 117812 A

DOCUMENT
FBI

In re application of Klapec Trucking Co.
A-00102306, F.1, Am-F.....\$125.00

Revenue account 01780-17601-102 (ck)

ck 8317 Checks \$125.00 Currency _____

Utility account 50:26

C. Joseph Meisinger
For Department of Revenue

OK YETP