

## CAPTION SHEET

## CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00 :  
2. BUREAU: TAS :  
3. SECTION(S): : 4. PUBLIC MEETING DATE:  
5. APPROVED BY: : 00/00/00  
DIRECTOR: :  
SUPERVISOR: :  
6. PERSON IN CHARGE: BEARD : 7. DATE FILED: 07/07/00  
8. DOCKET NO: A-00103923C0002 : 9. EFFECTIVE DATE: 00/00/00

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PARTY/COMPLAINANT: TRANSPORTATION & SAFETY, BUREAU OF

RESPONDENT/APPLICANT: SUPERIOR MOVING & STORAGE, INC.

COMP/APP COUNTY:

UTILITY CODE: 853285

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## ALLEGATION OR SUBJECT

COMPLAINT AGAINST SUPERIOR MOVING & STORAGE, INC. FOR VARIOUS VIOLATIONS.

**DOCKETED**  
JUL 7 2000

EEF  
**DOCUMENT  
FOLDER**

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY  
COMMISSION, BUREAU OF TRANSPORTATION  
AND SAFETY

V.

DOCKET NO. A-00103923C0002

Superior Moving & Storage, Inc.

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Superior Moving & Storage, Inc., respondent, maintains its principal place of business at c/o Mrs. Maria Brenfleck, P.O. Box 17795, Philadelphia, Pennsylvania 19135-0795.
2. That respondent was issued a certificate of public convenience by this Commission on September 22, 1982, at Application Docket No. A-00103923.
3. That respondent, on April 26, 2000, transported household goods for Ms. Susan Kramer between points in Plymouth Meeting, Montgomery County, Pennsylvania for \$700.00 compensation. The correct charge for the move is \$562.50, resulting in an approximate overcharge of \$137.50.
4. That on April 28, 2000, at approximately 8:30 a.m., respondent's vehicle and four of its employees arrived at 3154-B Grant Avenue, Philadelphia, Philadelphia County, Pennsylvania, to transport the household goods of Ms. Shirley Carson for compensation from that location to 2307 Afton Street, Philadelphia, Philadelphia County, Pennsylvania. Ms. Carson and respondent had agreed upon the move the previous month. However, shortly after respondent's movers arrived, they discontinued the move and left in respondent's vehicle. The movers did not return and the move was not completed. Additionally, Ms. Carson was not provided with a written estimate for the move.
5. That respondent, by failing to maintain safe, adequate, efficient and reasonable service and facilities for the proper safety of its patrons and public, violated 66 Pa. C.S. §1501. The penalty is \$500.00.
6. That respondent, by failing to use and complete the proper form for estimates of charges titled "Estimated Cost of Services", violated 52 Pa. Code §31.122(2). The penalty is \$100.00.
7. That respondent, by charging a greater rate than that specified in the tariff on file with this Commission, violated 66 Pa. C.S. §1303. The penalty is \$500.00.
8. That, pursuant to 66 Pa. C.S. §1312(a), this Commission has the power and authority to require carriers to refund the amount of any excess rates paid by any person. Consequently, we will order such a refund to be paid, in addition to the imposition of a fine.


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WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Superior Moving & Storage, Inc. the sum of one thousand one hundred dollars (\$1,100.00) for the illegal activity described in this complaint, direct respondent to refund one hundred thirty-seven dollars and fifty cents (\$137.50) to Susan Kramer and order such other remedy as the Commission may deem to be appropriate.


Respectfully submitted,

  
George T. Mahan, Director  
~~Bureau of Transportation and Safety~~  
P.O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, George T. Mahan, hereby state that the facts above set forth 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. §4904 relating to unsworn falsification to authorities.

Date: 7/7/00

  
George T. Mahan

## NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code §1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. The penalty could include a fine, the suspension or revocation of your certificate of public convenience or other remedy.

C. You may elect not to contest this complaint by paying the fine proposed in this complaint by certified check or money order. Payment must be made to the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265. Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Should you elect not to contest this complaint, you are also directed to refund one hundred thirty-seven dollars and fifty cents (\$137.50) to Susan Kramer within twenty (20) days from the date on which this complaint is served. You must obtain an affidavit, executed by Susan Kramer, stating that such a refund has been paid; such affidavit must be filed with the Secretary of this Commission at the time the fine is paid. Upon payment of the fine and receipt by this Commission of the required affidavit, the record in this proceeding shall be closed.

D. If you file an answer which admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty (see B).

E. If you file an answer which contests the complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the optional fine set forth in C, above.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Technical Unit at (717) 783-5945.

COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P.O. BOX 3265, HARRISBURG PA 17105-3265

Date of Service: JULY 7, 2000

A-00103923C0002

Pennsylvania Public Utility Commission Bureau of Transportation and Safety

v.

SUPERIOR MOVING & STORAGE, INC.

SUPERIOR MOVING & STORAGE INC  
PO BOX 17795  
PHILADELPHIA PA 1913-0795

Dear Sir/Madam:

The Pennsylvania Public Utility Commission has delegated its authority to initiate prosecutory proceedings to several bureaus in the Commission with enforcement responsibilities.

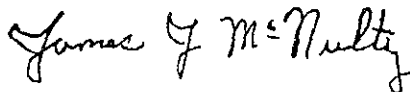
Pursuant to this delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff has filed the attached complaint against you.

Please refer to the Notice page at the conclusion of this complaint for detailed instructions on how to proceed.

Alternative formats of this material are available for persons with disabilities.

Any questions may be directed to the Technical Review Section of the Bureau of Transportation and Safety at (717) 783-5945.

Very truly yours,



James J. McNulty  
Secretary

JTY

**DOCKETED**  
JUL 7 2000

**DOCUMENT  
FOLDER**

EEF

**SENDER:**

- Check box at right if you require restricted delivery.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

A-00103923 00002  
FC  
Superior Moving &  
Storage Inc

4a. Article Number

P 971 951 062

4b. Service Type ☒ **CERTIFIED**

7. Date of Delivery

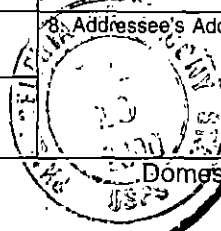
5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

**X**

PS Form 3811, December 1994

8. Addressee's Address



Domestic Return Receipt

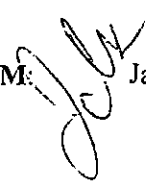
# DOCUMENT FOLDER

## COMMONWEALTH OF PENNSYLVANIA

DATE: August 4, 2000

SUBJECT:

TO: Bureau of Transportation and Safety-Technical Review

FROM:  James J. McNulty, Secretary

**DOCKETED**  
AUG 04 2000

### Bureau of Transportation and Safety

vs

A-00089003C0001 - SNYDER, KEITH D.  
A-00100567C0001 - WEST PENN WAREHOUSING, INC.  
A-00101381C0001 - HEISTAND BROTHERS, INC.  
A-00103923C0002 - SUPERIOR MOVING & STORAGE, INC..  
A-00104852C0001 - PARENTI, JAMES T.  
A-00108208C0002 - SCHUCK, KENNETH G, TRUCKING, INC  
A-00108874C0001 - PERRIN, RICHARD E.  
A-00109050C0001 - MALLOY CORPORATION  
A-00110033C0001 - JET LINES, INC.  
A-00111172C0001 - SANDERSON, RICHARD C.  
A-00112963C0001 - A. J. TRUNZO, INC.  
A-00113169C0001 - ABC LIMOUSINE SERVICE, INC.  
A-00113689C0001 - DEROSATO ENTERPRISES, INC.  
A-00114096C0001 - WALKER, LESTER J., JR.  
A-00114596C0001 - SUPERIOR TRANSPORTATION SERV IN  
A-00114806C0001 - BULLDOG HAULING, INC.  
A-00115958C0001 - TUCKER, ROY

Answers or fines were due to be filed or paid in the above entitled proceedings. To date no answers or fines have been received.

These matters are referred to your Bureau for necessary action.

JTY

SRB