

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: RUDY : 7. DATE FILED: 07/17/06
8. DOCKET NO: A-00103923C0602 : 9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: TRANSPORTATION & SAFETY, BUREAU OF

RESPONDENT/APPLICANT: SUPERIOR MOVING & STORAGE, INC.

COMP/APP COUNTY:

UTILITY CODE: 853285

ALLEGATION OR SUBJECT

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

DOCUMENT
FOLDER**DOCKETED**

JUL 18 2006

ORIGINAL

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY
COMMISSION, BUREAU OF TRANSPORTATION
AND SAFETY

V.

DOCKET NO. A-00103923C 0602

SUPERIOR MOVING & STORAGE INC
P O BOX 17795
PHILADELPHIA PA 19135-0795

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 P.O. Box 17795, Philadelphia, Pennsylvania 19135-0795.
2. That respondent was issued a certificate of public convenience by this Commission on September 28, 1982, at Application Docket No. A-00103923.
3. That respondent, on May 31, 2006, at approximately 1:21 p.m., at I-95 Chichester Weigh Station, Lower Chichester, Delaware County, Pennsylvania, permitted a certain 2004 International truck-trailer bearing Pennsylvania License No. AF16928, Vehicle Identification No. 1HTMMAAL64H670733, to be operated.
4. That the vehicle described in Paragraph 3 of this complaint was inspected by Enforcement Officer Alexander Zinczenko, a duly authorized officer of this Commission, on the date and at the place specified in Paragraph 3 and the following violation was disclosed:
 - (a) No medical certificate in driver's possession.
5. That respondent, by failing to have an operator drive the motor vehicle with a current medical examiner's certificate on his person, violated 52 Pa. Code §37.204(3). Penalty is \$100.00.

WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Superior Moving & Storage, Inc., the sum of one hundred dollars (\$100.00) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

DOCUMENT
FOLDER

DOCKETED

JUL 18 2006

Respectfully submitted,

Wendy J. Keezel

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Director, Bureau of Transportation and Safety
P.O. Box 3265
Harrisburg, PA 17105-3265

2006 JUL 17 AM 9:29

SECRETARY'S BUREAU

VERIFICATION

I, Wendy J. Keezel, 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: 7-10-06

Wendy J. Keezel
Wendy J. Keezel

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). An answer is a written explanation of circumstances wished to be considered in determining the outcome. 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.

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 **James J. McNulty, Secretary, 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. Upon receipt of your payment, the complaint 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.

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 above.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1227.

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

DOCUMENT
FOLDER

Date of Service: July 18, 2006
Docket Number: A-00103923C0602

SUPERIOR MOVING & STORAGE INC
P O BOX 17795
PHILADELPHIA PA 19135

DOCKETED
JUL 18 2006

Pennsylvania Public Utility Commission Bureau of Transportation and Safety
v.
SUPERIOR MOVING & STORAGE INC

Dear Sir/Madam:

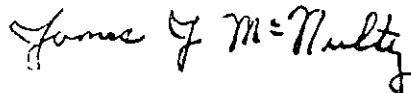
The Pennsylvania Public Utility Commission has delegated its authority to initiate prosecutory proceedings to several bureaus in the Commission with enforcement responsibilities.

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) 787-1168.

Very truly yours,



James J. McNulty
Secretary

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PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIPT

The addressee named here has paid the PA P.U.C. for the following bill:

DATE: 8/4/2006
RECEIPT NO: 183757

SUPERIOR MOVING & STORAGE INC
P O BOX 17795
PHILADELPHIA PA 19135-0795

PUC VS. SUPERIOR MOVING & STORAGE INC

Fine for the violation of Pa Public Utility Law

DOCUMENT
FOLDER

Docket Number A-00103923C0602..... \$100.00

REVENUE ACCOUNT: 001420-017000-101

CHECK NUMBER: OC 767631742
CHECK AMOUNT: \$100.00

Michael Sobolesky
(for Department of Revenue)

DOCKETED
AUG 16 2006