

APR 12 1984

SEE INSTRUCTIONS ON BACK BEFORE PREPARING APPLICATION

SECRETARY'S OFFICE Public Utility Commission

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

In re: Application of Victor E. Zeni for approval of the transfer and the beginning of the exercise of the right as a common carrier, described at Docket No. 76913 Folder No. n/a, issued to Wallace J. Glass for transportation of property

Application Docket

No. A-105478

1984

Folder No.

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APR 9 - 1984

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

The application of Victor E. Zeni respectfully represents.

1. That the business address of applicant is:

1107 Stanton Street

(Street and number)

Washington

(County)

Monongahela

(City)

Pennsylvania

(State)

2. That the name of applicant's attorney is:

None

(Name)

(Address)

3. That applicant is individual

(Individual, partnership or corporation)

That applicant, if an individual or partnership, is doing business under the trade name of not applicable

That said trade name been registered with the Secretary of the Commonwealth on 19, and with the Prothonotary of County on 19, in accordance with the provisions of the Fictitious Names Act of June 28, 1917, as amended.

That 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:

Name

City Address

County

DOCUMENT FOLDER

DOCKETED APPLICATION DOCKET MAY 7 1984 ENTRY No.

That applicant, if a corporation, was organized under the laws of the State of and attaches hereto as an exhibit a statement of its charter purpose. 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.

4. That applicant designates Victor E. Zeni 1107 Stanton St., Monongahela, Pa. 15063 as the person upon whom service of any notice, process or order of the Public Utility Commission be made for him or it.

5. That applicant now holds the following certificates of public convenience or permits (include those issued by Interstate Commerce Commission) none

6. That the applicant is 21 years of age or over yes

7. That applicant desires to operate the following number of motor vehicles with a capacity of:

Table with columns: Vehicle Type, No., Type of Body, Seating Capacity, Gross Weight. Includes rows for Trucks (3), Tractors (1), Semi-trailers (1), and Four-wheel trailers.

CHECKED BY

BEGINNING

8. That applicant is not now operating as a common or contract carrier, but is financially able to furnish adequate service to the public and submits the following statement of financial condition.

ASSETS AND LIABILITIES OF APPLICANT:

ASSETS

Value of Real Estate \$ 295,000.00
 Value of Personal Property \$ 164,760.00
 total: \$ 459,760.00

LIABILITIES

Amount of Mortgages \$ 7,532.00
 Amount of Judgments \$
 Amount of Other Liabilities \$ 500.00

9. That applicant now operates as a n/a carrier, and submits herewith as Exhibits A and B a Balance Sheet (Statement of Assets and Liabilities) as of _____, 195____ and an Income Statement (Statement of Profit and Loss) for the twelve months ended _____, 195____ (See Instructions, Par. 3)
10. That neither applicant, its stockholders (if applicant is a corporation), nor its members (if applicant is a partnership) are in control of or affiliated with any other motor, rail, water, express or other carrier. (If applicant, its stockholders, or members are in control of or affiliated with any other carrier, explain fully below.)

not applicable

11. That applicant proposes to render as a common carrier by means of motor vehicles, the service authorized in the certificates or permits issued to Wallace J. Glass, as follows: (See instructions, Paragraph 4.)
Transferor
12. That applicant proposes to begin furnishing service immediately upon receipt of the certificate of public convenience or permit evidencing the right to do so.
13. That there are attached hereto copies of bilateral contracts between applicant and shippers (if proposed service is that of a contract carrier).
14. That the total amount of consideration to be paid is \$ 3,000.00. That the consideration was determined as follows:

That the consideration will be paid as follows: \$500.00 down to begin processing, and \$2,500.00 when transferee receives certificate.

15. That schedules A and B, hereof, are statements of the equipment and other property to be transferred.
16. That the following exhibits are attached hereto and made a part hereof:
 Exhibit C, being a copy of the sales agreement.
 Exhibit D, being an itemized statement of the unpaid business debts of transferor and how they will be satisfied.
 Exhibit E, being a statement of the gross common carrier intra-state operating revenue of the transferor for each of the past three years.
17. That all General Assessments which have been made against Wallace J. Glass as a common carrier, and Victor E. Zeni as a common carrier pursuant to Section 1201 of the Public Utility Law, have been paid or remittance is made herewith to cover such General Assessments.
Transferor Transferee
18. That _____ hereby agrees to assume and pay any General Assessments that may be made, pursuant to Section 1201 of the Public Utility Law, against _____ as a common carrier for any and all operating periods up to the actual date of the approval of transfer of the certificate.
Transferor Transferor

SCHEDULE "A"

DESCRIPTION OF EACH PASSENGER VEHICLE, TRUCK, TRACTOR, TRAILER, SEMI-TRAILER, TAXICAB OR OTHER MOTOR VEHICLE TO BE TRANSFERRED FROM CERTIFICATE OR PERMIT HOLDER TO APPLICANT

Name of Manufacturer (1)	Year of Manufacture (2)	Description					Date Purchased (8)	Condition When Purchased (New or Used) (9)	Original Cost (10)	Cost of Additions, Betterments, and Improvements (11)	Total Cost (12)	Depreciation (13)	Total Cost Less Depreciation (14)	Estimated Present Value (15)	Encumbrance (16)
		Type of Body (3)	Engine Number (4)	Capacity (5)	Manufacturer's Number (6)	Miles Operated (7)									
					NONE										
Total columns 10 to 16 inclusive															

State who is to assume encumbrance and how it will be satisfied

SCHEDULE "B"

DESCRIPTION OF EACH OTHER ITEM OF PROPERTY TO BE TRANSFERRED FROM CERTIFICATE OR PERMIT HOLDER TO APPLICANT

Description (A)	Date of Purchase, Installation, or Construction (B)	Original Cost (C)	Depreciation (D)	Original Cost Less Depreciation (E)	Estimated Present Value (F)	Encumbrance (G)
	NONE					
Total columns C to G inclusive						

State who is to assume encumbrance and how it will be satisfied

19. The transferor hereby agrees to continue to render the service as described in Paragraph 11 of this application until the application for transfer is approved, whereupon transferor will surrender said certificate or permit for cancellation.

WHEREFORE, Transferee and Transferor pray your Honorable Commission to issue a certificate of Public Convenience under the provisions of the Pennsylvania Public Utility Law, evidencing its approval of the right of the transferor to transfer and transferee to begin to exercise the right to operate motor vehicles for the transportation of persons or property as described in Paragraph 11 of this application.

Transferee sign here

Victor E. Zewi
(If partnership, each partner must sign)

Signed and dated this 03 day of April 1984

Transferor sign here

Wallace J. Glass
(If partnership, each partner must sign)

Signed and dated this 03 day of April 1984

COMMONWEALTH OF PENNSYLVANIA }
COUNTY OF Washington } ss:

Personally appeared before me, a Notary in and for said County and Commonwealth

Victor E. Zewi who being duly sworn according to law doth depose and say that the facts contained in the foregoing application are true and correct to the best of transferee's knowledge and belief, and that transferee is not now engaged in any intrastate transportation of persons or 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 he shall have received authorization for such transportation.

Sworn to and subscribed before me this 03 day of April 1984

M. Patricia Schwan
(Signature of official authorized to administer oaths)
Notary Public
Monongchela, Washington Co., PA
My Commission Expires Nov. 24, 1986

AFFIDAVIT OF TRANSFEROR

COMMONWEALTH OF PENNSYLVANIA }
COUNTY OF Washington } ss:

Personally appeared before me, a Notary in and for said County and Commonwealth Wallace

J. Glass who being duly sworn according to law doth depose and say that he is the holder of the certificates of public convenience or permits proposed to be transferred to Victor E. Zewi, that

the facts as contained in the foregoing application are true and correct to the best of his knowledge and belief.

Sworn to and subscribed before me this 03 day of April 1984

M. Patricia Schwan
(Signature of official authorized to administer oaths)
Notary Public
Monongchela, Washington Co., PA
My Commission Expires Nov. 24, 1986

INSTRUCTIONS TO BE FOLLOWED IN PREPARING APPLICATION
No Application Will Be Accepted From a Minor

1. A separate application must be filed for each type of service, such as common carrier of persons on schedule; contract carrier of persons; transportation of persons on call or demand; transportation of persons in group and party service; common carrier of property; contract carrier of property.
2. In Paragraph 5, state the number or numbers of any Public Service Commission, Pennsylvania Public Utility Commission, or Interstate Commerce Commission Certificate or Contract Carrier Permit now held by the applicant.
3. The balance sheet referred to in Paragraph 9 should be as of the latest date available and the Income Statement should be for the twelve months ending with the date of the balance sheet.
4. In Paragraph 11, describe service as authorized under the certificates or permits to be transferred, which the applicant proposes to render. If any part of the service is to be omitted, give reasons for such omission.
5. It is not required that applicant be represented by an attorney, unless applicant is a corporation.
6. The original application signed at the place designated, duly verified by affidavit and two copies of same must be filed at the office of the Pennsylvania Public Utility Commission at Harrisburg, Pennsylvania. A filing fee of Ten Dollars (\$10.00) is required.
7. If fee is paid by check or post office money order, make same payable to State Treasurer. Checks must be certified.
8. If space provided in form is not sufficient, prepare on separate sheet, attach it to application and give it the same number as question or statement to which it refers.
9. THIS APPLICATION FORM IS ONLY TO BE USED IN APPLYING FOR A TRANSFER OF RIGHTS UNDER EXISTING CERTIFICATES OR PERMITS. No application will be entertained for a transfer of rights which have been canceled or which for other reasons are obsolete.

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Exhibit C

SALES AGREEMENT

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Made this 3rd day of April 1984, between Wallace J. Glass and Victor E. Zeni of 1107 Stanton St., Monongahela, Pa. APR 12 1984

SECRETARY'S OFFICE
Public Utility Commission

1. Seller holds Pennsylvania interstate motor carrier operating rights issued by the Pennsylvania Public Utility Commission at Docket No. A. 76913 . A copy of said authority is attached hereto marked Exhibit A and made an integral part hereof.
2. Seller agrees to sell and Buyer agrees to purchase all of the rights as set forth on Exhibit A. *Pursuant to letter dated 5-14-84 Exact transaction was 3,000.00, 500.00 on deposit, 2500.00 the remainder payable.*
3. The purchase price for said operating rights shall be \$2500.00 payable in cash at the time of consummation of this transaction which requires prior approval by the Commission. Seller fully understands and agrees that the requisite approval by the Commission shall be unqualified and the operating rights to be transferred shall be no less than those set forth in Exhibit A. Otherwise, this agreement shall immediately become null, void and of no effect.
4. Seller warrants that said operating authority shall be free and clear of all liens, encumbrances, claims and adversary attacks of any nature whatsoever at the time of consummation.
5. Buyer agrees to file promptly and prosecute with reasonable diligence, an application with the Commission for approval of this transaction. Seller agrees to furnish all information, data and documents deemed necessary by Buyer or required by the Commission and to cooperate in processing and application.
6. Consummation shall take place within 60 days after the receipt of an administratively final order of the Commission approving the transaction to toto.
7. This Agreement shall be binding upon and inure to the benefit of the parties hereto, their personal representatives, successors and assigns.

IN WITNESS WHEREOF the parties thereto have executed this Agreement the day and year first above written.

Victor E. Zeni
Transferee

Wallace J. Glass
Transferor

I, Wallace J. Glass, have no unpaid business debts.

Wallace J. Glass
Transferor

Exhibit E.

1981	Intra State	\$ 1,079.00
1982		3,516.00
1983		3,815.00

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

Application Docket No. 76913

Application of WALLACE J. GLASS

REPORT AND ORDER
APPROVING TRUCKING SERVICE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of WALLACE J. GLASS, DATED, January 23, 1951.

to operate motor vehicles as a common carrier, and having been duly presented in accordance with the rules of the Commission, and full investigation of the matters and things involved having been had, the Commission finds and determines that approval of the application, limited to the following right:

To transport, as a Class D carrier, coal for domestic consumption between points in the Counties of Allegheny, Washington and Beaver, provided no haul shall exceed a distance of fifteen (15) miles from point of origin to point of destination;

To transport, as a Class D carrier, coal from mines and stripping operation in the Counties of Allegheny, Washington and Beaver to coal tipples and railroad sidings in the said counties, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination;

To transport, as a Class D carrier, building materials, excluding brick, in bulk in dump trucks between points in the Counties of Allegheny, Washington and Beaver, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination;



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, Pa. 17120

May 14, 1984

IN REPLY PLEASE
REFER TO OUR FILE

Victor E. Zeni
1107 Stanton Street
Monongahela, PA 15063

A-105478

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MAY 21 1984

~~Michael E. ...~~
~~Public Utility C~~

Re: Application of Victor E. Zeni transfer of rights to Wallace J. Glass at A-00076913.

Dear Sir:

Since we have been unable to reach you by phone, we are unable to process your application at this time.

Please advise exactly what the selling price was on the request for transfer of rights. You state on the application at Paragraph 14, \$3,000 and on the sales agreement \$2,500. Please mail us a letter stating the exact total figure.

We will hold the above application in abeyance until you submit a letter.

DOCUMENT
FOLDED

Very truly yours,

David Ehrhart

David Ehrhart
Supervisor - Application Section
Bureau of Non-Rail Transportation

The exact total figure for the transaction is \$3,000.00. I have placed a \$500.00 deposit for the transaction. The balance is \$2,500.00.

Phone: 412-258-3067

PENNSYLVANIA PUBLIC UTILITY COMMISSION



RECEIPT

NIF

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.

Victor E. Zeni
1107 Stanton St.
Monongahela, PA 15063

Date May 15, 1984

CR 108448 A

DOCKETED
MAY 16 1984

For filing petition in re application of Victor E. Zeni
A-00105478.....\$125.00

DOCUMENT
FOLDER

Revenue account 01780-17001-102 (ck)

MO 3162667 \$125.00 Checks Currency

Utility account 50:26

C. Joseph Meisinger

For Department of Revenue

June 1, 1984

IN REPLY PLEASE
REFER TO OUR FILE

Victor E. Zeni
1107 Stanton Street
Monongahela, PA 15063

In re: A-00105478 - Application of Victor E. Zeni

Dear Sir:

Acknowledgement is made of an application filed by you on behalf of Victor E. Zeni for the rights of Wallace J. Glass.

The application has been captioned as attached and will be submitted for review, provided no protests are filed on or before June 25, 1984. If protests are filed, you will be advised as to further procedure.

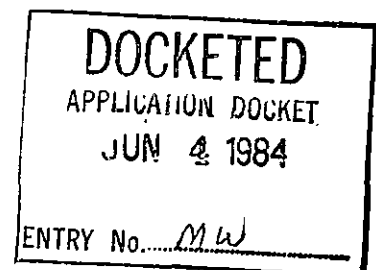
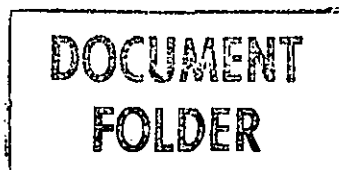
This application is accepted with the understanding that Wallace J. Glass will continue to render the service covered by his certificate and comply with all the rules of the Commission, including the carrying of continuous insurance, until final disposition is made of the application by the Commission. We wish to emphasize the above as failure to comply with these requirements, will result in the dismissal of the application.

You are further advised that the above application will be published in the Pennsylvania Bulletin of June 2, 1984.

Very truly yours,

David Ehrhart
Supervisor - Application Section
Bureau of Non-Rail Transportation

DE:RP:np



A-00105478 VICTOR E. ZENI (1107 Stanton Street, Monongahela, Washington County, Pennsylvania 15063) - (1) coal for domestic consumption between points in the counties of Allegheny, Washington and Beaver, provided no haul shall exceed a distance of fifteen (15) miles from point of origin to point of destination; (2) coal from mines and stripping operations in the counties of Allegheny, Washington and Beaver to coal tipples and railroad sidings in the said counties, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination; and (3) building materials, excluding brick, in bulk in dump trucks between points in the counties of Allegheny, Washington and Beaver, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination; which is to be a transfer of the rights authorized under the certificate issued at A-00076913 to Wallace J. Glass, subject to the same limitations and conditions.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

DATE

SERVICE

JUN 2 1984

BUREAU OF NON-RAIL TRANSPORTATION
COMMON CARRIER

MAY

1984

A-00105478

Application of Victor E. Zeni, for the right to begin to transport, as a common carrier, by motor vehicle, (1) coal for domestic consumption between points in the counties of Allegheny, Washington and Beaver, provided no haul shall exceed a distance of fifteen (15) miles from point of origin to point of destination; (2) coal from mines and stripping operations in the counties of Allegheny, Washington and Beaver to coal tipples and railroad sidings in the said counties, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination; and (3) building materials, excluding brick, in bulk in dump trucks between points in the counties of Allegheny, Washington and Beaver, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination; which is to be a transfer of the rights authorized under the certificate issued at A-00076913 to Wallace J. Glass, subject to the same limitations and conditions.

LM:nm
5/9/84

Application received: 4/9/84
Application docketed: 5/7/84
Monitor: Commissioner Cawley

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
JUN 4 1984
ENTRY No. *MW*

JUN 25 1984

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.