

RECEIVED

AUG 17 1983

BEFORE

PENNSYLVANIA PUBLIC UTILITY COMMISSION SECRETARY'S OFFICE
Public Utility Commission

APPLICATION FOR MOTOR CARRIER CERTIFICATE OR PERMIT

(see instructions before preparing application)

In re: Application of

APPLICATION DOCKET

No. A-105100

Folder No.

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.

RECEIVED

AUG 17 1983

TO PENNSYLVANIA PUBLIC UTILITY COMMISSION:

Non-Mail Transportation
Public Utility Company

1. The name and address of applicant are:

..... FRANK CHAPPELL, JR. 412-423-6293
(Applicant's or trade name, if any)

..... Box 94 MAMMATH 15664
(Street and number) (City) (Zip)

..... WEST MORELAND PA.
(County) (State)

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

DOCUMENT FOLDER

..... (Address) (Zip)

3. Applicant designates

..... (Name)

DOCKETED
APPLICATION DOCKET
OCT 31 1983
Commission may be made for him or it.
ENTRY No.

....., as the person upon whom
(Zip)

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

Commission may be made for him or it.

APPL.

COMPL.

MVIC.

CHECKED BY

BEGINNING

4. Applicant is INDIVIDUAL
(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 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:

Name	Post Office Address	County
.....	..... (Zip)	.....
.....	..... (Zip)	.....
.....	..... (Zip)	.....

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(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

Commerce Commission and any other states): ... NONE

6. Applicant desires to operate motor vehicles as follows: (state type, size and quantity) TRUCK - TRACTORS AND DUMP TRAILERS
G.V.W. - 73,280 lbs.

Number of vehicles now owned or to be purchased by applicant
THREE - SELF-OWNED

Number of leased vehicles operated or to be operated by applicant
THREE

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

ASSETS

Motor vehicle equipment	\$	<u>114,000.00</u>
Land, buildings and structures	\$	<u>100,000.00</u>
Other property .....	\$	.....
Cash	\$	<u>111,000.00</u>
Notes and accounts receivable	\$	<u>3,500.00</u>
Materials and supplies	\$	<u>5,000.00</u>
Other assets (attach schedule) .....	\$	.....
Total Assets	\$	<u>333,500.00</u>

LIABILITIES

Mortgages payable	\$	<u>0</u>
Equipment obligations	\$	<u>0</u>
Notes and accounts payable	\$	<u>19,000.00 (TRUCK PAYMENT)</u>
Other liabilities (attach schedule)	\$	<u>0</u>

Reserve for depreciation - motor vehicles	\$ 4,000.00
Reserve for depreciation - other	\$ —
Capital stock (corporations only)	\$ —
Surplus (corporations only)	\$ —
Total Liabilities	\$ 23,000.00

NET WORTH

For corporations	\$ —
Capital stock	\$ —
Surplus	\$ —
For individuals or partnerships	\$ 310,500.00

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)
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.
- (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

a permit as a contact 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

FRANK CHAPPELL, JR.
.....
(print name of corporation,
partnership, trade-name or
individual)*

By: *Frank Chappell Jr.*
.....
(Signature)

.....
(Signature)

.....
(Signature)

Member, Pennsylvania Association of Highway
MY COMMISSION EXPIRES JUNE 30, 1962
UNITED REPUBLIC OF PENNSYLVANIA COUNTY
NATIONAL ASSOCIATION OF PUBLIC

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

AFFIDAVIT

(Individual or Partnership)

.....(an individual) or.....
.....(all members of a partnership), c/d/b/a, being duly sworn (affirmed) according to law, deposes and says that the facts above set forth 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.

X *Frank C. [Signature]*

.....

.....
(Signatures of Affiants)

Sworn and subscribed before me this 31 day of OCTOBER, 1983

Marjorie A. Busko

(Signature of official administering oath)
(My Commission Expires)

MARJORIE A. BUSKO, NOTARY PUBLIC
UNITY TWP., WESTMORELAND COUNTY
MY COMMISSION EXPIRES JUNE 24, 1985
Member, Pennsylvania Association of Notaries

AFFIDAVIT

(Corporation)

.....(Affiant) being duly sworn (affirmed) according to law, deposes and says that he is.....(Office of Affiant) of.....(Name of Corporation); that he is authorized to and does make this affidavit for it; and that the facts set forth above are true and correct to the best of his knowledge; information and belief and he expects the said..... (name of Corporation) to be able to prove the same at the hearing hereof.

.....
(Signature of Affiant)

Sworn and subscribed before me this.....day of....., 19...

.....
(Signature of Official Administering Oath)
(My Commission Expires)

NUMBER 8 : I REQUEST CONTRACT CARRIER PERMIT FOR THE
PURPOSE OF DELIVERING COAL FOR BITUMINOUS PROCESSING
COAL COMPANY, LOCATED ^{S. Huntington Twp, Westmoreland Co.} IN WYAND PA. AT THE
INTERSECTION OF ROUTE 31 AND INTERSTATE 70. COAL
WILL BE DELIVERED OVER FOLLOWING ROUTE ;

FROM INTERSECTION OF ROUTE 31 AND INTERSTATE 70,
TRUCKS WILL GO ON 70 EAST TO NEW STANTON,
THEN GET ON TURNPIKE AT EXIT 8 AND
PROCEED INTERSTATE 76 WEST TO IRWIN
EXCHANGE OR EXIT 7, GET OFF AND GO ON
ROUTE 30 WEST TO BRADDOCK, PA. AND GET
ON ROUTE 130 WHICH RUNS THROUGH BRADDOCK
AVENUE DIRECTLY TO U.S. STEEL ^{Braddock Borough, Allegheny Co.} LARRIE
FURNACE. WESTMORELAND AND ALLEGHENY
COUNTIES ARE THE AREAS IN WHICH THIS
ROUTE IS TRAVELED.

Bituminous Processing Co., Inc.

P. O. BOX 12899 · PITTSBURGH, PENNSYLVANIA 15241

July 12, 1983

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

Attention: Jerry Rich

Dear Sir:

Please be advised that our Company has recently hired Frank Chappell Jr. of Box 94, Mammoth, PA, 15664 for the transporting of our coal material to various markets.

We have found him to be an honest and reliable shipper and conducts himself and the operation on a professional basis.

Please feel free to contact us if any further information is needed on this subject.

Sincerely,

BITUMINOUS PROCESSING CO., INC.

Robert E. Nyswaner
Sec./Treas.

REN:sl

NUMBER 8 : I REQUEST CONTRACT CARRIER PERMIT FOR THE PURPOSE OF DELIVERING COAL FOR BITUMINOUS PROCESSING COAL COMPANY, LOCATED IN WYANO PA. AT THE INTERSECTION OF ROUTE 31 AND INTERSTATE 70. COAL WILL BE DELIVERED OVER FOLLOWING ROUTE ;

FROM INTERSECTION OF ROUTE 31 AND INTERSTATE 70, TRUCKS WILL GO ON 70 EAST TO NEW STANTON, THEN GET ON TURNPIKE AT EXIT 8 AND PROCEED INTERSTATE 76 WEST TO IRWIN EXCHANGE OR EXIT 7, GET OFF AND GO ON ROUTE 30 WEST TO BRADDOCK, PA. AND GET ON ROUTE 130 WHICH RUNS THROUGH BRADDOCK AVENUE DIRECTLY TO U.S. STEEL CARBIDE FURNACE. WESTMORELAND AND ALLEGHENY COUNTIES ARE THE AREAS IN WHICH THIS ROUTE IS TRAVELED.

RECEIVED

Pennsylvania Public Utility Commission

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AUG 17 1983

BUREAU OF TRANSPORTATION

AUG 17 1983

SECRETARY'S OFFICE

APPLICATION FOR TEMPORARY AUTHORITY
(File original and 2 copies of application with Bureau of Transportation)

FRANK M. CHAPPELL, JR.
(Name of applicant)

(Trade name, if any)

Box 94
(Street address)

MAMMOTH, PA. 15664
(City) (State & Zip Code)

requests temporary authority for _____ days to transport _____

as a common (or contract) carrier by motor vehicle in intrastate commerce

from WYANO, PA. to RANKIN, PA.

A-105100

DOCKETED
APPLICATION DOCKET
OCT 31 1983
ENTRY No. DE

In support of this request, applicant states:

1. It [] has has not heretofore held emergency temporary authority for the service here proposed. If it has, specify docket number, total time granted, and expiration date.

DOCUMENT FOLDER

2. It [] is is not now operating as a motor carrier under a certificate or permit. If so operating, give docket number:

3. It does does not have pending an application for permanent authority to perform the same service as proposed herein. If it has, give docket number, filing date and status.

4. It does does not intend to apply for corresponding permanent authority. If it does so intend, state when Now - As soon as

possible. Application already sent in.

5. It has has not previously made application, on which final action has been taken, for authority to perform the same service, in whole or in part, as that here proposed. If it has, state whether for temporary or permanent authority, give docket number, and date and basis of final action.

6. It previously has has not opposed any other carrier's application for authority to perform the service here proposed; and/or does does not have knowledge of any such application. If answer is affirmative, give other applicant's name, address, docket number, or other information identifying that application.

7. It does does not intend to interline the authority here applied for with other carriers. If so intended, specify the point or points at which it is proposed to interline with another carrier and such other carrier's docket number.

8. It attaches to each copy of this application a map showing: The route or routes and points to be served or a description of the territory or territories in or between which service is proposed.

9. It attaches a letter or letters indicating shipper support, with detailed information as follows:
- (a) Accurate description of commodity, quantity and frequency of shipments to move, and consequences of denial of this application.
 - (b) Statement that there is is not any carrier service available (rail or motor), either single line or by interline, between the points involved. If any service is available, indicate to what extent it has been used, what effort has been made to utilize it, whether carriers with authority have refused to furnish service, the manner and extent that existing services, if any, are inadequate, and detailed reasons as to why additional services are needed. If shipper's support is based on alleged failure of existing carriers to provide service, names and addresses of such carriers must be furnished.
 - (c) Shipper has has not supported a prior application by applicant herein or any other person seeking authority to perform the service here proposed. If answer is affirmative, state name and address of applicant, docket number, whether granted or denied and date of such action.

(Attach plain white sheet for description and/or statements)

Applicant further states that:

- 10. It is aware that a grant of the authority here requested will create no presumption that corresponding permanent authority will hereafter be granted.
- 11. If the authority here requested is granted, applicant will comply with the tariff and insurance requirements of the Public Utility Law before beginning operation.
- 12. It does does not desire telephoned notice, collect, of the action taken on this application.

Date

8-15-83

Signature

James Chappell Jr.

NUMBER 8 : I REQUEST CONTRACT CARRIER PERMIT FOR THE PURPOSE OF DELIVERING COAL FOR BITUMINOUS PROCESSING COAL COMPANY, LOCATED IN WYANO PA. AT THE INTERSECTION OF ROUTE 31 AND INTERSTATE 70. COAL WILL BE DELIVERED OVER FOLLOWING ROUTE ;

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Bituminous Processing Co., Inc.

P. O. BOX 12899 · PITTSBURGH, PENNSYLVANIA 15241

July 12, 1983

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

Attention: Jerry Rich

Dear Sir:

Please be advised that our Company has recently hired Frank Chappell Jr. of Box 94, Mammoth, PA, 15664 for the transporting of our coal material to various markets.

We have found him to be an honest and reliable shipper and conducts himself and the operation on a professional basis.

Please feel free to contact us if any further information is needed on this subject.

Sincerely,

BITUMINOUS PROCESSING CO., INC.

Robert E. Nyswaner
Sec./Treas.

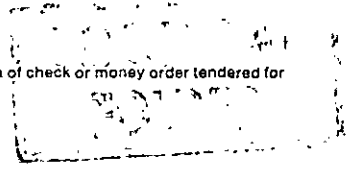
REN:sl

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.

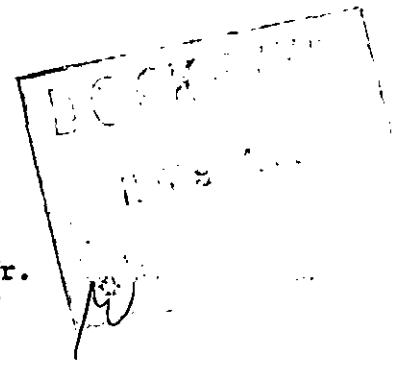


Frank Chappell, Jr.
Box 94
Mammoth, PA 15664

Date November 4, 1983

CR 107706A

For filing petition in re application of Frank Chappell, Jr.
A-00105100.....\$125.00



Revenue account	<u>01780-17001-102 (ck)</u>	
MO 28727627591 830815	<u>\$125.00</u>	
Checks	Currency	
Utility account	<u>50:26</u>	

C. Joseph Meisinger
For Department of Revenue



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

Oct. 28, 1983

RECEIVED
10/29/83

Frank Chappell, Jr.
Box 94
Mammoth, PA 15664

Felp

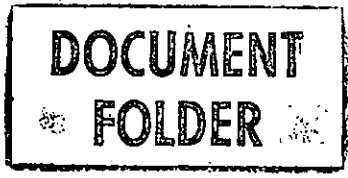
A 105100

TO:

RE: Application of Frank Chappell, Jr.

The referenced application, page six (6), is being returned herewith because of the following discrepancies:

- Extra copies not provided. The rules call for an original and two copies.
- No fee or incorrect filing fee (\$125 is required).
- No name of state incorporated, as required at paragraph 4.
- No exhibit of corporate charter purpose.
- Partnership agreement not submitted.
- Describe vehicles to be used in proposed service.
- Statement of current financial condition required at paragraph .
- No description of authority sought provided or bilateral contract; if applicable.
- Map required on scheduled route, outlining route described in narrative.
- Corporate seal required on page 5.
- Signature of individual, each partner, or officer of corporation (as applicable) required on signature page.
- Affidavit not completed/raised seal of Notary Public to be affixed.
- Other



If you have any questions regarding the above, please contact our office by mail or telephone (717)

Barbara Honegger

Barbara Honegger
Supervisor - Application Section
Bureau of Non-Rail Transportation

DE

November 10, 1983

IN REPLY PLEASE
REFER TO OUR FILE

Frank Chappell, Jr.
Box 94
Manmoth, PA 15664

In re: A-00105100 - Application of Frank Chappell, Jr.

Dear Sir:

The application filed by you has been captioned as attached and will be submitted for review provided no protests are filed on or before December 5, 1983. 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 November 12, 1983.

Very truly yours,

Barbara Honegger
Supervisor - Application Section
Bureau of Non-Rail Transportation

BH:MW:np

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
NOV 14 1983
ENTRY No. mw

A-00105100 FRANK CHAPPELL, JR. (Box 94, Mammoth, Westmoreland County, Pennsylvania 15664) - coal, for Bituminous Processing Coal Company, from points in the township of South Huntingdon, Westmoreland County, to points in the borough of Braddock, Allegheny County.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

DATE _____

SERVICE _____

NOV 12 1983

BUREAU OF NON-RAIL TRANSPORTATION
COMMON CARRIER
NOVEMBER 1983

A-00105100

Application of Frank Chappell, Jr., for the right to begin to transport, as a common carrier, by motor vehicle, coal, for Bituminous Processing Coal Company, from points in the township of South Huntingdon, Westmoreland County, to points in the borough of Braddock, Allegheny County.

DE:gm
11/1/83

Application received: 8/17/83
Application docketed: 10/31/83
Monitor: Cawley

DOCUMENT
FOLDER

DOCKETED APPLICATION DOCKET NOV 14 1983 ENTRY No. <i>mw</i>
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Protests due on No Hearings _____ DEC 5 1983
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.