


PENNSYLVANIA PUBLIC UTILITY COMMISSION
Uniform Cover and Calendar Sheet

1. REPORT DATE: March 17, 1999	2. BUREAU AGENDA NO. MAR-1999-TS-MC-57*
3. BUREAU: Transportation and Safety	
4. SECTION(S): Compliance Office - Technical Unit	5. PUBLIC MEETING DATE: March 31, 1999
6. APPROVED BY: Director: <i>Bm</i> Mahan 7-2496 Supervisor: <i>JZ</i> Zeigler 3-5946	
7. PERSONS IN CHARGE: Zeigler 3-5946	<div style="text-align: center;">  APR 6 1999 </div>
8. DOCKET NO.: A-00106548, F. 1, Am-E	

- 9. (a) CAPTION (abbreviate if more than 4 lines).**
(b) Short summary of history & facts, documents & briefs.
(c) Recommendation.

(a) Application of Debo Moving and Storage, Inc., a Pennsylvania Corporation, Baden, Beaver County, for the transfer of all the rights of Green Moving & Storage, Inc., authorized under the certificate issued at A-00107012, subject to the same limitations and conditions.

(b) The application is unopposed. The applicant has the fitness and equipment necessary to provide the service to transfer. Approval of the application is necessary for the continued accommodation and convenience of the public.

(c) The Bureau of Transportation and Safety recommends the Commission adopt the proposed order approving the application; and canceling the authority of the transferor at A-00107012 by supplemental order.

10. MOTION BY: Commissioner Chm. Quain

Commissioner Rolka - Yes
 Commissioner Brownell - Yes
 Commissioner Wilson - Yes

SECONDED: Commissioner Bloom

CONTENT OF MOTION: Staff recommendation adopted.

**DOCUMENT
 FOLDER**

SRB



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

REFER TO OUR FILE

April 1, 1999

A-00106548
 F.1 Am-E

JOHN A PILLAR ESQUIRE
 PILLAR MULROY & FERBER
 1106 FRICK BLDG
 PITTSBURGH PA 15219

DOCUMENT
 FOLDER

Application of Debo Moving and Storage, Inc.,
 a corporation of the Commonwealth of Pennsylvania . . .

Enclosed is the compliance order issued by the Commission
 in this proceeding.

The applicant will not be permitted to operate or engage
 in any transportation granted by the enclosed order until a tariff
 has been prepared and filed in accordance with the enclosed
 instructions.

Motor carriers operating without complying with the above
 requirement will be subject to the penalty provisions of the Public
 Utility Code.

Commission regulations require compliance with all of the
 above requirement within sixty (60) days of the date of this
 letter. Failure to comply within the sixty (60) day period will
 cause the Commission to rescind the action of March 31, 1999 and
 dismiss the application without further proceedings.

DEBO MOVING AND STORAGE INC
 P O BOX 278
 NEW BRIGHTON PA 15066

Very truly yours,
James J. McNulty

James J. McNulty,
 Secretary

law
 encls.
 cert. mail

Tariff Contact Person: Tariff Unit (717) 787-5945
 Modification

DOCKETED

APR 09 1999

EEF

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held March 31, 1999

Commissioners Present:

John M. Quain, Chairman
Robert K. Bloom, Vice-Chairman
David W. Rolka
Nora Mead Brownell
Aaron Wilson, Jr.

Application of Debo Moving and Storage, Inc., a corporation of the Commonwealth of Pennsylvania, for the transfer of all of the rights of Green Transfer & Storage, Inc., authorized under the certificate issued at A-00107012, subject to the same limitations and conditions.

A-00106548
F. 1
Am-E

John A. Pillar for the applicant.

DOCUMENT
FOLDER
BY THE COMMISSION:

ORDER

DOCKETED
APR 09 1999

This matter comes before the Commission on an application filed February 4, 1999. Public notice of the application was given in the Pennsylvania Bulletin of February 20, 1999. No protests were filed.

The unopposed application is certified to the Commission for its decision without oral hearing.

DISCUSSION AND FINDINGS

Debo Moving and Storage, Inc., is a currently certificated carrier of household goods domiciled in Baden, Beaver County. By the instant application, it seeks to expand its authority through transfer of all of the rights of Green Transfer & Storage, Inc.

The applicant as a currently certificated carrier and active carrier of household goods in use has the experience and equipment to provide the additional service under the rights to transfer. As a currently certificated carrier there is a presumption of fitness.

The full purchase price involved in this transfer is \$62,000, with the intrastate right assigned a value of

\$10,000. The balance of the purchase price involves interstate rights, \$2,000, equipment \$40,000 and goodwill \$10,000. A down payment of \$5,000 has been paid with the balance to be paid in full upon approval of the transfer by the Commission.

The authority to be transferred has been operated by the transferor, therefore, it is presumed that there is a continuing need, which may be overcome only by evidence to the contrary. In re: Byerly, 440Pa. 521 (1970); Hostetter v. Pa. P.U.C., 160 Super. Ct. 94 (1947) Since the record is void of any such evidence, this presumption of continuing public need applies in this transfer proceeding.

After complete review of the record, We Find:

1. The applicant is fit, willing and able to provide the service proposed.
2. Transfer of the authority is in the public interest and is necessary for the continued accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the transfer application be and is hereby approved and that the certificate issued April 11, 1986, as amended, be further amended to include the following right:

To transport, as a common carrier, household goods in use, between points in the borough of Ambridge, Beaver County, and within and airline distance of ten (10) miles thereof, including the townships of Harmony and Economy, Beaver County, and from points in said area, to points in Pennsylvania, and vice versa.

subject to the following general conditions:

1. That the authority granted herein to the extent that it duplicates authority now held by or subsequently granted to the applicant shall not be construed as conferring more than one operating right.
2. That the approval hereby given is not to be understood as committing the Commission, in any proceeding that may be brought before it for any purpose, to fix a valuation on the property and/or rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by the applicant, or to approve or

prescribe rates sufficient to yield a return thereon.

3. That the applicant record in its Utility Account 1321 - Franchises, the actual cost of such rights recorded by the original holder thereof.
4. That the utility accounts of the transferee shall reflect the same book values for all utility property acquired as shown in the records of the transferor at the effective date of the transfer, and previously recorded depreciation having been deleted therefrom.
5. That the applicant charge to Account 1341 - Other Intangible Property, any amount of the consideration paid for the rights and going concern value attributable thereto in excess of the amounts recorded under condition no. 2 and 3 above.
6. That the certificate holder shall not transfer, sell or in anyway convey any of its outstanding capital stock to any individual, partnership, corporation or any other entity, without the prior filing of an application and approval thereof by the Commission under Section (a)(3) of Title 66 PA C.S.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted in this application until the following is submitted to the Commission:

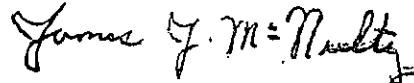
1. Form E evidence of Bodily Injury and Property Damage Liability Insurance.
2. A tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That upon compliance with the requirements above set forth, a certificate shall issued evidencing the Commission's approval of the right to operate as above determined.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

IT IS FURTHER ORDERED: That upon compliance with this order, the right granted the transferor, Green Transfer & Storage, Inc., under the certificate issued at A-00107012, be and is hereby canceled and the record shall be marked closed.

BY THE COMMISSION


James J. McNulty
Secretary

(SEAL)

ORDER ADOPTED: March 31, 1999

ORDER ENTERED: **APR 01 1999**

SENDER: <input type="checkbox"/> Check box at right if you require restricted delivery. <input type="checkbox"/> Attach this form to the front of the mailpiece, or on the back if space does not permit. <input type="checkbox"/> 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): <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: <div style="border: 1px solid black; padding: 5px; width: fit-content;"> A-00104518 O. F.I. Am-E. John A. Pellan <i>egg</i> </div>		4a. Article Number P 970 560 916	
5. Received By: (Print Name)		4b. Service Type <input checked="" type="checkbox"/> CERTIFIED	
6. Signature: (Addressee or Agent) <input checked="" type="checkbox"/> <i>S. Wadzinski</i>		7. Date of Delivery <i>4/5/99</i>	
PS Form 3811, December 1994		8. Addressee's Address <div style="text-align: center; font-size: 2em; font-weight: bold;">SRB</div>	
Domestic Return Receipt			

SENDER: <input type="checkbox"/> Check box at right if you require restricted delivery. <input type="checkbox"/> Attach this form to the front of the mailpiece, or on the back if space does not permit. <input type="checkbox"/> 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): <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: <div style="border: 1px solid black; padding: 5px; width: fit-content;"> A-00104518 O. F.I. Am-E. Craig Wyzom <i>egg</i> </div>		4a. Article Number P 970 560 917	
5. Received By: (Print Name) <i>M. DZUGAN</i>		4b. Service Type <input checked="" type="checkbox"/> CERTIFIED	
6. Signature: (Addressee or Agent) <input checked="" type="checkbox"/> <i>M. Dzugan</i>		7. Date of Delivery <i>4-5-99</i>	
PS Form 3811, December 1994		8. Addressee's Address <div style="text-align: center; font-size: 2em; font-weight: bold;">SRB</div>	
Domestic Return Receipt			