



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

IN REPLY PLEASE
 REFER TO OUR FILE

January 5, 1996

A-00107235,
 F0001, Am-C

■
 LAWRENCE L DAVIS ESQ
 103 SOUTH CENTER STREET
 EBENSBURG PA 15931
 ■

DOCKETED

FEB 15 1996

DOCUMENT
 FOLDER

Application of Tri-County Transportation, Inc., t/d/b/a Happy Times Charter, inc., a corporation of the Commonwealth of Pennsylvania, for the removal of the following conditions from its operating authority at A-00107235, Folder 1, AmB. The conditions read as follows: (1) that the service herein authorized is limited to transportation in vehicles having a seating capacity not to exceed fifteen (15) persons, including the driver; and (3) that no right, power or privilege is granted to provide transportation in school buses.

DJB

In accordance with the provisions of Act 294 of 1978 (66 Pa. CS. §332(h)), the decision of the Administrative Law Judge in this proceeding has become final without further Commission action and the compliance order is enclosed.

The Certificate of Public Convenience evidencing the Commission's approval of the right to operate will not be issued until the applicant has complied with the following insurance and tariff requirements:

- I. Arrange through an insurance agent to have an insurance company file with the Commission a Form E as evidence of minimum public liability and property damage insurance coverage as shown on the back of this sheet.
- II. Prepare and file a tariff according to the enclosed instructions except applicants for transfer of authority must file a tariff adoption supplement which will be forwarded by separate cover at a later date.

Passenger Carriers:

15 passengers or less: \$35,000 combined single limit per accident per vehicle to cover liability because of bodily injury, death or property damage.

\$25,000 first party medical benefits, \$10,000 first party medical benefits and shall conform to 75 Pa. C.S. §§1171-1798 (relating to Motor Vehicle Financial Responsibility Law).

First party coverage of the driver of certificated vehicles shall meet the requirements of 75 Pa. C.S. §1171 (relating to require benefits).

16 to 28 passengers: \$1,000,000 combined single limit per accident per vehicle to cover liability because of bodily injury, death or property damage.

29 passengers or more: \$5,000,000 combined single limit per accident per vehicle to cover liability because of bodily injury, death or property damage.

Property Carriers:

Common or Contract: \$300,000 combined single limit per accident per vehicle to cover liability because of bodily injury, death or property damage.

Insurance coverage of motor carriers of property shall meet the requirements of 75 Pa CS. §1701-1798 (relating to Motor Vehicle Financial Responsibility Law).

Common Carrier: \$5,000 per accident per vehicle for loss or damage to cargo.

No motor carrier shall operate or engage in any transportation until compliance with all of the above requirements and a certificate of public convenience has been issued authorizing actual operations. Motor carriers operating without complying with the above requirements will be subject to the penalty provisions of the Public Utility Code.

Commission regulations require compliance with all of the above requirements within sixty days of the date of this letter. Failure to comply within the sixty day period will cause the Commission to rescind this action of January 5, 1996 and dismiss the application without further proceedings.

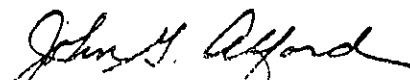
If you foresee any problems in meeting these requirements, please direct your questions to the following contact persons:

Insurance Filings: Insurance Unit (717) 783-5933

Tariff Filings: Tariff Unit (717) 787-5945

Very truly yours,

TRI-COUNTY TRANSPORTATION INC
T/A HAPPY TIME CHARTER
404 19TH STREET BOX 13
BARNESBORO PA 15714


John G. Alford,
Secretary

Enclosures
CERTIFIED MAIL
RECEIPT REQUESTED
law

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

DOCKETED

FEB 15 1996

Application of Tri-County Transportation, Inc., t/d/b/a Happy Times Charter, Inc., a corporation of the Commonwealth of Pennsylvania, for the removal of the following conditions from its operating authority at A-00107235, Folder 1, AmB. The conditions read as follows: (1) that the service herein authorized is limited to transportation in vehicles having a seating capacity not to exceed fifteen (15) persons, including the driver; and (3) that no right, power or privilege is granted to provide transportation in school buses.

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O R D E R

In accordance with the provisions of Section 332(h) of the Public Utility Code, 66 Pa. C.S. §332(h), the decision of Administrative Law Judge Michael A. Nemec dated November 22, 1995, has become final without further Commission action; THEREFORE,

IT IS ORDERED:

1. The application of Tri-County Transportation, Inc., t/d/b/a Happy Times Charter, docketed at A-00107235, F.1, Am-C, for the removal of restrictions contained in its authority at A-00107235, F.1, Am-B, is approved and that the certificate issued to the Applicant at Docket A-00107235, F.1, be amended to include the following rights:

To transport, as a common carrier, by motor vehicle, groups and parties of persons, and persons on special excursions and tours or sightseeing trips between points in the County of Cambria, and from points in said County to points in Pennsylvania and return.

Subject to the following conditions:

1. That the service be rendered in vehicles without the use of taximeters or dome lights.

2. That no right, power or privilege is granted to transport relief engine and train crews and other employees of Consolidated Rail Corporation for that corporation, its successors or assigns from points in Cambria County, except as presently authorized.

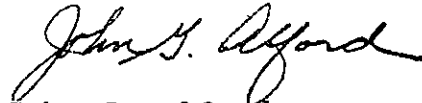
2. The Applicant shall not engage in any transportation authorized by this Order until it has complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of this Commission relative to the filing of a tariff establishing just and reasonable rates.

3. The certificate holder shall comply with all the provisions of the Public Utility Code as now existing or as may be hereafter amended, and with all pertinent regulations of this Commission now in effect, or as may be prescribed by this Commission. Failure to comply will be sufficient cause to suspend, revoke or rescind the rights and privileges which are conferred by this certificate.

4. 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.

5. In the event the Applicant has not, on or about sixty (60) days from the date of the entry of this Order, complied with the requirements set forth herein, the application shall be dismissed without any further proceeding.

BY THE COMMISSION,



John G. Alford
Secretary

(SEAL)

ORDER ENTERED: **JAN 05 1996**

LAWRENCE L DAVIS ESQUIRE
103 SOUTH CENTER STREET
EBENSBURG PA 15931

TRI-COUNTY TRANSPORTATION
INC
T/A HAPPY TIME CHARTER
404 19TH STREET BOX 13
BARNESBORO PA 15714

JAMES D CAMPBELL JR ESQUIRE
CALDWELL & KEARNS
3610 NORTH FRONT STREET
HARRISBURG PA 17110

WILLIAM A GRAY ESQUIRE
VUONO LAVELLE & GRAY
2310 GRANT BUILDING
PITTSBURGH PA 15219

REX W MCQUAIDE ESQUIRE
RICHLAND SQUARE 1 SUITE 200
1405 EISENHOWER BOULEVARD
JOHNSTOWN PA 15904