

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00	:	2. BUREAU AGENDA NO:
3. BUREAU: SAC	:	
4. SECTION(S):	:	5. PUBLIC MEETING DATE:
6. APPROVED BY:	:	00/00/00
DIRECTOR:	:	
SUPERVISOR:	:	
7. MONITOR:	:	
8. PERSON IN CHARGE:	:	9. DATE FILED: 06/04/92
10. DOCKET NO: A-00106599C9202	:	11. EFFECTIVE DATE: 00/00/00

HLS

PARTY/COMPLAINANT: PUC

RESPONDENT/APPLICANT: BROADWAY MOVING & STORAGE, INC.

COMP/APP COUNTY:

UTILITY CODE: 718210

ALLEGATION OR SUBJECT

ORDER TO SHOW CAUSE FOR FAILURE TO FILE ASSESSMENT REPORT

DOCUMENT
 FOLDER

1. <u>REPORT DATE:</u>	June 3, 1992	2. <u>BUREAU AGENDA NO.</u>	
3. <u>BUREAU:</u>	S&C	JUN-92-SC-V-499*	
4. <u>SECTION(S):</u>	Technical	5. <u>PUBLIC MEETING DATE:</u>	
6. <u>APPROVED BY:</u>			
Director:	Nicely 3-3846	June 4, 1992	
Supervisor:	Lauver 3-1948		
7. <u>MONITOR:</u>			
8. <u>PERSON IN CHARGE:</u>	Waggoner 7-1168		
9. <u>DOCKET NO:</u>	A-00105404C92, et al.		

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

(a) Pennsylvania Public Utility Commission v. Abe Transportation Company, et al.

(b) The attached list of carriers failed to file assessment reports for the year 1991. This is a violation of the Pennsylvania Code, §29.43 or §31.10.

(c) The Technical Review Division recommends that this Commission approve the issuance of the proposed Orders to Show Cause against the attached list of carriers.

10. MOTION BY:	Commissioner Chm. Rolka	Commissioner Holland - Yes
SECONDED:	Commissioner Rhodes	Commissioner

CONTENT OF MOTION: Staff recommendation adopted.

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Harrisburg, Pennsylvania 17105-3265

Public Meeting held June 4, 1992

Commissioners Present:

DAVID W. ROLKA, CHAIRMAN
JOSEPH RHODES, JR., VICE-CHAIRMAN
WENDELL F. HOLLAND, COMMISSIONER

Pennsylvania Public Utility Commission
v.

A-00106599C9202

BROADWAY MOVING & STORAGE, INC.
130 DURAND AVENUE
TRENTON NJ 08611

U.S. CERTIFIED MAIL NO. 044190

DOCKETED
JUNE 4, 1992

DOCUMENT
FOLDER

ORDER TO SHOW CAUSE

BY THE COMMISSION:

This Commission, as the duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate common carriers within this Commonwealth, represents as follows:

1. That respondent holds a certificate of public convenience issued by this Commission at Application Docket No. A-00106599.
2. That respondent is required by 66 Pa. C.S. Section 510(b), and by the regulations of the Commission, 52 Pa. Code Section 29.43 or Section 31.10, to file with the Commission, on or before March 31 of each year, an Assessment Report, consisting of a statement, under oath, showing its gross intrastate operating revenues for the preceding calendar year.
3. That, as of the date of this order to show cause, which is after March 31, 1992 respondent has not filed its Assessment Report for 1991 revenues.
4. That, by failing to file its Assessment Report for 1991 revenues, respondent is in violation of 66 Pa. C.S. Section 510(b) and 52 Pa. Code Section 29.43 or Section 31.10, THEREFORE;

IT IS ORDERED:

1. That respondent show cause why the certificate of public convenience at Application Docket No. A-00106599 should not be cancelled in its entirety for failure to file respondent's Assessment Report for 1991 revenues.
2. That respondent has twenty (20) days from the date on which this order is served to file with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, an answer in writing, under oath, which, as required by 52 Pa. Code Section 5.64, either affirms or specifically denies the allegations in this order.

3. That, in lieu of an answer to this order, respondent may file its Assessment Report for 1991 revenues within the time specified for filing an answer to this order. If the respondent so files its Assessment Report for 1991 revenues, this order will be discharged without further proceedings.

4. That, if respondent fails to file an answer or other responsive pleading and if respondent does not file its Assessment Report for 1991 revenues within twenty (20) days, respondent will be deemed to have admitted all the allegations in this order, in accordance with 52 Pa. Code Section 5.64. In that event, this Commission may, without hearing, enter an appropriate order which either suspends or cancels the certificate of public convenience held by respondent and which imposes a fine or any other appropriate penalty or forfeiture as authorized by 66 Pa. C.S. Section 101, et seq.

5. That, if respondent files an answer which admits the allegations contained in this order and does not file its Assessment Report for 1991 revenues, this Commission will enter an order which either suspends or cancels the certificate of public convenience held by respondent and which imposes a fine or any other appropriate penalty or forfeiture as authorized by 66 Pa. C.S. Section 101, et seq.

6. That, if respondent files a timely answer which specifically denies the allegations in this order or which raises material questions of law or fact, and does not file its Assessment Report for 1991 revenues, this matter shall be referred to an Administrative Law Judge for hearing and decision. If, after hearing on the issues raised by that answer, the respondent is found to have committed any of the violations alleged in this order, the Administrative Law Judge may render a decision which either suspends or cancels the certificate of public convenience held by respondent and which imposes a fine or any other appropriate penalty authorized by 66 Pa. C.S. Section 101, et seq.

BY THE COMMISSION,



John G. Alford
Secretary



ORDER ADOPTED: June 4, 1992

ORDER ENTERED: July 8, 1992

1991 ASSESSMENT REPORTS NOT FILED

NAME AND ADDRESS	APPLICATION DOCKET NO.	CERTIFIED MAIL NO
TRUCK *****		HLS
G & G TRANSPORT, INC. 1801 WEST INDIANA AVENUE PHILADELPHIA PA. 19132	A-00106112C9201	044181
T.C. TRANSPORT, INC. RD 5, BOX 77H BELLEFONTE PA. 16823	A-00106171C9202	044182
ALLIED ENERGY, INC. 138 KEYSTONE ROAD CHESTER PA. 19014	A-00106200C9201	044183
GREEN, LLOYD 614 TAYLOR AVENUE PITCAIRN PA. 15140	A-00106290C9201	044184
T.J.M.T. TRANSP. SER., T/A BRENNAN TRANSPORTATION SER. SIX MARY WAY, P.O. BOX 638 HAINESPORT NJ. 08036	A-00106387C9202	044185
SANTAROSA TRUCKING, INC. 2445 ALLEN AVENUE NIAGARA FALLS NY. 14303	A-00106475C9202	044186
HUNT, RICHARD S. 601 GEORGIA PLACE BRIGANTINE NJ. 08203	A-00106513C9201	044187
LEVASSEUR, H.M. & L. & HAHN, C. T/A LEVASSEUR DELIVERY SERVICE 855 INDUSTRIAL RD. CINNAMINSON NJ. 08077	A-00106525C9201	044188
KOTTLER, LAWRENCE T/A LARRY'S DIRT CHEAP MOVING 7026 RIDGE AVENUE PHILADELPHIA PA. 19128	A-00106540C9201	044189
BROADWAY MOVING & STORAGE, INC. 130 DURAND AVENUE TRENTON NJ. 08611	A-00106599C9202	044190
SPRINGER, ROBERT W.R., JR. T/A SPRINGER, W. W., & SON 4135 GLENVIEW STREET PHILADELPHIA PA. 19135	A-00106621C9201	044191
ABLE NETWORK, INC. 12 S. LETITIA STREET, SUITE 102 PHILADELPHIA PA. 19106	A-00106629C9201	044192

DOCUMENT
FOLDER

DOCKETED
JUN 30 1992

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

Addressed to:
 A-00106599C920 USCM#044190
 BROADWAY MOVING & STORAGE,
 130 DURAND AVENUE
 TRENTON NJ 08611

4a. Article Number

4b. Service Type

- Registered Insured
- Certified COD
- Express Mail Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)

Ray C. Meyer

6. Signature (Agent)

DC 7-8

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1991 ☆ U.S.G.P.O. : 1992-307-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

END