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June 26, 2014

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Pennsylvania Public Utility Commission
Bureau of Investigation & Enforcement
v.
WGM Transportation, Inc.
No. C-2014-2408085

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JUN 26 2014
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Dear Secretary Chiavetta:

Enclosed please find an original and 2 copies of Respondent's Answer to Complaint in this matter. Kindly return the time-stamped copies in the enclosed stamped, self-addressed envelope. By copy of this correspondence I am serving Wayne T. Scott, Prosecutor, with a copy of the Answer.

Thank you for your consideration in this matter.

Very truly yours,

Christie E. Bower

CHRISTIE E. BOWER

cc: Wayne T. Scott, Prosecutor (w/enclosure)
WGM Transportation, Inc. (w/enclosure)

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JUN 26 2014
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY :
COMMISSION, BUREAU OF :
INVESTIGATION AND ENFORCEMENT :
 :
V. : DOCKET NO. C-2014-2408085
 :
WGM TRANSPORTATION INC. :
9074 FRANKLIN HILL ROAD :
EAST STROUDSBURG, PA 18301 :

ANSWER TO COMPLAINT

AND NOW comes Respondent, WGM Transportation Inc., by and through its attorney, Christie E. Bower, Esquire, and files this Answer to the Complaint filed in this matter and served on June 10, 2014, and in support thereof avers as follows:

1. Admitted.
2. Admitted.
3. Admitted that a Complaint was made against Respondent involving the date in question. It is specifically denied that complainant was required to share a taxi ride with others. It is specifically denied that there was not enough room in the taxi for complainant, and specifically denied that the driver was discourteous to the complainant. By way of further answer, said complainant cancelled her call before the taxi driver arrived at the Martz bus terminal and the driver had no interaction with the complainant. Indeed, the log sheet for the taxi in question shows no entry regarding the complainant. A copy of said log sheet is incorporated herein, attached hereto and marked as Exhibit "A".
4. Admitted in part, denied in part. It is denied that the tax driver could not be interviewed, as the Bureau has the means to locate and interview individuals that it deems essential to an investigation. It is admitted that EO Richard Zaleski was informed that the taxi driver was no longer employed and thus Respondent had no means of facilitating an interview between the EO and the former driver.

5. Denied. It is specifically denied that complainant was listed as a no-show. The dispatch log for January 11, 2014 shows that complainant cancelled. A copy of the dispatch log sheet is incorporated herein, attached hereto and marked as Exhibit "B".

6. Admitted.

7. Admitted in part, denied in part. It is admitted that the vehicle in question was in excess of 8 years old. However, the vehicle was primarily used for para-transit, where no such age restriction applies. The Mt. Pocono area had endured adverse weather conditions during the week preceding 01/11/2014, and as such the road conditions were unfavorable. Respondent had considered shutting down due to the weather, because Respondent was concerned about the possibility of damage to its vehicles due to the weather and road conditions. The driver in question came to work anyway and is very familiar with the operation and use of taxi #7; thus, Respondent sent him out in that vehicle instead of shutting down. This particular vehicle, #7, was safe and in good working order.

8. Denied. It is specifically denied that Respondent's Call or Demand Tariff on file with the Commission that was in effect on January 11, 2014 has an effective date of March 9, 2004. By way of further answer, Respondent is in possession of a Call or Demand Tariff dated July 12, 2002. Additionally, based upon the allegation contained in paragraph 9 of the Complaint, there is a Call or Demand Tariff now in the EO's possession dated August 5, 2002 with a rate of \$1.75 for the 1st 1/7th mile or fraction thereof.

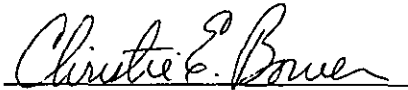
9. After reasonable investigation, Respondent is unable to form an answer to this allegation and therefore it is denied. Respondent is not in possession of the document referenced in this paragraph. Respondent avers that it has been utilizing the appropriate tariff for years. Respondent's vehicles have been inspected while utilizing this tariff and Respondent was never notified that it was using an incorrect tariff.

10. Denied as stated. Respondent respectfully suggests to the Commission that in more rural areas such as Monroe County, Pennsylvania, the age limitation should not apply during times of inclement weather or road conditions. Respondent's taxis record more dead miles than live miles given the geography of the area. Putting newer vehicles at risk in inclement weather puts its entire business in jeopardy.

11. It is specifically denied that Respondent's tariff is incorrect. There are now three separate documents listing different tariffs identified in the pleadings. Respondent has been using this tariff and despite numerous inspections throughout the years, Respondent has never been notified that its tariff was inaccurate.

WHEREFORE, Respondent respectfully requests this Honorable Commission to deny the relief requested in the Complaint.

Respectfully submitted:

A handwritten signature in cursive script that reads "Christie E. Bower". The signature is written in black ink and is positioned above a horizontal line.

Christie E. Bower, Esquire
Attorney for Respondent
Attorney ID #46711
6515 Route 209, Unit 2
Stroudsburg, PA 18360

Name: Randol Durvas

WGM TRANSPORTATION

Date: 1/11/14

Gas: \$ 54 PUC A00111651

Start Miles: 151877

Car #: 7

Driver's Daily Log

End Miles: 152141

Start Time: 2:00

End Time: 4:30

Trip # Of # Pass.

Pick-Up Location

Drop-Off Location

Start Time

Start Miles

End Time

End Miles

Chg #

Holiday Chg.

Night Chg.

Co-Pay

Meter Fare

Total Code

Trip # Of # Pass.	Pick-Up Location	Drop-Off Location	Start Time	Start Miles	End Time	End Miles	Chg #	Holiday Chg.	Night Chg.	Co-Pay	Meter Fare	Total Code
1	24 Store @ site		2:18	881			0					
2	1 CUA	Holtzman	2:44	888	2:57	894	0				1325	1325
3	2 MANTZ	3rd Ave	3:52	911	4:00	912	1				443	490
4	1 MANTZ	Downside	4:12	913	4:21	912	4				850	850
5	1 2000 Wagon	FRONT	4:59	927	5:22	935	8				1911	1911
6	1 Timberly	Ken's Ave	9:39	941	5:42	947	2				500	500
7	1 Dr. Longman	Cherry Lane	6:21	992	6:30	998	4				950	950
8	1 378 4th St	Wise (RTH)	6:42	962	7:01	966	4				1100	1100
9	4 2000 Wagon	4th St	7:10	965	7:39	983	20				2950	2950
10	1 N 9th St	4th St	8:15	998	8:21	1000	2				400	400
11	1 no down side	down side	8:24	1000	8:35	1005	5				1035	1035
12	1 Broadman	E Lovest	9:20	1022	9:37	1027	5				275	275
13	4 57 Union	MANTZ	10:42	1092	10:54	1062	5				1100	1200
14	1 1700 on Hill	Ellen	11:44	1064	11:54	1067	3				275	275
15	1 1026 Brown	in for	12:10	1070	12:11	1071	4				500	600
16	2 R. 216	show	1:17	1075	1:29	1079	4				900	1000
17	3 5000 2 1/2 hrs	now	1:38	1084	2:23	1099	25			264	4700	4800
	154			1098	5:42	154						
	69									108		
											100	

"A"

20
10

P.A. RILEY, JUDGE, COMMISSIONER
SECRETARY'S BUREAU

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All In Time	Pick up Location	Drop Off Location	Pick Up Time	Drop Off Time	Fare	Driver's I	
1209	3 TAYLOR	SHAWNEE	NIS	158	X	RABCO	
1215	KDC SC	PH	X	213	2075	RETORE	
1244	BRIDGE ST #3	B. GIANT	127	139	800	CRAIG	
1255	ALFREDO'S	S. FRANCIS	X	134	775	DALE	
1255	105 CLUBHOUSE DR	WASHINGTON	211	224	1212	ROBERT	
105	296 SKYLINE	1005 STAGHORN	X	242	309	DALE	
111	SHAWNEE (LOBBY)	CROSSINGS	NIS	142	X	ROBERT	
123	110 WHITE TAIL CLA	KMART	X	204	217	DALE	
139	STONE GATE 28	N 9TH	NIS	224	X	RANDY	
146	SHELL MAIN	GLENNBROOK	158	205	625	CRAIG	
151	WALMART (F)	727 SARAH ST	X10	154	X		
202	912 SCOTT ST	GREAT WOLF	219	✓	✓	JESSE	
209	WEST MALL	CHIP DR	220	229	575	CRAIG	
220	KENNEDY/SMITH	SC/PR	X	237	✓	RETORE	
229	307 CAMELOT	ABC 9TH w/stop	241	257	650	CRAIG	
231	EAST GURMET	BRIDGE ST	247	301	775	JESSE	
231	CVS MC	EV	247	257	1325	RANDY	
234	121 POW WOW	w/stop	239	252	800	ROBERT	
241	WALMART (F)	CCP w/stops	300	330	2000	ROBERT	
256	19 S 8TH	PMC	302	316	575	CRAIG	
257	MARTZ MP	107 SADOW SNDS	X	402	✓ 404	RANDY	
312	MARTZ MP	MT AIRY	X	NIS	402	RANDY	
325	MARTZ MP	116 STONEY	X	X60	400	X	
330	538 BARRY	DW9	340	346	750	JESSE	
332	1527 E FORREST	MC'D'S (BRD)	356	404	825	DALE	
332	519 GLENNBROOK	RUBY TUBSA	347	359	825	CRAIG	
336	204 MAIN	KMART (RT)	✓	421	500	CRAIG	
337	DIWAY II	PRICE CHOPPER	347	355	800	ROBERT	
343	SHOPRITE	121 POW WOW	400	404	600	JESSE	
348	TAP ROOM	WETRY'S	X60	349	X		
352	PK MC	FOXGLEN	416	✓	✓	RANDY	
359	MARTZ MP	2010 PINE VALLEY	X	417	421	850	RANDY

460-2788

424-4000
x1412

"B"

234-9354
982-8972
730-

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PA PUBLIC UTILITY COMMISS
SECRETARY'S BUREAU

VERIFICATION

I, Wayne G. Martin, Jr., President of WGM Transportation, Inc., hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. 4904 relating to unsworn falsification to authorities.

Date: June 26th, 2014

Wayne G. Martin, Jr. Pres.
Wayne G. Martin, Jr., President
WGM Transportation, Inc.

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JUN 26 2014
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU



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PHONE (570) 688-7589

Christie E Bower Esq
6515 Route 209 Unit 2
Stroudsburg PA 19360

PAYMENT BY ACCOUNT (If applicable)

DELIVERY OPTIONS (Customer Use Only)

SIGNATURE REQUIRED Note: The mailer must check the "Signature Required" box if the mailer: 1) Requires the addressee's signature; OR 2) Purchases additional insurance; OR 3) Purchases COD service; OR 4) Purchases Return Receipt service. If the box is not checked, the Postal Service will leave the item in the addressee's mail receptacle or other secure location without attempting to obtain the addressee's signature on delivery.

Delivery Options

- No Saturday Delivery (delivered next business day)
 Sunday/Holiday Delivery Required (additional fee, where available*)
 10:30 AM Delivery Required (additional fee, where available*)
 *Refer to USPS.com® or local Post Office™ for availability.

TO: (PLEASE PRINT)

PHONE ()

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg PA

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1 7 1 0 5 - 3 2 6 5

- For pickup or USPS Tracking™, visit USPS.com or call 800-222-1811.
 ■ \$100.00 Insurance Included.

ORIGIN (POSTAL SERVICE USE ONLY)

<input checked="" type="checkbox"/> 1-Day		<input type="checkbox"/> 2-Day		<input type="checkbox"/> Military		<input type="checkbox"/> DPO	
PO ZIP Code	Scheduled Delivery Date (MM/DD/YY)	Postage					
18335	6/27/14	\$ 16.95					
Date Accepted (MM/DD/YY)	Scheduled Delivery Time	Insurance Fee	COD Fee				
6/26/14	<input type="checkbox"/> 10:30 AM <input type="checkbox"/> 3:00 PM <input checked="" type="checkbox"/> 12 NOON	\$	\$				
Time Accepted	10:30 AM Delivery Fee	Return Receipt Fee	Live Animal Transportation Fee				
3:48 <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	\$	\$	\$				
Weight	<input type="checkbox"/> Flat Rate	Sunday/Holiday Premium Fee	Total Postage & Fees				
lbs. 6.0		\$	\$ 16.95				
		Acceptance Employee Initials					
		VP					

DELIVERY (POSTAL SERVICE USE ONLY)

Delivery Attempt (MM/DD/YY)	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM		Employee Signature
Delivery Attempt (MM/DD/YY)	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM		Employee Signature

LABEL 11-B, JANUARY 2014

PSN 7690-02-000-9998

3-ADDRESSEE COPY

WRITE FIRMLY TO MAKE ALL COPIES LEGIBLE.

1A

1B

Christie E. Bower, Esquire
Law Offices of Christie E. Bower
6515 Route 209, Unit 2
Stroudsburg, PA 18360

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
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