



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

NOV 07 1996

IN REPLY PLEASE  
REFER TO OUR FILE

ECONEXPRESS INCORPORATED  
1776 S. NAPERVILLE ROAD  
SUITE 103-A  
WHEATON IL 60187  
A-00107656 89C937

JAF

RECEIVED  
NOV 7 1996

SECRETARY'S OFFICE  
Public Utility Commission

To Whom It May Concern:

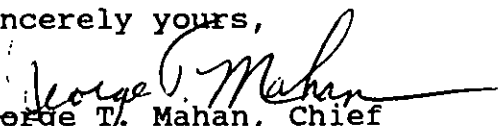
In response to the Federal Aviation Act of 1994, 49 U.S.C. §§41713(b) and 11501(h), the Pennsylvania Public Utility Commission on December 20, 1994, issued an order at P-00940884 which set forth new application procedures for motor carriers of property. The order directed that former contract carriers of property would be deemed to be common carriers of property. As common carriers of property they were required to file evidence of cargo insurance with this Commission, as required by 52 Pa. Code §32.13, in addition to bodily injury and property damage insurance, as required by 52 Pa. Code §32.12.

In reviewing the insurance records of the above named former contract carrier of property, it has been determined that acceptable evidence of cargo liability insurance is not on file. The Commission will accept a Form H or a UCPC-31, issued by the motor carrier's insurance company. Insurance coverage shall be in an amount not less than \$5,000 to provide payment for loss or damage to cargo. The attached PUC-288 Cargo Exemption Form can be filed in place of evidence of cargo insurance if the motor carrier transports only those shipments which fall within the exclusions listed.

Should acceptable evidence of cargo liability insurance or a Cargo Exemption Form not be filed within sixty (60) days of the date of this letter, the Prosecutory Staff of the Bureau of Transportation and Safety will institute a complaint which could result in the cancellation of the certificate of public convenience.

Any questions regarding this matter should be directed to the Insurance Unit, Motor Carrier Services and Enforcement Division, Bureau of Transportation and Safety, at (717) 787-1227 or 787-3114.

Sincerely yours,

  
George T. Mahan, Chief  
Motor Carrier Services and  
Enforcement Division  
Bureau of Transportation and Safety

pc: Document Folder

DOCUMENT  
FOLDER

DOCKETED  
NOV 15 1996



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

IN REPLY PLEASE  
REFER TO OUR FILE

December 7, 1998  
026067

98 DEC -8 AM 9:26

RECEIVED  
SECRETARY'S BUREAU

WILLIAM A GRAY  
ATTORNEY AT LAW  
VUONO & GRAY LLC  
2310 GRANT BUILDING  
PITTSBURGH PA 15219-2383

In re: A-00107656C9801 - Econexpress, Incorporated  
A-00107656

DOCKETED  
DEC 08 1998

Dear Mr. Gray:

This will acknowledge receipt of your correspondence of December 3, 1998, regarding the complaint instituted by the Bureau of Transportation and Safety against Econexpress, Incorporated (Econexpress), for failing to maintain acceptable evidence of cargo insurance on file with the Commission.

Please be advised that your request for additional time in which to secure the appropriate evidence of insurance on behalf of your client is granted. The Commission should receive acceptable evidence of cargo insurance (Form H) no later than **February 9, 1999**.

Your letter indicates that the reason for the need for additional time, is that Econexpress has changed its corporate name. It should be noted that it will also be necessary that acceptable evidence of bodily injury and property damage liability insurance (Form E) be filed with the Commission in the new name.

We have revised the Commission's records to reflect the new address of Econexpress, which was set forth in your letter.

DOCUMENT  
FOLDER

Very truly yours,

William P. Hoshour, Supervisor  
Insurance/Filing Unit  
Motor Carrier Services & Enforcement Div.  
Bureau of Transportation and Safety

EEF

Law Offices

# VUONO & GRAY, LLC

John A. Vuono  
William A. Gray  
Mark T. Vuono\*  
Dennis J. Kusturiss  
Christine M. Dolfi  
Louise R. Schrage  
\*Also Admitted in Florida

2310 Grant Building  
Pittsburgh, PA 15219-2383

(412) 471-1800

January 8, 1999

Richard R. Wilson  
of Counsel

Facsimile  
(412) 471-4477

Re: Econexpress, Incorporated  
Docket No. A-00107656  
Our File 3324

Mr. William Hoshour  
Insurance Section  
Bureau of Transportation and Safety  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

Dear Mr. Hoshour:

We have today filed with the Secretary a name change request to change the name of the above company to "Dyno Nobel Transportation, Inc.". A copy of our letter to the Secretary is enclosed. Hopefully, the name change request will be approved before February 9, 1999, which is the due date for filing evidence of insurance. In that regard, we are enclosing a Certificate of Insurance indicating that this company presently has insurance in the required amounts. We understand, however, that we cannot file the Form E and the Form H until the name change has been approved.

If you have any questions concerning this matter, please call me.

Very truly yours,

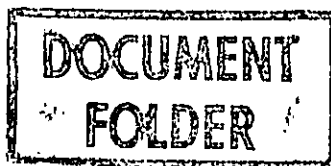
VUONO & GRAY, LLC

William A. Gray

pz/8304

Enclosure

cc: Dyno Nobel Transportation, Inc.



Law Offices

# VUONO & GRAY, LLC

John A. Vuono  
William A. Gray  
Mark T. Vuono  
Dennis J. Kusturiss  
Christine M. Dolfi  
Louise R. Schrage

*\*Also Admitted in Florida*

2310 Grant Building  
Pittsburgh, PA 15219-2383

(412) 471-1800

January 8, 1999

Richard R. Wilson  
*of Counsel*

Facsimile  
(412) 471-4477

Re: Econexpress, Incorporated  
Docket No. A-00107656  
Our File 3324

C  
O  
P  
Y  
Mr. James J. McNulty  
Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

Dear Mr. McNulty:

The above company holds a Certificate of Public Convenience at Docket No. A-00107656.

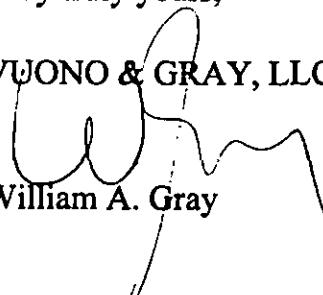
We are enclosing confirmation from the State of Illinois that the name Econexpress, Incorporated was changed to "DYNO Transportation Inc.", effective June 21, 1994. We are also enclosing confirmation from the State of Illinois that the name DYNO Transportation Inc. was changed to "Dyno Nobel Transportation, Inc.", effective October 20, 1998. We hereby request pursuant to 52 Pa. Code §3.381(a)(6)(i) that the Certificate issued in this case be amended to stand in the name Dyno Nobel Transportation, Inc.

There has been no change in the ownership or control of the business. A list of the officers, directors and stockholders of the company is enclosed.

Please acknowledge receipt and filing of the enclosed on the duplicate copy of this letter of transmittal and return it to the undersigned in the self-addressed, stamped envelope provided.

Very truly yours,

VUONO & GRAY, LLC

  
William A. Gray

pz/8205

Enclosures

cc: Dyno Nobel Transportation, Inc.

Form **BCA-10.30**

Regulation 3003  
Telephone (217) 782-1832

Remit payment in check or money order,  
payable to "Secretary of State."

\*The filing fee for articles of amendment -  
\$25.00

The filing fee for restated articles - \$100.00

# ARTICLES OF AMENDMENT

## FILED

JUN 21 1994

GEORGE H. RYAN  
SECRETARY OF STATE

This space for use by  
Secretary of State

Date 6-21-94

Franchise Tax \$  
Filing Fee \$ 25  
Penalty \$

Approved: 

1. CORPORATE NAME: ECONEXPRESS Incorporated (Note 1)

2. MANNER OF ADOPTION OF AMENDMENT:  
The following amendment of the Articles of Incorporation was adopted on May 24  
19 94 in the manner indicated below. ("X" one box only)

By a majority of the incorporators, provided no directors were named in the articles of incorporation and no directors have been elected; or by a majority of the board of directors, in accordance with Section 10.10, the corporation having issued no shares as of the time of adoption of this amendment; (Note 2)

By a majority of the board of directors, in accordance with Section 10.15, shares having been issued but shareholder action not being required for the adoption of the amendment; (Note 3)

By the shareholders, in accordance with Section 10.20, a resolution of the board of directors having been duly adopted and submitted to the shareholders. At a meeting of shareholders, not less than the minimum number of votes required by statute and by the articles of incorporation were voted in favor of the amendment; (Note 4)

By the shareholders, in accordance with Sections 10.20 and 7.10, a resolution of the board of directors having been duly adopted and submitted to the shareholders. A consent in writing has been signed by shareholders having not less than the minimum number of votes required by statute and by the articles of incorporation. Shareholders who have not consented in writing have been given notice in accordance with Section 7.10; (Note 4)

By the shareholders, in accordance with Sections 10.20 and 7.10, a resolution of the board of directors having been duly adopted and submitted to the shareholders. A consent in writing has been signed by all the shareholders entitled to vote on this amendment. (Note 4)

3. TEXT OF AMENDMENT:  
a. When amendment effects a name change, insert the new corporate name below. Use Page 2 for all other amendments.

Article I: The name of the corporation is:  
DYNO Transportation Inc.

(NEW NAME)

## Text of Amendment

- b. *(If amendment affects the corporate purpose, the amended purpose is required to be set forth in its entirety. If there is not sufficient space to do so, add one or more sheets of this size.)*

4. The manner, if not set forth in Article 3b, in which any exchange, reclassification or cancellation of issued shares, or a reduction of the number of authorized shares of any class below the number of issued shares of that class, provided for or effected by this amendment, is as follows: (If not applicable, insert "No change")

5. (a) The manner, if not set forth in Article 3b, in which said amendment effects a change in the amount of paid-in capital (Paid-in capital replaces the terms Stated Capital and Paid-in Surplus and is equal to the total of these accounts) is as follows: (If not applicable, insert "No change")

(b) The amount of paid-in capital (Paid-in Capital replaces the terms Stated Capital and Paid-in Surplus and is equal to the total of these accounts) as changed by this amendment is as follows: (If not applicable, insert "No change")

	Before Amendment	After Amendment
Paid-in Capital	\$ _____	\$ _____

(Complete either Item 6 or 7 below)

6. The undersigned corporation has caused this statement to be signed by its duly authorized officers, each of whom affirms, under penalties of perjury, that the facts stated herein are true.

Dated June 8<sup>th</sup>, 19 94

DYNO Transportation Inc.  
(Exact Name of Corporation)

attested by David S. Price  
(Signature of Secretary or Assistant Secretary)

by William Popadich  
(Signature of President or Vice President)

David S. Price, Secretary  
(Type or Print Name and Title)

William Popadich, President  
(Type or Print Name and Title)

7. If amendment is authorized pursuant to Section 10.10 by the incorporators, the incorporators must sign below.

OR

If amendment is authorized by the directors pursuant to Section 10.10 and there are no officers, then a majority of the directors or such directors as may be designated by the board, must sign below.

The undersigned affirms, under the penalties of perjury, that the facts stated herein are true.

Dated \_\_\_\_\_, 19 \_\_\_\_\_

_____	_____
_____	_____
_____	_____
_____	_____

## NOTES and INSTRUCTIONS

- NOTE 1:** State the true exact corporate name as it appears on the records of the office of the Secretary of State, BEFORE any amendments herein reported.
- NOTE 2:** Incorporators are permitted to adopt amendments ONLY before any shares have been issued and before any directors have been named or elected. (§ 10.10)
- NOTE 3:** Directors may adopt amendments without shareholder approval in only six instances, as follows:
- (a) to remove the names and addresses of directors named in the articles of incorporation;
  - (b) to remove the name and address of the initial registered agent and registered office, provided a statement pursuant to § 5.10 is also filed;
  - (c) to split the issued whole shares and unissued authorized shares by multiplying them by a whole number, so long as no class or series is adversely affected thereby;
  - (d) to change the corporate name by substituting the word "corporation", "incorporated", "company", "limited", or the abbreviation "corp.", "inc.", "co.", or "ltd." for a similar word or abbreviation in the name, or by adding a geographical attribution to the name;
  - (e) to reduce the authorized shares of any class pursuant to a cancellation statement filed in accordance with § 9.05;
  - (f) to restate the articles of incorporation as currently amended. (§ 10.15)
- NOTE 4:** All amendments not adopted under § 10.10 or § 10.15 require (1) that the board of directors adopt a resolution setting forth the proposed amendment and (2) that the shareholders approve the amendment.

Shareholder approval may be (1) by vote at a shareholders' meeting (*either annual or special*) or (2) by consent in writing, without a meeting.

To be adopted, the amendment must receive the affirmative vote or consent of the holders of at least 2/3 of the outstanding shares entitled to vote on the amendment (*but if class voting applies, then also at least a 2/3 vote within each class is required*).

The articles of incorporation may supercede the 2/3 vote requirement by specifying any smaller or larger vote requirement not less than a majority of the outstanding shares entitled to vote and not less than a majority within each class when class voting applies. (§ 10.20)

- NOTE 5:** When shareholder approval is by consent, all shareholders must be given notice of the proposed amendment at least 5 days before the consent is signed. If the amendment is adopted, shareholders who have not signed the consent must be promptly notified of the passage of the amendment. (§§ 7.10 & 10.20)

File # D5227-083-9

George H. Ryan  
Secretary of State  
Department of Business Services  
Springfield, IL 62756  
Telephone (217) 782-1832

**FILED**

OCT 20 1998

**GEORGE H. RYAN  
SECRETARY OF STATE**

**SUBMIT IN DUPLICATE**

This space for use by  
Secretary of State

**CO COPY**  
Date 10-20-98

Franchise Tax \$  
Filing Fee\* \$ 25.00  
Penalty \$

Approved: ML

Remit payment in check or money  
order, payable to "Secretary of State."

\* The filing fee for articles of  
amendment - \$25.00

1. **CORPORATE NAME:** DYNO Transportation Inc.

(Note 1)

2. **MANNER OF ADOPTION OF AMENDMENT:**

The following amendment of the Articles of Incorporation was adopted on October 12

19 98 in the manner indicated below. ("X" one box only)

- By a majority of the incorporators, provided no directors were named in the articles of incorporation and no directors have been elected; (Note 2)
- By a majority of the board of directors, in accordance with Section 10.10, the corporation having issued no shares as of the time of adoption of this amendment; (Note 2)
- By a majority of the board of directors, in accordance with Section 10.15, shares having been issued but shareholder action not being required for the adoption of the amendment; (Note 3)
- By the shareholders, in accordance with Section 10.20, a resolution of the board of directors having been duly adopted and submitted to the shareholders. At a meeting of shareholders, not less than the minimum number of votes required by statute and by the articles of incorporation were voted in favor of the amendment; (Note 4)
- By the shareholders, in accordance with Sections 10.20 and 7.10, a resolution of the board of directors having been duly adopted and submitted to the shareholders. A consent in writing has been signed by shareholders having not less than the minimum number of votes required by statute and by the articles of incorporation. Shareholders who have not consented in writing have been given notice in accordance with Section 7.10; (Note 4&5)
- By the shareholders, in accordance with Sections 10.20 and 7.10, a resolution of the board of directors having been duly adopted and submitted to the shareholders. A consent in writing has been signed by all the shareholders entitled to vote on this amendment. (Note 5)

3. **TEXT OF AMENDMENT:**

a. When amendment effects a name change, insert the new corporate name below. Use Page 2 for all other amendments.

Article I: The name of the corporation is:

Dyno Nobel Transportation, Inc.

(NEW NAME)

**EXPEDITED**

OCT 20 1998

**Text of Amendment**

b. *(If amendment affects the corporate purpose, the amended purpose is required to be set forth in its entirety. If there is not sufficient space to do so, add one or more sheets of this size.)*

CC

4. The manner, if not set forth in Article 3b, in which any exchange, reclassification or cancellation of issued shares, or a reduction of the number of authorized shares of any class below the number of issued shares of that class, provided for or affected by this amendment, is as follows: (if not applicable, insert "No change")

No change

**COPY**

5. (a) The manner, if not set forth in Article 3b, in which said amendment effects a change in the amount of paid-in capital (Paid-in capital replaces the terms Stated Capital and Paid-in Surplus and is equal to the total of these accounts) is as follows: (if not applicable, insert "No change")

No change

(b) The amount of paid-in capital (Paid-in Capital replaces the terms Stated Capital and Paid-in Surplus and is equal to the total of these accounts) as changed by this amendment is as follows: (if not applicable, insert "No change")

No change

	Before Amendment	After Amendment
Paid-in Capital	\$ _____	\$ _____

(Complete either Item 6 or 7 below. All signatures must be in **BLACK INK.**)

6. The undersigned corporation has caused this statement to be signed by its duly authorized officers, each of whom affirms, under penalties of perjury, that the facts stated herein are true.

Dated October 12, 1998

DYNO Transportation Inc.

(Exact Name of Corporation at date of execution)

attested by David S. Price  
(Signature of Secretary or Assistant Secretary)

by William M. Popadich  
(Signature of President or Vice President)

David S. Price, Secretary  
(Type or Print Name and Title)

William M. Popadich, President  
(Type or Print Name and Title)

7. If amendment is authorized pursuant to Section 10.10 by the incorporators, the incorporators must sign below, and type or print name and title.

OR

If amendment is authorized by the directors pursuant to Section 10.10 and there are no officers, then a majority of the directors or such directors as may be designated by the board, must sign below, and type or print name and title.

The undersigned affirms, under the penalties of perjury, that the facts stated herein are true.

Dated \_\_\_\_\_, 19 \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## NOTES and INSTRUCTIONS

- NOTE 1:** State the true exact corporate name as it appears on the records of the office of the Secretary of State, BEFORE any amendments herein reported.
- NOTE 2:** Incorporators are permitted to adopt amendments ONLY before any shares have been issued and before any directors have been named or elected. **COPY** (§10.10)
- NOTE 3:** Directors may adopt amendments without shareholder approval in only seven instances, as follows:
- (a) to remove the names and addresses of directors named in the articles of incorporation;
  - (b) to remove the name and address of the initial registered agent and registered office, provided a statement pursuant to §5.10 is also filed;
  - (c) to increase, decrease, create or eliminate the par value of the shares of any class, so long as no class or series of shares is adversely affected.
  - (d) to split the issued whole shares and unissued authorized shares by multiplying them by a whole number, so long as no class or series is adversely affected thereby;
  - (e) to change the corporate name by substituting the word "corporation", "incorporated", "company", "limited", or the abbreviation "corp.", "inc.", "co.", or "ltd." for a similar word or abbreviation in the name, or by adding a geographical attribution to the name;
  - (f) to reduce the authorized shares of any class pursuant to a cancellation statement filed in accordance with §9.05,
  - (g) to restate the articles of incorporation as currently amended. (§10.15)
- NOTE 4:** All amendments not adopted under §10.10 or §10.15 require (1) that the board of directors adopt a resolution setting forth the proposed amendment and (2) that the shareholders approve the amendment.
- Shareholder approval may be (1) by vote at a shareholders' meeting (*either annual or special*) or (2) by consent, in writing, without a meeting.
- To be adopted, the amendment must receive the affirmative vote or consent of the holders of at least 2/3 of the outstanding shares entitled to vote on the amendment (*but if class voting applies, then also at least a 2/3 vote within each class is required*).
- The articles of incorporation may supercede the 2/3 vote requirement by specifying any smaller or larger vote requirement not less than a majority of the outstanding shares entitled to vote and not less than a majority within each class when class voting applies. (§10.20)
- NOTE 5:** When shareholder approval is by consent, all shareholders must be given notice of the proposed amendment at least 5 days before the consent is signed. If the amendment is adopted, shareholders who have not signed the consent must be promptly notified of the passage of the amendment. (§§7.10 & 10.20)

Dyno Nobel Transportation, Inc.  
Directors and Officers  
as of 12/31/98

**OFFICERS**

**President**

**William Popadich**  
11th Floor Crossroads Tower  
Salt Lake City, Utah 84144

800-473-2626

**Secretary**

**David Price**  
11th Floor Crossroads Tower  
Salt Lake City, Utah 84144

800-473-2626

**DIRECTORS**

**William Popadich**  
11th Floor Crossroads Tower  
Salt Lake City, Utah 84144

800-473-2626

**David Pruett**  
11th Floor Crossroads Tower  
Salt Lake City, Utah 84144

800-473-2626

VERIFICATION

I verify that the statements made in the foregoing document are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsification to authorities.

*William M. Rydick*  
President

Dated: 12/24/98

# ACORD CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YY)  
12/14/98

**PRODUCER**

Summa Insurance Managers  
820 Gessner, Suite 1650  
Houston TX 77024-4290

Phone No. 713-932-1211 Fax No.  
INSURED

Dyno Nobel Transportation, Inc  
Dyno Transportation  
Eleventh Floor,  
Crossroads Tower  
Salt Lake City UT 84144

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

**COMPANIES AFFORDING COVERAGE**

COMPANY A	NOBEL INSURANCE COMPANY
COMPANY B	ZURICH INSURANCE COMPANY
COMPANY C	Pacific Employers Ins. Co.
COMPANY D	

**COVERAGES**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY	3601EXUT000990	07/01/98	07/01/99	GENERAL AGGREGATE \$ 2,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY				PRODUCTS - COM/PROP AGG \$ 2,000,000
	<input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR				PERSONAL & ADV INJURY \$ 1,000,000
	<input type="checkbox"/> OWNER'S & CONTRACTOR'S PROT				EACH OCCURRENCE \$ 1,000,000
	<input checked="" type="checkbox"/> CONTRACTUAL				FIRE DAMAGE (Any one fire) \$ 50,000
					MED EXP (Any one person) \$ 5,000
A	AUTOMOBILE LIABILITY	1001EXUT000988	07/01/98	07/01/99	COMBINED SINGLE LIMIT \$ 1,000,000
	<input checked="" type="checkbox"/> ANY AUTO	1001EXTX000989	07/01/98	07/01/99	BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS				BODILY INJURY (Per accident) \$
	<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE \$
	<input checked="" type="checkbox"/> HIRED AUTOS				
<input checked="" type="checkbox"/> NON-OWNED AUTOS					
	GARAGE LIABILITY				AUTO ONLY - EA ACCIDENT \$
	<input type="checkbox"/> ANY AUTO				OTHER THAN AUTO ONLY: \$
					EACH ACCIDENT \$
					AGGREGATE \$
B	EXCESS LIABILITY	CC842260-03	07/01/98	07/01/99	EACH OCCURRENCE \$ 5,000,000
	<input checked="" type="checkbox"/> UMBRELLA FORM				AGGREGATE \$ 5,000,000
	<input type="checkbox"/> OTHER THAN UMBRELLA FORM				\$
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	WLRC42613472 SCFC42613484	07/01/98 07/01/98	07/01/99 07/01/99	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER \$
	THE PROPRIETOR/PARTNERS/EXECUTIVE OFFICERS ARE: <input type="checkbox"/> INCL <input type="checkbox"/> EXCL				EL EACH ACCIDENT \$ 1,000,000
					EL DISEASE - POLICY LIMIT \$ 1,000,000
					EL DISEASE - EA EMPLOYEE \$ 1,000,000
A	MOTOR CARGO LIABILITY	7001EXUT000991	07/01/98	07/01/99	DED. \$100,000 \$1,000

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

**CERTIFICATE HOLDER**

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

THECO03

**CANCELLATION**

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

*Ralph L. Gremmel*

Law Offices

# VUONO & GRAY, LLC

John A. Vuono  
William A. Gray  
Mark T. Vuono\*  
Dennis J. Kusturiss  
Christine M. Dolfi  
Louise R. Schrage  
\*Also Admitted in Florida

2310 Grant Building  
Pittsburgh, PA 15219-2383  
(412) 471-1800

January 8, 1999

Richard R. Wilson  
of Counsel  
0666  
Facsimile  
(412) 471-4477

Re: Econexpress, Incorporated  
Docket No. A-00107656  
Our File 3324

Mr. James J. McNulty  
Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

DOCKETED  
APPLICATION DOCKET  
JAN 13 1999  
ENTRY No. 72

RECEIVED  
SECRETARY'S BUREAU  
JAN 11 AM 9:34

Dear Mr. McNulty:

The above company holds a Certificate of Public Convenience at Docket No. A-00107656.

We are enclosing confirmation from the State of Illinois that the name Econexpress, Incorporated was changed to "DYNO Transportation Inc.", effective June 21, 1994. We are also enclosing confirmation from the State of Illinois that the name DYNO Transportation Inc. was changed to "Dyno Nobel Transportation, Inc.", effective October 20, 1998. We hereby request pursuant to 52 Pa. Code §3.381(a)(6)(i) that the Certificate issued in this case be amended to stand in the name Dyno Nobel Transportation, Inc.

There has been no change in the ownership or control of the business. A list of the officers, directors and stockholders of the company is enclosed.

Please acknowledge receipt and filing of the enclosed on the duplicate copy of this letter of transmittal and return it to the undersigned in the self-addressed, stamped envelope provided.

Very truly yours,

VUONO & GRAY, LLC

William A. Gray

DOCUMENT  
FOLDER

EEF

pZ/8205

Enclosures

cc: Dyno Nobel Transportation, Inc.

23

Form **BCA-10.30**

Telephone (217) 782-1832

Remit payment in check or money order, payable to "Secretary of State."

\*The filing fee for articles of admendment - \$25.00

The filing fee for restated articles - \$100.00

**ARTICLES OF AMENDMENT**

**FILED**

**JUN 21 1994**

**GEORGE H. RYAN  
SECRETARY OF STATE**

This space for use by Secretary of State

Date 6-21-94

Franchise Tax \$

Filing Fee \$

Penalty \$

Approved: 

1. **CORPORATE NAME:** ECONEXPRESS Incorporated (Note 1)

2. **MANNER OF ADOPTION OF AMENDMENT:**

The following amendment of the Articles of Incorporation was adopted on May 24 19 94 in the manner indicated below. ("X" one box only)

By a majority of the incorporators, provided no directors were named in the articles of incorporation and no directors have been elected; or by a majority of the board of directors, in accordance with Section 10.10, the corporation having issued no shares as of the time of adoption of this amendment; (Note 2)

By a majority of the board of directors, in accordance with Section 10.15, shares having been issued but shareholder action not being required for the adoption of the amendment; (Note 3)

By the shareholders, in accordance with Section 10.20, a resolution of the board of directors having been duly adopted and submitted to the shareholders. At a meeting of shareholders, not less than the minimum number of votes required by statute and by the articles of incorporation were voted in favor of the amendment; (Note 4)

By the shareholders, in accordance with Sections 10.20 and 7.10, a resolution of the board of directors having been duly adopted and submitted to the shareholders. A consent in writing has been signed by shareholders having not less than the minimum number of votes required by statute and by the articles of incorporation. Shareholders who have not consented in writing have been given notice in accordance with Section 7.10; (Note 4)

By the shareholders, in accordance with Sections 10.20 and 7.10, a resolution of the board of directors having been duly adopted and submitted to the shareholders. A consent in writing has been signed by all the shareholders entitled to vote on this amendment. (Note 4)

3. **TEXT OF AMENDMENT:**

a. When amendment effects a name change, insert the new corporate name below. Use Page 2 for all other amendments.

Article I: The name of the corporation is:

DYNO Transportation Inc.

(NEW NAME)

RECEIVED  
SECRETARY OF STATE  
JUN 21 1994

## Text of Amendment

- b. *(If amendment affects the corporate purpose, the amended purpose is required to be set forth in its entirety. If there is not sufficient space to do so, add one or more sheets of this size.)*

4. The manner, if not set forth in Article 3b, in which any exchange, reclassification or cancellation of issued shares, or a reduction of the number of authorized shares of any class below the number of issued shares of that class, provided for or effected by this amendment, is as follows: (If not applicable, insert "No change")

5. (a) The manner, if not set forth in Article 3b, in which said amendment effects a change in the amount of paid-in capital (Paid-in capital replaces the terms Stated Capital and Paid-in Surplus and is equal to the total of these accounts) is as follows: (If not applicable, insert "No change")

(b) The amount of paid-in capital (Paid-in Capital replaces the terms Stated Capital and Paid-in Surplus and is equal to the total of these accounts) as changed by this amendment is as follows: (If not applicable, insert "No change")

	Before Amendment	After Amendment
Paid-in Capital	\$ _____	\$ _____

(Complete either Item 6 or 7 below)

6. The undersigned corporation has caused this statement to be signed by its duly authorized officers, each of whom affirms, under penalties of perjury, that the facts stated herein are true.

Dated June 8<sup>th</sup>, 19 94 DYNO Transportation Inc.  
(Exact Name of Corporation)

attested by David S. Price by William Popadich  
(Signature of Secretary or Assistant Secretary) (Signature of President or Vice President)

David S. Price, Secretary William Popadich, President  
(Type or Print Name and Title) (Type or Print Name and Title)

7. If amendment is authorized pursuant to Section 10.10 by the incorporators, the incorporators must sign below.

OR

If amendment is authorized by the directors pursuant to Section 10.10 and there are no officers, then a majority of the directors or such directors as may be designated by the board, must sign below.

The undersigned affirms, under the penalties of perjury, that the facts stated herein are true.

Dated \_\_\_\_\_, 19 \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

NOTES and INSTRUCTIONS

NOTE 1: State the true exact corporate name as it appears on the records of the office of the Secretary of State, BEFORE any amendments herein reported.

NOTE 2: Incorporators are permitted to adopt amendments ONLY before any shares have been issued and before any directors have been named or elected. (§ 10.10)

NOTE 3: Directors may adopt amendments without shareholder approval in only six instances, as follows:

- (a) to remove the names and addresses of directors named in the articles of incorporation;
- (b) to remove the name and address of the initial registered agent and registered office, provided a statement pursuant to § 5.10 is also filed;
- (c) to split the issued whole shares and unissued authorized shares by multiplying them by a whole number, so long as no class or series is adversely affected thereby;
- (d) to change the corporate name by substituting the word "corporation", "incorporated", "company", "limited", or the abbreviation "corp.", "inc.", "co.", or "ltd." for a similar word or abbreviation in the name, or by adding a geographical attribution to the name;
- (e) to reduce the authorized shares of any class pursuant to a cancellation statement filed in accordance with § 9.05,
- (f) to restate the articles of incorporation as currently amended. (§ 10.15)

NOTE 4: All amendments not adopted under § 10.10 or § 10.15 require (1) that the board of directors adopt a resolution setting forth the proposed amendment and (2) that the shareholders approve the amendment.

Shareholder approval may be (1) by vote at a shareholders' meeting (*either annual or special*) or (2) by consent in writing, without a meeting.

To be adopted, the amendment must receive the affirmative vote or consent of the holders of at least 2/3 of the outstanding shares entitled to vote on the amendment (*but if class voting applies, then also at least a 2/3 vote within each class is required*).

The articles of incorporation may supercede the 2/3 vote requirement by specifying any smaller or larger vote requirement not less than a majority of the outstanding shares entitled to vote and not less than a majority within each class when class voting applies. (§ 10.20)

NOTE 5: When shareholder approval is by consent, all shareholders must be given notice of the proposed amendment at least 5 days before the consent is signed. If the amendment is adopted, shareholders who have not signed the consent must be promptly notified of the passage of the amendment. (§§ 7.10 & 10.20)

Form **BCA-10.30**

(Rev. Jan. 1995)

**ARTICLES OF AMENDMENT**

File # D5227-083-9

George H. Ryan  
Secretary of State  
Department of Business Services  
Springfield, IL 62756  
Telephone (217) 782-1832

**FILED**

OCT 20 1998

**GEORGE H. RYAN  
SECRETARY OF STATE**

**SUBMIT IN DUPLICATE**

This space for use by  
Secretary of State

Date 10-20-98

Franchise Tax \$  
Filing Fee\* \$ 25.00  
Penalty \$

Approved: MA

Remit payment in check or money order, payable to "Secretary of State."

\* The filing fee for articles of amendment - \$25.00

1. CORPORATE NAME: DYNO Transportation Inc.

(Note 1)

2. MANNER OF ADOPTION OF AMENDMENT:

The following amendment of the Articles of Incorporation was adopted on October 12  
19 98 in the manner indicated below. ("X" one box only)

- By a majority of the incorporators, provided no directors were named in the articles of incorporation and no directors have been elected; (Note 2)
- By a majority of the board of directors, in accordance with Section 10.10, the corporation having issued no shares as of the time of adoption of this amendment; (Note 2)
- By a majority of the board of directors, in accordance with Section 10.15, shares having been issued but shareholder action not being required for the adoption of the amendment; (Note 3)
- By the shareholders, in accordance with Section 10.20, a resolution of the board of directors having been duly adopted and submitted to the shareholders. At a meeting of shareholders, not less than the minimum number of votes required by statute and by the articles of incorporation were voted in favor of the amendment; (Note 4)
- By the shareholders, in accordance with Sections 10.20 and 7.10, a resolution of the board of directors having been duly adopted and submitted to the shareholders. A consent in writing has been signed by shareholders having not less than the minimum number of votes required by statute and by the articles of incorporation. Shareholders who have not consented in writing have been given notice in accordance with Section 7.10; (Note 4&5)
- By the shareholders, in accordance with Sections 10.20 and 7.10, a resolution of the board of directors having been duly adopted and submitted to the shareholders. A consent in writing has been signed by all the shareholders entitled to vote on this amendment. (Note 5)

3. TEXT OF AMENDMENT:

a. When amendment effects a name change, insert the new corporate name below. Use Page 2 for all other amendments.

Article I: The name of the corporation is:

Dyno Nobel Transportation, Inc.

(NEW NAME)

**EXPEDITED**

OCT 20 1998

**Text of Amendment**

- b. *(If amendment affects the corporate purpose, the amended purpose is required to be set forth in its entirety. If there is not sufficient space to do so, add one or more sheets of this size.)*



4. The manner, if not set forth in Article 3b, in which any exchange, reclassification or cancellation of issued shares, or a reduction of the number of authorized shares of any class below the number of issued shares of that class, provided for or affected by this amendment, is as follows: (if not applicable, insert "No change")

No change

**COPY**

5. (a) The manner, if not set forth in Article 3b, in which said amendment effects a change in the amount of paid-in capital (Paid-in capital replaces the terms Stated Capital and Paid-in Surplus and is equal to the total of these accounts) is as follows: (If not applicable, insert "No change")

No change

- (b) The amount of paid-in capital (Paid-in Capital replaces the terms Stated Capital and Paid-in Surplus and is equal to the total of these accounts) as changed by this amendment is as follows: (If not applicable, insert "No change")

No change

	Before Amendment	After Amendment
Paid-in Capital	\$ _____	\$ _____

(Complete either Item 6 or 7 below. All signatures must be in **BLACK INK.**)

6. The undersigned corporation has caused this statement to be signed by its duly authorized officers, each of whom affirms, under penalties of perjury, that the facts stated herein are true.

Dated October 12, 19 98

DYNO Transportation Inc.

(Exact Name of Corporation at date of execution)

attested by David S. Price  
(Signature of Secretary or Assistant Secretary)

by William M. Popadich  
(Signature of President or Vice President)

David S. Price, Secretary  
(Type or Print Name and Title)

William M. Popadich, President  
(Type or Print Name and Title)

7. If amendment is authorized pursuant to Section 10.10 by the incorporators, the incorporators must sign below, and type or print name and title.

OR

If amendment is authorized by the directors pursuant to Section 10.10 and there are no officers, then a majority of the directors or such directors as may be designated by the board, must sign below, and type or print name and title.

The undersigned affirms, under the penalties of perjury, that the facts stated herein are true.

Dated \_\_\_\_\_, 19 \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## NOTES and INSTRUCTIONS

- NOTE 1: State the true exact corporate name as it appears on the records of the office of the Secretary of State, BEFORE any amendments herein reported.
- NOTE 2: Incorporators are permitted to adopt amendments ONLY before any shares have been issued and before any directors have been named or elected. **COPY** (§10.10)
- NOTE 3: Directors may adopt amendments without shareholder approval in only seven instances, as follows:
- (a) to remove the names and addresses of directors named in the articles of incorporation;
  - (b) to remove the name and address of the initial registered agent and registered office, provided a statement pursuant to §5.10 is also filed;
  - (c) to increase, decrease, create or eliminate the par value of the shares of any class, so long as no class or series of shares is adversely affected.
  - (d) to split the issued whole shares and unissued authorized shares by multiplying them by a whole number, so long as no class or series is adversely affected thereby;
  - (e) to change the corporate name by substituting the word "corporation", "incorporated", "company", "limited", or the abbreviation "corp.", "inc.", "co.", or "ltd." for a similar word or abbreviation in the name, or by adding a geographical attribution to the name;
  - (f) to reduce the authorized shares of any class pursuant to a cancellation statement filed in accordance with §9.05,
  - (g) to restate the articles of incorporation as currently amended. (§10.15)
- NOTE 4: All amendments not adopted under §10.10 or §10.15 require (1) that the board of directors adopt a resolution setting forth the proposed amendment and (2) that the shareholders approve the amendment.
- Shareholder approval may be (1) by vote at a shareholders' meeting (*either annual or special*) or (2) by consent, in writing, without a meeting.
- To be adopted, the amendment must receive the affirmative vote or consent of the holders of at least 2/3 of the outstanding shares entitled to vote on the amendment (*but if class voting applies, then also at least a 2/3 vote within each class is required*).
- The articles of incorporation may supercede the 2/3 vote requirement by specifying any smaller or larger vote requirement not less than a majority of the outstanding shares entitled to vote and not less than a majority within each class when class voting applies. (§10.20)
- NOTE 5: When shareholder approval is by consent, all shareholders must be given notice of the proposed amendment at least 5 days before the consent is signed. If the amendment is adopted, shareholders who have not signed the consent must be promptly notified of the passage of the amendment. (§§7.10 & 10.20)

C-173.9

Dyno.Nobel Transportation, Inc.  
Directors and Officers  
as of 12/31/98

OFFICERS

**President**

**William Popadich**  
11th Floor Crossroads Tower  
Salt Lake City, Utah 84144

800-473-2626

**Secretary**

**David Price**  
11th Floor Crossroads Tower  
Salt Lake City, Utah 84144

800-473-2626

DIRECTORS

**William Popadich**  
11th Floor Crossroads Tower  
Salt Lake City, Utah 84144

800-473-2626

**David Pruett**  
11th Floor Crossroads Tower  
Salt Lake City, Utah 84144

800-473-2626

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SECRETARY'S BUREAU

VERIFICATION

I verify that the statements made in the foregoing document are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsification to authorities.

*William M. Rosdick*  
President

Dated: 12/24/98

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