

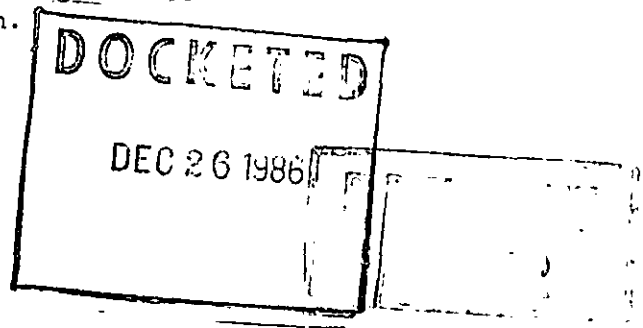
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Uniform Cover and Calendar Sheet

1. <u>REPORT DATE:</u> October 17, 1986	:	2. <u>BUREAU AGENDA NO.</u> DEC-86-T-1229*
3. <u>BUREAU:</u> Transportation	:	
4. <u>SECTION(S):</u> Technical Review	:	5. <u>PUBLIC MEETING DATE:</u> December 4, 1986
6. <u>APPROVED BY:</u> Director: Ernst 7-2154 Supervisor: Bigelow/Marzolf 3-5945	:	
7. <u>MONITOR:</u>	:	
8. <u>PERSON IN CHARGE:</u> G. Travitz 3-5947	:	
9. <u>DOCKET NO:</u> A-00106960	:	
10. (a) CAPTION (abbreviate if more than 4 lines) (b) Short summary of history & facts, documents & briefs (c) Recommendation		

(a) Application of Delaware County Transportation Service, Inc., Sharon Hill, Delaware County, a corporation of the Commonwealth of Pennsylvania, for the right to begin to transport, as a common carrier, persons, in group and party service from points in the county of Delaware to points in Pennsylvania and return.

(b) The application is unopposed. Seven supporting parties have demonstrated that approval of the application is necessary for the accommodation and convenience of the public. The temporary authority application will be dismissed with adoption of this order.

(c) The Bureau of Transportation recommends that the Commission adopt the proposed order approving the application and dismissing the temporary authority application.



11. MOTION BY: Commissioner Chm. Taliaferro Commissioner Fischl - Yes  
Commissioner  
SECONDED: Commissioner Shane Commissioner

CONTENT OF MOTION: Staff recommendation adopted.



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P. O. BOX 3265, HARRISBURG, Pa. 17120

December 9, 1986

IN REPLY PLEASE  
REFER TO OUR FILE

A-00106960

Anastasius Efstratiades, Esquire  
1822 Spruce Street  
Philadelphia, PA 19103

Application of Delaware County Transportation Service, Inc., a corporation  
of the Commonwealth of Pennsylvania

DOCKETED

DEC 11 1986

Dear Sir:

Enclosed is the compliance order issued by the Commission in the  
above entitled proceeding.

The Certificate of Public Convenience evincing 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 A Form E as evidence of minimum public liability and  
property damage insurance coverage as shown on the back  
of this page.
- II Prepare and file a tariff, instructions for which are  
enclosed and return to the Pa. Public Utility Commission,  
Bureau of Non-Rail Transportation, Tariff Section, Room 411  
Transportation & Safety Building, Harrisburg, PA 17120

No motor carrier shall operate or engage in any transportation  
until all of the above requirements have been complied with and a certificate  
of public convenience issued authorizing actual operations. You are  
advised that any equipment to be used in rendering the service authorized  
under the certificate must be registered with the Bureau of Motor Vehicles,  
Department of Revenue, as a motor bus. Motor carriers  
operating without complying with the above requirements will be subject  
to the penalty provisions of the Public Utility Law.

DOCUMENT  
FOLDER

Public Liability and Property Damage Insurance  
Minimum Limits for Pa. Public Utility Commission Authority

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Common Carriers and Contract Carriers

		Limit for Bodily Injuries to or Death Of One Person	Limit for Bodily Injuries to or Death of All Persons in Any One Accident	Limit for Loss or Damage in Any One Accident to Property of Others, Excluding Cargo
Passenger Carriers (seating capacity)	7 or less	\$25,000	\$100,000	\$10,000
	8 to 12	25,000	150,000	10,000
	13 to 20	25,000	200,000	10,000
	21 to 30	25,000	250,000	10,000
	31 or more	25,000	300,000	10,000
Property Carrier		25,000	100,000	10,000

COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

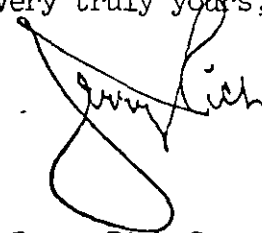
Commission regulations require compliance with all of the the requirements within sixty days of the date of this letter. Failure to comply within the sixty days will cause the Commission to rescind the action of December 4, 1986, and dismiss the application without further proceedings.

If you foresee any problems with any of the requirements please direct your questions to the following contact persons:

Insurance Filings: Mr. James McCarthy-Insurance Section (717)787-1227

Tariff Filings: Mr. Joseph Machsusky-Tariff Section(717)787-5521

Very truly yours,

A handwritten signature in black ink, appearing to read "Jerry Rich", written over a large, stylized loop.

Jerry Rich, Secretary

jr  
Enclosures  
Certified Mail  
Receipt Requested  
cc: Applicant  
1344 Chester Pike  
Sharon Hill, PA 19079

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17120

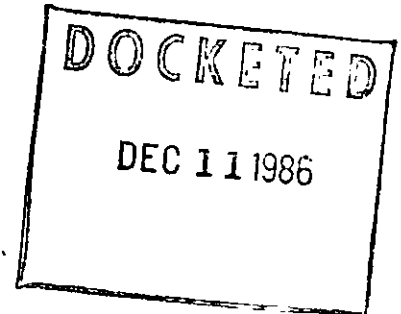
Public Meeting held December 4, 1986

Commissioners Present:

Linda C. Taliaferro, Chairman  
Frank Fischl  
Bill Shane

Application of Delaware County  
Transportation Service, Inc., a  
corporation of the Commonwealth  
of Pennsylvania, for the right to  
begin to transport, as a common  
carrier, by motor vehicle, persons,  
in group and party service, from  
points in the county of Delaware,  
to points in Pennsylvania, and  
return.

A-00106960



\_\_\_\_\_  
Weiss, Golden and Pierson by Anastasius Efstratiades for the applicant.

\_\_\_\_\_  
O R D E R

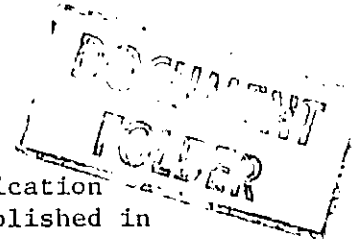
BY THE COMMISSION:

This matter comes before the Commission on an application filed June 2, 1986. Public notice of the application was published in the Pennsylvania Bulletin of July 12, 1986. Additional notice was given the public in the Delaware County Daily Times edition of July 24, 1986, which is a newspaper of general circulation published in Primos, Delaware County. The application is unprotested.

The unprotested application and the record is certified to the Commission for its decision without oral hearing. The record consists of verified statements entered by the applicant and six supporting parties.

As the evidence of record is sufficient to make a determination on the permanent authority application, the application for temporary authority is being dismissed with adoption of the instant order.

Delaware County Transportation Service, Inc., seeks to initiate service as a common carrier rendering group and party service from points in the county of Delaware to points in Pennsylvania and return. Applicant's terminal facility which includes parking space for equipment, garages and service facilities for all equipment, is located at 1344 Chester Pike, Sharon Hill, Delaware County. The equipment owned by the applicant



consists of 18 school buses (17 buses having SB or SA plates, and one bus has a BA plate) and four vans. The equipment is maintained and serviced by full-time employees of the applicant; all drivers are subject to a drivers' training program.

Applicant does have experience in the transportation of passengers as it has been rendering school bus transportation for students under exemption of the Pennsylvania Public Utility Code. The Academy of Notre Dame and Delaware County Intermediate Unit, two supporting witnesses herein, have utilized applicant's service for school transportation exempt under the PUC Code. They support the proposed application for non-exempt school transportation service.

The balance sheet indicates that as of August 31, 1985, applicant had total current assets of \$37,056, total assets of \$130,195, total current liabilities of \$82,583, total liabilities of \$101,827 and total stockholders' equity of \$28,368. The statement of income (loss) and retained earnings show revenues of \$509,480 less operating expenses resulting in a gross profit of \$72,634. A net income (loss) of \$35,745 was realized. A retained earnings for the end of the year of \$27,368 was realized.

Richard Sayers, program director of the Community Service Corps of the Department of Youth Activities of the Archdiocese of Philadelphia, states that the organization is involved in cultural and social activities for children and teenagers. Activities include visits to nursing homes, attendance of religious conventions and organizing of spiritual retreats. The group and party transportation will be required four to five times weekly. Transportation will originate from any Roman Catholic high school of the Archdiocese of Philadelphia in Delaware County, destinations being to points in the counties of Delaware, Philadelphia, Montgomery, Chester and Bucks and to retreats and conventions throughout the state. Applicant has provided exempt school-related transportation to the schools of the Archdiocese and such service has been excellent. The Archdiocese supports the instant application for non-exempt school-related transportation.

Francis X. Nelling, transportation supervisor of the Delaware County Intermediate Unit, states the organization is involved in the transportation of mentally handicapped children. Transportation is required from schools in Delaware County to such activities throughout the state of Pennsylvania as the Philadelphia Zoo, Philadelphia Museum and other similar types of places. Transportation is required on the average of three or four times weekly for the transportation of children in non-school-related activities.

Robert S. Morris, chief of police for the borough of Collingdale, supports the application on behalf of the Police Department's Boys Club. The club is organized by the police department to promote social activities for young children; such activities involve picnics, hikes and sight-seeing trips. The group and party service is required on the average of once a week. Transportation will originate from the Municipal Building of the borough of Collingdale, Delaware County. Destinations will be to any point in the state.

Jeanne E. Lennon, program service director of the Girl Scouts, submits this statement on behalf of the Girl Scouts of Delaware County. Transportation is required at least twice weekly for council activities and troop programs. Such transportation would originate from the headquarters of Girl Scouts located throughout Delaware County and destinations would be anywhere in the state including camp grounds in northeastern Pennsylvania, the Philadelphia Zoo, art museums, Ickesburg, and Gettysburg and as far away as points in Allegheny County.

Faith Bascome and Jo Trexler, chairman of the physical education department of the Academy of Notre Dame de Namur, supports the application for the transportation of groups of students for educational, as well as extracurricular activities. Transportation is required on the average of three times a week; the origin point will be 560 Sproul Road, Villanova, destination points being athletic activities and activities throughout the state. The academy has used applicant's service in the past under exempt school transportation and now wishes to use the service for extracurricular activities which fall outside the exemption.

L. Shertz, head of Brownie Troop #1, submits this application on behalf of that organization. Transportation is required from Drexel Hill Methodist Church, Drexel Hill, Upper Darby Township, Delaware County, to points in Delaware County and surrounding counties. Activities would include field trips for hikes, sight-seeing at the Philadelphia Zoo, the Philadelphia Art Museum and such related activities.

#### DISCUSSION AND FINDINGS

Support for the group and party service was presented by six supporting witnesses on behalf of their concerned groups. While some of the witnesses are not specific in stating points or origin, we find that they have shown a necessity for the service in the territory generally. As the record indicates a necessity for service between points in Delaware County, the authority issued herein will read between points in Delaware County and from Delaware County to points in Pennsylvania. This wording will not enlarge the scope of authority but will help clarify and is in conformance with current Commission phraseology.

While we are unsure of the exact location of the Academy of Notre Dame de Namur that supporting shipper has indicated that pickup will occur at 560 Sproul Road Villanova. Applicant should note that Villanova is located in the counties of Delaware (Radnor Township) and Montgomery (Upper Merion Township). We must caution applicant under authority issued herein all service must originate from points in Delaware County.

The applicant will be required to register school vehicles with the Pennsylvania Department of Transportation as commercial vehicles if used in certificated service. A vehicle used to provide certificated service may not be registered with the SA or school bus plate. Additional Pennsylvania requirements will require the masking of school bus markings.

We find that:

1. The applicant has the experience, fitness and equipment necessary to render the proposed service.
2. Six supporting parties have established necessity for the proposed service.
3. The temporary authority application will be dismissed with adoption of the instant order.
4. Approval of the application is necessary for the accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application be and is hereby approved granting the following right:

To transport, as a common carrier, persons, in group and party service, between points in the county of Delaware and from points in the county of Delaware, to points in Pennsylvania, and return;

subject to the following condition:

That the applicant shall comply with the rules and regulations as set forth in 52 Pa. Code §29.322 and §29.323.

IT IS FURTHER ORDERED: That, with adoption of the instant order, the temporary authority application is hereby dismissed.

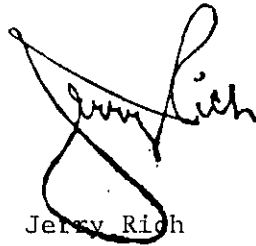
IT IS FURTHER ORDERED: That all vehicles used to provide certificated common carrier service shall be registered with the Department of Transportation in accordance with 75 Pa. C.S. (1982 ED.) §1304(g) §1305(b). All vehicles are subject to 75 Pa. C.S. (1982 ED.) §1343, relative to the use of school bus plates.

IT IS FURTHER ORDERED: That the authority granted herein, to the extent that it duplicates authority now held by or subsequently granted to the carrier, shall not be construed as conferring more than one operating right.

IT IS FURTHER ORDERED: That upon compliance with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of the Commission relating to the filing of evidence of insurance and the filing and acceptance of a tariff establishing just and reasonable rates, a certificate issue 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.

BY THE COMMISSION,

A handwritten signature in cursive script, appearing to read "Jerry Rich". The signature is written in black ink and is positioned above the typed name and title.

Jerry Rich  
Secretary

(SEAL)

ORDER ADOPTED: December 4, 1986

ORDER ENTERED: **DEC 9 1986**

A - 106.961, 0

**SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

- 1.  Show to whom delivered, date, and addressee's address.
- 2.  Restricted Delivery.

3. Article Addressed to:  
*Anastasius Efthymiades, Esq.*

4. Article Number **44108**

Type of Service:  
 Registered       Insured  
 Certified       COD  
 Express Mail

Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature - Addressee  
 X

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

6. Signature - Agent  
 X *R. M. M.*

7. Date of Delivery  
*12/11/86*