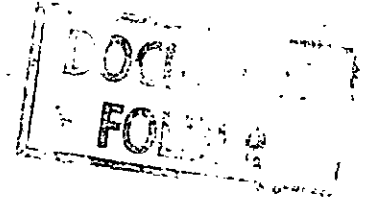




COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120
June 16, 1988

IN REPLY PLEASE
REFER TO OUR FILE
A-00107942

Mark S. Jennings, Esquire
303 Tenth Street
Honesdale, PA 18431

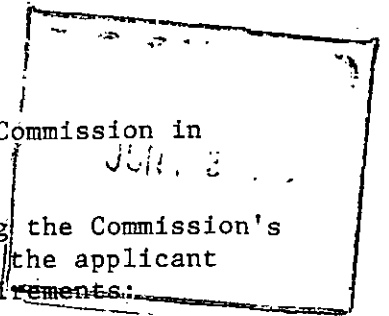


Application of Maple Transit, Incorporated, a corporation of the Commonwealth of Pennsylvania

Enclosed is the compliance order issued by the Commission in this proceeding.

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.



Effective date: August 1, 1987

Minimum Limits for PA Public Utility Commission Authorized Service

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 wage loss benefits and \$1,500 first party funeral benefits for all passengers and pedestrians.

\$10,000 first party medical benefits, \$5,000 first party wage loss benefits, and \$1,500 first party funeral benefits for drivers (PA registered vehicles only).

16 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.

\$10,000 first party medical benefits, \$5,000 first party wage loss benefits, and \$1,500 first party funeral benefits (PA registered vehicles only).

Common only: \$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. 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 Transportation, as a bus or taxi. 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 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 June 9, 1988 and dismiss the application without further proceedings.

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

Insurance Filings: Mr. James McCarthy-Insurance Section
(717) 783-5933

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

Very truly yours,



Jerry Rich, Secretary

cc: Maple City Transit, Incorporated
273 Terrace Street
Honesdale, PA 18431

fao

Enclosures
Certified Mail
Receipt Requested

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held June 9, 1988

Commissioners Present:

Bill Shane, Chairman
William H. Smith, Vice Chairman
Linda C. Taliaferro
Joseph Rhodes, Jr.
Frank Fischl

Application of Maple Transit, Incorporated,
a corporation of the Commonwealth of Penn-
sylvania, for the transfer of the common
carrier rights issued to James P. Ankin,
t/d/b/a Jaspaul Services, under the
certificate at A-00107284, F. 1, subject to
the same limitations and conditions.

A-00107942

Mark S. Jennings for the applicant.

O R D E R

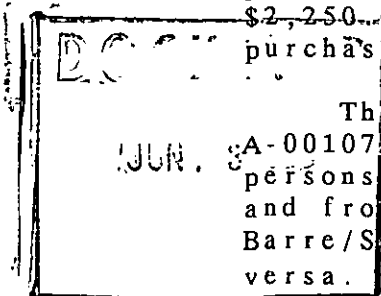
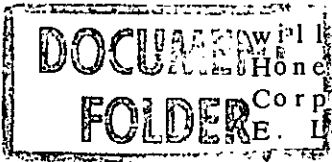
BY THE COMMISSION:

This matter comes before the Commission on an
application filed January 4, 1988. Public notice of the
application was given in the Pennsylvania Bulletin of
February 13, 1988. The unopposed application is certified
to the Commission for its decision without oral hearing.

The transferee, Maple Transit, Incorporated (Maple)
operate from a business address of 273 Terrace Street,
Honesdale, Wayne County. The applicant is a Pennsylvania
Corporation; its officers are Robert F. Ruddy, president and
E. Lorraine Ruddy, vice president.

The applicant does not now hold authority from the
Commission or the Interstate Commerce Commission. The total
purchase price for the intrastate operating rights is
\$2,250,000. No tangible assets are involved. The full
purchase amount will be paid upon approval of the transfer.

The transferor is retaining limousine rights at
A-00107284, F. 2, which authorizes the transportation of
persons between points in the counties of Wayne and Pike,
and from points in the said counties to the Wilkes-
Barre/Scranton Airport in Avoca, Luzerne County, and vice
versa. We find no difficulty with allowing the transfer of



the paratransit right to the applicant and the retention of limousine right by the transferor as the two services are separate and distinct by Commission regulation and no duplication of authority will result.

Maple reports total assets of \$7,500.00 and no liabilities. James P. Ankin currently has insurance on file with the Commission. The paratransit authority here subject was certificated June 25, 1987, and a 1987 annual report has not yet been filed.

The authority to be transferred has been operated by the transferor, therefore, it is presumed that there is a continuing public need, which may be overcome only by evidence to the contrary. In re: Byerly, 440 Pa. 521 (1970), Hostetter v. PA. P.U.C., 160 Super. Ct. 94 (1947). Since the record is void of any such evidence, this presumption of continuing public need applies in this transfer proceeding.

We Find:

1. The applicant is fit, willing and able to provide the service proposed.

2. Transfer of the authority is in the public interest and is necessary for the continued accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application for transfer be approved granting the applicant the following rights:

1. To transport, as a common carrier, persons, in paratransit service, in vehicles having a seating capacity of twenty (20) persons or less, excluding the driver, between points in the counties of Wayne and Pike, and from points in the said counties to points in Pennsylvania, and vice versa.

subject to the following general conditions:

That the approval hereby given is not to be understood as committing the Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the rights to be acquired by the applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.

That applicant shall not record in its utility accounts any amount representing the rights herein granted in excess of the actual cost of such rights to the original holder thereof.

That the applicant charge to Account 1550, Other Intangible Property, \$2,250.00, being the amount of the consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under condition 2 above.

That the certificate holder shall not transfer, sell or in any way convey any of its outstanding capital stock to any individual, partnership, corporation or any entity, without the prior filing of an application and approval thereof by the Commission under 66 Pa. C. S. ss. 1102 (3).

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 Public Utility Code and the rules and regulations of the Commission relative to the filing of evidence of insurance and the filing and acceptance of a tariff establishing just and reasonable rates, a certificate shall issue evidencing the Commission's approval of the right to operate as above determined.

IT IS FURTHER ORDERED: That issuance of the certificate is contingent upon the filing of the 1987 Annual Report of the transferor.

IT IS FURTHER ORDERED: That in the event the applicant has not complied with the requirements hereinbefore set forth within sixty (60) days of the date the order is entered, the application shall be dismissed without further proceedings.

IT IS FURTHER ORDERED: That upon compliance with this order, the right granted the transferor, James P. Ankin, t/d/b/a Jaspaul Services, under the certificate issued at A-00107284, F.1, be cancelled and the record be marked closed.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: June 9, 1988

ORDER ENTERED: JUN 16 1988



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

August 4, 1988

IN REPLY PLEASE
REFER TO OUR FILE

A-00107942

Mark S. Jennings, Esquire
303 Tenth Street
Honesdale, PA 18431

DOCKETED
AUG 11 1988

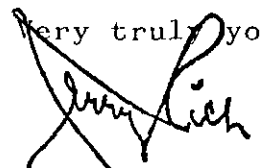
**DOCUMENT
FOLDER**

Application of Maple City Transit, Incorporated, a corporation of
the Commonwealth of Pennsylvania

Dear Sir:

Enclosed is a corrected first page showing the
correct name of the Applicant.

We apologize for any confusion this may have caused.

Very truly yours,


Jerry Rich, Secretary

JZ
Encls.

P.S. It has been brought to our attention that the only outstanding
requirement which must be met is the filing by Jaspaul of its's
1987 Annual Report at which time the Certificate of Public Convenience
will be issued.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held June 9, 1988

Commissioners Present:

Bill Shane, Chairman
William H. Smith, Vice Chairman
Linda C. Taliaferro
Joseph Rhodes, Jr.
Frank Fischl

Application of Maple City Transit,
Incorporated, a corporation of the
Commonwealth of Pennsylvania, for the
transfer of the common carrier rights
issued to James P. Ankin, t/d/b/a Jaspaul
Services, under the certificate at
A-00107284, F. 1, subject to the same
limitations and conditions.

A-00107942

Mark S. Jennings for the applicant.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed January 4, 1988. Public notice of the application was given in the Pennsylvania Bulletin of February 13, 1988. The unopposed application is certified to the Commission for its decision without oral hearing.

The transferee, Maple City Transit, Incorporated (Maple) will operate from a business address of 273 Terrace Street, Honesdale, Wayne County. The applicant is a Pennsylvania Corporation; its officers are Robert F. Ruddy, president and E. Lorraine Ruddy, vice president.

The applicant does not now hold authority from the Commission or the Interstate Commerce Commission. The total purchase price for the intrastate operating rights is \$2,250.00. No tangible assets are involved. The full purchase amount will be paid upon approval of the transfer.

The transferor is retaining limousine rights at A-00107284, F. 2, which authorizes the transportation of persons between points in the counties of Wayne and Pike, and from points in the said counties to the Wilkes-Barre/Scranton Airport in Avoca, Luzerne County, and vice versa. We find no difficulty with allowing the transfer of



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

July 12, 1988

A-00107942

IN REPLY PLEASE
REFER TO OUR FILE
R-16

RECEIVED

JUL 21 1988

Mark S. Jennings, Esquire
303 Tenth Street
Honesdale, PA 18431

Maple Transit, Incorporated

Dear Mr. Jennings:

Under date of June 16, 1988, the Secretary's office transmitted to you the Commission's compliance order of June 9, 1988, evidencing approval of the above carrier's application at A-00107942, which is in effect a transfer of the rights formerly held by James P. Ankin, t/d/b/a Jaspaul Services at A-00107284, Folder 1. The letter transmitting the order directs attention to the requirement for the filing of a tariff.

In accordance with the provisions of Pa. Code, Title 52, Section 23.13(c), you should immediately arrange to file adoption supplements with us whereby the tariff of the former operator will become the tariff of the latter, and no change in rates is permitted to cover the transfer of rights. To assist you in meeting this tariff requirement, we are enclosing three copies of the necessary supplement to be properly executed by you, the original and one copy of which must be returned to us for filing and the remaining one to be retained for your records. Upon the proper filing of the adoption supplements, the tariff requirements will be satisfied.

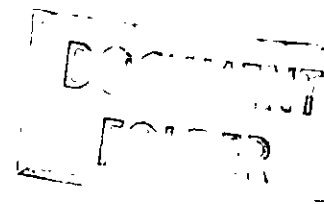
Very truly yours,
Barry L. Ernst, Director
Bureau of Transportation

By: Joseph M. Machulsky, Chief
Financial Document Section

MHD:dmm
Enclosure (1 set)

cc: Maple Transit, Incorporated
273 Terrace Street
Honesdale, PA 18431

Contact Person: Monroe H. Dove
(717) 787-5945



RECEIVED

DEC 15 1988

December 13, 1988

SECRETARYS OFFICE
Public Utility Commission


Joseph M. Machulsky, Chief
Financial Document Section
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17120

Re: Transfer Application of James P. Ankin t/a
Jaspaul Services to Maple City Transit, Inc.
A-00107942

Dear Mr. Machulsky:

I am writing you this letter regarding the above application. It was my understanding that the annual report of James P. Ankin t/a Jaspaul Services had to be filed on or before November 15. After this was accomplished you had informed this office that the certificate of public convenience transferring the certificate would be forthcoming. The aforesaid annual report was filed on November 9, 1988, approximately six weeks have gone past since this filing and we have still not received the certificate. I would appreciate your looking into this matter and issuing the certificate immediately and if you have any questions, please do not hesitate to contact me.

Very Truly Yours,


MARK S. JENNINGS, Esquire

MSJ:bc

CC: Mr. Jerry Rich, Secretary

