

**PENNSYLVANIA PUBLIC UTILITY COMMISSION
Uniform Cover and Calendar Sheet**

| | |
|---|--|
| 1. <u>REPORT DATE:</u> June 1, 1987 | 2. <u>BUREAU AGENDA NO.</u> JUN-87-T-631* |
| 3. <u>BUREAU:</u> Transportation | 5. <u>PUBLIC MEETING DATE:</u> June 18, 1987 |
| 4. <u>SECTION(S):</u> Technical Review | 6. <u>APPROVED BY:</u> Director: Ernst 7-2154 Supervisor: Marzolf 3-5945 |
| 7. <u>MONITOR:</u> | 8. <u>PERSON IN CHARGE:</u> G. Travitz 3-5947 |
| 9. <u>DOCKET NO:</u> A-00107294 | 10. (a) <u>CAPTION</u> (abbreviate if more than 4 lines) (b) Short summary of history & facts, documents & briefs (c) Recommendation |

DOCKETED

JUL 07 1987

(a) Application of Bucks County Transport, Inc., Doylestown, Bucks County, a corporation of the Commonwealth of Pennsylvania, for emergency temporary authority, to operate as a broker, for the transportation of persons, between points in the county of Bucks.

(b) The County of Bucks supports the applicant to operate as a broker, for the transportation of persons, between points in Bucks County. On January, 1986, the County of Bucks formally terminated the Bucks County Office of Public Transportation Service as an official agency of the county. This agency coordinated, made arrangements and provided the transportation to the public in connection with Section 203 Transportation and/or Medical Assistance Transportation. Since January, 1986, applicant has been providing the same service as the county had provided. On or about July 1, 1987, the regulations of the Pennsylvania Department of Transportation dealing with Section 203 Transportation will become effective. Those regulations require that coordinators who are not municipal coordinators must hold brokers authority. The permanent application was met by two protests. The one protestant is a paratransit carrier not holding a brokers license; the other protestant holds a brokers license for Bucks County. We find that an emergency situation exists which warrants a grant of emergency temporary authority over the protest of a currently authorized licensed persons broker.

(Continued)

| | |
|--|---|
| 11. <u>MOTION BY:</u> Commissioner Chm. Shane SECONDED: Commissioner Fischl | Commissioner Taliaferro - Yes Commissioner Commissioner |
|--|---|

CONTENT OF MOTION: Staff recommendation adopted.

**DOCUMENT
FOLDER**

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

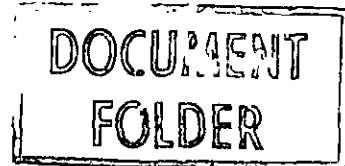


COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120
June 25, 1987

IN REPLY PLEASE
REFER TO OUR FILE
A-00107294

James D. Campbell, Jr., Esquire
130 State Street
P.O. Box 1000
Harrisburg, PA 17108

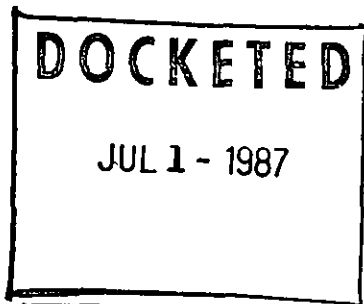
Application of Bucks County Transport, Inc., a corporation
of the Commonwealth of Pennsylvania, for emergency temporary
authority.



To Whom It May Concern:

Enclosed is an Order granting emergency temporary
authority issued by the Commission in the above entitled
proceeding in public meeting held June 18, 1987.

The authority granted herein shall become effective
upon the filing of a bond or other security in an amount
not less than \$10,000.



Very truly yours,


Jerry Rich, Secretary

lg
Encls.
Cert. Mail

cc:applicant
Bucks County Transport, Inc.
70 West Oakland Avenue
Doylestown, PA 18901

Similar letter to:
Michael A. Tier, Esquire
Suite 1300
1401 Arch Street
Philadelphia, PA 19102
CAROL LINES, INC., ET AL.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held June 18, 1987

Commissioners Present:

Bill Shane, Chairman
Linda C. Taliaferro
Frank Fischl

Application of Bucks County Trans-
port, Inc., Doylestown, Bucks County,
a corporation of the Commonwealth of
Pennsylvania, for emergency temporary
authority, to operate as a broker, for
the transportation of persons, between
points in the county of Bucks.

A-00107294

Box 2619
Doylestown, PA 18901

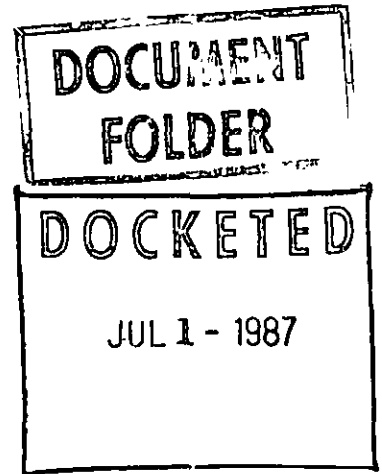
James D. Campbell, Jr. for the applicant.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission through an application for emergency temporary authority filed May 26, 1987. Corresponding applications for permanent authority and temporary authority were filed and the permanent application is opposed by two protestants. Applicant currently does not possess any authority with this Commission.

The County of Bucks supports the applicant to operate as a broker for the transportation of persons, between points in Bucks County. On January, 1986, the County of Bucks formally terminated the Bucks County Office of Public Transportation Service as an official agency. That agency coordinated, made arrangements, and provided transportation to the public in connection with Section 203 Transportation and/or Medical Assistance Transportation. Since January, 1986, applicant, a separate non-profit corporation, has been providing the same service as the county had provided utilizing essentially the same personnel. In its capacity as an agent, applicant in the past has provided transportation services through the use of its own vehicles, and by contracting with certificated carriers in Bucks County. The new regulations handed down by the Pennsylvania Department of Transportation regarding Section 203



Transportation, which become effective on or about July 1, 1987, require that coordinators who are other than municipal corporations shall procure proper authority to act as a broker from the PUC, in order to contract services with authorized PUC carriers.

Applicant is also seeking ETA, TA and permanent authority at Folder 2 through a transfer proceeding to operate as a paratransit carrier in northern Bucks County. Because of the lack of licensed P.U.C. carriers with whom applicant could contract as a broker, Romano's School Bus Service and Van Trans, Inc. have pending county-wide paratransit applications. The county, through applicant, intends to enable all certificated carriers to bid on contracts for the subsidized transportation.

The corresponding permanent application has been protested by Carol Lines, Inc., a paratransit carrier not holding a persons brokerage license, and Tracey Tours, a licensed persons broker holding authority for Bucks County. The test in persons brokerage applications is based on fitness, willingness, and the ability of the applicant to serve. Applicant's supporting shipper has endorsed applicant's fitness and ability; its willingness is indicated by the applications it has filed. We find that a review of the statement does establish an emergency situation creating an immediate need which warrants a grant of emergency temporary authority; THEREFORE,

IT IS ORDERED: That the application for emergency temporary authority be and is hereby approved as follows:

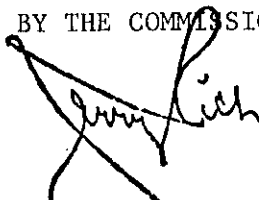
To operate as a broker, for the transportation of persons, between points in the county of Bucks.

IT IS FURTHER ORDERED: That the authority granted herein shall become effective upon the filing of a bond or other security in an amount not less than \$10,000.

IT IS FURTHER ORDERED: That the authority granted herein will be effective pending disposition of the temporary authority application.

IT IS FURTHER ORDERED: That the authority granted herein will have no bearing on any application for temporary authority or permanent authority.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: June 18, 1987

ORDER ENTERED: June 26, 1987

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "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 with 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:

Michael A. Liew, Esq.

4. Article Number

44256

Type of Service:

- Registered Insured
 Certified COD
 Express Mail

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Addressee

X

6. Signature — Agent

X

[Signature]

7. Date of Delivery

6-29-87

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

A-107394
0000

[Faint handwritten scribble]