



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

December 1, 1986

IN REPLY PLEASE
REFER TO OUR FILE

A-00107072

Ellen M. Averett, Esquire
104 Baltimore Street
Gettysburg, PA 17325

Application of Gastley's Moving and Storage, Inc., a corporation of
the Commonwealth of Pennsylvania

Dear Madam:

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

A 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 the following forms
with the Commission.
 - a. A Form E as evidence of minimum public
liability and property damage insurance
coverage as shown on the enclosed sheet.
 - b. A Form UCPC-31 as evidence of cargo in-
surance coverage in an amount not less
than \$2,500 per vehicle. Under certain
circumstances, exemption from the cargo
insurance requirements may be secured by
filing the enclosed Form PUC-288.
- II. Prepare and file a tariff according to the enclosed
instructions.

DOCUMENT
FOLDER

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

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

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No Motor carrier shall operate or engage in any transportation until all of the above requirements have been complied with and a certificate issued authorizing actual operations. A motor carrier operating without complying with the above requirements will be subject to the penalty provisions of the Public Utility Law.

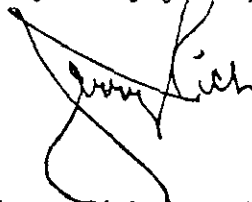
Commission regulations require compliance with all of the above requirements within sixty days of the date of this letter. Failure to comply within the sixty day period will cause the Commission to rescind the action of November 25, 1986, and dismiss the application without further proceedings.

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 Machulsky-Tariff Section (717)787-5521

Very truly yours,



Jerry Rich, Secretary

jr
Enclosures
Certified Mail
Receipt Requested
cc: Applicant
224 Tablerock Road
Gettysburg, PA 17325

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held November 25, 1986

Commissioners Present:

Linda C. Taliaferro, Chairman
Frank Fischl
Bill Shane

Application of Gastley's Moving and Storage, Inc., a corporation of the Commonwealth of Pennsylvania, for transfer to it all of the common carrier rights issued to Harvey C. Gastley, at A-00092550, subject to the same limitations and conditions.

A-00107072

Ellen M. Averett for Gastley's Moving and Storage, Inc.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed August 1, 1986. Public notice of the application was given in the Pennsylvania Bulletin August 30, 1986. The unopposed application is certified to the Commission for its decision without oral hearing.

DISCUSSION AND FINDINGS

The transferor seeks to incorporate his business under the newly formed corporation Gastley's Moving and Storage, Inc. The applicant was incorporated April 22, 1986. The officers of the corporation are Harvey C. Gastley, president, Michael J. Gastley, vice president and Marion B. Gastley, secretary/treasurer. Harvey C. Gastley is the sole shareholder. The applicant does not now hold authority from the Commission or the Interstate Commerce Commission.

The authority is being purchased for transfer for the nominal consideration of \$1.00. The authority and all equipment utilized in the business is subject to transfer to the new corporation.

Transfer of assets to the corporation will result in total assets of \$161,204.00 with total liabilities of \$138,939.00.

DOCUMENT
FOLDER

DOCKETED
DEC - 3 1986

Any unpaid business debts will be assumed by the transferee. The transferor is maintaining insurance in compliance with Commission requirements. Harvey C. Gastley has filed his 1985 annual report indicating gross operating revenue of \$120,221.00. Revenue in 1984 and 1983 is reported at \$111,328.00 and \$72,238.00, respectively.

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:

To transport, as a Class B carrier, household goods in use between points in the borough of Gettysburg, Adams County.

To transport, as a Class D carrier, household goods in use from the borough of Gettysburg, Adams County, to points within two hundred (200) miles by the usually traveled highways of the limits of the said borough, and vice versa;

with the above rights subject to the following general conditions:

- (1) 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 property and rights to be acquired by 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.
- (2) 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.

- (3) That the applicant charge to Account 1550, Other Intangible Property, \$1.00, being the amount of consideration payable by it for the right and going concern value attributable thereto; less any amount recorded under condition 2 above; and subject to further adjustment due to any normal interim transactions to the date of actual transfer.
- (4) That the accounts of the transferee shall reflect the same book values as the records of the transferor at the effective date of the transfer, any previously recorded appreciation having been deleted therefrom; provided that the applicant shall not record in its utility accounts any amounts representing the right herein granted in excess of the actual cost of such right to the original holder thereof.
- (5) That the certificate holder shall comply with all of the provisions of the Public Utility Code as now existing or as may hereafter be amended, and 52 Pa. Code §31, as now existing or as may hereafter be amended, and any other rules and regulations as may hereafter be prescribed by the Commission. Failure to comply shall be sufficient cause to suspend, revoke or rescind the rights and privileges conferred by the certificate.
- (6) 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.A. §1102(3).


IT IS FURTHER ORDERED: That upon compliance with the requirements of the Public Utility Code relating to 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 service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

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 this order the rights granted the transferor, Harvey C. Gastley, at A-00092550 be cancelled as provided for in the attached Supplemental Order.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: November 25, 1986

ORDER ENTERED: DEC 1 1986

A-107072

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:

Ellen M. Everett, Esq.

4. Article Number **44849**

Type of Service:

Registered Insured
 Certified COD
 Express Mail

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

5. Signature - Addressee
X *Vickie A. Fitz*

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

6. Signature - Agent
X

7. Date of Delivery
12/2/80