

Law Offices

VUONO & GRAY, LLC

310 Grant Street, Suite 2310

Pittsburgh, PA 15219-2383

*John A. Vuono
William A. Gray
Mark T. Vuono*
Dennis J. Kusturiss
Louise Vuono Schrage
William H. Stewart, III
Erica G. Wilson*

**Also Admitted in Florida*

*Telephone
412-471-1800*

*Facsimile
412-471-4477*

www.vuonogray.com

*Email Address
wgray@vuonogray.com*

September 19, 2014

Re: Cindy's Carriages, LLC
Docket No. A-2014-2421548.

Ms. Rosemary Chiavetta
Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

MAILED WITH U.S. POSTAL SERVICE
CERTIFICATE OF MAILING FORM 3817

Dear Ms. Chiavetta:

We enclose for filing with the Commission the Protestants' Objections to Interrogatories on behalf of Cranberry Taxi, Inc. t/d/b/a Veterans Taxi and Classy Cab Company, Inc., in connection with the above-captioned proceeding.

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

mm/142323

Enclosure

cc: Honorable Jeffrey A. Watson
Adam L. Henry, Esq.
Paul S. Guarnieri, Esq.
Cranberry Taxi, Inc.
Classy Cab, Inc.

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

IN RE:)
)
 Application of) Docket No. A-2014-2421548
 CINDY'S CARRIAGES, LLC)
)

OBJECTIONS TO INTERROGATORIES

Protestants, Classy Cab, Inc. and Cranberry Taxi, Inc. t/a Veteran's Taxi, by their attorneys, William A. Gray, Esq., and Vuono & Gray, LLC, hereby submit these Objections pursuant to 52 Pa. Code §5.342 to the Interrogatories directed to them by applicant, Cindy's Carriages, LLC. In support of these Objections, protestants state as follows:

1. On September 15, 2014, the undersigned counsel for protestants received from applicant's counsel Interrogatories directed to the protestants. A true and correct copy of the Interrogatories is attached hereto as Appendix 1 and incorporated herein by reference.

2. Interrogatory No. 4 set forth in Appendix 1, which is incorporated herein by reference, is objected to on the basis that it is directed to the protestants' fitness, which is not at issue in this proceeding. The Interrogatory is therefore irrelevant. The relevant issues are set forth at 52 Pa. Code §41.14, and the fitness of the protestants is not included in those issues.

3. Interrogatory No. 5 set forth in Appendix 1, which is incorporated herein by reference, is objected to on the basis that the information is sought in bad faith, would cause unreasonable oppression, burden or expense to the protestants and would require the making of an unreasonable investigation by the protestants, all in violation of 52 Pa. Code §5.361. Furthermore, this Interrogatory is objected to on the basis that it is directed to the protestants' fitness, which is not at issue in this proceeding. The Interrogatory is therefore irrelevant. The relevant issues are set forth at 52 Pa. Code §41.14, and the fitness of the protestants is not included in those issues.

4. Interrogatory No. 6 set forth in Appendix 1, which is incorporated herein by reference, is objected to on the basis that the information is sought in bad faith, would cause unreasonable oppression, burden or expense to the protestants and would require the making of an unreasonable investigation by the protestants, all in violation of 52 Pa. Code §5.361. Furthermore, this Interrogatory is objected to on the basis that it is directed to the protestants' fitness, which is not at issue in this proceeding. The Interrogatory is therefore irrelevant. The relevant issues are set forth at 52 Pa. Code §41.14, and the fitness of the protestants is not included in those issues.

5. Interrogatory No. 8 set forth in Appendix 1, which is incorporated herein by reference, is objected to on the basis that the information sought by this Interrogatory is proprietary and, if the information is provided, it would enable the applicant to solicit the business of persons transported by the protestants. In addition, this Interrogatory is objected to on the basis that the information is sought in bad faith, would cause unreasonable oppression, burden or expense to the protestants and would require the

making of an unreasonable investigation by the protestants, all in violation of 52 Pa. Code §5.361. Furthermore, the protestants hereby waive any argument pursuant to 52 Pa. Code §41.14(c) that the entry of a new carrier into the field would endanger or impair the operations of existing common carriers to an extent that, on balance, the granting of authority would be contrary to the public interest. Based upon this waiver, the information sought by this interrogatory is irrelevant. The applicant bears the burden of proof in connection with the remaining issues pursuant to §41.14(a) and (b).

6. Interrogatory No. 9 set forth in Appendix 1, which is incorporated herein by reference, is objected to on the basis that it is directed to the protestants' fitness, which is not at issue in this proceeding. The relevant issues are set forth at 52 Pa. Code §41.14, and the fitness of the protestants' is not included in those issues.

7. Interrogatory No. 10 set forth in Appendix 1, which is incorporated herein by reference, is objected to on the basis that it is directed to the protestants' fitness, which is not at issue in this proceeding. The Interrogatory is therefore irrelevant. The relevant issues are set forth at 52 Pa. Code §41.14, and the fitness of the protestants is not included in those issues. Furthermore, the protestants income tax returns are proprietary and should not be made available to the applicant, which is a competitor of the protestants. Furthermore, the protestants hereby waive any argument pursuant to 52 Pa. Code §41.14(c) that the entry of a new carrier into the field would endanger or impair the operations of existing common carriers to an extent that, on balance, the granting of authority would be contrary to the public interest. Based upon this waiver, the

information sought by this interrogatory is irrelevant. The applicant bears the burden of proof in connection with the remaining issues pursuant to §41.14(a) and (b).

8. Interrogatory No. 11 set forth in Appendix 1, which is incorporated herein by reference, is objected to on the basis that it is irrelevant since every application for taxicab authority seeks different authority and also on the basis that the information is sought in bad faith, would cause unreasonable oppression, burden or expense to the protestants and would require the making of an unreasonable investigation by the protestants, all in violation of 52 Pa. Code §5.361.

9. Interrogatory No. 12 set forth in Appendix 1, which is incorporated herein by reference, is objected to on the basis that it is irrelevant and also on the basis that the information is sought in bad faith, would cause unreasonable oppression, burden or expense to the protestants and would require the making of an unreasonable investigation by the protestants, all in violation of 52 Pa. Code §5.361.

WHEREFORE, the protestants hereby requests that it not be required to answer Interrogatory Nos. 4, 5, 6, 8, 9, 10, 11 and 12.

Respectfully submitted,

VUONO & GRAY, LLC

By: _____

William A. Gray, Esq.

Attorney for Protestants

CLASSY CAB, INC.

CRANBERRY TAXI, INC., t/d/b/a

VETERAN'S TAXI

VUONO & GRAY, LLC
310 Grant Street, Suite 2310
Pittsburgh, PA 15219
412-471-1800

Dated: September 19, 2014

/142307

COMMONWEALTH OF PENNSYLVANIA
BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

In the Matter of:
CINDY'S CARRIAGES, LLC

DOCKET NO. A-2014-2421548

**APPLICANT'S INTERROGATORIES AND REQUESTS FOR PRODUCTION OF
DOCUMENTS DIRECTED TO PROTESTANTS**

Applicant, Cindy's Carriages, LLC ("Applicant"), by and through its undersigned counsel, Adam L. Henry and Cafardi Ferguson Wyrick Weis + Stanger llc, and pursuant to 52 Pa. Code §§ 5.341 and 5.349, serves the within Interrogatories and Requests for Production of Documents Directed to Protestants (the "Discovery Requests"), and demands that full and complete answers and documents responsive to same be served upon Applicant within twenty (20) days pursuant to 52 Pa. Code §§ 5.342 and 5.349.

INSTRUCTIONS

These Discovery Requests are directed to each of the Protestants, namely, Airlines Acquisition Co., Inc. t/d/b/a Airlines Transportation Company; Airport Limousine Service, Inc. t/d/b/a Checker Cab; Pittsburgh Cab Company, Inc. t/d/b/a Metro Taxi; Ray Ray Cab Company, LLC d/b/a Pittsburgh City Cab; the Yellow Cab Company of Pittsburgh (these five together, "Yellow Cab"); and Classy Cab Company, Inc. and Cranberry Taxi, Inc., t/d/b/a Veteran's Taxi (these two together, "Classy Cab") (all together, "Protestants"). Where a request is applicable to

only Yellow Cab or Classy Cab, it will be identified as such. In any given request, "you" shall refer to the Protestant or group thereof responding.

These interrogatories and requests shall be of a continuing nature, with the understanding that it shall be the responsibility of Protestants to furnish updated answers and documents, up to and including the time of the final hearing.

INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS

1. Please identify all persons involved in your responses to these Discovery Requests.

RESPONSE:

2. Identify the name and address of each witness you expect to call in this case. If applicable, please provide the name of the company, group or entity the witness represents and the subject matter of his/her expected testimony.

RESPONSE:

3. Identify each exhibit you intend to offer into evidence in this case. Please attach copies of these exhibits to your response herein.

RESPONSE:

4. Identify each and every formal and/or informal complaint against you filed by or with the Pennsylvania Public Utility Commission since January 1, 2013. For each complaint, state: date of complaint; nature of complaint; code section alleged to have been violated; date of trip(s); origin of trip(s); destination of trip(s) and how the complaint was resolved. Please attach to your answers copies of each formal and/or informal complaint, any and all responses submitted by you, and any orders or other documents issued by the Public Utility Commission relating to each formal and/or informal complaint.

RESPONSE:

5. For the past five (5) calendar years, please identify and produce copies of each and every written complaint received from a customer relating to the length of time before taxicab service was or could be rendered and/or relating to a failure to appear and render service.

RESPONSE:

6. For the past five (5) calendar years, please identify the percentage of all calls for taxicab service that were terminated as a result of your delay or failure to appear and render service.

RESPONSE:

7. Are you affiliated in any way with any other entity licensed by the Public Utility Commission? If so, identify the entity and the affiliation.

RESPONSE:

8. Identify each instance since January 1, 2013 where you have transported persons in call or demand service in Pennsylvania. For each such instance, provide the following information: name of person transported; date of trip; origin of trip; destination of trip; and payment received.

RESPONSE:

9. State whether you have ever been contacted, verbally or in writing, by the Public Utility Commission or its agents or employees questioning any transportation services provided by you. If so, state when said contact was made and state in detail the nature of the specifics involved.

RESPONSE:

10. Please state whether you have filed federal and/or state income tax returns in the past two years. If the answer is in the affirmative, please attach copies of the said income tax returns to these answers.

RESPONSE:

11. Please identify and produce copies of all protests that you filed in opposition to applications to the *Public Utilities Commission for new or expanded taxicab authority in the past five (5) calendar years*, and for each such protest, indicate whether the application was granted.

RESPONSE:

12. Please identify and produce copies of all documents in your possession that were offered into evidence by applicants to the *Public Utilities Commission for new or expanded taxicab authority in the past five (5) calendar years to demonstrate or attempt to demonstrate an unmet public demand for taxicab service in the City of Pittsburgh*.

RESPONSE:

13. **Yellow Cab:** Please identify all facts and evidence, identify and produce copies of all documents, and identify all witnesses with facts or evidence, that support the contention made in Paragraph 10 of your protest in this action that “[t]here is no need or demand for additional service Protestants’ authorized territory.”

RESPONSE:

14. **Yellow Cab:** Please identify all facts and evidence, identify and produce copies of all documents, and identify all witnesses with facts or evidence, that support the contention made in Paragraph 11 of your protest in this action that “Applicant does not possess the technical and financial ability to provide the proposed service and lacks a propensity to operate safely and legally.”

RESPONSE:

15. **Yellow Cab:** Please identify all facts and evidence, identify and produce copies of all documents, and identify all witnesses with facts or evidence, that support the contention made in Paragraph 12 of your protest in this action that “Applicant’s proposed service area is too broad, and [] Applicant lacks the ability to service the entire area, together with the territory it is presently serving.”

RESPONSE:

16. **Classy Cab:** Please identify all facts and evidence, identify and produce copies of all documents, and identify all witnesses with facts or evidence, that support the contention made in Paragraph 3(b) of your protest in this action that “protestants and other existing carriers are providing adequate service to the public in the areas involved in the application.”

RESPONSE:

17. **Classy Cab:** Please identify all facts and evidence, identify and produce copies of all documents, and identify all witnesses with facts or evidence, that support the contention made in Paragraph 3(c) of your protest in this action that “there is no need for the service proposed by applicant and approval of the application will result in the diversion from existing carriers of revenue necessary to sustain their existing operations.”

RESPONSE:

18. **Classy Cab:** Please identify all facts and evidence, identify and produce copies of all documents, and identify all witnesses with facts or evidence, that support the contention made in Paragraph 3(d) of your protest in this action that “the applicant does not possess the technical and financial ability to provide the proposed service and lacks a propensity to operate safely and legally.”

RESPONSE:

19. **Classy Cab:** Please identify all facts and evidence, identify and produce copies of all documents, and identify all witnesses with facts or evidence, that support the contention made in Paragraph 3(e) of your protest in this action that “approval of the application will adversely affect protestants and other existing carriers which have a substantial investment in facilities and equipment and are willing and able to provide service in the application area.”

RESPONSE:

20. To the extent not already identified or produced, please identify all facts and evidence, identify and produce copies of all documents, and identify all witnesses with facts or evidence, that support your belief that Applicant fails to meet the standards of 52 Pa. Code § 41.14 with respect to the application for expanded authority now before the Public Utilities Commission.

RESPONSE:

CERTIFICATE OF SERVICE

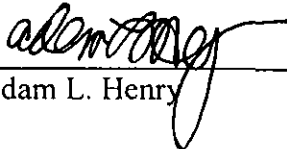
I hereby certify that I have this day served a true and correct copy of the foregoing document (Applicant's Interrogatories and Requests for Production of Documents Directed to Protestants) upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party).

VIA FIRST-CLASS MAIL, POSTAGE PREPAID:

Paul S. Guarnieri, Esq.
Malone Middleman, P.C.
Wexford Professional Building III
11676 Perry Highway, Suite 3100
Wexford, PA 15090

William A. Gray, Esq.
Vuono & Gray, LLC
310 Grant Street, Suite 2310
Pittsburgh, PA 15219-2383

Date: September 12, 2014



Adam L. Henry

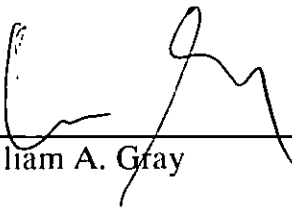
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CERTIFICATE OF SERVICE

William A. Gray, attorney for the Protestants, hereby certifies that on the 19th day of September, 2014, he did serve a true and correct copy of the foregoing Objections to Interrogatories upon Applicant's representative, Adam L. Henry, Esq., Cafardi, Ferguson, Weis, Wyrick & Stanger, LLC, 2605 Nicholson Road, Building II, Suite 101, Wexford, PA 15143, by certified mail, postage prepaid.



William A. Gray

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310 Grant Street, Suite 2310
Pittsburgh PA 15219-2383
Re:

To: Rosemary Chavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg PA 17105-3265

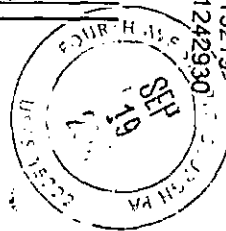
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Law Offices
VUONO & GRAY, LLC
 310 Grant Street, Suite 2310
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TO:
 Ms. Rosemary Chiavetta
 Secretary
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