



COMMONWEALTH OF PENNSYLVANIA
 PENNSYLVANIA PUBLIC UTILITY COMMISSION
 P.O. BOX 3265, HARRISBURG, PA 17105-3265

ISSUED: August 12, 1997

REFER TO OUR FILE
 IN REPLY PLEASE-
 A-00108292
 F. 1 Am-B

DOCUMENT
 FOLDER

JAMES D CAMPBELL JR ESQUIRE
 3631 NORTH FRONT STREET
 HARRISBURG PA 17110-1533

In Re: Application of James Danielwicz, t/d/b/a Limousines For Less. . .

TO WHOM IT MAY CONCERN:

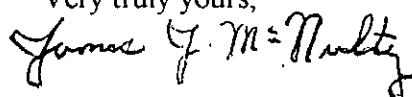
Enclosed is a copy of the Initial Decision of Administrative Law Judge Richard M. Lovenwirth. This decision is being issued and mailed to all parties on the above specified date.

If you do not agree with any part of this decision, you may send written comments (called Exceptions) to the Commission. Specifically, an original and nine (9) copies of your signed exceptions **MUST BE FILED WITH THE SECRETARY OF THE COMMISSION IN ROOM B-20, NORTH OFFICE BUILDING, NORTH STREET AND COMMONWEALTH AVENUE, HARRISBURG, PA OR MAILED TO P.O. BOX 3265, HARRISBURG, PA 17105-3265, within twenty (20) days of the issuance date of this letter.** The signed exceptions will be deemed filed on the date actually received by the Secretary of the Commission or on the date deposited in the mail as shown on U.S. Postal Service Form 3817 certificate of mailing attached to the cover of the original document (52 Pa. Code §1.11(a)) or on the date deposited with an overnight express package delivery service (52 Pa. Code 1.11(a)(2), (b)). If your exceptions are sent by mail, please use the address shown at the top of this letter. A copy of your exceptions must also be served on each party of record. 52 Pa. Code §1.56(b) cannot be used to extend the prescribed period for the filing of exceptions/reply exceptions. A certificate of service shall be attached to the filed exceptions.

If you receive exceptions from other parties, you may submit written replies to those exceptions in the manner described above within ten (10) days of the date that the exceptions are due.

Exceptions and reply exceptions shall obey 52 Pa. Code 5.533 and 5.535 particularly the 40-page limit for exceptions and the 25-page limit for replies to exceptions. Exceptions should clearly be labeled as "EXCEPTIONS OF (name of party) - (protestant, complainant, staff, etc.)".

If no exceptions are received within twenty (20) days, the decision of the Administrative Law Judge may become final without further Commission action. You will receive written notification if this occurs.

Very truly yours,


James J. McNulty
 Acting Secretary

law
 Encls.
 Certified Mail
 Receipt Requested

cc: ALJ LOVENWIRTH/ OFFICE OF ALJ/ OSA/ LAW/ T&S-LEGAL/ T&S-WAGGONER/ OUR FILE/ FILING AND ASSIGNMENTS/ CHAIRMAN/ COMMISSIONERS/ PIO
 MICHAEL A PENDOLPHI ESQUIRE
 SUITE 405 BICENTENNIAL BLDG
 15 PUBLIC SQUARE
 WILKES-BARRE PA 18701
 JOSEPH P HANYON ESQUIRE
 116 POCONO BLDG
 MT POCONO PA 18344

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In Re: Application of James
Danielewicz, t/d/b/a Limousines
For Less for a certificate of public
convenience or a permit evidencing the
Commission's approval of the right and privilege
of operating motor vehicles as a motor carrier
for the transportation of PERSONS, in
Limousine Service

A-00108292 F.1 Am-B

INITIAL DECISION

Before
Richard M. Lovenwirth
Administrative Law Judge

DOCKETED
AUG 20 1997

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FOLDER

I. HISTORY OF THE PROCEEDINGS

The Application of James Danielewicz, t/d/b/a Limousines For Less (hereinafter "Applicant") was filed on May 13, 1996. It seeks an expansion of Applicant's existing limousine authority so as to permit the transportation of persons in limousine service between points in Wayne County and points within an airline distance of 25 statute miles of the limits of said County, and from points in said territory to points in Pennsylvania and return.

The Commission set as the last date for the filing of protests July 8, 1996. An advertisement of the filing of the application and of the last date for the filing of protests was effectuated in the Pennsylvania Bulletin of June 15, 1996.

Protests were thereafter filed: on July 8, 1996 by Savage Limousine, Inc. (hereinafter Savage) and on July 11, 1996 by Pocono Limousine Services, Inc., (hereinafter Pocono).

On or about March 11, 1997 a "Petition for Intervention, or in

the Alternative, a Motion to be Substituted as a Party Protestant for Savage Limousine, Inc." was filed by C.W.G. Holdings, Inc. (hereinafter Protestant).

Hearing on the Application was held in Scranton before the undersigned on March 26, 1997. At the hearing, as a preliminary matter, the motion referenced in the next preceding paragraph was granted "from the bench" and Protestant was permitted to be substituted as a protestant in the place of Savage, as it had acquired the operating rights of Savage by transfer subsequent to filing of the original protest by Savage (N.T. 6). During the course of the hearing, Applicant submitted a Restrictive Amendment on the record, which resulted in the withdrawal of the protest of Pocono (N.T. 77-79). The Amendment was subsequently submitted in written form and filed with the Commission secretary. As amended, the application seeks the following authority:

"To transport, as a common carrier, persons, in limousine service, between points in Wayne County and points within an airline distance of 25 statute miles of the limits of said County, and from points in said territory to points in Pennsylvania and return;

Subject to the following condition:

That no right, power, or privilege is granted to originate service from points in the County of Monroe which are located more than ten statute miles from the limits of the Borough of Stroudsburg, Monroe County."

The transcript consists of 105 typewritten pages. Applicant moved two exhibits into the record. At the conclusion of the hearing, it was determined that briefs would be filed, subsequent to which Applicant filed a brief (but no brief was filed by Protestant).

II. DISCUSSION

Before receiving authority to transport persons or property between points in Pennsylvania, an applicant must first obtain a Certificate of Public Convenience from the Pennsylvania Public Utility Commission. Section 1103 of the Public Utility Code (66 Pa. C.S.A. Section 1103) states:

"...A certificate of public convenience shall be granted by order of the commission, only if the commission shall find or determine that the granting of such certificate is necessary or proper for the service, accommodation, convenience, or safety of the public...."

Pursuant to this statutory authority, the Commission has put into effect its regulations applicable to burden of proof and evidentiary criteria affecting the issuance of Certificates of Public Convenience to motor carriers. That regulation appears at 52 Pa. Code Section 41.14. The Commission's interpretation of the statute and regulation mentioned above appears in a Commission Order entered April 27, 1990 regarding Application of Blue Bird Coach Lines, Inc., 72 Pa. P.U.C. 262 (1990) (hereinafter "Blue Bird"). In "Blue Bird", supra, the Commission delineated the three broad issues attendant upon every motor vehicle application proceeding: (1) whether the applicant is fit; (2) whether there is a public need for the applicant's proposed service; and (3) whether the new competition with existing common carriers which would be created by the grant of the application will be injurious to the public.

Concerning the first broad issue (fitness) the Commission stated ("Blue Bird", supra (72 Pa. P.U.C. 262 at 285)):

"Subsection 41.14(b) requires a motor carrier applicant to prove its technical and financial ability to provide the proposed service. In addition, subsection 41.14(b) states that a motor carrier application may be denied if the record shows that the applicant lacks a propensity to operate safely and legally. In Re Perry Hassman, 55 Pa. P.U.C. 661 (1982), the Commission elucidated the tripartite definition of fitness:

- "1. Technical expertise - applicant must have technical capacity to meet the need in a satisfactory fashion.... Applicant must possess sufficient staff, facilities, and operating skills, to make the proposed service feasible, profitable, and a distinct service to the public....
- "2. Financial capacity - applicant should possess the financial ability to give reliable and respectable service to the public.... Applicant should own or should have sufficient financial resources to obtain the equipment needed to perform the proposed service.
- "3. Propensity to operate safely and legally - in this regard, lack of fitness is demonstrated by persistent disregard for, flouting, or defiance of the Public Utility Law and the commission's orders and regulations...; and by violations in matters affecting the safety of operations...."

"Where...a motor carrier applicant already possesses a certificate of public convenience issued by this Commission and is seeking merely to expand its certificated authority, the applicant is presumed to be technically and financially fit...The presumption of a certificated carrier's continuing fitness is rebuttable by appropriate evidence of record...."

With regard to the second issue (concerning public need), the Commission (in "Blue Bird", supra) said:

"When, through relevant, probative, competent and

credible evidence of record, a motor common carrier applicant has shown that the applicant's proposed service will satisfy the supporting witnesses' asserted transportation demand/need, the applicant has sustained its burden of proof under subsection 41.14(a) by establishing that 'approval of the application will serve a useful public purpose, responsive to a public demand or need'.... (72 Pa. P.U.C. 262 at 274)

"...The existence of adequate service by extant carriers does not, by itself, preclude the granting of a certificate to an applicant...." (72 Pa. P.U.C. 262 at 286)

Finally, regarding the third broad issue concerning the burden placed upon a protestant to show that new competition will become detrimental to the public interest, the Commission further stated in "Blue Bird ", supra (72 Pa. P.U.C. 262 at 286):

"Subsection 41.14(c) emphasizes the advantages of healthy competition in the motor carrier industry and recognizes that '(t)he legislature in enacting the Public Utility Code did not intend to benefit established carriers by erecting artificial barriers to the entry of new competitors. It is the public interest and convenience which the law seeks to protect.'...To prevent the Commission's approval of an application, existing common carriers/protestants must carry a heavy burden of proof under subsection 41.14(c); they must show that the entry of a new carrier into the transportation field would endanger or impair their existing operations to such an extent that, on balance, the granting of the requested authority would contravene the public interest....

"...Thus, the mere potential for diversion of traffic volume from existing carriers to an applicant is insufficient to sustain the protesting carriers' burden of proof under subsection 41.14(c)...In some instances, an increase in competition will tend to improve the service and efficiency of other carriers in the market....

"Only the threat of unrestrained and destructive competition which is inimical to the public interest precludes the grant of an application pursuant to subsection 41.14(c)....

"The amount of intrastate competition which will benefit the public interest is a matter legislatively entrusted to the Commission's sound judgment and discretion...."

We shall now attempt to properly apply the above-recited applicable law to the Findings of Fact recited elsewhere in this Decision.

A. PROOF OF NEED RESPONSIVE TO A PROPER PUBLIC PURPOSE

1. Service Request Testimony

At 52 Pennsylvania Code Section 3.382, the Commission has stated that the weight which will be attributed to "service request evidence" will depend upon the extent to which the alleged requests are substantiated by such evidence as "(1) the date of each request; (2) the name, address and phone number of the person or company requesting service; (3) the nature of the service requested on each occasion, including the commodities or persons to be transported, and the origin and destination of the request for transportation; (4) the disposition of the request, that is, whether the Applicant provided the service or, or if not, whether the requesting shipper was referred to another carrier and, if there was a referral, to which carrier was the shipper referred."

The request for service testimony in this case is entitled to full weight, it having been amply supported by the evidence compliant with the Commission's said regulation at 52 Pennsylvania Code section 3.382. Applicant's Exhibit 2 was identified as a list of the names and addresses of persons who have requested Applicant's service within the proposed application territory, which he could not handle because he presently lacks the proper

authority. The list was compiled over a six to seven-month period, and includes 86 specific requests (N.T. 21). The requests were received either at Applicant's office or at bridal shows in which Applicant participated (N.T. 21-22). These requests were primarily for wedding services, and were offered as evidence supporting a need for local limousine service between points in the territory located within 25 miles of Wayne County, and not as evidence of need from points in that territory to points elsewhere in Pennsylvania (N.T. 24). When he received calls requesting service that he could not lawfully provide, he would tell the requesting party that he could not provide the service and he would refer them to Pocono if the requesting party was within that carrier's authorized territory (N.T. 35). Joseph Srebro, Dickson City, Lackawanna County, testified that he is an employee of the Applicant, and that an attorney who resides in Lackawanna County, knowing that Mr. Srebro drove for Applicant, inquired as to Applicant's availability to provide service for a trip from Lackawanna County to Philadelphia, which Mr. Srebro told him would not be possible owing to Applicant's lack of authority (N.T. 90). Applicant's appendix I attached to his brief graphically shows the territory encompassed by the service request evidence. The

appendix states:

"Compilation of points in the Application territory which Applicant has been requested to serve, from Applicant's Exhibit 2. Multiple requests are shown in parentheses. Points eliminated by Restrictive Amendment or otherwise outside the Application territory have been deleted.

Carbon Co.

Albrightsville (3)

Lackawanna Co.

Archbald
Carbondale
Dalton
Dunmore
Moosic
Moscow (3)
Olyphant
Peckville
Scranton (3)
Simpson
Throop

Luzerne Co.

Pittston
Wilkes-Barre (3)

Wyoming Co.

Forest City

Susquehanna Co.

Beach Lake
Gouldsboro
Honesdale (8)
Lake Ariel (3)
South Canaan
Waymart (4)

Wayne Co.

Tunkhannock"

Applicant testified further that he had been requested by Pocono to provide vehicles in order to assist Pocono in handling weddings which it had booked, but for which it had insufficient equipment available (N.T. 27). Applicant had not called upon Pocono for additional equipment to supplement the former's fleet (N.T. 27).

2. Third Party Testimony Regarding Need

Mari Grabowski Quirico testified that she currently resides in Scranton, Lackawanna County. She is an intensive care unit nurse (N.T. 56). Her husband is a professional baseball player who formerly played for the Scranton Red Barons and is now with the Anaheim Angels (N.T. 57). Mrs. Quirico had used Applicant's

limousine service in the past, to points outside Pennsylvania, and found the service "very good, very thorough" (N.T. 58). Because of her husband's occupation, she would like to have Applicant's service available so that she could fly with her young child to be with her husband, departing from cities such as Allentown and Philadelphia. She does not like to drive to the airports (N.T. 58). It would be more cost effective for her if she were able to have a selection of alternative airports available to her (N.T. 59). She would use the service sought by Applicant approximately every one and one-half months. Her need would continue even if her husband remains in the major leagues on a permanent basis since her family will remain in the Scranton area and she would be returning from time to time for visits (N.T. 60).

Arthur George Blasko, Jr., of Moosic, Lackawanna County, testified that he had in the past used Applicant's service for limousine trips to points outside Pennsylvania, primarily to New York City to attend the theater. The service had been very good and these trips had been made about four times in the last six months (N.T. 80-82). If the present Application were to be approved, Mr. Blasko and his friends would use the service every two months or so, again primarily for theater engagements, traveling to the Philadelphia, Hershey, and the Harrisburg areas (N.T. 82).

Our conclusion, after reviewing the above recited testimony, is that Applicant has met his burden of proof that his proposed service would satisfy a need responsive to a proper public purpose,

especially considering that Applicant is merely required to demonstrate a representative showing of public need in the Application territory under consideration. Application of Lyons Transportation, Inc., 42 Pa. PUC 605 (1966); Application of Blue Bird Coach Lines, Inc., 72 Pa. PUC 262 (1990).

B. FITNESS OF APPLICANT

As stated in Re: Perry Hassman, 55 Pa. P.U.C. 661 (1982), where a motor carrier applicant already has been issued a certificate of public convenience by this Commission and by a new application seeks to expand its certificated authority, said applicant is presumed to be technically and financially fit. That presumption has not been rebutted in the instant case.

We think, moreover, the facts of the instant case, as set forth in the Findings of Fact numbers two through seven, inclusive, prove that Applicant possesses financial and technical fitness.

C. THE SOLE PROTESTANT HAS NOT SHOWN THAT APPROVAL OF THE APPLICATION WOULD BE INCONSISTENT WITH THE PUBLIC INTEREST

Under the Commission's Regulation at 52 Pennsylvania Code section 41.14, it is incumbent upon the protestants, once need and fitness has been established by an applicant, to demonstrate that the granting of the application would endanger protestants' operations to such an extent that granting the Application would be contrary to the public interest. In the present proceeding, the sole Protestant chose not to present any evidence concerning its revenues, operations, or existing service. Moreover, Applicant's proposed service differs substantially from the service presently

authorized to be provided by Protestant, since Protestant has no authority to render transportation to points such as Harrisburg, Allentown, Bethlehem, Easton, Hershey, and Philadelphia; its authority being limited to the transportation of persons between points in the Counties of Lackawanna, Luzerne, Susquehanna, Wyoming, Wayne and Pike.

III. FINDINGS OF FACT

1. Applicant, James Danielewicz, t/d/b/a Limousines For Less, is an individual, whose principle place of business is at 315 Clairmont Avenue, Stroudsburg, Pennsylvania.

2. Applicant is a sole proprietor presently authorized to provide certificated service by this Commission as well as the Interstate Commerce Commission (N.T. 11-12).

3. Applicant presently operates three 1996 stretch limousines and five late model Town Cars in the provision of his present service (N.T. 18).

4. Applicant employs nine drivers at present, five of whom are full-time employees (N.T. 19).

5. Applicant has a safety program and maintains insurance coverage exceeding the requirements of this Commission (N.T. 19).

6. There are no enforcement proceedings pending against Applicant and Applicant has a good safety record (N.T. 19-20).

7. Applicant operates at a profit; his gross revenues in 1996 were approximately \$400,000 and his net income was approximately \$80,000 (N.T. 20, 39).

8. Over a six to seven-months period, Applicant received

eighty-six (86) specific requests for service from points in the application territory which he cannot presently serve (N.T. 21-22; Applicant's Exhibit 2).

9. The requests for service received by Applicant generally represent the geographical territory which Applicant seeks to serve by the present Application (Applicant's Exhibit 2).

10. The supporting public witnesses who presented testimony on behalf of Applicant demonstrated a public need from the most heavily populated portion of the origin territory to other points in Pennsylvania. including the Harrisburg, Philadelphia, Hershey, and the Allentown-Bethlehem-Easton areas (N.T. 58, 82, 90).

11. Mari Grabowski Quirico testified that she currently resides in Scranton, Lackawanna County. She is an intensive care unit nurse (N.T. 56). Her husband is a professional baseball player who formerly played for the Scranton Red Barons and is now with the Anaheim Angels (N.T. 57). Mrs. Quirico had used Applicant's limousine service in the past, to points outside Pennsylvania, and found the service "very good, very thorough" (N.T. 58). Because of her husband's occupation, she would like to have Applicant's service available so that she could fly with her young child to be with her husband, departing from cities such as Allentown and Philadelphia. She does not like to drive to the airports (N.T. 58). It would be more cost effective for her if she were able to have a selection of alternative airports available to her (N.T. 59). She would use the service sought by Applicant approximately every one and one-half months. Her need would continue even if her

husband remains in the major leagues on a permanent basis since her family will remain in the Scranton area and she would be returning from time to time for visits (N.T. 60).

12. Arthur George Blasko, Jr., of Moosic, Lackawanna County, testified that he had in the past used Applicant's service for limousine trips to points outside Pennsylvania, primarily to New York City to attend the theater. The service had been very good and these trips had been made about four times in the last six months (N.T. 80-82). If the present Application were to be approved, Mr. Blasko and his friends would use the service every two months or so, again primarily for theater engagements, traveling to the Philadelphia, Hershey, and the Harrisburg areas (N.T. 82).

13. There is a need for the transportation services sought by Applicant which is responsive to a proper public purpose.

14. Applicant is financially and technically fit to perform the transportation services which are the subject matter of the instant application.

15. The granting of the instant application will not detrimentally affect the public interest.

IV. CONCLUSIONS OF LAW

1. The Commission has jurisdiction over the subject matter of this proceeding and over the parties thereto.

2. There are three broad issues attendant upon every motor vehicle application proceeding: (1) whether the applicant is fit;

(2) whether there is a public need for the applicant's proposed service; and (3) whether the new competition with existing common carriers which would be created by the grant of the application will be injurious to the public.

3. As stated in Re: Perry Hassman, 55 Pa. P.U.C. 661 (1982), where a motor carrier applicant already has been issued a certificate of public convenience by this Commission and by a new application seeks to expand its certificated authority, said applicant is presumed to be technically and financially fit.

4. At 52 Pennsylvania Code Section 3.382, the Commission has stated that the weight which will be attributed to "service request evidence" will depend upon the extent to which the alleged requests are substantiated by such evidence as "(1) the date of each request; (2) the name, address and phone number of the person or company requesting service; (3) the nature of the service requested on each occasion, including the commodities or persons to be transported, and the origin and destination of the request for transportation; (4) the disposition of the request, that is, whether the Applicant provided the service or, or if not, whether the requesting shipper was referred to another carrier and, if there was a referral, to which carrier was the shipper referred."

5. Applicant has the burden of proof which has been thrust upon him by the legislature (at 66 Pa. C.S.A. section 332 (a)) and by the regulation of this Commission (at 52 Pennsylvania Code section 41.14).

V. ORDER

Upon consideration of the foregoing, we now issue this ORDER:

1. That the Application of James Danielewicz, t/d/b/a Limousines For Less, filed on May 13, 1997 at docket number A-00108292 F.1 Am-B, as amended, be and is hereby approved and that the certificate issued May 11, 1990, at A-00108292 Folder 1, as amended, be further amended to include the following rights:

To transport, as a common carrier by motor vehicle, passengers, in limousine service, between points in Wayne County and points within an airline distance of twenty-five (25) statute miles of the limits of said County, and from points in said territory to points in Pennsylvania and return;

Subject to the following condition:

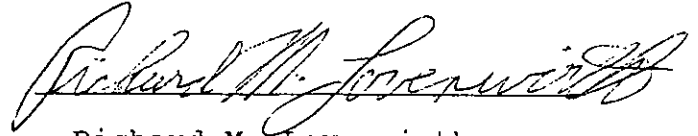
That no right, power of privilege is granted to originate service from points in the County of Monroe which are located more than ten (10) statute miles from the limits of the Borough of Stroudsburg, Monroe County.

2. That the authority granted herein, to the extent that it duplicates authority now held by or subsequently granted to the Applicant, shall not be construed as conferring more than one operating right.

3. That the Applicant shall not engage in any transportation granted herein until he shall have complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of this Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

4. 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.

Dated: *August 6, 1997*



Richard M. Lovenwirth
Administrative Law Judge

A-00108292F0001, Am Application of James Danielwicz, t/d/t Limousines For Less

For amendment to his common carrier certificate which grants the right, inter alia, to transport, by motor vehicle, persons in limousine service, between points in the counties of Monroe and Pike and from points in said counties to points within an airline distance of ten (10) statute miles of the limits thereof, and vice versa;..... SO AS TO PERMIT the transportation of persons in limousine service, between points in Wayne County, and points within an airline distance of twenty-five (25) statute miles of the limits of said county, and from points in said territory to points in Pennsylvania, and return.

~~ROSEMARIE & S-R B METZ-BRUNGARD
T/A PROTEAN POTENTIALS
1 EAST MANOR AVENUE (REAR)
ENOLA PA 17025~~

JAMES D CAMPBELL JR ESQUIRE
3631 NORTH FRONT STREET
HARRISBURG PA 17110-1533

(for applicant)

MICHAEL A PENDOLPHI ESQUIRE
SUITE 405 BICENTENNIAL BLDG
15 PUBLIC SQUARE
WILKES-BARRE PA 18701

JOSEPH P HANYON ESQUIRE
116 POCONO BLVD
MT POCONO PA 18344

JD

SENDER: <input type="checkbox"/> Complete items 1 and/or 2 for additional services. <input type="checkbox"/> Attach this form to the front of the mailpiece, or on the back if space does not permit. <input type="checkbox"/> The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: <div style="border: 1px solid black; padding: 5px;"> A-00108292 ID. F. I Am-B. James D. Campbell Jr., Esq. </div>		4a. Article Number P 968 271 057 REP	
5. Received By: (Print Name) B. Stewey		4b. Service Type <input checked="" type="checkbox"/> CERTIFIED	
6. Signature: (Addressee or Agent) X		7. Date of Delivery 8/13/97	
		8. Addressee's Address (Only if requested and fee is paid)	
PS Form 3811, January 1996		Domestic Return Receipt	

SENDER: <input type="checkbox"/> Complete items 1 and/or 2 for additional services. <input type="checkbox"/> Attach this form to the front of the mailpiece, or on the back if space does not permit. <input type="checkbox"/> The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: <div style="border: 1px solid black; padding: 5px;"> A-00108292 ID. F. I Am-B. Michael A. Pendolphi Esq. </div>		4a. Article Number P 968 271 098	
5. Received By: (Print Name)		4b. Service Type <input checked="" type="checkbox"/> CERTIFIED	
6. Signature: (Addressee or Agent) X Peggy Margalis		7. Date of Delivery 8-13-97	
		8. Addressee's Address (Only if requested and fee is paid)	
PS Form 3811, January 1996		Domestic Return Receipt	

SENDER: <input type="checkbox"/> Complete items 1 and/or 2 for additional services. <input type="checkbox"/> Attach this form to the front of the mailpiece, or on the back if space does not permit. <input type="checkbox"/> The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: <div style="border: 1px solid black; padding: 5px;"> A-00108292 ID. F. I Am-B. Joseph P. Haneyon Esq. </div>		4a. Article Number REP P 968 271 099	
5. Received By: (Print Name) Joseph P. Haneyon		4b. Service Type <input checked="" type="checkbox"/> CERTIFIED	
6. Signature: (Addressee or Agent) X		7. Date of Delivery 8/13/97	
		8. Addressee's Address (Only if requested and fee is paid)	
PS Form 3811, January 1996		Domestic Return Receipt	

Act 294

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Case Identification:

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PROTHONOTARY'S OFFICE

A-00108292, F.1, AM-B; In
Re: Application of James
Danielwicz, t/d/b/a Limousines
For Less...

Initial Decision By:

ALJ Richard M. Lovenwirth

Deadline for Return to OSA:

August 25, 1997

This decision has not been reviewed by OSA.

RECEIVED

AUG 13 1997

OFFICE OF SPECIAL
ASSISTANTS

* * * * *

I want full Commission review of this decision.

Commissioner

Date

✓ I do not want full Commission review of this decision.

[Signature]

Commissioner

8-13-97

Date

DOCKETED
SEP 3 1997

**DOCUMENT
FOLDER**

Act 294

Case Identification:

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Re: Application of James
Danielwicz, t/d/b/a Limousines
For Less...

Initial Decision By:

ALJ Richard M. Lovenwirth

Deadline for Return to OSA:

August 25, 1997

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AUG 26 1997

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OFFICE OF
ASSISTANTS

I want full Commission review of this decision.

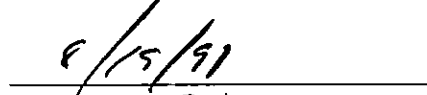
Commissioner

Date

I do not want full Commission review of this decision.



Commissioner



Date

Act 294

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* * * * *

AUG 29 1997

OFFICE OF SPECIAL
ASSISTANTS

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Commissioner

Date

I do not want full Commission review of this decision.

x John Hanger

Commissioner

AUG 28 1997

Date

Act 294

Case Identification:

A-00108292, F.1, AM-B; In
Re: Application of James
Danielwicz, t/d/b/a Limousines
For Less...

Initial Decision By:

ALJ Richard M. Lovenwirth

Deadline for Return to OSA:

August 25, 1997

This decision has not been reviewed by OSA.

RECEIVED

AUG 22 1997

OFFICE OF SPECIAL
ASSISTANTS

* * * * *

I want full Commission review of this decision.

Commissioner

Date

I do not want full Commission review of this decision.

David M. Rolka / jr
Commissioner

8.22.97
Date

RECEIVED

AUG 13 1997

COMMISSIONER ROLKA'S
OFFICE

Act 294

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OFFICE OF SPECIAL
ASSISTANTS

I want full Commission review of this decision.

Commissioner Date

I do not want full Commission review of this decision.

Nora Mae Brownell 8/25/97
Commissioner Date

DATE: September 8, 1997

REP

SUBJECT: A-00108292
F.1 Am-B

TO: Office of Administrative Law Judge
Annette Shelley

FROM: James J. McNulty
Acting Secretary

JVM

APPLICATION OF JAMES DANIELWICZ, T/D/B/A
LIMOUSINE FOR LESS...

The Initial Decision has been served upon all parties of interest.

Neither exceptions nor requests for review from the Commissioners have been received by the Commission. This matter is referred to your office for whatever action you deem necessary.

DOCKETED
SEP 9 1997

cc: Office of Special Assistants

P.S. Please note that exceptions or reply exceptions may come in timely with certificates of mailings. A second memo will not be released for these exceptions.

**DOCUMENT
FOLDER**