



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

KJR

ISSUED: August 22, 1991

DOCUMENT  
 FOLDER

IN REPLY PLEASE  
 REFER TO OUR FILE

A-00108408  
 F001, Am-A

CHRISTIAN V GRAF ESQUIRE  
 DAVID R RADCLIFF ESQUIRE  
 GRAF ANDREWS RADCLIFF  
 407 NORTH FRONT STREET  
 HARRISBURG PA 17101  
 TO WHOM IT MAY CONCERN:

Application of C.T. Hertzsch, Inc.

Enclosed is a copy of the Initial Decision of Administrative Law Judge Herbert S. Cohen. 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-18, NORTH OFFICE BUILDING, NORTH STREET AND COMMONWEALTH AVENUE, HARRISBURG, PA OR MAILED TO P.O. BOX 3265, HARRISBURG, PA 17120, 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.

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.

cc:ALJ Cohen/Office of ALJ/S&C/Trans./Law Bureau/Mr.Bramson/OSA/Chairman/Commissioners  
 Correspondence/OUR FILE

Very truly yours,

*Allison K. Turner*

Allison K. Turner  
 Chief Administrative Law Judge

smk  
 Encls.  
 Certified Mail  
 Receipt Requested

JACK ELROD V P  
 CHEMICAL LEAMAN TANK LINES, INC  
 102 PICKERING WAY  
 EXTON PA 19341-0200

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of :  
C. T. Hertzsch, Inc. :

Docket No.  
A-00108408, F001, Am-A

**DOCUMENT  
FOLDER**

INITIAL DECISION

Before  
Herbert S. Cohen  
Administrative Law Judge

**DOCKETED**  
**AUG 28 1991**

History of the Proceeding

On or about February 15, 1991, C. T. Hertzsch, Inc. (Applicant), a corporation of the State of Indiana, with its principal place of business in Speed, Indiana, filed an application seeking the additional right:

To permit the transportation of cement, from points in the Township of Maidencreek, Berks County, to points in Pennsylvania, and vice versa.

A protest to the application was filed by Chemical Leaman Tank Lines, Inc., on February 20, 1991.

By Notice dated May 24, 1991, the parties were notified of an Initial Hearing to be held at an available hearing room on the ground floor of the North Office Building, Harrisburg, PA (N.T. 3).

The hearing was scheduled for 10:00 a.m., June 25, 1991. At that time, the sole party entering an appearance was Christian V. Graf, Esquire for Applicant. No one appeared for the Protestant. There having been no appearance entered by

Chemical Leaman Tank Lines, Inc., at approximately 10:15 a.m., the undersigned Presiding Officer directed his secretary, Arnetta Dickey, to attempt to contact the filer of the protest, a Mr. Gaush. She did so and was informed he was out of the office (N.T. 4). Ms. Dickey then testified that she attempted to reach the named counsel for Protestant appearing on the Notice of Hearing, namely, William J. O'Kane, Esquire, and was informed that he was no longer acting as counsel for Protestant. She then attempted to call Andrew B. Eisman, Esquire, whose name appeared on the Commission report as attorney for the Protestant and was informed that Mr. Eisman had contacted the Vice President of Protestant, Jack Elrod, who gave permission to Mr. Eisman to withdraw the protest (N.T. 6). At 10:25 a.m., another call was placed, at which time the undersigned, Applicant's attorney and Ms. Dickey contacted Attorney Eisman by telephone. Mr. Eisman confirmed to all present that he had been directed by Mr. Elrod, the Vice President of Chemical Leaman Tank Lines, Inc., to withdraw the protest.

The hearing then proceeded unopposed, at which time Richard J. Hohlefelder appeared for the Applicant as its President (N.T. 7, 8) and, during the course of his testimony, introduced Exhibits A-1 through A-12. At the conclusion of his testimony, Dennis P. Miller, Distribution Manager of Allentown Cement Company, Inc., appeared in support of the application and

introduced Exhibits A-13 and A-14. The record consists of 33 pages and 14 exhibits.

Findings of Fact

1. C. T. Hertzsch, Inc., of 282 U.S. Highway 31, Speed, Indiana 47172, appeared through Richard J. Hohlefelder, its President (N.T. 7, 8).

2. Applicant C. T. Hertzsch, Inc., secured a Certificate of Authority to do business in the Commonwealth of Pennsylvania on October 4, 1988 (Exhibit A-1; N.T. 8).

3. The officers and directors of Applicant consist of Richard H. Hohlefelder of Speed, Indiana, as its President; Samuel B. Wasson of Milwaukee, Wisconsin, as its Vice President, Secretary and Treasurer; and both are also directors of the corporation (Exhibit A-2).

4. Applicant holds authority at A.00108408 as follows:

To transport as a Class D carrier, cement and dry bulk materials and supplies used or useful in the manufacture of cement (except flyash) in tank or hopper-type vehicles between points in Pennsylvania;

Subject to the following conditions:

That no right, power or privilege is granted to transport:

(a) Sand from the facilities of U.S. Silica in Huntingdon and Mifflin Counties;

- (b) Limestone and limestone products in tank vehicles from points in York County;
- (c) To or from the facilities of Bellefonte Lime and Center Lime & Stone Co., Inc., located in Centre County;
- (d) Limestone and limestone products from points in Lebanon County; and lime and limestone products for Mercer Limestone Co. from Slippery Rock Township, Butler County;
- (e) For Glenn O. Hawbaker, Inc., New Enterprise Stone & Lime Co., Inc., Martin Limestone, Inc., Union Equipment Company, Inc., Valley Quarries, Inc.;
- (f) Materials and supplies used or useful in the manufacture of cement within 50 statute miles of the limits of the borough of Homestead, Allegheny County, and from said territory to points in Pennsylvania, and vice versa;
- (g) Cement for Armstrong Cement & Supply Corporation or from the facilities of Armstrong Cement & Supply Corporation located in the township of Winfield, Butler County, to points in Pennsylvania and vice versa;
- (h) To or from the facilities of Eastern Industries, Inc., Corson Lime Co., G. & W. H. Corson and United Gypsum Company;
- (i) To or from the facilities of Allentown Cement Company in Maidencreek Township, Berks County;
- (j) Lime to the facilities of Georgia-Pacific Corporation located in Richland Township, Bucks County.

(Exhibit A-3).

5. Page 4 of Exhibit A-3 also sets forth a restriction against providing service to or from the facilities

of Allentown Cement Company in Maidencreek Township, Berks County.

5.1. By this application, Applicant seeks an amendment to its existing authority:

SO AS TO PERMIT the transportation of cement, from points in the township of Maidencreek, Berks County, to points in Pennsylvania and vice versa.

6. Applicant also filed an application for emergency temporary authority and a corresponding application for temporary authority seeking the same rights as those sought permanently (N.T. 10).

7. Applicant also possesses interstate authority at Docket MC-114241, Subs 12 and 13, which permit general commodity authority except for explosives and household goods between points in the U.S., except Alaska and Hawaii, and possesses general commodity authority between points in the U.S., except Alaska and Hawaii, under contract with shippers and receivers of cement (Exhibit A-4). It also possesses intrastate authority from the state of Indiana at Permit No. 2452-B.1, B.2 and B.3 respectively permitting the transportation of cement, mortar cement and natural cement and lime and pallets between Speed, Indiana, and points and places in Indiana and cement, mortar cement, natural cement, lime and pallets between points in Cass County, Indiana, and points at places in Indiana. It also has authority to serve Copley Cement Company located at Speed,

Indiana, to points and places in Indiana (Exhibit A-4; N.T. 11). Under its interstate authority, it has served the supporting shipper in this proceeding (N.T. 11, 12).

8. Applicant operates a Pennsylvania terminal at Northampton, PA, and interstate terminals at Speed and Greencastle, Indiana; Fairborn and South Point, Ohio, and Huntington and Nitro, West Virginia (N.T. 12).

9. Applicant's Northampton terminal consists of a dispatch and executive terminal manager office, a 2-bay garage, maintenance facility and parking to serve the terminal (N.T. 12).

10. Applicant operates 22 diesel tractors, 22 air tanks and 7 flatbeds (Exhibit A-5; N.T. 13). All of this equipment, plus an additional 3 units that are not cement-industry related, are stationed at Northampton.

11. The company operates a safety program which consists of the following attributes:

Quarterly safety meetings; yearly safe-driving awards; films covering such diverse items as drug and alcohol abuse; operation of vehicles; unloading thereof, accident reporting and prevention; yearly drivers' license review and review of moving violations; drivers' license check for prior violations with various states before hiring a driver; daily inspection of driver logs; yearly visits by the insurance carrier to review driver requirements, maintenance and OSHA matters; yearly and new-hire

requirements, including testing for drug addiction; inspection of equipment and post- and pre-trip inspection of each vehicle (Exhibit A-6). This safety program is in effect at Northampton and all other company terminals (N.T. 14).

12. Applicant carries insurance with Liberty Mutual and its primary coverage is \$5 million (Exhibit A-7) and for hazardous substances a like amount (Exhibit A-7). Its safety rating with the U.S. Department of Transportation is satisfactory (Exhibit A-8; N.T. 15).

13. Twenty-three (23) persons are employed at Applicant's Northampton terminal (Exhibit A-11).

14. Upon approval, Applicant intends to perform the following type of services:

Deliveries to local areas in Pennsylvania with equipment available per the instructions of Allentown Cement Company; provision of tank and flatbed equipment to handle both bulk and bagged material; providing overnight service, job site deliveries (N.T. 17), sequential deliveries and early a.m. loading (N.T. 18).

15. Applicant's balance sheet shows a cash position as at March 2, 1991 of \$36,105; it has total assets of \$2,003,387. Its total current liabilities exceed its total current assets, and it also shows a retained earnings deficit. Its profit and loss statement indicates for the 11 months ended March 2, 1991, a

net loss of \$23,464 (Exhibit A-23). Applicant explained the above circumstances by attributing same to the economy, its lack of customer shipments, and for high start-up initial costs for the operation at Northampton in which \$350,000 had been invested on equipment and the rental costs of a terminal thereby adding \$2,900/month to expenses (N.T. 19, 20). Approval of this application would substantially improve the company's position and would permit it to operate in both inter- and intrastate commerce (N.T. 20).

16. Upon approval, the proposed operation will be conducted five days per week but is available for Saturday deliveries upon request, as is the spotting of equipment (N.T. 20). Applicant's terminal is located 33 miles from the plant of the supporting shipper and equipment can be delivered there within an hour after notification (N.T. 21).

17. Dennis P. Miller, Distribution Manager of Allentown Cement Company, Inc. and Traffic Manager, is familiar with the transportation requirements of his company and with the carriers serving his company and was authorized to appear (N.T. 22).

18. Allentown Cement Company manufactures Portland and masonry cement with Portland cement being used primarily in the construction industry for such items as bridges, roadways and foundations; masonry cement is used primarily for the manufacture

of brick block and tile as well as for manufacturing and homeowners' consumption (N.T. 23). The cement company sells to ready-mix operations; building block plants; pre-stress plants; manufacturers of septic tanks and concrete steps as well as to contractors who do road jobs (N.T. 23). It ships into and beyond points in Pennsylvania and for its interstate traffic has used the Applicant (N.T. 23, 24) and found its service to be very reliable in supplying equipment within an hour or an hour and a half and providing timely service to its customers (N.T. 24).

19. Applicant's customer list was identified as Exhibit A-13, with the first column listing the address of the customer; the second the state of Pennsylvania; the third column the shipping plant and the fourth the county. Such diverse points are mentioned as Altoona, Amity Hall, Annville, Ashland, Bedford, Bellefonte, Berwick, Bethlehem, Bigler, Bridesboro, Bloomsburg, Bristol, Brockway, Carbondale, Carlisle, Chambersburg, Claysburg, Claysville, Connellsville, Denver, Downingtown, Doylestown, DuBois, Duncansville, East Stroudsburg, Easton, Fleetwood, Forty Fort, Gettysburg, Hanover, Harrisburg, Hazleton, Hollidaysburg, Honesdale, Huntingdon, Jeannette, Johnstown, Lancaster, Lemoyne, Lewistown, McAdoo, Mehoopany, Millersburg, Milton, Montoursville, Mossic, Muncy, Nanticoke, New Eagle, Newfoundland, Old Forge, Orwigsburg, Philadelphia, Pottstown, Roaring Springs, Reading, Scranton, Spangler, St.

Marys, State College, Tobyhanna, Tyrone, Wellsboro, Wilkes-Barre, Williamsport and York, as a partial list only (Exhibit A-13).

20. At the present time, 60 percent of Allentown Cement Company's traffic is served by Chemical Leaman Tank Lines, Inc. Venezia also services 30 percent of its traffic (N.T. 27). There has been previous service failures by Chemical Leaman Tank Lines, Inc., on deliveries to Rock Hill, Perryville, PA; to Pennsy Supply at Hummelstown; to Marinelli at Hamorton, to Strunk at Sinking Springs, Berks County; to Superior Pre-Cast at Pottstown; to Gephart Lumber in Rossllyn; to Pennsy Supply at Harrisburg; and to Wysox Sand in Wysox (N.T. 29, 30; Exhibit A-14).

21. In 1991 a new working agreement was reached with Chemical Leaman Tank Lines who promised to have 21 drivers available to Allentown Cement Company to service its customers. Chemical Leaman now has 12 drivers on their active drivers' list, which caused a reduction from 80 percent to 60 percent of the traffic Leaman could handle and which necessitated an increase in the traffic handled by other carriers (N.T. 31).

22. The decline in Chemical Leaman's driver and equipment availability has required the shipper to use C. T. Hertzsch to a greater extent in interstate commerce (N.T. 31, 32). Five loads to Stamford, Connecticut, have been delivered without failure.

23. If this application is granted, the Applicant would be used from three to five loads daily to Pennsylvania points in Pennsylvania. Allentown Cement Company believes approval of this application is necessary in order for it to maintain its competitive position in the cement industry (N.T. 32).

Discussion

The criteria used in determining motor carrier applications is set forth in the Commission's Policy Statement at 52 Pa. Code, Section 41.14, as follows:

§41.14. Evidentiary criteria used to decide motor carrier applications.

- (a) An applicant seeking motor common carrier authority has a burden of demonstrating that approval of the application will serve a useful public purpose, responsive to a public demand or need.
- (b) An applicant seeking motor common carrier authority has the burden of demonstrating that it possesses the technical and financial ability to provide the proposed service, and, in addition, authority may be withheld if the record demonstrates that the applicant lacks a propensity to operate safely and legally.
- (c) The Commission will grant motor common carrier authority commensurate with the demonstrated public need unless it is established 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.

Applicant now holds authority from this Commission to transport cement, but not from the facilities of the supporting shipper at Maidencreek Township, Berks County. As an Indiana corporation, it has secured a Certificate of Authority to do business in the Commonwealth of Pennsylvania.

This application seeks to eliminate the restriction contained in (i) of its existing authority so as to permit the transportation of cement from points in the township of Maidencreek, Berks County, to points in Pennsylvania and vice versa. The application for permanent authority was accompanied by application for emergency temporary authority and temporary authority seeking the identical rights. The ETA application was denied on the basis that Allentown Cement Company had noticed five service failures by the Applicant in support of another application. However, these service failures may be excused by the fact that the Applicant did not have the authority to serve Allentown Cement Company.

Applicant now possesses nationwide general commodity authority as both a common and contract carrier and intrastate authority from the state of Indiana concerning the transportation of cement, lime and pallets. It operates interstate terminals at Speed and Greencastle, Indiana; Fairborn and South Point, Ohio; and Huntington and Nitro, West Virginia, plus a Pennsylvania terminal at Northampton, PA, which is a full terminal. It

operates 22 diesel tractors, 22 tanks and seven flatbeds and three additional units that are not related to cement transportation.

Applicant operates a comprehensive safety program and carries insurance for the protection of the public at the \$5 million level and is rated "Satisfactory" by the U.S. Department of Transportation. It has sufficient employees to provide both tank and flatbed equipment to handle bulk and bagged materials from the supporting shipper and offers overnight service, job site deliveries, sequential deliveries and early a.m. loading.

Applicant has total assets in excess of 2 million dollars. Its total current liabilities exceed its total current assets and it has a retained earnings deficit. Its Profit and Loss Statement showed a net loss of \$23,000 for the 11 months ended March 2, 1991. However, it is evident from the testimony that its financial deficiencies were due to the economy, a lack of customer shipments and initial high start-up costs covering the operation of its Northampton terminal involving \$350,000 for additional equipment and the rental costs of the terminal, which added \$2,900 a month to its operating costs. Approval of this application would substantially improve its financial position and would permit it to operate cost efficiently in both inter- and intrastate commerce.

Upon approval, the operation will be conducted five days per week with Saturday deliveries available upon request, as well as the spotting of equipment. Applicant's terminal is 33 miles from the supporting shipper's plant and equipment can be delivered there within an hour after notification.

The record is clear that the Applicant possesses the technical ability to provide the proposed service. From the financial standpoint, it is apparent that approval of the application will help to improve its financial condition since it will make available to it additional traffic in Pennsylvania which it cannot now handle. There is no evidence that the Applicant lacks the propensity to operate safely and legally. A finding of fitness is clearly in order.

Need and a useful public purpose have also been established in this proceeding.

Allentown Cement Company, Inc., manufactures both Portland and masonry cement with the former being used in the construction industry for such items as bridges, roadways and foundations and masonry cement being used principally for the manufacture of brick block, manufacturing and homeowners' consumption. The company's product is sold to ready-mix operations, building block plants, pre-stress plants, septic tank manufacturers and contractors. It ships into Pennsylvania and points beyond and has used the Applicant for its interstate

service which it has found to be reliable in supplying equipment service to the cement company's customers on a timely basis.

From the record, it is clear that traffic is available literally throughout the Commonwealth of Pennsylvania. Applicant's Exhibit 13 reflects customer locations in Pennsylvania at 358 separate destinations scattered throughout the Commonwealth. In addition, though it is not necessary to prove same, the Protestant whose protest was withdrawn at the hearing has been cited by the supporting shipper for numerous service failures in the past.

There is no record evidence that the entry of a new carrier, namely, the Applicant, 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. Moreover, there is no evidence that the public will be adversely affected by approval even without the appearance of a protestant. The supporting shipper has averred a need for the service and has indicated that that service would be used for three to five loads daily to Pennsylvania points and that the service was needed to maintain the company's competitive position in the cement industry. Accordingly, approval of this application is amply warranted.

Conclusions of Law

1. The Commission has jurisdiction over the subject matter of this application and the parties to this proceeding by virtue of 66 Pa. C.S. 1102(a)(1)(i).

2. C. T. Hertzsch, Inc., has demonstrated that its proposed service will serve a useful public purpose responsive to a public demand or need and has further demonstrated that it possesses the technical fitness to provide the proposed service.

3. Approval would benefit the financial position of Applicant and would tend to eliminate or curtail its demonstrated loss and reduce its capital impairment in that it would be able to serve the shipper in the handling of three to five loads daily, five days per week, throughout the year which would improve its financial condition. There is no evidence that the Applicant lacks a propensity to operate safely and legally.

4. A grant of authority, as here sought, will not endanger or impair the operation of existing common carriers to such an extent that on balance the grant of authority would be contrary to the public interest.

5. The application should be granted.

Order

THEREFORE,

IT IS ORDERED:

1. That the application of C. T. Hertzsch, Inc. at Docket No. A-00108408, Folder 1, Am-A, be and is hereby approved and that the Certificate issued to Applicant at Docket No. A-00108408, F001 on December 8, 1989, be amended to include the following rights:

To transport, as a Class D carrier, cement from points in the Township of Maiden creek, Berks County, to points in Pennsylvania and vice versa.

2. That the Applicant shall not engage in any transportation granted herein until it 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.

3. 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.

4. That in the event said Applicant has not, on or before 60 days from the date of service of this order, complied with the requirements set forth above, application shall be dismissed without further proceedings.

*Herbert S. Cohen*

HERBERT S. COHEN  
Administrative Law Judge

Dated:

August 5, 1991

**SENDER:**

- Complete items 1 and 2 for additional services.
- Complete items 3, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt Fee will provide you the signature of the person delivered to and the date of delivery.

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

A-00108408, F.1, AM-A ID

Christian V. Graf, Esq

4a. Article Number

000795

4b. Service Type

- Registered  Insured  
 Certified  COD  
 Express Mail  Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)

*Christian V. Graf*

6. Signature (Agent)

*8-26-91*

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

KJR

PS Form 3811, November 1990 ☆ U.S. GPO: 1991-287-066

**DOMESTIC RETURN RECEIPT**

**SENDER:**

- Complete items 1 and 2 for additional services.
- Complete items 3, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt Fee will provide you the signature of the person delivered to and the date of delivery.

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

A-00108408, F.1, AM-A ID

Jack Elrod

4a. Article Number

000795

4b. Service Type

- Registered  Insured  
 Certified  COD  
 Express Mail  Return Receipt for Merchandise

7. Date of Delivery

8/26/91

5. Signature (Addressee)

*Jack Elrod*

6. Signature (Agent)

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

KJR

PS Form 3811, November 1990 ☆ U.S. GPO: 1991-287-066

**DOMESTIC RETURN RECEIPT**

KJR

Act 294

Case Identification: A-00108408, F001, Am-A;  
Application of C.T. Hertzsch,  
Inc.

Initial Decision By: ALJ Herbert S. Cohen

Deadline for Return to OSA: September 5, 1991

This decision has not been reviewed by OSA.

\* \* \* \* \*

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I do not want full Commission review of this decision.

William H. Smith  
Commissioner

9-5-91  
Date

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SEP 10 1991

Act 294

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\* \* \* \* \*

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I do not want full Commission review of this decision.

Joseph P. Rindler, Jr.  
Commissioner

9/5/91  
Date

Act 294

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Deadline for Return to OSA: September 5, 1991

This decision has not been reviewed by OSA.

RECEIVED

AUG 23 1991

COMMISSIONER HOLLAND'S OFFICE

\* \* \* \* \*

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I do not want full Commission review of this decision.

Kendall F. Holland  
Commissioner

9/4/91  
Date

Act 294

Case Identification: A-00108408, F001, Am-A;  
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\* \* \* \* \*

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\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I do not want full Commission review of this decision.

  
\_\_\_\_\_  
Commissioner

8-28-91  
\_\_\_\_\_  
Date

RECEIVED  
AUG 23 1991  
COMMISSIONER ROLKA'S OFFICE