

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Uniform Cover and Calendar Sheet

1. <u>REPORT DATE:</u> November 23, 2004	2. <u>BUREAU AGENDA NO.</u> JAN-2005-TSM-0101*
3. <u>BUREAU:</u> Transportation and Safety	5. <u>PUBLIC MEETING DATE:</u> January 13, 2005 A-00108543
4. <u>SECTION(S):</u> MCS&E 6. <u>APPROVED BY:</u> Director: Hoffman: 3-3846 Mgr/Spvr: Keezel: 3-5010 Legal Review: (See Attached List)	7. <u>PERSONS IN CHARGE:</u> Keyser: 5-6977 8. <u>DOCKET NO.:</u> A-00102063C0401; A-00108107C0401; A-00110305C0401; A-00110972C0401; A-00110956C0401; A-00118151C0401; A-00118570C0401; A-00118380C0401; A-00118326C0402; A-00108543C0401; A-00105517C0401; A-00104911C0401; A-00112797C0401; A-00112391C0401 A-00111189C0401; A-00107146C0401; A-00113074C0401; A-00118018C0401; A-00115223C0401; A-00115018C0401; A-00114647C0401; A-00113820C0401; A-00113530C0401; A-00093883C0401; A-00118236C0401; A-00109759C0401; A-00096683C0401; A-00117818C0401; A-00118469C0401; A-00117370C0401; A-00116245C0401; A-00111627C0402 9. <u>EFFECTIVE DATE OF FILING:</u> N/A

DOCUMENT FOLDER

10. (a) CAPTION (abbreviate if more than 4 lines)
 (b) Short summary of history & facts, documents & briefs
 (c) Recommendation

- (a) 32 Commission Orders adjudicating Bureau of Transportation and Safety instituted complaints alleging respondents abandoned or discontinued service without having submitted an application to discontinue service or a letter containing a statement that the service is no longer being rendered.
- (b) The Bureau of Transportation and Safety notified Respondents that answers to the complaints must be filed within twenty (20) days of the date of service of the complaints in accordance with 52 Pa. Code §5.61. Respondents were advised

10. MOTION BY: Commissioner Chm. Holland Commissioner Thomas - Yes
 Commissioner Pizzingrilli - Yes
 SECONDED: Commissioner Bloom Commissioner

CONTENT OF MOTION: Staff recommendation adopted.

DOCKETED
MAR 02 2005

that failure to file answers or filing answers which fail to deny the allegations in the complaints would result in a recommendation to the Commission that the respondents' certificates be canceled. The Respondents have failed to file answers. The allegations are therefore deemed admitted.

- (c) The Bureau of Transportation and Safety recommends that the Commission adopt the order directing that the complaints be sustained, and that the certificates be canceled; and, in some cases, that respondent be fined \$100.

Docket No.	Respondent
A-00102063C0401 A-00102063	James Anthony Depoti, t/a J. Depoti Excavating
A-00108107C0401 A-00108107	Zumstein, Inc.
A-00110305C0401 A-00110305	Scotts Pools, Inc.
A-00110972C0401 A-00110972	Long Haul Trucking, Inc.
A-00110956C0401 A-00110956, F.2	Scott Shearer, t/a Action Air Delivery
A-00118151C0401 A-00118151	Neal Smith Kirk
A-00118570C0401 A-00118570	Neefe Trucking, Inc.
A-00118380C0401 A-00118380	Jeff A. Crone, t/a Crone Hauling
A-00118326C0402 A-00118326, F.2	Discount Hauling & Moving Co.
A-00108543C0401 A-00108543	Central Control Delivery, Inc.
A-00105517C0401 A-00105517	Alice M. Feather, t/a Davis Coal Co.
A-00104911C0401 A-00104911, F.2	Katherine M. Collura, t/a R & C Excavating & Concrete
A-00112797C0401 A-00112797	Lee A. Bilger, Sr.
A-00112391C0401 A-00112391	Bucks, Inc., t/a Bucks Transportation
A-00111975C0401 A-00111975	Pronto Emergency Freight, Inc.

Docket No.	Respondent
A-00111189C0401 A-00111189, F.3	Southern Tier Moving & Storage, Inc.
A-00107146C0401 A-00107146	Pitt Penn Distribution Co.
A-00113074C0401 A-00113074	Ray Hildebrand, t/a Ray Hildebrand Excavating
A-00118018C0401 A-00118018, F.2	I. Genco, Inc.
A-00115223C0401 A-00115223, F.2	Triple-A Transport, Inc.
A-00115018C0401 A-00115018, F.2	Ross Earnest Seltzer, III, t/a Courier One
A-00114647C0401 A-00114647	F. R. Hutchinson, t/a Ritchey's Towing Service
A-00113820C0401 A-00113820	Mark E. Kurutz, t/a Mark E. Kurutz Trucking
A-00113530C0401 A-00113530	Nick Falcone & Sons, Inc.
A-00093883C0401 A-00093883, Fs. 1 & 3	Skyline Motors Air Cargo, Inc.
A-00118236C0401 A-00118236	Leonard J. Marchines, Jr., t/a Outlaw Transportation System
A-00109759C0401 A-00109759, F.2	The Press X-Press, Inc.
A-00096683C0401 A-00096683	Gottry Corp.
A-00117818C0401 A-00117818	E. J. Enterprises, Inc., t/a Signature Limousine
A-00118469C0401 A-00118469, Fs. 2 & 3	Sylvia Rose Boronski

Docket No.

Respondent

A-00117370C0401
A-00117370

John Mack Limousine, Inc.

A-00116245C0401
A-00116245

City Taxicab and Transfer Company
t/a Black Eagle Transfer Co.

A-00111627C0402
A-00111627

Shannon Cab Co., t/a Golden Limo Service



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

IN REPLY PLEASE
REFER TO OUR FILE

JANUARY 19, 2005

A-00108543C0401
A-00108543

CENTRAL CONTROL DELIVERY INC
1424 EAST 25TH STREET
CLEVELAND OH 44114

Pennsylvania Public Utility Commission
V.
Central Control Delivery, Inc.

DOCKETED

FEB 10 2005

To Whom It May Concern:

This is to advise you that the Commission in Public Meeting on January 13, 2005 has adopted an Order in the above entitled proceeding.

An Order has been enclosed for your records.

DOCUMENT

Very truly yours,

James J. McNulty
Secretary

fg
encls
cert. mail

USF&G INSURANCE CO OF MISSISSIPPI
385 WASHINGTON STREET
ST PAUL MN 55102

NORTHBROOK PROPERTY & CASUALTY
INSURANCE COMPANY
525 VINE ST SUITE 1400
CINCINNATI OH 45202

THE DEPARTMENT OF REVENUE
BUREAU OF AUDIT PROGRAMS
SALES AND USE TAXES
STRAWBERRY SQUARE 10TH FLOOR
HARRISBURG PA 17128-1061

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held January 13, 2005

Commissioners Present:

Wendell F. Holland, Chairman
Robert K. Bloom, Vice Chairman
Glen R. Thomas
Kim Pizzigrilli

DOCKETED
FEB 10 2005

Pennsylvania Public Utility Commission
v.
Central Control Delivery, Inc.
1424 East 25th Street
Cleveland, OH 44114

A-00108543C0401
A-00108543

ORDER

BY THE COMMISSION:

DOCUMENT

On September 14, 2004, the Bureau of Transportation and Safety instituted a Complaint against, respondent, alleging respondent abandoned or discontinued service without having submitted a letter to this Commission containing a statement that the service is no longer being rendered, a violation of the Pennsylvania Code at 52 Pa Code §3.381(a)(5).

The Bureau of Transportation and Safety notified the Respondent that it must file an Answer to the Complaint in accordance with 52 Pa. Code §5.61, within twenty days of the date of service. The Notice further specified that, if respondent failed to answer the Complaint within twenty days, the Bureau of Transportation and Safety would request the Commission to issue an order cancelling respondent's Certificate of Public Convenience, and notifying the Pennsylvania Department of Revenue and respondent's insurance carriers that respondent's Certificate is revoked.

The Complaint was served on respondent on October 12, 2004. To date, more than twenty days later, respondent has failed to file an Answer to the Complaint.

THEREFORE, IT IS ORDERED:

1. That the allegations in the Complaint are deemed to be admitted.
2. That the Complaint is hereby sustained.
3. That the Certificate of Public Convenience, issued to respondent at A-00108543, is hereby cancelled.

This Secretarial Cancellation Letter will also be served on:

The Department of Revenue
Bureau of Audit Programs
Sales and Use Taxes
Tenth Floor, Strawberry Square
Harrisburg, PA 17128-1061

and on respondent's insurance carriers:

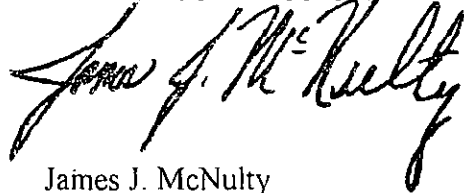
USF&G Insurance Company of Mississippi
385 Washington Street
St. Paul, MN 55102

Northbrook Property & Casualty Insurance Company
525 Vine St.
Suite 1400
Cincinnati, OH 45202

4. That Respondent is hereby notified to cease and desist from further violations of the Public Utility Code, 66 Pa. C.S. §§101, et seq. and the regulations of the Commission, 52 Pa. Code §§1.1, et seq. In view of the cancellation of respondent's Certificate of Public Convenience, it is specifically prohibited from rendering service as a common carrier by motor vehicle in intrastate commerce in the Commonwealth of Pennsylvania.

5. That should respondent wish to again begin transportation operations in the Commonwealth of Pennsylvania, respondent must file a new application for authority in order to obtain a Certificate of Public Convenience. The respondent must pay all outstanding assessments and fines before this Commission will act on an application for authority. Payment must be made by certified check or money order payable to the Pa. Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read "James J. McNulty". The signature is written in a cursive style with a large, sweeping initial "J".

James J. McNulty
Secretary

(SEAL)

ORDER ADOPTED: January 13, 2005

ORDER ENTERED: **JAN 19 2005**

END