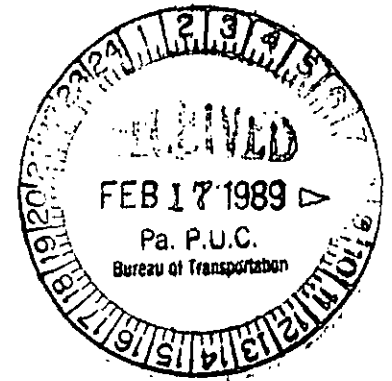


PETER G. LOFTUS

LAW OFFICES
PETER G. LOFTUS, P.C.
SUITE 724 BANK TOWERS
SCRANTON, PENNSYLVANIA 18503
AREA CODE 717
347-1453



February 15, 1989

RECEIVED

The Honorable Jerry Rich, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17120

FEB 17 1989
SECRETARY'S OFFICE
Public Utility Commission

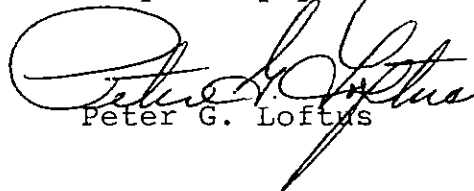
Re: Application of Central Control Delivery, Inc.
A-00108543

Dear Secretary Rich:

Enclosed for filing are the original and two copies of a Protest and Interrogatories directed to the above-captioned Applicant by Seaboard Tank Lines, Inc. Copies have been mailed to the Applicant's counsel of record.

Your prompt attention to this matter is appreciated.

Very truly yours,



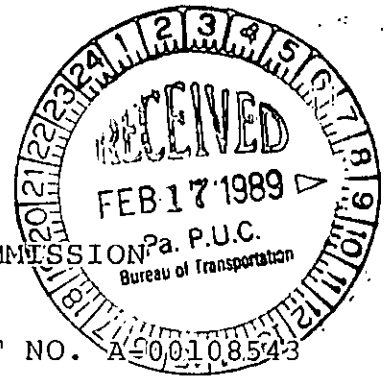
Peter G. Loftus

PGL/ rm
Enclosures

cc: Seaboard Tank Lines, Inc.
David M. O'Boyle, Esquire

DOCUMENT
FOLDER

Before The
PENNSYLVANIA PUBLIC UTILITY COMMISSION Pa. P.U.C.
Bureau of Transportation



IN RE: Central Control Delivery,
Inc.
APPLICATION OF

DOCKET NO. A-000108543

RECEIVED
FEB 17 1989
SECRETARY'S OFFICE
Public Utility Commission

P R O T E S T

TO: THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

In accordance with 52 Pa. Code Section 31.3(b) and 3.381, SEABOARD TANK LINES, INC., Box 166 Monahan Avenue, Dunmore, Pennsylvania 18512, Docket No. A-00071220, herein protests the captioned application on the following grounds:

1. The Protestant, Seaboard Tank Lines, Inc., is a motor carrier transporting petroleum products, in bulk, in tank vehicles, having been granted a Territorial Scope of operation by the P.U.C. encompassing the Applicant's requested area of operation. A copy of said operating authority is attached hereto, intended to be made part hereof and marked Exhibit A.

DOCUMENT FOLDER

2. The service proposed would be competitive with and detrimental to the existing authorized service of the protestant.

3. There exists no public need for the proposed service. The existing service is adequate.

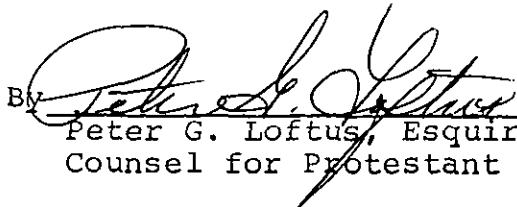
DOCKETED
APPLICATION DOCKET
FEB 22 1989
ENTRY No. *[Signature]*

4. The proposed operation by the Applicant is not necessary or proper for the service, accommodation, convenience or safety of the public.

5. The Applicant lacks the capacity to meet the needs, obligations and responsibilities for the proposed service.

6. The Applicant has not properly advertised or given notice of its application.

7. The application, as filed, is overly broad, general in nature, without restriction or description of purpose, precluding the Protestant from being adequately appraised of the scope, nature, purpose and extent of the Applicant's business or intended business.

By 
Peter G. Loftus, Esquire
Counsel for Protestant

Suite 724
Bank Towers
Scranton, PA 18503

(717) 347-1453

Dated: 2/15/89

SEABOARD TANK LINES, INC.

FOLDER NOS. 3 and 7

To transport, as a Class D Carrier, petroleum products in bulk, in tank vehicles from points within five (5) miles by the usually traveled highways of the limits of the Boroughs of Bradford and Eldred, McKean County; Warren, Warren County; Titusville, Crawford County; Oil City, Venango County; Butler and Karns City, Butler County, to points in the Pennsylvania east of a line running northeast and southwest from the New York-Pennsylvania state line near Eldred, McKean County, Southwesterly through Renovo, Clinton County and Tyrone, Blair County and hereinafter referred to as the Renovo-Tyrone Line.

To transport, as a Class D Carrier, petroleum products in bulk, in tank vehicles for the Tulsa Petroleum Corporation from Marcus Hook, Delaware County, and Eldred, McKean County and from point to point in Pennsylvania, as designated by the Tulsa Petroleum Corporation and vice versa.

To transport, as a Class D Carrier, petroleum products in bulk, in tank vehicles for the Pennsylvania Refining Company from points in the City of Scranton, Lackawanna County, to points in the territory east of the Renovo - Tyrone Line, starting at a point in the northeasterly part of Pennsylvania on the New York - Pennsylvania Border at or near Hallstead; thence to Honesdale; thence to Stroudsburg; thence to Easton; thence to Marcus Hook; thence to Reading; thence to Clarks Ferry; thence to Butler; thence to Franklin; thence to Titusville; thence to Warren; thence to Bradford; thence to Eldred; thence in a straight line along the Pennsylvania - New York Border to the place of beginning.

To transport, as a Class D Carrier, petroleum and petroleum products in bulk, in tank vehicles, between points in the Borough of Macungie, Lehigh County and within one hundred fifty (150) miles of the limits of said Borough.

FOLDER 7, AM-A

To transport, as a Class D Carrier, litharge, dry, in bulk, from the Borough of Dunmore, Lackawanna County, to points in Pennsylvania, with the right to return refused, rejected, or damaged shipments to point of origin.

FOLDER 7, AM-B

To transport, as a Class D carrier, petroleum and petroleum products, in bulk, in tank-type vehicles, between points in Pennsylvania; subject to the following conditions:

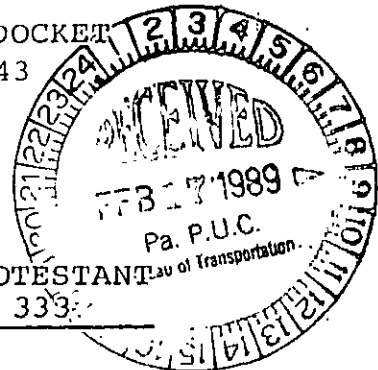
1. That no right, power or privilege is granted to provide service from points in the Borough of Warren, Warren County, to points in the Borough of Northeast, Erie County, and the Borough of Corsica, Jefferson County.
2. That no right, power or privilege is granted to provide service for United Refining Company; Pennzoil Products Co.; Witco Chemical Co.; Kendall-Amalie Division, from, to or between points in the counties of Warren, Venango and McKean.

Before The

PENNSYLVANIA PUBLIC UTILITY COMMISSION

IN RE: APPLICATION OF
Central Control
Delivery, Inc.

APPLICATION DOCKET
NO. A-00108543



INTERROGATORIES PROPOUNDED BY THE PROTESTANT
UNDER 62 PA. C.S.A., SECTION 333.

The Protestant, Seaboard Tank Lines, Inc., through its attorney, Peter G. Loftus, Esquire, does hereby propound the following Interrogatories upon the Applicant to be answered by him personally and under oath within a reasonable time not to exceed thirty (30) days after the receipt hereof as required by said Act. As used in these Interrogatories, the term "Applicant" shall include in addition to the named party their attorneys, agents, servants, employees, representatives, private investigators and others who are in possession of or who may have obtained information for or on behalf of the said named party.

These Interrogatories shall be deemed to be continuing and any information secured subsequent to the filing of answers thereto which would have been includable in the answers had it been known or available shall be supplied by supplemental answers as soon as such information becomes known or available and in all events prior to the hearing of this matter pursuant to 66 Pa. C.S.A., Section 333.

**DOCUMENT
FOLDER**

DOCKETED
APPLICATION DOCKET
FEB 22 1989
ENTRY No. 111

1. Identify by name and address all proposed shippers you plan to service, if the captioned application is granted.


2. For each said shipper, identify the product or products you propose to haul. If petroleum products, identify specifically what types of petroleum products, their derivatives, and/or by-products, by their generally accepted commercial names.

3. For each such product identify by name and address to whom said product is to be delivered.

4. For each such product identify what is the anticipated annual volume.

5. Identify by name, address and telephone number each witness you propose to call at the hearing and the subject matter of their expected testimony.

6. Will you produce without the necessity of issuing a subpoena duces tecum all documents, photographs, maps, recordings or other material whatever which you plan to introduce at the hearing? If so, please attach copies of same to your answers.

By 
Peter G. Loftus, Esquire
Counsel for Protestant
Suite 724/Bank Towers
Scranton, PA 18503

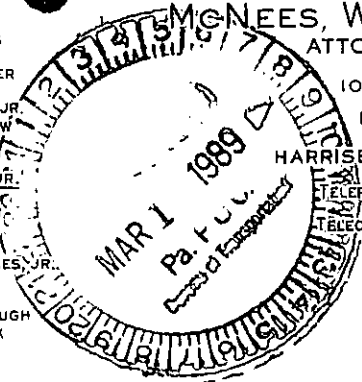
DATED

2/15/89

(717) 347-1453

ARTHUR L. BERGER
FRANCIS B. HAAS, JR.
G. THOMAS MILLER
DONALD R. WAISEL
RICHARD R. LEFEVER
J. THOMAS MENAKER
CLYDE W. MCINTYRE
S. BERNE SMITH
ROD J. PERA
EDWARD W. ROTHMAN
ROBERT A. MILLS
W. JEFFRY JAMOUNEAU
HERBERT R. NURICK
DAVID E. LEHMAN
NORMAN I. WHITE
F. MURRAY BRYAN
RICHARD W. STEVENSON
WILLIAM A. CHESNUTT
HENRY R. MACNICHOLAS
WILLIAM M. YOUNG, JR.
ROBERT M. CHERRY
DAVID B. DISNEY
H. LEE ROUSSEL
MAURICE A. FRATER
C. GRAINGER BOWMAN
JOHN S. OYLER
DELANO M. LANTZ
HARVEY FREEDENBERG
JASON S. SHAPIRO

ERIC L. BROSSMAN
ROBERT D. STETS
TERRY R. BOSSERT
MARY JANE FORBES
JEFFREY B. CLAY
DAVID M. KLEPPINGER
NEAL S. WEST
FRANKLIN A. MILES, JR.
MICHAEL A. DOCTROW
STEPHEN A. MOORE
DANA S. SCADUTO
ALAN R. BOYNTON, JR.
BRUCE D. BAGLEY
MICHAEL G. JARMAN
GARY F. YENKOWSKI
DIANE M. TOKARSKY
BERNARD A. LABUSKES, JR.
ANNE K. FIORENZA
JOHN M. ABEL
RICHARD S. KAHLBAUGH
KEVIN J. FREDERICK
DAVID M. WATTS, JR.
TRENT HARGROVE
LAWANA M. JOHNS
KATHLEEN E. BOYLE
CARMEN SANTA MARIA
JAY H. FEASTER
DONALD B. KAUFMAN
JAMES L. FRITZ



McNEES, WALLACE & NURICK
ATTORNEYS AT LAW

100 PINE STREET
P. O. BOX 1166
HARRISBURG, PA. 17108-1166

TELEPHONE (717) 232-8000
TELECOPIER (717) 236-2665

STERLING G. McNEES
1923-1959

DAVID M. WALLACE
1942-1967

RETIRED PARTNERS

HARRY H. FRANK
JAMES H. BOOSER
JAMES W. HAGAR
JAMES H. KING
MOSES K. ROSENBERG

OF COUNSEL

GILBERT NURICK
EDWARD C. FIRST, JR.
ROBERT H. GRISWOLD
JEFFERSON C. BARNHART
SAMUEL A. SCHRECKENGAUST, JR.

February 28, 1989

In re: Application of Central Control Delivery, Inc.
A-00108543

Jerry Rich, Secretary
Pennsylvania Public Utility Commission
Post Office Box 3265
Harrisburg, PA 17120

FILE

RECEIVED

FEB 28 1989

SECRETARYS OFFICE
Public Utility Commission

Dear Mr. Rich:

On behalf of Samuel J. Lansberry, Inc., we enclose the original and two copies of a protest to the above-captioned application.

As indicated in the certificate of service, a copy has been served upon the applicant and applicant's representative.

Very truly yours,

McNEES, WALLACE & NURICK

By

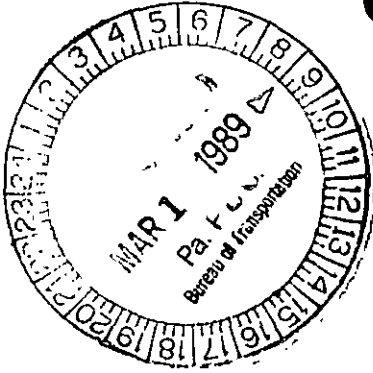

Herbert R. Nurick

HRN/ec

Enclosures

cc: Central Control Delivery, Inc. (w/enc.)
David M. O'Boyle, Esquire (w/enc.)
Mr. Samuel J. Lansberry (w/enc.)

DOCUMENT
FOLDER



RECEIVED

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

FEB 28 1989

SECRETARYS OFFICE
Public Utility Commission

In re:

APPLICATION OF

CENTRAL CONTROL DELIVERY, INC.
A-00108543

FILE

PROTEST ON BEHALF OF SAMUEL J. LANSBERRY, INC.

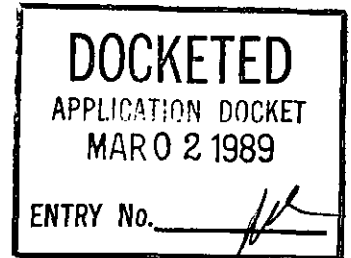
AND NOW COMES Samuel J. Lansberry, Inc., and protests the above-captioned application representing as follows:

1. The name, business address, and telephone number of the protestant are as follows:

Samuel J. Lansberry, Inc.
P. O. Box 58
Woodland, PA 16881
Telephone: (814) 857-7651

2. The name, business address, and telephone number of the protestant's attorneys are:

Herbert R. Nurick, Esquire
McNees, Wallace & Nurick
P. O. Box 1166
Harrisburg, PA 17108-1166
Telephone: (717) 232-8000



3. Protestant holds authority with the Commission, and has applied for additional authority, which is in conflict with what the applicant seeks in this proceeding. Protestant transports a substantial amount of property covered by the application between points in the application territory. This transportation, as well as other transportation which protestant could perform within the scope of the application, and the revenue derived, or to be derived, therefrom are important to protestant. Said traffic and revenue



could be diverted from protestant by approval of the instant application. Diversion of present and future traffic would have an adverse impact on protestant. The entry of applicant into the field authorized to protestant would endanger or impair the operations of protestant to such an extent that, on balance, the granting of authority to applicant would be contrary to the public interest.

4. Protestant operates under docket number A-99642, F.1, as amended. A copy of an abstract of protestant's authority at that docket number, upon which its protest is predicated, is set forth on Appendix "A," attached hereto. This protest is also predicated upon authority which protestant seeks at docket number A-99642, F.1, Am-P. A description of the authority sought at that amendment is as follows:

To transport property, in bulk, between points in Pennsylvania.

The Am-P application has been amended with regard to petroleum and petroleum products.

5. If applicant would amend its application, so as to eliminate commodities in bulk, this would protect protestant's interest, and protestant would withdraw its protest conditioned upon final acceptance of the amendment by the Commission and any grant being consistent with the amendment.

6. Approval of this application in conflict with the authority of protestant, and that which it seeks, is not necessary or proper for the service, accommodation, convenience, or safety of the public.

7. This protest also relates to the fitness of the applicant.

WHEREFORE, Samuel J. Lansberry, Inc. respectfully prays that the application be dismissed.

AND, it will ever pray, etc.

SAMUEL J. LANSBERRY, INC.

By *McNeas, Wallace & Nurick*
MCNEES, WALLACE & NURICK

P. O. Box 1166
Harrisburg, PA 17108-1166
February 28, 1989

A. 99642

1. To transport as a Class D Carrier, clay from points in the county of Clearfield to points in Pennsylvania, excluding points within fifty (50) miles by the usually traveled highways of the point of origin;

with right No. 1 above subject to the following conditions:

That no right, power or privilege is granted to transport clay from points in the county of Clearfield to the plant of Robinson Clay Products Company in the borough of Pottstown, Montgomery County.

That no right, power or privilege is granted to transport clay to points within an airline distance of sixty (60) statute miles of the limits of the borough of Curwensville, Clearfield County.

8. To transport, as a Class D carrier, coal, sand, gravel, stone and stone substances (except slate, flagstone and building stone), fill dirt, asphalt, amesite, paving materials and building materials, in dump vehicles, between points in the city of Williamsport, Lycoming County, and within an airline distance of seventy-five (75) statute miles of the limits of said city and from points in said territory to points within an airline distance of one hundred (100) statute miles of the limits of said city, and vice versa.

with right number 8, above subject to the following conditions:

That no right, power or privilege is granted to render service to points in the counties of Adams, Berks, Bucks, Carbon, Chester, Franklin, Fulton, Lancaster, Lebanon, Monroe, Montgomery, Northampton, Pike, Sullivan, Susquehanna and Wayne.

That no right, power or privilege is granted to render service from points in the counties of Adams, Lebanon, Sullivan and York.

That no right, power or privilege is granted to transport commodities in bulk in tank vehicles or in hopper-type vehicles.

A. 99642, continued

That no right, power or privilege is granted to render service between points in the county of Schuylkill.

That no right, power or privilege is granted to transport sand, stone and gravel for Central Asphalt Materials, Inc., Charles Adukaitis and L. Construction & Equipment Company, of Frackville and Port Carbon, Schuylkill County.

That no right, power or privilege is granted to transport sand in bulk from the Pennsylvania Glass Sand Corporation in the boroughs of Mapleton, Huntingdon County, and McVeytown, Mifflin County.

That no right, power or privilege is granted to transport limestone and limestone products from points in the counties of Lycoming, Montour and Clinton and from the quarries of H. E. Millard Lime and Stone Company, New Jersey Zinc Company and D. M. Stolfus and Son, Inc.

That no right, power or privilege is granted to transport sand and gravel from points in the borough of Montoursville, Lycoming County, and within an airline distance of three (3) miles of the limits of said borough.

That no right, power or privilege is granted to transport slag from points in the county of Dauphin and concrete tile and block from the township of Bethel, Berks County.

That no right, power or privilege is granted to transport cinders.

That no right, power or privilege is granted to transport coal to points in the counties of Dauphin, Cumberland and York, except for or from Reading Anthracite Coal Company, Harbor Coal Company, Susquehanna Coal Company, Rosini Coal Company and Lehigh Valley Coal Sales Company.

A. 99642, Folder 1, Am-B

To transport, as a Class D carrier, coal, clay, gravel and fill between points in the township of Bradford, Clearfield County, and within twenty-five (25) miles of the limits of the said township, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination;

A. 99642, Folder 1, Am-D

To transport, as a Class D carrier, clay, for Harbison-Walker Refractories, Division of Dresser Industries, Inc. from points in the counties of Clearfield and Clinton, to points in the county of Armstrong.

A. 99642, Folder 1, Am-E

To transport, as a Class D carrier, coal from mines or stripping operations in the county of Clearfield and within forty (40) miles of the limits thereof to points in the said county and territory, provided no haul shall exceed a distance of fifty (50) miles from point of origin to point of destination; and further provided that:

No right, power or privilege is granted to transport coal from mines or stripping operations in the county of Clearfield and within forty (40) miles thereof to points in the borough of Tyrone, Blair County.

A. 99642, Folder 1, Am-H

To transport, as a Class D carrier, coal for Hall's Coal Co., Inc., from points in Clearfield County, to points in the county of Warren.

subject to the following conditions:

That no right, power or privilege be granted to render service from the borough of Irvona, Clearfield County, or from points within an airline distance of fifteen (15) statute miles of the limits of said borough;

That no right, power or privilege be granted to render service to those points in Warren County within an airline distance of seventy-five (75) statute miles of the limits of the borough of Barnesboro, Cambria County;

A. 99642, Folder 1, Am-J

To transport, as a Class D carrier, property, for Samuel J. Lansberry, Samuel J. Lansberry, Inc., and Woodland Equipment & Supply Co., between points in Pennsylvania;

subject to the following conditions:

That no right, power or privilege is granted to provide service between points in the counties of Allegheny, Beaver, Butler, Mercer and Lawrence.

That no right, power or privilege is granted to provide service to or from the facilities of Dunkard Creek Coal Company.

That no right, power or privilege is granted to provide service to or from the facilities of The Warner Company in Westmoreland County.

That no right, power or privilege is granted to provide service to or from the facilities of Bogner and Co., Inc., and Union Mining Co. of Allegheny County, Inc., in the borough of Latrobe, and the township of Derry, Westmoreland County, and the borough of Somerset, and the township of Black, Somerset County.

That no right, power or privilege is granted to provide service to or from the facilities of the Weyerhaeuser Company, in the city of Pittsburgh, Allegheny County, and the borough of Murrysville, Westmoreland County.

That no right, power or privilege is granted to provide service, except in bulk, to or from the facilities of Brockway Glass Company, Inc.

That no right, power or privilege is granted to provide service, except in bulk, to or from the facilities of American Hardware Supply Company in the borough of East Butler, Butler County, the borough of Parkesburg, and the township of Sadsbury, Chester County.

That no right, power or privilege is granted to transport limestone or limestone products from points in York County, except in bulk, in dump vehicles, from the facilities of J.E. Baker Company, in the township of West Manchester, York County, to those points in Pennsylvania on and west of U.S. Highway Route 219.

SAMUEL J. LANSBERRY, INC.
OPERATING AUTHORITY

Page 5 ,

A. 99642, Folder 1, Am-M

To transport, as a Class D carrier, in dump vehicles or pneumatic tank vehicles, property for Warner Company, between points in Pennsylvania;

subject to the following conditions:

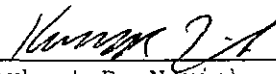
That no right, power or privilege is granted to transport crushed limestone and limestone products from the plant of the Warner Company in the township of Spruce Creek, Huntingdon County.

That no right, power or privilege is granted to transport asphalt coated crushed aggregate from the plant of the Interstate Amesite Corporation, in the township of Spruce Creek, Huntingdon County.

That no right, power or privilege is granted to transport quarry products, lime or lime products, from points in the borough of Bellefonte, Centre County, and within five (5) miles of the limits of said borough to points in Pennsylvania.

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing document upon the applicant, Central Control Delivery, Inc., 1424 East 25th Street, Cleveland, OH 44114, and applicant's representative, David M. O'Boyle, Esquire, 1450 Two Chatham Center, Pittsburgh, PA 15219, by first class mail, postage prepaid and properly addressed.



Herbert R. Nurick

Harrisburg, PA
February 28, 1989

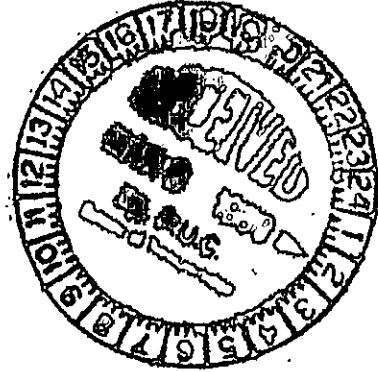
PILLAR AND MULROY, P.C.

ATTORNEYS-AT-LAW

SUITE 700

312 BOULEVARD OF THE ALLIES
PITTSBURGH, PA 15222

TELEPHONE (412) 471-3300



JOHN A. PILLAR
THOMAS M. MULROY

March 1, 1989

Re: Central Control Delivery, Inc.
Docket A-00108543

RECEIVED

MAR 6 1989

Hon. Jerry Rich, Secretary
Pennsylvania Public Utility
Commission
P. O. Box 3265
Harrisburg, PA 17120

SECRETARYS OFFICE
Public Utility Commission

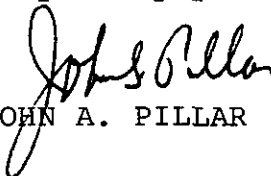
Dear Mr. Rich:

Enclosed is a protest filed on behalf of the following carriers to the above captioned application:

HASER TRUCKING, INC., REINSFELDER, INC., MOORE-FLESHER TRUCKING COMPANY, INC., W. D. KERR & SONS, INC., GATEWAY TRUCKING, INC., KLAPEC TRUCKING COMPANY, HARDINGER TRANSFER CO., INC., WAYNE W. SELL CORPORATION, DAVID TESONE TRUCKING, INC., DON MARTIN TRUCKING CO., ED'S TRANSPORT CO., INC. and SCOTT ELGIN

A copy of this protest has been served on the applicant's representative named below, in accordance with the Commission's Rules of Practice .

Very truly yours,


JOHN A. PILLAR

SW
Enclosure
cc: David M. O'Boyle, Esq.

RECEIVED

MAR 6 1989

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

SECRETARYS OFFICE
Public Utility Commission

IN RE: Application of)
CENTRAL CONTROL)
DELIVERY, INC.)

) Docket No. A-00108543
)
)
)



PROTEST

In accordance with the Rules of Practice of the Pennsylvania Public Utility Commission, the carrier(s) named herein desire(s) to protest the above application and, in support thereof, state(s) as follows:

1. The name, address and telephone number of protestant(s) are set forth in Appendix A hereto.

2. The name, address and telephone number of protestant(s)' attorney:

PILLAR AND MULROY, P.C.
Suite 700
312 Boulevard of the Allies
Pittsburgh, PA 15222
(412) 471-3300

3. Protestant(s) hold(s) authority in conflict with this application as summarized in Appendix A attached hereto. A true copy of the pertinent portions of authority held by protestant(s) is attached hereto as Appendix B.

4. Protestant(s) is/are presently providing service in the application area and/or is/are willing and able to provide such service. To the extent of protestant(s) authority, there is no need or demand for additional service. Diversion of traffic and loss of revenues in connection with the transportation proposed by applicant will be so seriously detrimental to protestant(s) as to be contrary to the public interest.

5. If a restrictive amendment will satisfy the interest(s) of protestant(s), a proposed amendment is attached hereto as Appendix C.

Respectfully submitted,

PILLAR AND MULROY, P.C.

By: John A. Pillar

JOHN A. PILLAR
Attorney for Protestant(s)

Due Date: March 6, 1989

RE: CENTRAL CONTROL DELIVERY, INC.

Docket No. A-00108543

APPENDIX A

The foregoing protest to the above application is
filed on behalf of:

HASER TRUCKING, INC.
1023 North Avenue
Pittsburgh, PA 15209

REINSFELDER, INC.
1023 North Avenue
Pittsburgh, PA 15209

MOORE-FLESHER TRUCKING COMPANY, INC.
R. D. #1, Box 226
Zelienople, PA 16063

W. D. KERR & SONS, INC.
R. D. #1, Box 226
Zelienople, PA 16063

GATEWAY TRUCKING, INC.
R. D. #1, Box 212A
Zelienople, PA 16063

KLAPEC TRUCKING COMPANY
P. O. Box 1278
70 Allegheny Avenue
Reno, PA 16343

HARDINGER TRANSFER CO., INC.
1314 West 18th Street
Erie, PA 16502

WAYNE W. SELL CORPORATION
236 Winfield Road
Sarver, PA 16055

DAVID TESONE TRUCKING
INC.
5374 William Flynn
Highway
Gibsonia, PA 15044

DON MARTIN TRUCKING CO.
278 North Pike Road
Sarver, PA 16055

ED'S TRANSPORT CO., INC.
278 North Pike Road
Sarver, PA 16055

SCOTT ELGIN
5 Kimmel Road
Home, PA 15747

Haser Trucking, Inc. holds authority from this Commission at Docket No. A-00081079. As pertinent hereto, Haser holds authority to transport property between points in Allegheny County; and property from points in the Borough of Millvale, Allegheny County, to points within 50 miles by the usually traveled highways of the limits of said Borough. Haser holds other authority which is in conflict with that sought herein as more fully set forth on Appendix B-1.

Reinsfelder, Inc. holds authority from this Commission at Docket A-00093559. As pertinent hereto, Reinsfelder is authorized to transport construction materials between points in Pennsylvania within 35 miles by the usually traveled highways of the limits of the City-County Building, in Pittsburgh, Allegheny County. Reinsfelder is also authorized to transport iron and steel and iron and steel articles from points in the Counties of Allegheny and Beaver to points located west of the eastern boundaries of the counties of McKean, Cameron, Clearfield, Cambria and Bedford, and the return of damaged merchandise; and iron and steel and iron and steel articles from points in the County of Cambria to points located west of the eastern boundaries of the Counties of McKean, Cameron, Clearfield, Cambria and Bedford, excluding Franklin, Venango County, and points within 25 miles of the limits of said city, and the return of damaged merchandise. The authority held by Reinsfelder is attached hereto as Appendix B-2.

Moore-Flesher Trucking Company, Inc. is authorized, at Docket A-00105732, to transport property in shipments weighing not less than 2,000 pounds and consigned to one consignee by one consignor, between points in Allegheny County. Moore-Flesher

is also authorized to transport property from the facilities of General Electric in the Counties of Erie and Mercer, to points in Pennsylvania in and west of the Counties of McKean, Cameron, Clearfield, Cambria and Bedford, and vice versa. Moore-Flesher holds other authority which may be in conflict with that sought herein, as more fully set forth on Appendix B-3.

W. D. Kerr & Sons, Inc. holds authority from this Commission at Docket A-00105733. As pertinent hereto, Kerr is authorized to transport iron and steel and iron and steel articles between points in the City of Pittsburgh, Allegheny County, and within an airline distance of 50 statute miles of the limits of said city, and from points in said area to points in Pennsylvania in and east of the counties of McKean, Cameron, Clearfield, Cambria and Bedford and vice versa. Kerr is also authorized to transport property from the facilities of General Electric Corporation located in the counties of Erie and Mercer, to points in Pennsylvania in and east of the Counties of McKean, Cameron, Clearfield, Cambria and Bedford, and vice versa. The authority of Kerr is attached hereto as Appendix B-4.

Gateway Trucking, Inc. holds authority from this Commission at Docket A.98773 and, in particular, property between points located on and west of the eastern boundary lines of the Counties of Potter, Clinton, Centre, Mifflin, Huntingdon and Franklin, and from points in said territory, to points located east of the said boundary line, and vice versa; subject to certain conditions. Gateway holds other authority which is in conflict with that sought herein, as more fully set forth on Appendix B-5.

Klapec Trucking Company is authorized, at Docket A-00102306, to transport property between points in Venango

County, and from points in said county, to points in Pennsylvania, and vice versa; and property between points in the City of Titusville, Crawford County, and from points in said city, to points in Pennsylvania, and vice versa. Klapec is also authorized to transport various bulk commodities in a defined area of Pennsylvania, as more fully set forth on Appendix B-6.

Hardinger Transfer Co., Inc. holds authority from this Commission at Docket A.96411. As pertinent hereto, Hardinger is authorized to transport property from the facilities of General Electric Corporation in Erie and Mercer Counties, to points in Pennsylvania, and vice versa, subject to certain restrictions; and property from the facilities of Erie Warehouse Company located in Erie, Erie County, to points in Pennsylvania. Hardinger is also authorized to transport property for the Energy Division of Zurn Industries in Erie County, to points in Pennsylvania, and vice versa. The authority held by Hardinger is attached as Appendix B-7.

Wayne W. Sell Corporation holds authority at Docket A.93415, which authorizes the transportation of property in bulk, in dump vehicles, between points within 50 miles of the Borough of Homestead, Allegheny County, and from points in said territory to points in Pennsylvania, and vice versa. Sell holds authority to transport various bulk commodities in a defined area of Pennsylvania, as more fully described in Appendix B-8.

David Tesone Trucking, Inc. is authorized, at Docket A.93140, to transport property, in bulk, in dump vehicles, between points in Allegheny and Beaver Counties, and from points in said counties to points in Pennsylvania, and vice versa, subject to certain restrictions. Tesone is authorized to transport various bulk commodities in a wide area of Penn-

sylvania, as more fully set forth on Appendix B-9.

Don Martin Trucking Co. holds authority from this Commission at Docket A.91941. As pertinent hereto, Martin holds authority to transport scrap metal between points in Pennsylvania on and west of U. S. Highway Route 219 and from points in said territory to points in Pennsylvania, and vice versa, subject to certain restrictions. Martin also holds authority to transport various bulk commodities in a wide area of Pennsylvania, as more fully set forth on Appendix B-10.

Ed's Transport Co., Inc. holds authority at Docket A.98100 to transport building materials, in bulk, in dump trucks, and other materials usually transported in dump trucks, between points in Pittsburgh, Allegheny County, and within an airline distance of 40 statute miles of the City-County Building in said city. Ed's transport is also authorized to transport coal and coke from Wildwood and Pittsburgh, Allegheny, and points within 8 miles of the limits of the Borough of Tarentum, Allegheny County, to points in the counties of Allegheny, Butler, Armstrong and a portion of Beaver. The authority of Ed's Transport Co., Inc. is attached as Appendix B-11.

Scott Elgin holds authority, at Docket A-00106033, to transport lumber, lumber products, landscaping materials, christmas trees and building supplies between points in Pennsylvania on and west of U. S. Highway Route 219, and from points in said territory to points in Pennsylvania, and vice versa. The authority held by Scott Elgin is attached as Appendix B-12.

HASER TRUCKING, INC.

Docket No. A-00081079, F.2

To transport, as a Class D carrier, coal for domestic consumption between points in the Borough of Millvale, Allegheny County, and within fifteen (15) miles by the usually traveled highways of the limits of said Borough.

To transport, as a Class D carrier, building materials and supplies, excavated materials, and road and building construction materials such as are usually transported in dump trucks, between points in the County of Allegheny.

To transport, as a Class B carrier, property (excluding household goods and office furniture and fixtures in use) between points in the Borough of Millvale, Allegheny County.

To transport, as a Class C carrier, property (excluding household goods and office furniture and fixtures in use) from points in the Borough of Millvale, Allegheny County, to points within fifty (50) miles by the usually traveled highways of the limits of the said Borough.

To transport, as a Class D carrier, property (including finished products) from the plant of the Spang-Chalfant Division of the National Supply Company in the Borough of Etna, Allegheny County, to the plant of the Pittsburgh Nipple Works in the City of Pittsburgh, Allegheny County, and vice versa.

To transport, as a Class D carrier, property (excluding household goods in use) between points in the County of Allegheny.

Docket No. A-00081079, F.2, Am-A

To transport, as a Class C carrier, property (excluding household goods and office furniture in use) for the Warren-Ehret Company and Power Piping Company from the places of business of said companies in the City of Pittsburgh, Allegheny County, to points within an airline distance of fifty (50) miles of the City-County Building in the City of Pittsburgh, Allegheny County; excluding the transportation of commodities in bulk in tank vehicles or in hopper-type vehicles.

Docket No. A-00081079, F.2, Am-B

To transport, as a Class D carrier, oil, tanks and service station equipment between points in the village of Unity, Allegheny County, and within fifty (50) miles by the usually traveled highways of the limits of said village.

To transport, as a Class D carrier, contractors' equipment, road machinery and supplies, no single unit or piece to exceed eight (8) tons in weight, between points in the village of Unity, Allegheny County, and within seventy-five (75) miles by the usually traveled highways of the limits of the said village.

To transport, as a Class D carrier, mine supplies and equipment between points in the village of Unity, Allegheny County, and within twenty (20) miles by the usually traveled highways of the limits of the said village.

To transport, as a Class D carrier, steel not exceeding four (4) tons in weight per load between points in the village of Unity, Allegheny County, and within twenty-five (25) miles by the usually traveled highways of the limits of the said village.

To transport, as a Class D carrier, service station equipment (including tanks) from points within an airline distance of twenty (20) miles of the post office in the village of Unity, Allegheny County, to points within two hundred (200) miles by the usually traveled highways of said post office and vice versa; excluding the Counties of Dauphin, York, Cumberland, Lebanon, Perry, Schuylkill and Mifflin, and excluding points east of the Susquehanna River.

Docket No. A-00081079, F.2, Am-D

To transport, as a Class D carrier, steel and aluminum articles and products for the Jones & Laughlin Steel Service Center from its place of business in the township of Shaler, Allegheny County, to points within an airline distance of one hundred (100) statute miles of the City-County Building in the City of Pittsburgh, Allegheny County, and the return of refused, damaged or rejected shipments to the point of origin; excluding the transportation of property which, by reason of size or weight, requires the use of special equipment, such as: drop-frame trailers, low-boy trailers, pole trailers, extendible trailers or carryalls.

points in the city of Pittsburgh, Allegheny County, and within a radius of fifty (50) miles thereof, to points in Pennsylvania east of a line drawn along the eastern boundary of the counties of McKean, Cameron, Clearfield, Cambria and Bedford.

5. To transport, as a Class D carrier, iron and steel, iron and steel articles and products and such materials and supplies and equipment used or useful in the production, assembly and distribution of iron and steel and iron and steel articles and products from the property of United States Steel Company located in Falls Township, Bucks County, to points in Pennsylvania, and vice versa;

with right no. 5 above subject to the following condition:

That no right, power or privilege is granted to transport liquids in bulk in tank vehicles.

6. To transport, as a Class D carrier, iron and steel and iron and steel articles (excluding commodities in bulk, in dump vehicles) between points in the city of Pittsburgh, Allegheny County, and within an airline distance of fifty (50) statute miles of the limits of said city, and from said area to points in Pennsylvania, and vice versa;

with right no. 6 above subject to the following condition:

- a. Provided that no right, power or privilege is hereby granted to transport iron and steel and iron and steel articles to or from the facilities of Bethlehem Steel Company and the United States Steel Company in Cambria County, except as presently authorized.
- b. That no right, power or privilege is hereby granted to provide service from the facilities of the Bethlehem Steel Company in the city of Williamsport, Lycoming County to the borough of Warrendale, Allegheny County, except as presently authorized.

7. To transport, as a Class D carrier, dolomite refractories and refractory products, from the facilities of Dolomite Brick Corporation of America, in the township of West Manchester, York County, to points in Pennsylvania;

with right no. 7 above subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk.

(Docket No. A-00093559, F.1, Am-A continued)

8. To transport, as a Class D carrier, nickel briquets, ingots, billets and powder in drums (excluding commodities in bulk), for Amax, Inc., from the borough of Leetsdale and the city of Pittsburgh, Allegheny County, to points in Pennsylvania.
9. To transport, as a Class D carrier, nickel briquets, ingots, billets and powder, in drums, for Amax, Inc., from the borough of Wampum, Lawrence County, to points in Pennsylvania, and vice versa;

with right no. 9 above subject to the following conditions:

- a. That no right, power or privilege is granted to transport commodities in bulk.
 - b. That no right, power or privilege is granted to provide service to or from the township of Smith, Washington County.
10. To transport, as a Class D carrier, iron and steel and iron and steel articles from points in the counties of Allegheny and Beaver to points located west of the eastern boundaries of the counties of McKean, Cameron, Clearfield, Cambria and Bedford, and the return of refused or damaged merchandise.
 11. To transport, as a Class D carrier, iron and steel and iron and steel articles from points in the county of Cambria to points located west of the eastern boundaries of the counties of McKean, Cameron, Clearfield, Cambria and Bedford (excluding the city of Franklin, Venango County, and points within twenty-five (25) miles by the usually traveled highways of the limits of said city), and the return of refused or damaged merchandise.
 12. To transport, as a Class D carrier, material or any combination of materials which spontaneously emits ionizing radiation between points in the city of Pittsburgh, Allegheny County, and within an airline distance of one hundred (100) statute miles of the limits of the said city.
 13. To transport, as a Class D carrier, radioactive and nuclear materials between points in the city of Pittsburgh, Allegheny County, and within an airline distance of one hundred (100) statute miles of the limits of the said city.

REINSFELDER, INC.

Docket No. A-00093559

Docket No. A-00093559

To transport contractors' tools, equipment and supplies, owned or leased by the American Bridge Company, between plants, warehouses and job sites in the Counties of Allegheny and Beaver, and from said points to plants, warehouses and job sites of the American Bridge Company at other points in Pennsylvania and vice versa.

Docket No. A-00093559, F.1, Am-A

1. To transport, as a Class D carrier, construction materials and contractors' machinery and to operate dump trucks, between points in Pennsylvania within thirty-five (35) miles by the usually traveled highways of the limits of the City-County Building, in the city of Pittsburgh, Allegheny County.
2. To transport, as a Class D carrier, property, in that part of the Commonwealth of Pennsylvania west of and including the counties of McKean, Cameron, Clearfield, Cambria and Bedford, such transportation to be limited to that which requires the use of trucks having winches or special equipment attached or trucks of special body construction and to the transportation of construction materials and contractors' machinery when such transportation is in connection with the transportation of articles requiring special equipment.
3. To transport, as a Class D carrier, property between the 33rd Street, the Water Street and the Anderson Street Freight Stations of the Baltimore and Ohio Railroad Company in the city of Pittsburgh, Allegheny County;

with rights numbers 1, 2 and 3 above subject to the following condition:

That the certificate holder is limited and restricted to transportation service in which the shipments are limited to the goods of one consignor on a truck at one time.

4. To transport, as a Class C carrier, property in shipments weighing five thousand (5,000) pounds or more which because of its size or weight requires special handling and the use of special equipment such as trucks having winches or special equipment attached or trucks of special body construction or pole trailers or drop-frame trailers, from

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held September 26, 1985

Commissioners Present:

Linda C. Taliaferro, Chairman
Frank Fischl
Bill Shane

Application of Moore-Flesher Trucking
Company, Inc. for approval of the
transfer to it of part of the operating
rights held by Moore-Flesher Hauling
Company at A-00034122.

A-00105732

O R D E R

BY THE COMMISSION:

By application docketed February 15, 1985, Moore-Flesher Trucking Company, Inc., a corporation of the Commonwealth of Pennsylvania, seeks approval of the transfer to it of part of the rights granted to Moore-Flesher Hauling Company, a corporation of the Commonwealth of Pennsylvania, under the certificate issued at A-00034122.

We find the applicant to be fit to hold a certificate of public convenience and that approval of the application is necessary and proper for the continuation of service to the public; THEREFORE,

IT IS ORDERED: That the application for the transfer of part of the rights held by Moore-Flesher Hauling Company at A-00034122 be approved and that a certificate be issued to the applicant granting the following rights:

1. To transport, as a Class D carrier, property in shipments weighing not less than two thousand (2,000) pounds and consigned to one consignee by one consignor, between points in the county of Allegheny; provided, that no right, power or privilege is granted to transport foodstuffs, canned goods, dry goods, and other similar property, or household goods.
2. To transport, as a Class D carrier, contractors' machinery and heavy construction materials between points not to exceed a distance of thirty-five miles from point of origin to point of destination in the city of Pittsburgh and within thirty-five miles, by the usually traveled highways, of the City-County Building in said city.

3. To transport, as a Class D carrier, property requiring trucks equipped with winches or special equipment attached to truck or trucks of special body construction between points in Pennsylvania west of and including the counties of McKean, Cameron, Clearfield, Cambria, Bedford.
4. To transport, as a Class D carrier, heavy construction materials of public utility companies from or to their warehouses and yards and from or to railroad sidings not to exceed a distance of thirty-five miles from point of origin to point of destination, except in cases of emergency for breakdown or repair in Pennsylvania west of and including the counties of McKean, Cameron, Clearfield, Cambria and Bedford.

with all of the above 4 rights (Para. Nos. 1, 2, 3, 4) subject to the following condition:

That no right, power or privilege is granted to transport between points served by the Alko Express Lines and connections as of April 21, 1936 (authority now certificated to Motor Freight Express), except property requiring the use of trucks equipped with winches or requiring especially built trailers.

5. To transport, as a Class D carrier, property from the facilities of General Electric Corporation, located in the counties of Erie and Mercer, to points in Pennsylvania in and west of the counties of McKean, Cameron, Clearfield, Cambria, and Bedford, and vice versa; provided that no right, power or privilege is granted to transport commodities in bulk.
6. To transport iron and steel and iron and steel articles (excluding commodities in bulk in dump vehicles) between points in the city of Pittsburgh, Allegheny County, and within an airline distance of 50 statute miles of the limits of said city, and from points in said area to points in Pennsylvania in and west of the counties of McKean, Cameron, Clearfield, Cambria, and Bedford, and vice versa.

with right number 6 above subject to the following condition:

Provided that no right, power or privilege is hereby granted to transport iron and steel and iron and steel articles to or from the facilities of Bethlehem Steel Company and United States Steel Company in Cambria County except as presently authorized.

7. To transport, as a Class D carrier, materials any combination of materials which spontaneously emit ionizing radiation, between points in the city of Pittsburgh, Allegheny County, and within an airline distance of one hundred (100) miles of the limits of said city.
8. To transport, as a Class D carrier, radioactive and nuclear materials between points in the city of Pittsburgh, Allegheny County, and within an airline distance of one hundred (100) miles of the limits of said city.

with the foregoing 2 rights (Para. Nos. 7 & 8) subject to the following condition:

That no right, power or privilege is granted to transport materials usually transported in dump trucks (a) within thirty-five (35) miles by the usually traveled highways of the City-County Building in Pittsburgh and (b) between points in the counties of Allegheny and Beaver and from points in said counties to points in Pennsylvania, and vice versa;

with all of 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 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 rights herein granted in excess of the actual cost of such rights to the original holder thereof.

4. That the operating authority granted herein, or now held or subsequently granted to the applicant to the extent that it is duplicative shall not be construed as conferring more than one operating right.
5. That the certificate holder shall comply with all of the provisions of the Public Utility Law as now existing or as may hereafter be amended, and Pa. Code Title 52, Chapter 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 Section 1102(3) of Title 66, PA C.S.A.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it has complied with the requirements of the Pennsylvania Public Utility Law and the rules and regulations of this Commission relative to the filing and acceptance of evidence of insurance and a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: 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.

IT IS FURTHER ORDERED: That upon compliance with this order and a related order at A-00105733, the rights granted the transferor, Moore-Flesher Hauling Company, a corporation of the Commonwealth of Pennsylvania at A-00034122, Fs. 2, 5, 6 and 8 be cancelled and the record be marked closed.

BY THE COMMISSION,


Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: September 26, 1985

ORDER ENTERED: OCT 1 1985

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held September 26, 1985

Commissioners Present:

Linda C. Taliaferro, Chairman
Frank Fischl
Bill Shane

Application of W.D. Kerr & Sons, Inc.
for approval of the transfer to it of
part of the operating rights held by
Moore-Flesher Hauling Company at
A-00034122.

A-00105733

O R D E R

BY THE COMMISSION:

By application docketed October 24, 1984, W.D. Kerr & Sons, Inc., a corporation of the Commonwealth of Pennsylvania, seeks approval of the transfer to it of part of the rights granted to Moore-Flesher Hauling, a corporation of the Commonwealth of Pennsylvania, under the certificate issued at A-00034122.

We find the applicant to be fit to hold a certificate of public convenience and that approval of the application is necessary and proper for the continuation of service to the public; THEREFORE,

IT IS ORDERED: That the application for the transfer of part of the rights held by Moore-Flesher Hauling Company at A-00034122 be approved and that a certificate be issued to the applicant granting the following rights:

1. To transport, as a Class C carrier, property which because of its size or weight requires special handling and the use of special equipment such as trucks having winches or special equipment attached, or trucks of special body construction, or pole trailers, or drop-frame trailers, from points in the city of Pittsburgh, Allegheny County and points within a radius of fifty (50) miles thereof, to points in Pennsylvania east of a line drawn along the eastern boundary of the counties of McKean, Cameron, Clearfield, Cambria and Bedford.

with right number 1 above subject to the following condition:

That no right, power or privilege is granted to transport materials or any combination of materials which spontaneously emit ionizing radiation; radioactive materials; and nuclear materials.

2. To transport, as a Class D carrier, iron and steel, iron and steel articles, and products and such materials and supplies and equipment used or useful in the production, assembly and distribution of iron and steel and iron and steel articles and products from the property of the United States Steel Company located in Falls Township, Bucks County, to points in Pennsylvania, and vice versa, providing however, that no shipments shall be less than five thousand (5,000) pounds:

subject to the following condition:

That no right, power or privilege is granted to transport liquid commodities in bulk in tank trucks.

3. To transport iron and steel and iron and steel articles (excluding commodities in bulk in dump vehicles) between points in the city of Pittsburgh, Allegheny County, and within an airline distance of 50 statute miles of the limits of said city, and from points in said area to points in Pennsylvania in and east of the counties of McKean, Cameron, Clearfield, Cambria, and Bedford, and vice versa;

with right number 3 above subject to the following condition:

That no right, power or privilege is hereby granted to provide service from the facilities of the Bethlehem Steel Company in the city of Williamsport, Lycoming County to the borough of Warrendale, Allegheny County, except as presently authorized.

4. To transport, as a Class D carrier, property from the facilities of General Electric Corporation, located in the counties of Erie and Mercer, to points in Pennsylvania in and east of the counties of McKean, Cameron, Clearfield, Cambria, and Bedford, and vice versa;

with right number 4 above subject to the following conditions:

- (a) That no right, power or privilege is granted to transport commodities in bulk.
- (b) That no right, power or privilege is granted to transport materials or any combination of materials which spontaneously emit ionizing radiation; radioactive materials; and nuclear materials.

with all of 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 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 rights herein granted in excess of the actual cost of such rights to the original holder thereof.
4. That the certificate holder shall comply with all of the provisions of the Public Utility Law as now existing or as may hereafter be amended, and Pa. Code Title 52, Chapter 29, 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.
5. 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 Section 1102(3) of Title 66, PA C.S.A.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it has complied with the requirements of the Pennsylvania Public Utility Law and the rules and regulations of this Commission relative to the filing and acceptance of evidence of insurance and a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: 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.

IT IS FURTHER ORDERED: That upon compliance with this order and the related order at A-00105732, the rights granted the transferor Moore-Flesher Hauling Company, a corporation of the Commonwealth of Pennsylvania at A-00034122, Fs. 2, 5, 6 and 8 be cancelled and the records be marked closed.

BY THE COMMISSION,

A handwritten signature in cursive script, appearing to read "Jerry Rich". The signature is written in dark ink and is positioned above the printed name and title.

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: September 26, 1985

ORDER ENTERED: OCT 1 1985

SECTION I

ITEM

SCOPE OF OPERATING AUTHORITY

GATEWAY TRUCKING, INC.
Certificate A.98773, Folder 1

1. To transport, as a Class D carrier, steel and clay products, scrap iron, lumber, machinery and contractors' equipment between points in the county of Beaver. (Formerly A. 81668, F.1)
2. To transport, as a Class D carrier, steel and clay products, scrap iron, lumber, machinery and contractors' equipment from points in the county of Beaver to points within one hundred (100) miles, by the usually traveled highways, of the limits of said county, and vice versa. (Formerly A. 81668, F.1)
3. To transport, as a Class D carrier, manufactured products, raw materials and supplies for the Unatin Seven-Up Company from the city of Beaver Falls, Beaver County, to points within one hundred (100) miles by the usually traveled highways of the limits of said city, and vice versa. (Formerly A. 81668, Folder 1)
4. To transport, as a Class D carrier, coal, building materials and building construction materials, such as are usually transported in dump trucks, between points not to exceed a distance of twenty-five (25) miles from point of origin to point of destination, in the counties of Beaver, Lawrence, Butler, Mercer and Allegheny. (Formerly A. 81668, F.1)
5. To transport, as a Class D carrier, unloaded metal bombs from the city of Beaver Falls, Beaver County, to the Atlas Powder Company's plant at the village of Horrell, Blair County, excluding intermediate points; (Formerly A. 81668, F.1)
6. To transport, as a Class D carrier, refractory products between points in the county of Beaver and from points in the said county to points within one hundred (100) miles by the usually traveled highways of the limits of the said county, and vice versa. (Formerly A. 81668, F.1)
7. To transport, as a class D carrier, metal alloys for the Crucible Steel Company of America between points in the county of Beaver and from points in the said county to points within one hundred (100) miles by the usually traveled highways of the limits of said county, and vice versa. (Formerly A. 81668, F.2)
8. To transport, as a Class D carrier, iron and steel conduit, metallic tubing, and fittings therefor, from the plant or other facilities of Jones & Laughlin Steel Corporation in the city of New Kensington, Westmoreland County, and from the plant or other facilities of H. K. Porter, Inc., in the borough of Ambridge, Beaver County, to points in Pennsylvania, and the return of rejected, refused and damaged shipments to the point of origin. (Formerly A. 81668, F.1)

with the right Number 8 above to be subject to the following conditions.

(Continued on next page)

ITEM

SCOPE OF OPERATING AUTHORITY

Certificate A. 98773, Folder 1 (Continued)

That all transportation shall be limited to shipments which are unloaded by mechanical unloading devices mounted on the trailers of applicant.

That no right, power or privilege is granted to render any service for the account of Lowry Electric Company to points in the city of Williamsport, Lycoming County, and within an airline distance of fifteen (15) statute miles of the limits thereof, including the borough of Milton, Northumberland County

9. To transport, as a Class C carrier, property from the plant sites or other facilities of Wheeling-Pittsburgh Steel Corporation in the city of Monessen, Westmoreland County, the borough of Allenport, Washington County and points within an airline distance of five (5) statute miles of the limits of said city and borough to points in Pennsylvania. (Formerly A. 81668, F.2)

1
Con-
tin-
ued

with the right Number 9 above to be subject to the following conditions:

That no right, power or privilege is granted to render service to or from points west of the eastern boundary line of the counties of McKean, Cameron, Clearfield, Cambria and Bedford.

That no right, power or privilege is granted to render service to or from the city and county of Philadelphia and points within an airline distance of thirty-five (35) statute miles of the limits of said city and county.

That no right, power or privilege is granted to render service to or from the borough of Martinsburg, Blair County, and points within an airline distance of thirty (30) statute miles of the limits of said borough.

That no right, power or privilege is granted to transport commodities in bulk in dump vehicles, tank vehicles or in hopper-type vehicles.

That no right, power or privilege is granted to transport brick and refractory products from points in the borough of Clearfield, Clearfield County, and points within an airline distance of twenty-five (25) statute miles of the limits of said borough.

That no right, power or privilege is granted to transport household goods and office furniture and equipment in use, and new and used pianos.

(Continued on next page)

ITEM

SCOPE OF OPERATING AUTHORITY

Certificate A. 98773, Folder 1 (Continued)

That no right, power or privilege is granted to transport property which, because of size or weight requires special handling or the use of special equipment such as winch trucks, winch trailers, pole or extendible trailers or carryalls.

10. To transport, as a Class D carrier, iron and steel articles between points in the county of Beaver and from points in the said county to points within one hundred (100) miles by the usually traveled highways of the limits of said county, and vice versa.
(Formerly A. 81668, F.2)

with the right Number 10 above, to be subject to the following conditions:

That no right, power or privilege is granted to transport property which, because of size or weight, requires special handling or the use of special equipment such as winch trucks or tractors, pole or extendible trailers, or carryalls, or which because of size or weight, requires a permit from the Department of Transportation of the Commonwealth of Pennsylvania, except as presently authorized.

I
Con-
tin-
ued

Certificate A. 98773, Folder 1, Am-A

To transport, as a Class D carrier, iron and steel and iron and steel articles from points in Pennsylvania to the plant site of Grove Manufacturing Company in the township of Antrim, Franklin County.

subject to the following conditions:

FIRST: That no right, power or privilege is granted to render service from the facilities of Jones & Laughlin Steel Corporation in Aliquippa and Pittsburgh and Wycoff Steel Corporation in Ambridge.

SECOND: That no right, power or privilege is granted to render service from points in the counties of Bedford, Blair, Centre, Clearfield, Elk, Franklin, Fulton, Huntingdon, Jefferson, Juniata, Lehigh, Mifflin, Northampton, and Somerset, or the city of Coatesville, Chester County, and points within three miles of the limits of said city.

THIRD: That no right, power or privilege is granted to transport property which, because of size or weight, requires special handling or the use of special equipment such as, winch trucks or tractors, pole or extendible trailers, or carryalls, or which, because of size or weight, requires a permit from the Department of Transportation of the Commonwealth of Pennsylvania.

SECTION I

ITEM

OPERATING AUTHORITY (CONTINUED)

Certificate A. 98773, Folder 1, Am-8

To transport, as a Class D carrier, property excluding household goods in use, office furniture and equipment all in use, between points in the city of Washington, Washington County, and within fifteen (15) miles, by the usually traveled highways of the limits of said city.

To transport, as a Class D carrier, coal from mines in the county of Washington to points in the city of Washington and within fifteen (15) miles, by the usually traveled highways, of the limits of said city.

1
Con-
tin-
ued

To transport, as a Class D carrier, mine supplies and gas and oil well supplies and products from the city of Washington and the borough of East Washington, Washington County, to mines and wells in the counties of Washington and Greene and vice versa, and between said mines and wells.

To transport, as a Class D carrier, building materials, such as are usually transported in bulk in dump trucks, between points in the county of Washington, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.

A. 98773, F. 1, Am-C

To transport, as a Class D carrier, iron and steel and iron and steel articles, from the plant sites or other facilities of Wheeling-Pittsburgh Steel Corporation, in the city of Monessen, Westmoreland County, and the borough of Allenport, Washington County, and points within an airline distance of five (5) statute miles of the limits of said city and borough, to points in Pennsylvania:

subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk, in dump vehicles.

THIS SPACE LEFT BLANK INTENTIONALLY

ITEM

OPERATING AUTHORITY (CONTINUED)

A. 98773, Folder 1, Am-D

To transport, as a Class D carrier, iron and steel, iron and steel articles and products and materials, supplies and equipment used or useful in the production, assembly and distribution of iron and iron steel and iron and steel articles, and products from the facilities of Crucible, Inc., a division of Colt Industries, in the borough of Midland, Beaver County, to points in Pennsylvania and vice versa.

subject to the following conditions:

1
Con-
tin-
ued

That no right, power or privilege is granted to transport refractories from the borough of Clearfield, Clearfield County and points within twenty-five (25) miles of the limits thereof.

That no right, power or privilege is granted to transport lime and limestone products from the county of Centre.

That no right, power or privilege is granted to transport commodities which because of size or weight require special handling or the use of special equipment such as winch trucks or tractors, pole or extendible trailers or carryalls or which require a permit from the Department of Transportation of the Commonwealth of Pennsylvania.

That no right, power or privilege is granted to provide transportation from the facilities of General Chemical Division of Allied Chemical and Dye Corporation, Jefferson Township, Fayette County.

THIS SPACE LEFT BLANK INTENTIONALLY

ITEM

OPERATING AUTHORITY (CONTINUED)

A. 98773, F. 1 Am-E

To transport as a Class D common carrier, by motor vehicle, building materials, materials and supplies and equipment used or useful in the production, assembly and distribution of building materials from the facilities of H. H. Robertson Company in the Borough of Ambridge, Beaver County, to points in Pennsylvania, and vice versa.

subject to the following conditions:

1. That no right, power or privilege is granted to transport commodities in bulk.
2. That no right, power or privilege is granted to transport commodities which, because of size or weight, require special handling or the use of special equipment such as winch trucks or tractors, pole or extendible trailers or carryalls or commodities which require a Permit from the Department of Transportation of the Commonwealth of Pennsylvania.

A. 98773, Folder 1 Am-F

1
Con-
tin-
ued

To transport, as a Class D carrier, iron and steel, iron and steel articles and products, and equipment, materials and supplies used or useful in the manufacture, production, assembly and distribution of iron and steel and iron and steel articles and products from the facility of Jones & Laughlin Steel Corporation in the city of Pittsburgh, Allegheny County, and the borough of Aliquippa, Beaver County, to points in Pennsylvania, and vice versa;

subject to the following conditions:

1. That no right, power or privilege is granted to transport commodities in bulk, in dump vehicles.
2. That no right, power or privilege is granted to transport, commodities, which, because of size or weight, require special handling or the use of special equipment such as winch trucks or tractors, pole or extendible trailers or carryalls, or commodities which require a permit from the Department of Transportation of the Commonwealth of Pennsylvania.
3. That no right, power or privilege is granted to render services to or from the facilities of: the United States Steel Corporation, Falls Township, Bucks County; American Can Company, Falls Township, Bucks County; Amsat Corporation in the borough of East Greenville, Montgomery County; and General Chemical Division of Allied Chemical and Dye Corporation, in the village of Newell, Fayette County.

(CONTINUED ON NEXT PAGE)

ITEM

OPERATING AUTHORITY (CONTINUED)

CERTIFICATE A, 98773, F.1, Am-F (Continued)

4. That no right, power or privilege is granted to render service from points in the city of Coatesville, Chester County, or within an airline distance of three (3) statute miles of the limits of said city.
5. That no right, power or privilege is granted to transport scrap metal, from points in the city of Williamsport, Lycoming County.
6. That no right, power or privilege is granted to transport scrap metal from and to the facilities of Huller Lane Corporation trading as Simon Eastern Corporation in the township of Ontelaunee, Berks County; or to Mid-State Trading Company, in the borough of Milton, Northumberland County, and points within an airline distance of five (5) statute miles of the limits of said borough.
7. That no right, power or privilege is granted to transport refractory products from the counties of Allegheny, Armstrong, Butler, Indiana and Lawrence, except as presently authorized; or from the borough of Clearfield, Clearfield County, and points within twenty-five (25) miles of the limits thereof, to the facilities of Jones & Laughlin Steel Corporation in the city of Pittsburgh, Allegheny County.

1
Con-
tin-
ued@CERTIFICATE A, 98773, F.1, Am-G

To transport, as a Class D carrier, by motor vehicle, iron and steel, iron and steel articles and products; metal articles and products; and equipment, materials and supplies used or useful in the manufacture, production, assembly and distribution of iron and steel and iron and steel articles and products, and metals and metal articles and products, between points in the County of Beaver, and from points in said county, to points in Pennsylvania, and vice versa;

Provided:

- (1) That no right, power or privilege is granted to transport commodities, in bulk, in dump vehicles, except as presently authorized.
- (2) That no right, power or privilege is granted to transport commodities which, because of size or weight, require special handling or the use of special equipment, such as winch trucks or tractors, pole or extendible trailers or carryalls, or commodities which require a permit from the Department of Transportation of the Commonwealth of Pennsylvania, except as presently authorized.

(CONTINUED ON NEXT PAGE)

For explanation of reference marks see last page of tariff.

SECTION I

| ITEM | OPERATING AUTHORITY (CONTINUED) |
|--------------------------|--|
| 1 Con- clu- ded | <u>@CERTIFICATE A. 98773, F.1, Am-G (Continued)</u> |
| | (3) That no right, power or privilege is granted to provide service to or from the facilities of Standard Steel Works Division of Baldwin Locomotive Works, in the Borough of Burnham, Mifflin County, and to or from the facilities of New Holland Machine Company and the New Holland Machine Division of the Sperry-Rand Corporation, in the Village of Belleville, Mifflin County. |
| | (4) That no right, power or privilege is granted to transport scrap metal to or from the facilities of Hodes Industries, Inc., in the County of Centre, the City of Lock Haven, Clinton County, and the Borough of Tyrone, Blair County. |
| | (5) That no right, power or privilege is granted to provide service to or from the facilities of Cerro Metal Products in the Borough of Bellefonte, and the Township of Spring, Centre County. |
| | (6) That no right, power or privilege is granted to transport limestone and limestone products from points in the County of York. |
| | (7) That no right, power or privilege is granted to transport sand from the facilities of Pennsylvania Glass Sand Corp., in the Borough of Mapleton, Huntington County, and McVeytown, Mifflin County. |
| | (8) That no right, power or privilege is granted to provide service from the facilities of Babcock & Wilcox, Co., in Beaver County; from the facilities of American Bridge, Division of United States Steel Corporation in Ambridge, Beaver County; and from the facilities of Armco Steel Corporation, in Ambridge, Beaver County. |
| | (9) That no right, power or privilege is granted to provide service from the facilities of Kaiser Aluminum and Chemical Corporation, in the Borough of Plymouth Meeting, Montgomery County, and from the facilities of North American Refractory Co., in Womelsdorf, Berks County. |
| | For explanation of reference marks see last page of tariff. |

To transport, as a Class D carrier, property, between points located on and west of the eastern boundary lines of the Counties of Potter, Clinton, Centre, Mifflin, Huntingdon and Franklin, and from points in said territory, to points located east of the said boundary line, and vice versa;

subject to the following conditions:

1. That no right, power or privilege is granted to transport shipments weighing less than ten-thousand (10,000) pounds in weight from one consignor to one consignee.
2. That no right, power or privilege is granted to transport commodities in bulk.
3. That no right, power or privilege is granted to transport household goods in use.
4. That no right, power or privilege is granted to transport property which, because of size or weight, requires the use of special equipment or special handling.
5. That no right, power or privilege is granted to transport property in vehicles equipped with mechanical refrigeration.
6. That no right, power or privilege is granted to transport property to or from the plants and warehouses of Amax, Inc. and Climax Molybdenum Corp.
7. That no right, power or privilege is granted to transport containers and accessories therefor.
8. That no right, power or privilege is granted to transport limestone and limestone products from York County.
9. That no right, power or privilege is granted to transport such merchandise as is dealt in by wholesale, retail and chain grocery and food business houses to or from points in York County.
10. That no right, power or privilege is granted to transport wood and wood products to or from the city of Lock Haven, Clinton County, and points within an airline distance of Thirty-five (35) statute miles of the limits of said city.

11. That no right, power or privilege is granted to transport scrap metal and scrap paper for Hodes Industries, Inc., to or from its facilities located in Centre County, the city of Lock Haven, Clinton County and the borough of Tyrone, Blair County.
12. That no right, power or privilege is granted to transport property to or from points in the boroughs of Exeter and West Pittston and the city of Wilkes-Barre, all in Luzerne County, and to or from the facilities of American Home Foods Division of American Home Products Corporation located in the township of Turbot and the borough of Milton, Northumberland County.
13. That no right, power or privilege is granted to transport property to or from the boroughs of Springdale and Cheswick, Allegheny County, and points within an airline distance of five (5) statute miles of the limits of said boroughs.
14. That no right, power or privilege is granted to transport property from the township of Harmar, Allegheny County, and points within an airline distance of five (5) statute miles of the limits of said township, to points in Pennsylvania beyond an airline distance of one-hundred (100) statute miles of the limits of said township, and vice versa.
15. That no right, power or privilege is granted to transport property between points in Allegheny County and from points in said county to other points within an airline distance of twenty-five (25) statute miles of the City-County Building in the city of Pittsburgh, Allegheny County.
16. That no right, power or privilege is granted to transport property from points in the county of Mercer, to points in Pennsylvania located beyond an airline distance of one-hundred (100) statute miles of the limits of said county, and vice versa.

1. To transport, as a Class D carrier, for C. J. Langenfelder & Sons, Inc., building materials, in bulk in dump trucks, coal, coke and other solid fuels, from the Duquesne Works of United States Steel Corporation in the city of Duquesne, Allegheny County, to points in the city of Pittsburgh, Allegheny County, and within fifteen (15) miles by the usually traveled highways of the limits of said city of Pittsburgh, no haul to exceed a distance of twenty-five (25) miles from point of origin to point of destination.
2. To transport, as a Class D carrier, coal, coke and other solid fuels, painters supplies and equipment, topsoil, building materials and supplies, excavated materials, road and building construction materials, and other materials such as are usually transported in dump trucks, between points in the County of Allegheny;

with right No. 2 above subject to the following condition:

That no right, power or privilege is granted to transport iron and steel, and iron and steel articles from or to the plant sites of Doolan Industries, Inc., located in the township of Neville, Allegheny County and from or to Industrial Steel Company, Inc., located in the borough of Carnegie, Allegheny County.

3. To transport, as a Class B carrier, property between points in the city of Pittsburgh, Allegheny County.
4. To transport, as a Class C carrier, property between points in the county of Allegheny;

with right No. 4 above subject to the following condition:

That no right, power or privilege is granted to transport iron and steel, and iron and steel articles from or to the plant sites of Doolan Industries, Inc., located in the township of Neville, Allegheny County and from or to Industrial Steel Company, Inc., located in the borough of Carnegie, Allegheny County.

with rights Nos. 3 and 4 above subject to the following conditions:

That no right, power or privilege is granted to transport from retail stores to their customers.

That no right, power or privilege is granted to transport property to points on Route 8 and 19 in the county of Allegheny.

That no right, power or privilege is granted to transport household goods in use; office furniture in use; personal effects and property used or to be used in a dwelling when a part of the equipment or supply of such dwelling, in connection with a removal by a householder from one house or dwelling to another; furniture, fixtures, equipment and the property of stores, offices, museums, institutions, hospitals or other establishments, when a part of the stock, equipment or supply of such stores, offices, museums, institutions, hospitals or other establishments, in connection with a removal from one location to another; and articles, including objects of art, furniture, displays, musical instruments and exhibits, which, because of their unusual nature or value, require specialized handling and equipment usually employed in moving household goods.

5. To transport, as a Class D carrier, coal for C. J. Langenfelder & Sons, Inc., and U. S. Steel Corp., from points in the counties of Indiana, Greene, Somerset, and Cambria, to the Clairton Works of U. S. Steel Corp., in the city of Clairton, Allegheny County; excluding transportation from any facilities of Barnes and Tucker Co., or Greenwich Collieries in Cambria and Indiana Counties.

To transport, as a Class D carrier, property from the plant site of PPG Industries, Inc., in the township of Greenwood, Crawford County, to points in Pennsylvania, and vice versa;

with the right immediately above subject to the following conditions:

- (a) That no right, power or privilege is granted to transport commodities in bulk in dump, tank or hopper-type vehicles.
- (b) That no right, power or privilege is granted to transport property which, because of size or weight, requires special handling or the use of special equipment such as winch trucks or tractors, pole trailers, extendable trailers or carryalls, between points in Pennsylvania west of and including the counties of McKean, Cameron, Clearfield, Cambria and Bedford.
- (c) That no right, power or privilege is granted to transport household goods in use.
- (d) That no right, power or privilege is granted to transport property to or from the facilities of Owens-Illinois, Inc.
- (e) That no right, power or privilege is granted to transport prefabricated homes and components, furnishings and fixtures of prefabricated homes and raw materials therefor, for Imperial Homes, Inc. to or from points in Clarion County.
- (f) That no right, power or privilege is granted to transport corrugated fibreboard and pulpboard boxes, containers, sheets and partitions and supplies and materials used in the manufacturing or distribution therefor, to or from the city of Bradford, McKean County, and points within one (1) mile of the limits of said city.
- (g) That no right, power or privilege is granted to transport acetate to or from the village of Coneville, Potter County.

- (h) That no right, power or privilege is granted to transport furniture, manufactured wood products, toys, dolls, glass bottles, glass block, glass insulation material and glass products of all kinds and raw materials used in the manufacture thereof, tanning extracts, solvents, and other materials used in the processing and tanning of leather and insulating materials and materials and supplies used in the manufacturing, distribution and installation of insulating materials, to or from points in the borough of Port Allegany, McKean County, and within twenty (20) miles by the usually traveled highways of the limits of said borough.
- (i) That no right, power or privilege is granted to transport glass containers, caps, covers, disks and tops therefor, fibreboard boxes and wooden containers to or from points in the Township of Paint, Clarion County, but not excluding transportation to or from the facilities of Knox Glass, Inc. in the boroughs of Knox, Clarion County, Kane, McKean County, and Parker, Armstrong County, and the villages of Marienville, Jenks Township, Forest County, and Sheffield, Sheffield Township, Warren County.
- (j) That no right, power or privilege is granted to transport property for Boise Cascade Corporation nor to or from its plantsite and warehouse facilities located in Oil City, Venango County and within ten (10) miles of the limits of said city.
- (k) That no right, power or privilege is granted to transport glass containers and closures therefor and fibreboard boxes to or from the facilities of Glass Containers Corporation located in the borough of Knox, Clarion County, the borough of Marienville, Forest County, and the borough of Parker, Armstrong County.

Docket A-98773, F.1, Am-K

To transport, as a Class D carrier, property, for American Drawn Steel Corporation, from its facilities located in the city of New Kensington, Westmoreland County, to points in Pennsylvania, and vice versa.

subject to the following conditions:

- (a) That no right, power or privilege is granted to transport shipments weighing less than 10,000 pounds to or from points within an airline distance of twenty-five (25) statute miles of the limits of the borough of Verona, Allegheny County. (As used herein, the term "shipment" shall be defined as a quantity of freight moving from one consignor to one consignee on the same vehicle on the same day.)
- (b) That no right, power or privilege is granted to transport commodities in bulk, household goods in use, or commodities, which because of size or weight, require the use of special equipment.

Docket A-98773, F.1, Am-L

To transport, as a Class D carrier, property, from the facilities of National Material Corporation located in the City of Arnold, Westmoreland County, to points in Pennsylvania, and vice versa;

subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk.

KLAPEC TRUCKING COMPANY

Docket No. A-00102306

1. To transport, as a Class D carrier, cinders, slag, limestone, stone, rock, soil, tile, amesite, concrete and cinder blocks, building materials, brick, coal, sand and gravel between points in the Counties of Venango and Clarion, excluding the right to transport brick, clay or clay products, including tile, from or to the New Bethlehem Tile Company plant located in Porter Township, Clarion County.
2. To transport, as a Class D carrier, scrap iron, scrap steel, junk and other waste materials, in dump vehicles, for M. N. Adelson and Sons, Inc., from its junk yards in the City of Oil City, Venango County, and in the Borough of Kittanning, Armstrong County, to points in the City of Oil City, Venango County, and within an airline distance of one hundred (100) statute miles of the limits of said city, and vice versa.
3. To transport, as a Class D carrier, coal, in dump vehicles, between points in the County of Clarion and from points in the said county to points in the Counties of Venango, Crawford, Erie, Warren and Forest.
4. To transport, as a Class D carrier, sand and gravel, in dump vehicles, from points in the Borough of Tionesta, Forest County, and the City of Oil City, and the Township of Sugar Creek, Venango County, to points in the Counties of Venango, Crawford, Warren, Clarion, Forest, Jefferson, McKean and Elk.
5. To transport, as a Class D carrier, limestone in dump vehicles, between points in the County of Clarion and from points in the said county to points in the Counties of Venango, Crawford, Warren, Forest, Jefferson, McKean and Elk.
6. To transport, as a Class D carrier, blacktop or amesite, in dump vehicles, from points in the Township of Sugar Creek, Venango County, to points in the Counties of Venango, Crawford, Warren, Forest, Jefferson, McKean and Elk.
7. To transport, as a Class D carrier, scrap tin, scrap iron, scrap steel, junk and other waste materials, in dump vehicles and flat bottomed trailers, from the junk yards of the Continental Can Company at 15 Mineral Street in the City of Oil City, Venango County, to the yards of Vulcan Materials Company, De-Tinning Division, in the Township of Neville, Allegheny County.

Docket No. A-00102306 (continued)

8. To transport, as a Class D carrier, steel ingots or billets for remelt purposes only, weighing in excess of 3,800 pounds each, in dump vehicles, for the Electralloy Corporation, from its plant in the City of Oil City, Venango County, to points within an airline distance of one hundred fifty (150) statute miles of the limits of said city.
9. To transport, as a Class D carrier, ingots and ingot molds weighing in excess of thirty-eight hundred (3,800) pounds each, in dump vehicles, for the Electralloy Corporation, from its plant in the City of Oil City, Venango County, to points in Pennsylvania, and vice versa.
10. To transport, as a Class D carrier, steel ingots and pig, for Electralloy Corporation, from the facility of said shipper in the City of Oil City, Venango County, to points in Pennsylvania.
11. To transport, as a Class D carrier, steel castings for Venango Metallurgical Products, from the facility of the shipper in the City of Oil City, Venango County, to points in Pennsylvania.
12. To transport, as a Class D carrier, materials and supplies used in the production of steel ingots, pig and steel castings, for Electralloy Corporation and Venango Metallurgical Products, from points in Pennsylvania to the facilities of the Electralloy Corporation and Venango Metallurgical Products in the City of Oil City, Venango County;

With right No. 12 above subject to the following conditions:

No right, power or privilege is granted to transport commodities in bulk in tank or hopper-type vehicles.

No right, power or privilege is granted to transport refractory products for Pittsburgh Metals Purifying Division of Susquehanna Corporation.

No right, power or privilege is granted to transport refractory products from points in Armstrong County.

No right, power or privilege is granted to provide service from points in Beaver County.

No right, power or privilege is granted to transport limestone and limestone products from points in the County of Centre

No right, power or privilege is granted to transport steel and steel products from points in the City of Williamsport, Lycoming County.

13. To transport, as a Class D carrier, property (excluding household goods and office furniture in use) between points in the City of Oil City, Venango County, and within twenty-five (25) miles, by the usually traveled highways of the limits of the said city.
14. To transport, as a Class C carrier, tanks, boilers, machinery, structural steel, accessories and equipment incidental to these commodities from points in the City of Oil City, Venango County, and within ten (10) miles by the usually traveled highways of the limits of said city to oil leases and coal mines within one hundred (100) miles by the usually traveled highways of the point of origin in the Counties of Clarion, Forest, Warren, McKean, Elk, Potter, Venango and Jefferson, provided such transportation shall be limited and restricted to not more than twenty (20) trips in each calendar year, and that such trips shall be reported to the Commission when made.
15. To transport, as a Class D carrier, iron and steel articles, from the facilities of Electralloy Corporation at Oil City, Venango County, and Titusville, Crawford County, to points in Pennsylvania.
16. To transport, as a Class D carrier, equipment, materials and supplies used in the manufacture of iron and steel articles, from points in Pennsylvania to the facilities of Electralloy Corporation at Oil City, Venango County.
17. To transport, as a Class D carrier, iron and steel articles, from the facilities of Bethlehem Steel Corporation at Steelton, Dauphin County, and Milton Steel Corporation at Milton, Northumberland County, to the facilities of Titusville Fabricators, Inc., at Titusville, Crawford County.
18. To transport, as a Class D carrier, scrap metals, in bulk, in dump vehicles, from points within an airline distance of twenty-five (25) statute miles of the limits of Oil City, Venango County, to the facilities of Pyromet Technology, Inc., in Mercer County, and vice versa.
19. To transport, as a Class D carrier, scrap steel, in bulk, in dump vehicles, from the facilities of Universal Cyclops Corporation at Titusville, Crawford County to Ellwood City and Bridgeville.

Docket No. A-00102306 (continued)

with rights Nos. 15 through 19 above subject to the following condition:

No right, power or privilege is granted to perform service in bulk, in tank vehicles.

20. To transport, as a Class D carrier, silica sand and chromite sand, in bulk, in pneumatic vehicles, from the plant site of Ore Reclamation, Inc., in the Borough of Wheatland, Mercer County, to points in the Counties of Mercer, Allegheny, Beaver, Lawrence, Venango, Erie, Westmoreland, Washington, Crawford, Butler, Warren, Armstrong and Indiana.
21. To transport, as a Class D carrier, plastic pipe in straight lengths, fittings and accessories used in the installation thereof, and materials and supplies used in the manufacture thereof, (excluding commodities in bulk), from the plant site of Johns-Manville Corporation in the City of Franklin, Venango County, to points in Pennsylvania, and vice versa.
22. To transport, as a Class D carrier, untreated railroad ties, from the City of Oil City, Venango County, and points within an airline distance of twenty-five (25) statute miles of the limits of said city, to the plant site of Kerr-McGee Chemical Corporation, Forest Products Division, located in the borough of Avoco, Luzerne County.

Docket No. A-00102306, F.1, Am-A

To transport, as a Class D carrier, machinery and machine parts, and equipment, materials and supplies used or useful in the manufacture, distribution or installation of machinery and machine parts, from the facilities of Polish American Machinery Corporation in the City of Titusville, Crawford County, to points in Pennsylvania, and vice versa.

Docket No. A-00102306, F.1, Am-B

1. To transport, as a Class D carrier, iron and steel, iron and steel articles, and supplies, materials and equipment, used or useful in the manufacture and distribution of iron and steel and iron and steel articles, for Electralloy Corporation, between points in Pennsylvania.
2. To transport, as a Class D carrier, scrap steel, in bulk, in dump vehicles, from the facilities of Universal Cyclops Specialty Steel Division, located in the City of Titusville, Crawford County, to points in the Borough of Greenville, Mercer County and vice versa.

Docket No. A-00102306, F.1, Am-C

To transport, as a Class D carrier, iron and steel, iron and steel articles, and machinery and machinery parts, between points in the City of Oil City, Venango County, and within an airline distance of thirty (30) statute miles of the limits of said city, and from points in said territory, to points in Pennsylvania, and vice versa;

subject to the following conditions:

1. Provided that no right, power or privilege is granted to transport property in bulk in dump vehicles, between points within fifty (50) miles of the limits of the Borough of Homestead, Allegheny County, and from points in said territory to points in Pennsylvania, and vice versa;
2. Provided that no right, power or privilege is granted to transport used and rebuilt equipment that is used in the deep mining of coal, for the Barnes and Tucker Company, from points in the Counties of Cambria and Indiana to points within an airline distance of seventy-five (75) statute miles of the limits of the Borough of Barnesboro, Cambria County, and vice versa;
3. Provided that no right, power or privilege is granted to transport new, used and rebuilt machinery, equipment, supplies and parts for Greenwich Collieries Company, from the plant site of the Joy Manufacturing Company located in the City of Franklin, Venango County, and from points in Pennsylvania east of the eastern boundaries of the Counties of McKean, Cameron, Clearfield, Indiana and Bedford, to its mines located in the Counties of Indiana, Clearfield and Cambria;
4. Provided that no right, power or privilege is granted to transport property for Cyclops Corp. and its divisions located at plants in the City of Titusville, Crawford County, the City of Pittsburgh and the Township of Collier, Allegheny County, and West Aliquippa, Beaver County.

Docket No. A-00102306, F.1, Am-D

To transport, as a Class D carrier, property for Witco Chemical Corporation, from points in the City of Bradford, McKean County, the Borough of Petrolia, Butler County, the Township of Conewango,

Docket No. A-00102306, F.1, Am-D (Continued)

Warren County, and the Borough of Plum and the Township of Richland, Allegheny County, to points in the said city, boroughs and townships; and from points in said city, boroughs and townships, to other points in Pennsylvania, and vice versa;

subject to the following conditions:

- (1) That no right, power or privilege is granted to transport refined petroleum products, in bulk in tank vehicles.
- (2) That no right, power or privilege is granted to transport fertilizer, sand and stone between points within an airline distance of one hundred (100) statute miles of the limits of the Township of Conemaugh, Somerset County.
- (3) That no right, power or privilege is granted to transport coal, solid fuels, limestone, lime, sand and clay between points within an airline distance of sixty (60) statute miles of the limits of the Borough of Curwensville, Clearfield County.
- (4) That no right, power or privilege is granted to transport property in bulk for R. T. Merryman Trucking, Inc. and Merryman Enterprises.

Docket No. A-00102306, F.1, Am-E

To transport, as a common carrier, property, between points in the County of Venango, and from points in said county, to points in Pennsylvania, and vice versa.

To transport, as a Class D carrier, property, between points in the City of Titusville, Crawford County, and from points in said city, to points in Pennsylvania, and vice versa.

subject to the following conditions:

That no right, power or privilege is granted to transport household goods in use.

That no right, power or privilege is granted to transport commodities requiring dump vehicles.

That no right, power or privilege is granted to transport shipments weighing less than 10,000 pounds from one consignor to one consignee.

That no right, power or privilege is granted to transport refined petroleum products, in bulk, in tank vehicles.

That no right, power or privilege is granted to transport sand, in bulk, from Pennsylvania Glass Sand Corporation located in the Counties of Mifflin and Huntingdon.

That no right, power or privilege is granted to transport limestone and limestone products from points in York County.

That no right, power or privilege is granted to provide any service to or from the Townships of Penn and Shrewsbury and the Boroughs of New Freedom, Shrewsbury and Hanover, York County.

That no right, power or privilege is granted to provide service to or from the facilities of (1) American Home Foods Division located in Turbot Township and the Borough of Milton, Northumberland County, and (2) Hammermill Paper Company located in the City of Erie, Erie County, and the City of Lock Haven, Clinton County.

That no right, power or privilege is granted to provide service to or from the facilities of Zurn Industries, Inc., Copes-Vulcan, General Electric Co. and Insul-Board Co., located in the County of Erie.

Docket No. A-00102306, F.1, Am-G

To transport, as a Class D carrier, property for Pennzoil Products Company, between points in Pennsylvania; restricted to shipments originating at or destined to facilities owned or used by Pennzoil Products Company;

subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk.

SCOPE OF OPERATIONS

Certificate No. A.96411

Folder No. 1

To transport property, excluding the transportation of household goods and office furniture, in use, as a Class D carrier, between points in the City of Erie, Erie County, and within ten (10) miles, by the usually traveled highways, of the limits of said city.

To transport electric refrigerators, as a Class D carrier, from points in the City of Erie, Erie County, to points in Pennsylvania within twenty-five (25) miles, by the usually traveled highways, of the limits of said city and vice versa.

Folder No. 2

To transport property, excluding the transportation of household goods and office furniture, in use, as a Class D carrier, between points in the City of Erie, Erie County, and within twenty-five (25) miles by the usually traveled highways of the limits of the said city, excluding the Boroughs of Waterford, Union City, North Girard and Albion.

To transport new uncrated pianos and uncrated electric organs, as a Class D carrier, from the City of Erie, Erie County, to points within one hundred (100) miles by the usually traveled highways of the limits of the said city and vice versa.

To transport other new uncrated household equipment, as a Class D carrier, from the City of Erie, Erie County, to points within fifty (50) miles by the usually traveled highways of the limits of the said city and vice versa.

To transport electric commercial refrigeration equipment, as a Class D carrier, from the City of Erie, Erie County, to points on installation within one hundred (100) miles by the usually traveled highways of the limits of the said city and with the privilege of returning old equipment therefrom.

For explanation of abbreviations and symbols, see page 2.

Operating Authority

Certificate No. A.96411

F.1, Am-A

To transport, as a Class D carrier, property, from the facilities of General Electric Corporation, located in the Counties of Erie and Mercer, to points in Pennsylvania, and vice versa;

subject to the following conditions:

- (1) That no right, power or privilege is granted to transport iron and steel or iron and steel articles from steel mills located in the City of Pittsburgh, Allegheny County, and points within an airline distance of fifty (50) statute miles of the limits of the said city.
- (2) That no right, power or privilege is granted to transport coal.
- (3) That no right, power or privilege is granted to transport sand from the facilities of Pennsylvania Glass Sand Corporation located in the Counties of Huntingdon and Mifflin.
- (4) That no right, power or privilege is granted to provide service from the facilities of Bethlehem Steel Corporation located in Cambria County.
- (5) That no right, power or privilege is granted to transport liquid commodities, in bulk, in tank vehicles.

F.1, Am-B

To transport, as a Class D carrier, property; from the facilities of Erie Warehouse Company located in the City of Erie, Erie County, to points in Pennsylvania, and vice versa;

subject to the following conditions:

- (1) That the service herein authorized is limited to the transportation of property to or from bona fide storage in said warehouse facilities on which a warehouse receipt has been or will be issued.
- (2) That no right, power or privilege is granted to transport commodities in bulk.

Docket No. A-96411, F.1, Am-C

To transport, as a Class D carrier, property for the Energy Division of Zurn Industries, Inc., from its facilities in the county of Erie, to points in Pennsylvania and vice versa;

subject to the following conditions:

Provided that no right, power or privilege is granted to transport commodities in bulk.

Provided that no right, power or privilege is granted to transport iron and steel and iron and steel articles from steel mills located in the city of Pittsburgh, Allegheny County, or from points within an airline distance of fifty (50) statute miles of the limits of said city.

WAYNE W. SELL CORPORATION

SCOPE OF CARRIER'S OPERATING AUTHORITY

The provisions published herein, or as amended, are limited in their application to Pennsylvania Intrastate Commerce to the extent of the operating rights set forth below.

CERTIFICATE NO. 93415

Folder 1

1. To transport, as a Class D carrier, coal or coke for domestic consumption, between points in the County of Allegheny, provided no haul shall exceed a distance of fifteen (15) miles from point of origin to point of destination.
2. To transport, as a Class D carrier, coal from mines or stripping operations in the County of Allegheny to railroad sidings, coke ovens, docks or stockpiles in the said county, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.
3. To transport, as a Class D carrier, building materials, in bulk in dump trucks, between points in the County of Allegheny, provided that no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.
4. To transport, as a Class D carrier, property moving under bills of lading, waybills and tariffs of The Pennsylvania Railroad Company within the collection and delivery area designated in said company's collection and delivery tariffs for the station of the said company in the Borough of Tarentum, Allegheny County.
5. To transport, as a Class D carrier, sand, gravel, soil, limestone, coal, clay in bulk, stone, sod, cinders, broken glass, broken concrete, broken tile and used brick, in bulk in dump trucks, between points in the Counties of Armstrong, Clarion, Indiana, Westmoreland, Allegheny and Butler, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.
6. To transport, as a Class D carrier, sand, gravel, lime, soil, limestone, coal, clay in bulk, stone, sod, cinders, broken glass, broken tile and used brick, in bulk, between points in the Counties of Armstrong, Clarion, Indiana, Westmoreland, Allegheny and Butler and within fifty (50) miles of the limits thereof.

With right No. 6 above, to be subject to the following conditions:

That no right, power or privilege is granted to transport coal, sand, gravel, crushed stone and limestone to, from or between points in the County of Allegheny, except as authorized in paragraphs (1) through (5) above.

That no right, power or privilege is granted to transport coal, sand, gravel, crushed stone and limestone to, from or between points in the County of Washington.

That no right, power or privilege is granted to render any service to, from or between points in the County of Butler, except as authorized in paragraphs (1) through (5) above.

(Continued on next page)

For explanation of abbreviations, reference marks and symbols not explained on page, refer to Rule 120 of tariff.

ISSUED: JULY 13, 1984

EFFECTIVE: AUGUST 13, 1984

ISSUED BY: JAMES BEECHY, VICE PRESIDENT, 236 WINFIELD ROAD, SARVER, PA 16055

Human environmental qualities not effected by provisions published herein. MCS

WAYNE W. SELL CORPORATION

SCOPE OF CARRIER'S OPERATING AUTHORITY

CERTIFICAT NO. 93415

Folder 1 (Continued)

That no right, power or privilege is granted to render any service to, from or between points in the Counties of Beaver, Lawrence and Mercer.

That no right power or privilege is granted to render any service to or from the plants of The Freeport Brick Company in the Borough of Freeport, Armstrong County, Kittanning Brick Company in the Village of Reesedale, Armstrong County, Haws Refractories Company in the Village of Bridgeburg, Armstrong County, Howe Sound Company in the Township of Rayburn, Armstrong County, and Allegheny Brick Company in the Township of East Deer, Allegheny County, except as hereinabove authorized.

7. To transport, as a Class D carrier, property from the plant of Mitchell and Westerman Manufacturing Contractors in the Township of Jefferson, Butler County, to points in Pennsylvania, and vice versa.

Subject to the following condition:

That no right, power or privilege is granted to transport lime and lime products, limestone and limestone products, concrete mix, mortar mix, sand mix and masonry cement, from the Warner Company in the Townships of Charlestown, East Whiteland, and Tredyffrin, Chester County, to the plant of Mitchell and Westerman Manufacturing Contractors in the Township of Jefferson, Butler County.

8. To transport, as a Class D carrier, brick, clay products, tile, cement, lime, lumber, stone, laths and concrete blocks from points within one hundred (100) miles of the Borough of Wilkinsburg, Allegheny County, to points in the Borough of Wilkinsburg and within fifty (50) miles by the usually traveled highways of the limits of said borough.
9. To transport, as a Class D carrier, brick, clay products, tile, stone, cement, lime, lumber, laths and concrete blocks, between points in the Borough of Wilkinsburg, Allegheny County, and within fifty (50) miles by the usually traveled highways of the limits of said borough.
10. To transport, as a Class D carrier, equipment and building materials in bulk in dump trucks, between points in the County of Allegheny.
11. To transport, as a Class D carrier, brick tile and other clay products from points in the County of McKean to points in the Borough of Wilkinsburg, Allegheny County, and within fifty (50) miles by the usually traveled highways of the limits of said borough.
12. To transport, as a Class D carrier, brick in truckload lots from the plant of Alwine Brick Company in Oxford Township, Adams County, to job and construction sites in the Borough of Wilkinsburg, Allegheny County, and within fifty (50) miles by the usually traveled highways of the limits of said borough.

(Continued on next page)

For explanation of abbreviations, reference marks and symbols not explained on page, refer to Rule 120 of tariff.

ISSUED: JULY 13, 1984

EFFECTIVE: AUGUST 13, 1984

ISSUED BY: JAMES BEECHY, VICE PRESIDENT, 236 WINFIELD ROAD, SARVER, PA 16055

Human environmental qualities not effected by provisions published herein. MCS

WAYNE W. SELL CORPORATION

CERTIFICATE NO. 93415

Folder 1 (Continued)

With the rights at 8, 9, 10, 11 and 12 above to be subject to the following conditions:

That no right, power or privilege is granted to transport household goods or office furnishings, in use.

That no right, power or privilege is granted to pick up or deliver any property except contractors' supplies and building materials on the William Penn Highway east of the Allegheny County line.

Folder 1 Am-E

To transport, as a Class D carrier, fresh and processed meats, in temperature controlled vehicles, for Jiffy Foods Corporation, from the facilities of said company located in the Borough of North East, Erie County, to points in Pennsylvania, and the return of refused, rejected or damaged shipments to the point of origin.

Folder 1 Am-F

To transport, as a Class D carrier, dry salt, in bulk in tank vehicles, from the facilities of Standard Terminals, Inc., in the cities of New Kensington and Arnold, Westmoreland County, to points in Pennsylvania lying on and west of the eastern boundaries of the Counties of McKean, Cameron, Clearfield, Blair and Bedford, and the return of refused, rejected or damaged shipments to the point of origin.

Folder 1 Am-G

To transport, as a Class D carrier, salt, in tank vehicles, from the facilities of Morton Salt Company in the Borough of West Elizabeth, Allegheny County, to points in Pennsylvania.

Folder 1 Am-H

To transport, as a Class D carrier, calcilox (dry processed slag), in tank vehicles, between points in the Township of Neville, Allegheny County, and from points in said township to points in Pennsylvania.

Folder 1 Am-I

To transport, as a Class D carrier, salt and salt products for Cargill, Inc., from the cities of Arnold, New Kensington and Lower Burrell, Westmoreland County, to points in Pennsylvania.

Subject to the following conditions:

That no right, power or privilege is granted to transport rock salt and/or calcium chloride, for de-icing purposes, in bulk, to points in Pennsylvania on and east of U. S. Highway route 15.

For explanation of abbreviations, reference marks and symbols not explained on page, refer to Rule 120 of tariff.

ISSUED: JULY 13, 1984

EFFECTIVE: AUGUST 13, 1984

ISSUED BY: JAMES BEECHY, VICE PRESIDENT, 236 WINFIELD ROAD, SARVER, PA 16055

Human environmental qualities not effected by provisions published herein. MCS

WAYNE W. SELL CORPORATION

SCOPE OF CARRIER'S OPERATING AUTHORITY

Folder I Am-J

To transport, as a Class D carrier, coal between points in Butler and Allegheny Counties and from points in said Counties to points in Pennsylvania within a radius of 50 miles of the limits of said Counties and vice versa, for Bethlehem Mines Co., United Coal and Commodities Co., American International Co., Sechan Coal Co., Energy Engineering Co., Kitt Coal Co., and Clinton Fuel and Transport, Inc.

Subject to the following condition:

That no right, power or privilege is hereby granted to transport coal or coke from the facilities of Carpentertown Coal and Coke Company at or near Templeton, Armstrong County, except as presently authorized.

Folder I Am-K

To transport, as a Class D carrier, property in bulk in dump vehicles, and which is unloaded by dumping, between points within fifty (50) miles of the limits of the Borough of Homestead, Allegheny County, and from points in said territory to points in Pennsylvania, and vice versa.

Subject to the following conditions:

That no right, power or privilege is granted to transport steel in sheets, bars, coils, plates and rods to or from points within thirty-five (35) miles of the City of Philadelphia.

That no right, power or privilege is granted to transport sand in bulk from the Pennsylvania Glass Sand Corporation in the Boroughs of Mapleton, Huntingdon County, and McVeytown, Mifflin County.

That in the rendition of the service herein authorized the container to be used and employed in the transportation of bulk commodities shall be the vehicle itself and not a separate container.

Folder F-1 Am-N

To transport, as a Class D carrier, property, in bulk, in dump vehicles, for Buffalo Builders, Inc., between points in Pennsylvania.

Folder F-1 Am-O @ *

To transport, as a Class D carrier, property for Armstrong Cement and Supply Corporation from its facilities located in the township of Winfield, Butler County, to points in Pennsylvania, and vice versa.

* Issued under authority PA Title 52, Section 23-42

For explanation of abbreviations, reference marks and symbols not explained on page, refer to Rule 120 of tariff.

ISSUED: OCTOBER 2, 1985

EFFECTIVE: INTERSTATE - OCTOBER 3, 1985
INTRASTATE - OCTOBER 8, 1985 *

ISSUED BY: JAMES BEECHEY, VICE PRESIDENT, 236 WINFIELD ROAD, SARVER, PA 16055

Human environmental qualities not affected by provisions published herein. MCS

WAYNE W. SELL CORPORATION

Docket A-00093415, F.1, Am-P

To transport, as a Class D carrier, property, from the facilities of Pittsburgh Intermodal Terminals, Inc., located in the borough of Ambridge, Beaver County, to points in Pennsylvania, and vice versa;

To transport, as a Class D carrier, property, from the facilities of Freeport Terminals, Inc. located in the borough of Freeport, Armstrong County, to points in Pennsylvania, and vice versa;

with both rights subject to the following condition:

That no right, power or privilege is granted to transport petroleum and petroleum products, in bulk, in tank-type vehicles.

CARRIER'S OPERATING AUTHORITY

As a Class D carrier, coal, coke, sand, gravel, slag, crushed stone and limestone, in bulk in dump trucks, between points in the Counties of Allegheny, Butler, Beaver, Washington, Westmoreland, Lawrence, Mercer and Armstrong, provided no haul shall exceed a distance of seventy-five (75) miles from point of origin to point of destination.

As a Class D carrier, soil and building materials, in bulk in dump trucks, between points in the Counties of Allegheny, Butler, Beaver, Washington, Westmoreland and Fayette, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination; excluding the transportation of bricks to, from or between points in Allegheny County.

As a Class D carrier, coal from mines or stripping operations in the County of Clarion to points in the said county, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.

Folder 1, Am-A

To transport, as a Class D carrier, asphalt and amesite, in bulk in dump trucks, between points in the Counties of Allegheny, Butler, Beaver, Washington, Westmoreland, Lawrence, Mercer and Armstrong, no haul to exceed a distance of seventy-five (75) miles from point of origin to point of destination.

To transport, as a Class D carrier, cinders for use as anti-skid materials on public roads from points in the County of Allegheny to points within an airline distance of one hundred twenty-five (25) statute miles of the point of origin; excluding points on Highway Route 220 north of the City of Altoona, Blair County, and excluding the Borough of State College, Centre County.

Folder 1, Am-B

To transport, as a Class D carrier, lumber, coal, lime, fertilizer, sand, farm products and supplies, contractors' equipment and building materials in bulk in dump trucks, between points in the Borough of Smicksburg, Indiana County, and within an airline distance of twenty-five (25) statute miles of the limits of the said Borough, no haul to exceed a distance of twenty-five (25) miles from point of origin to point of destination.

To transport, as a Class D carrier, materials used by the Pennsylvania Department of Highways between points in the County of Indiana.

To transport, as a Class D carrier, in dump vehicles, limestone, sand, gravel, coal and slag from points in the Counties of Clarion, Armstrong, Butler, Indiana and Cambria to points in the said counties, provided no haul shall exceed a distance of seventy-five (75) miles from point of origin to point of destination.

To transport, as a Class D carrier, in dump vehicles, limestone, sand and gravel from the plant of the Interstate Amesite Corp., in the Township of Morris, Huntingdon County, and the plant of the New Enterprise Lime and Stone Co., Inc., in the Township of Taylor, Blair County, to points in the Counties of Clarion, Armstrong, Butler, Indiana and Cambria, provided no haul shall exceed a distance of seventy-five (75) miles from point of origin to point of destination.

(Continued on next page)

Folder 1, Am-B (Continued)

To transport, as a Class D carrier, in dump vehicles, coal from points in the County of Armstrong to the plant of the Interstate Amesite Corporation in the Township of Morris, Huntingdon County, and the plant of the New Enterprise Lime and Stone Co., Inc., in the Township of Taylor, Blair County, provided no haul shall exceed a distance of seventy-five (75) miles from point of origin to point of destination.

To transport, as a Class D carrier, in dump vehicles, sand, gravel and limestone from points in the Counties of Armstrong and Clarion to the plant of the Interstate Amesite Corporation in the Township of Winslow, Jefferson County, and the Howrey Lumber Company in the Borough of Sykesville, Jefferson County.

To transport, as a Class D carrier, in dump vehicles, coal from points in the County of Armstrong to the Borough of Punxsutawney, Jefferson County.

Folder 1, Am-C

To transport, as a Class D carrier, foundry coke in containers from Neville Island, Neville Township, Allegheny County, to points in Pennsylvania, and empty coke containers from points in Pennsylvania to Neville Island, Neville Township, Allegheny County; excluding transportation to or from the plants of Bethlehem Steel Corporation in the County of Cambria.

Folder 1, Am-D

To transport, as a Class D carrier, salt, purchased and owned by Rochez Bros., Inc., in bulk in dump vehicles, from the facilities of Rochez Bros., Inc., located at Brunots Island in the City of Pittsburgh and the Borough of Graddock, Allegheny County, the Borough of Rochester, Beaver County, and the Borough of New Eagle, Washington County, to points in Pennsylvania; no haul to exceed a distance of two hundred (200) miles from point of origin to point of destination, with the right to return refused, damaged or rejected materials, excluding the transportation of salt to the plants of Bethlehem Steel Corporation in the County of Cambria.

Folder 1, Am-F

To transport, as a Class D carrier, coal, in dump vehicles, for the Penn Allegh Coal Company, Inc., from points in the county of Allegheny to points in Pennsylvania, and vice versa.

To transport, as a Class D carrier, mining equipment and supplies, for the Penn Allegh Coal Company, Inc., from its mine in the township of Fawn, Allegheny County, to points in Pennsylvania, and vice versa;

Folder 1, Am-G

To transport, as a Class D carrier, coal in dump vehicles, between points in the county of Clarion and from points in the said county to points within an airline distance of seventy-five (75) statute miles of the point of origin;

Folder 1, Am-H

To transport, as a Class D carrier, coal, in dump vehicles for Tesone Coal Company, from points in the Counties of Armstrong and Butler to points in Pennsylvania, and vice versa.

To transport, as a Class D carrier, mining equipment for Tesone Coal Company, from points in the Counties of Armstrong and Butler to points in Pennsylvania, and vice versa.

To transport, as a Class D carrier, mining supplies, in dump vehicles, for Tesone Coal Company, from points in the Counties of Armstrong and Butler to points in Pennsylvania, and vice versa.

and subject to the following conditions:

That no right, power or privilege is permitted to transport property which, because of size or weight, requires special handling or the use of special equipment such as winch trucks or tractors, pole or extendible trailers or carryalls, or which requires a permit from the Department of Transportation of the Commonwealth of Pennsylvania.

That no right, power or privilege is granted to transport iron, steel, or iron or steel articles to or from points in Beaver County.

THIS SPACE LEFT BLANK INTENTIONALLY

Folder 1, Am-I

To transport, as a Class D carrier, coal and coke for domestic consumption between points in the city of New Castle, Lawrence County, and within fifteen (15) miles by the usually traveled highways of the limits of said city in the counties of Lawrence; Butler and Mercer, provided no haul shall exceed a distance of fifteen (15) miles from point of origin to point of destination.

To transport, as a Class D carrier, coal from mines or stripping operations in the counties of Lawrence, Mercer, Crawford and Butler to railroad sidings in the said counties, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.

To transport, as a Class D carrier, sand and gravel, in bulk in dump trucks, between points in the counties of Lawrence, Mercer, Crawford and Butler, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.

To transport, as a Class D carrier, cement blocks, in bulk in dump trucks, from the plant of John Andia near East Brook, Hickory Township, Lawrence County, to points in the counties of Lawrence, Mercer and Butler within twenty-five (25) miles by the usually traveled highways of said plant.

To transport, as a Class D carrier, agricultural lime from points in the counties of Lawrence, Mercer, Crawford and Butler to farms in the said counties, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.

To transport, as a Class D carrier, coal from mines or stripping operations in the counties of Lawrence, Mercer, Beaver and Butler to the Pennsylvania Power Company plant in the borough of West Pittsburgh, Lawrence County, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.

To transport, as a Class D carrier, building materials, in bulk in dump trucks, mine refuse, reddog and limestone between points in the counties of Lawrence, Mercer, Beaver and Butler, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.

Folder 1, Am-J

To transport, as a Class D carrier, scrap iron and scrap metals in dump vehicles from the facilities of Max Silver & Sons in the City of Erie, Erie County, to points in the City of Pittsburgh and the Township of Neville, Allegheny County.

CARRIER'S OPERATING AUTHORITY

Folder 1, Am-K

To transport, as a Class D carrier, materials usually transported in dump trucks, between points not to exceed a distance of thirty-five miles from point of origin to point of destination in the city of Pittsburgh and within thirty-five miles, by the usually traveled highways, of the City-County Building, in the said city;

with the above right subject to the following condition:

That no right, power or privilege is granted to transport between points served by the Alko Express Lines and connections as of April 21, 1936 (authority now certificated to Motor Freight Express), except materials usually transported in dump trucks.

To transport, as a Class D carrier, property, in bulk, in dump vehicles, and which is unloaded by dumping, between points in the counties of Allegheny and Beaver and from points in said counties to points in Pennsylvania, and vice versa;

with the above right subject to the following conditions:

That no right, power or privilege is granted to transport pig iron, coke and ammonium sulfate, in dump vehicles, from the plant of Alan Wood Steel Company in the townships of Upper Merion and Plymouth, Montgomery County, to customers of said company, and on the return, clay in bulk and coal, in dump vehicles, to the said plant.

That no right, power or privilege is granted to transport ferro-manganese, in dump vehicles, from the plant of E. J. Lavino Company in the township of Millcreek, Lebanon County.

That no right, power or privilege is granted to transport coal and coke between points in the counties of Allegheny and Beaver and from points in said counties to points in the counties of Butler, Washington, Westmoreland, Lawrence, Mercer and Armstrong, and vice versa, except as presently authorized.

OPERATING AUTHORITYCertificate No. A-91941 F.1

To transport, as a Class D Carrier, coal, limestone, slag, amesite, gravel, cement, lumber, blocks, sand and reddog, in bulk in dump trucks, between points in the Counties of Clarion, Butler, Venango, Mercer, Erie, Allegheny, Crawford, Lawrence and Armstrong, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination; excluding the transportation of slag between steel mills.

To transport, as a Class D Carrier, building materials (excluding brick), in bulk in dump trucks, for John W. Snyder of Eau Claire, Butler County, between points in the Counties of Butler, Clarion, Venango, Armstrong, Mercer, Allegheny, Westmoreland, Crawford, Lawrence, Beaver, Forest, Jefferson, Erie, Warren and Indiana, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.

and subject to the following conditions is necessary or proper for the service, accomodation or convenience of the public:

FIRST; That the certificate holder is limited and restricted to the operation of the motor vehicles as named and described in the Equipment Certificate to be subsequently issued.

SECOND: That no right, power or privilege is granted to transport cement in tank vehicles, or hopper-type vehicles.

F1, Am-A

To transport, as a Class D Carrier, coal and coke for domestic consumption between points in the City of Pittsburgh, Allegheny County, and within fifteen (15) miles by the usually traveled highways of the limits of said city, in the Counties of Allegheny and Washington, provided no haul shall exceed a distance of fifteen (15) miles from point of origin to point of destination.

To transport, as a Class D Carrier, coal from mines or stripping operation in the Counties of Allegheny, Fayette and Washington to railroad sidings in the said counties, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.

To transport, as a Class D Carrier, coal and coke from mines, tipples, stripping operations or railroad cars in the Counties of Allegheny, Washington and Fayette to orphan asylums, laundries and schools and to mills not served by railroad sidings in said Counties, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.

To transport, as a Class D Carrier, coal from coal yards in the City of Pittsburgh and from the Village of Library, Allegheny County, to power plants in the said City.

(Continued on next page)

Appendix

B-10

For explanation of abbreviations and reference marks, see last page of Tariff.

OPERATING AUTHORITY

(Continued)

F1, Am-A

To transport, as a Class D Carrier, sand, gravel, slag, mortar, rough lumber, concrete and cinder blocks, scrap metals, cinders, lime, limestone, cement, stone, boney and red dog, in bulk in dump trucks and unloaded by dumping, between points in the Counties of Allegheny, Westmoreland, Fayette, Beaver and Butler, provided no haul shall exceed a distance of fifty (50) miles by the nearest traveled highways from point of origin to point of destination.

F1, Am-C

To transport, as a Class D Carrier, coal, limestone, slag, amesite, gravel, sand and blocks, in dump vehicles, between points in the Counties of Armstrong, Allegheny and Butler, for Bill Heilman Pavement Specialties Company of Freeport, DuBrook Builders Supply Company of Butler, and Western Pennsylvania Processing Company of Butler; excluding the transportation of slag between steel mills.

F1, Am-D

To transport, as a Class D Carrier, coal, coke, wood, building materials and building construction materials, such as are usually transported in dump trucks, between points in the Village of Natrona Heights, Allegheny County, and within twenty-five (25) miles by the usually traveled highways of the limits of said village, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination;

subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport cement in tank vehicles or hopper-type vehicles.

F1, Am-F

To transport, as a Class D Carrier, lime from points in the Township of Slippery Rock, Butler County, to points within an airline distance of fifty (50) statute miles of the point of origin.

F1, Am-G

To transport, as a Class D Carrier, coal, coke cinders and debris, building materials and supplies, excavated materials, road and building construction materials and other materials such as are usually transported in dump trucks, between points not to exceed a distance of twenty-five (25) miles from point of origin to point of construction or disposal in the Counties of Beaver, Butler and Lawrence.

(Continued on next page)

F1, Am-H

To transport, as a Class D Carrier, lime and limestone products, for the Mercer Lime and Stone Company, from the plant site of the said company in Slippery Rock Township, Butler County, to points in Pennsylvania and the return of refused, damaged or rejected shipments to the point of origin; excluding the transportation of lime and limestone products in bulk in dump vehicles.

F2

1. To transport as a Class D Carrier, property between points on the west side of the Allegheny River and within ten (10) miles by the usually traveled highways of the limits of the Borough of Brackenridge, Allegheny County.

2. To transport, as a Class D Carrier, household goods and office furniture, in use, from points in the area as described in the above right (right 1) excluding the Borough of New Kensington, to points in Pennsylvania, and vice versa.

3. To transport, as a Class D Carrier, road building materials, machinery and equipment, between points within fifteen (15) miles by the usually traveled highways of the Borough of Brackenridge.

4. To transport, as a Class D Carrier, road building materials, machinery and equipment from points in the area as described in the above right (right 3), to points in Pennsylvania within thirty (30) miles by the usually traveled highways of the Borough of Brackenridge, and vice versa.

with the above rights subject to the following conditions:

That no right, power or privilege is granted to transport property between points served by Pittsburgh Railways Company.

That no right, power or privilege is granted to transport cement in tank vehicles or in hopper-type vehicles.

5. To transport, as a Class B Carrier, property between points in the Borough of Brackenridge, Allegheny County.

6. To transport, as a Class C Carrier, property from points in the Borough of Brackenridge, to points within eight (8) miles by the usually traveled highways of the limits of the said borough, and vice versa.

7. To transport, as a Class B Carrier, household goods and office furniture, in use, between points in the Borough of Brackenridge, and within five (5) miles by the usually traveled highways of the limits of the said borough.

8. To transport, as a Class D Carrier, road building and construction materials, machinery and equipment between points in the Borough of Brackenridge and within fifteen (15) miles by the usually traveled highways of the limits of the said borough.

(Continued on next page)

For explanation of abbreviations and reference marks, see last page of Tariff.

F2

9. To transport, as a Class C Carrier, emergency shipments from the plant of the Allegheny Steel Company located in the Borough of Brackenridge, Allegheny County, to points in Pennsylvania within one hundred fifty (150) miles by the usually traveled highways of said plant, provided specifically that all such emergency shipments shall be reported immediately to the Commission;

with the rights of 5, 6, 7, 8, and 9 subject to the following conditions:

That all transportation shall originate or end in the Borough of Brackenridge, Allegheny County, or within eight (8) miles by the usually traveled highways of the limits of said Borough.

That the transportation of household goods and office furniture, in use, shall be limited and restricted to points in the Borough of Brackenridge, Allegheny County, and within 5 (5) miles by the usually traveled highways of the limits of said borough.

That no right, power or privilege is granted to transport cement in tank vehicles or in hopper-type vehicles.

F2, Am-8

To transport, as a Class D Carrier, salt and salt products for Cargill, Inc., from its facility in the City of Arnold, Westmoreland County, and from the facilities of Standard Terminals, Inc. in the cities of New Kensington, and Lower Burrell, Westmoreland County, to points in Pennsylvania;

subject to the following condition:

That no right, power or privilege is granted to transport rock salt or calcium chloride, for deicing purposes, in bulk, to points on and east of U. S. Highway Route 15.

To transport, as a Class D Carrier, concrete mixes, flyash and chromite sand, in bags or box for Standard Terminals, Inc., from its facilities in the cities of New Kensington and Lower Burrell, Westmoreland County, to points in Pennsylvania lying on and west of U. S. Highway Route 15, excluding transportation to or from the plants of Bethlehem Steel Corporation in the County of Cambria.

THIS SPACE LEFT BLANK INTENTIONALLY.

Docket No. A-91941, F.1, Am-I

To transport scrap metals, between points in that part of Pennsylvania on and west of U. S. Highway 15;

EXCLUDING transportation of swarf, scale, fines, and turnings (except as presently authorized);

EXCLUDING transportation between points in the Borough of Nanty Glo, Cambria County, and within 25 miles of the limits of the said Borough (except as presently authorized);

EXCLUDING transportation to the facilities of Bethlehem Steel Corp., located in Cambria County and Dauphin County;

EXCLUDING transportation of scrap metals for the accounts of the following four companies:

1. Hickman and Williams Company
2. Luria Brothers & Company
3. Franklin Steel Company
4. Jones & Laughlin Steel Corp.

(except as presently authorized);

EXCLUDING service to and from the facilities of Cerro Metal Products in the Borough of Bellefonte and the Township of Spring, Centre County; and

EXCLUDING service to and from the facilities of Hodes Industries, Inc., located in Centre County, City of Lock Haven, Clinton County, Borough of Tyrone, Blair County.

Refer to Operating Authority on Pages 3 thru 6 of Tariff, and add the following:

OPERATING AUTHORITY

@ Certificate No. A-91941, F.1, Am-J

To transport, as a Class D Carrier, Scrap Metal between points in that part of Pennsylvania on and west of U.S. Highway Route 219 and from points in the said territory to points in Pennsylvania, and vice versa;

subject to the following conditions:

That no right, power or privilege is granted to transport property for Luria Brothers, Atlantic States Cast Iron Pipe Company, S. I. Handling Systems, Inc., Victaulic Company of America and Union Camp Corporation.

That no right, power or privilege is granted to transport property to points in the borough of Milton, Northumberland County, and points within ten (10) miles of the limits thereof.

That no right, power or privilege is granted to transport scrap metal between points in the borough of Nanty Glo, Cambria County, and points within an airline distance of twenty-five (25) statute miles of the limits of the said borough which are west of U.S. Highway Route 219, and from points in the said territory to points east of U.S. Highway Route 219 which are within an airline distance of twenty-five (25) statute miles of the limits of the borough of Nanty Glo, and vice versa; except from the city of Altoona, Blair County.

That no right, power or privilege is granted to transport scrap metal in bulk in dump vehicles, from points in Pennsylvania to the facilities of Bethlehem Steel Corporation in the counties of Cambria and Dauphin.

Docket No. A-0091941, F.1, Am-K

To transport, as a Class D carrier, clay, in bulk in dump vehicles, from points in Pennsylvania, to the facilities of Freeport Brick Company in the Counties of Armstrong and Allegheny.

OPERATING AUTHORITY
Certificate No. 98100

To transport, as a Class D carrier, coal and coke from Wildwood and the City of Pittsburgh, Allegheny County, and points within eight (8) miles by the usually traveled highways of the limits of the Borough of Tarentum, Allegheny County, to points in the Counties of Allegheny, Butler, Armstrong, and Beaver in the area bounded by and including the following places: Butler, West Winfield, Freeport, Garvers Ferry, New Kensington, Verona, East McKeesport, McKeesport, Library, Treveskyn, Federal, Oakdale, Coraopolis, Leetsdale, Aliquippa, Monaca, Rochester, Beaver Falls, and Harmony.

To transport, as a Class D carrier, building materials in bulk in dump trucks, sand, shale, mill refuse, quarried stone and other materials usually transported in dump trucks, between points in the City of Pittsburgh and within an airline distance of forty (40) statute miles of the City-County building in the said city.

To transport, as a Class D carrier, property for Wildwood Coal Company between points in the Counties of Allegheny, Beaver, Butler, Armstrong, and Westmoreland.

Ed's Transport Co., Inc.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held June 25, 1987

Commissioners Present:

Bill Shane, Chairman
Linda C. Taliaferro
Frank Fischl

Application of Scott Elgin, for the right to begin to transport, as a common carrier, by motor vehicle, lumber, lumber products, landscaping materials, christmas trees and building supplies (except in bulk), from points in that part of Pennsylvania, lying on and west of U.S. Highway Route 219, to points in Pennsylvania, and vice versa: WHICH IS TO BE IN LIEU OF the contract carrier permit issued to Scott Elgin, at A-00106033, Folder 1, for the right to transport, as a contract carrier, lumber products and building materials, for West Elizabeth Lumber Company, between points in the counties of Allegheny, Indiana, Beaver, Butler and Armstrong, and from points in the said counties to points in Pennsylvania, with the right to return refused, rejected or damaged shipments to the point of origin; subject to the following condition: That no right, power or privilege is granted to provide transportation to or from the facilities of New Enterprise Stone & Lime Company, Inc., and its subsidiaries; Narehood Limestone, Inc., Detwiler Industries, Inc., and Martin Limestone, Inc.; That no right, power or privilege is granted to provide transportation to or from the facilities of National Gypsum Company; and That no right, power or privilege is granted to provide transportation of bulk commodities in dump vehicles.

A-00106033
F. 2

John A. Pillar for the applicant.
Peter G. Loftus for Seaboard Tank Lines, Inc.
John E. Fullerton for Hall's Motor Transit Co., Lake Erie Trucking
Co., Noerr Motor Freight, Inc., Powers Trucking Co., and Hiram Wible &
Son, Inc.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed August 11, 1986. Public notice of the application was given in the Pennsylvania Bulletin of October 18, 1986. Protests were filed by Seaboard Tank Lines, Inc., Hall's Motor Transit Co., Lake Erie Trucking, Co., Noerr Motor Freight, Inc., Powers Trucking Co., Hiram Wible & Son, Inc. The protests were withdrawn when the application was amended to exclude the transportation of any shipment weighing less than 10,000 pounds, a shipment being defined as a quantity of freight moving on one vehicle from one consignor to one consignee; to exclude transportation to or from the facilities of General Electric Corp., Zurn Industries, Copes-Vulcan, Erie Crate Company and Insulboard Company, located in Erie County; to exclude the transportation of property to or from the facilities of Georgia-Pacific Corp., Owens Corning Fiberglass, Avtex Fibres, Inc., Jones and Hunt, Inc., C. H. Masland & Sons Company, Carlisle Tire and Rubber Company, Carlisle Syntec Systems, Cerro Metal Products; to exclude the transportation of wood and wood products to or from the city of Lock Haven and points within an airline distance of 35 statute miles of the limits of the said city, except for transportation to the facilities of M. L. Clasters & Son, Inc.; and to exclude transportation from points in the county of Somerset to points within an airline distance of 50 statute miles of the limits of said county, and vice versa except for transportation from Zelienople, Butler County.

The now unopposed application, as amended, is certified to the Commission for its decision without oral hearing. The record consists of verified statements entered by the applicant and seven supporting shippers.

Scott Elgin operates his business as a sole proprietorship with his office in the village of Home, Indiana County. At this location he maintains his equipment, dispatches equipment with drivers, accepts requests for service and handles all billings and other office procedures. Drivers are required to telephone the office after making deliveries so that their trucks can be dispatched as needed. Elgin presently operates four tractors and three flatbed trailers. Additional equipment is leased as needed. Under his current contract carrier authority, he uses this equipment to transport commodities such as lumber and building materials for West Elizabeth Lumber Company.

Elgin has an effective safety program which includes regular equipment inspection, safety meetings, careful screening and instruction to drivers and the issuance of road and weather condition reports to each driver each day. The applicant is extremely safety-conscious and will maintain his safety program if the application for common carrier authority is approved.

The applicant is now providing contract carrier service for West Elizabeth Lumber Company and if the application is approved, the common carrier authority will enable the applicant to expand service to other shippers. The applicant has found that in the competitive market, it is essential that he is able to expand the service to other shippers and to transport a variety of commodities in order to keep equipment busy and to operate efficiently and economically. He will provide common carrier service seven days a week, 24 hours a day. The applicant will provide service to meet shipper demands, except for commodities in bulk. Applicant intends to provide a comprehensive transportation service in the application area. The ability to provide service as a common carrier will eliminate many empty vehicle miles as he will be able to serve different shippers with the same equipment. Currently, the applicant is only able to serve one shipper and when that shipper is not busy, the applicant's equipment is idle.

As evidence of his financial capacity to render common carrier service, Elgin entered a balance sheet dated December 31, 1986, which reports total current assets of \$25,955.31, total assets of \$300,474.97 and total liabilities of \$178,483.48. As a contract carrier in 1986, Elgin reports income of \$399,981.66 which produced a net profit of \$43,419.04 after deduction of total operating expenses.

Paul H. Eshenaur, manager of transportation services for Glen-Gery Corporation, set forth in his verified statement that Elgin would be used to transport brick and concrete block shipments from its brick plants in Shoemakersville, Wyomissing, York, New Oxford, Clearfield, Bigler and Summerville, and from concrete plants in Allentown and New Oxford. It also delivers building materials from distribution points in Wyomissing, York, New Oxford, Harrisburg and Watsonstown. Glen-Gery intends to use the applicant to pick up materials at its plants and distribution points for delivery to customers located in Erie, Greensburg, Johnstown, McKees Rocks, New Castle, Pittsburgh, Uniontown and Washington. It would also use Elgin to deliver from the same pick-up points to construction sites located in the area on and west of U.S. Highway Route 219. It is expected that the applicant's service would be used at least one time each week.

Daniel Eakin, plant manager of Sylvania Wood Preserving Division, a division of West Elizabeth Lumber Co., Inc., set forth in his verified statement that the applicant would be used to transport up to 12 truckloads of treated lumber each day. During slower periods when the construction industry is not busy, there is a drop-off in volume, but, at a minimum Elgin would be needed to transport two to three truckloads each week. Almost all business is truckload quantities,

although some multiple pickups and stop-offs will be required. Flatbed trailers will be used or needed to transport most of Sylvania's products. Shipments originate in Fombell, Butler County, or at the West Elizabeth plant in Allegheny County. Additional shipments may originate at secondary points such as lumber centers at West Elizabeth or Callery in Butler County. Shipments are made to such points as Erie, Meadville, Franklin, Titusville, Warren, DuBois, Strattonville, Jamestown, Mercer, Ellwood City and Atlasburg. To the extent that the applicant now serves West Elizabeth Lumber as a contract carrier, service has proven to be excellent and is more than adequate in terms of scheduling flexibility, dependability and reliability.

David S. Betting, Betting Lumber, Johnstown, Cambria County, set forth in his verified statement that he has been brokering lumber for 10 years and, for the last four years, has been owner of Betting Lumber Company. Generally, his business consists of finding buyers for hardwood lumber and negotiating the transaction between them and producers of the lumber. He requires the transportation of lumber primarily from mills in Indiana, Cambria, Somerset and Clearfield Counties to such destinations located in Snyder, Cambria, Allegheny, Somerset, Juniata and Butler Counties. It is expected Elgin would be used from once a week during the slow season to as many as three or more times a week in the busier seasons.

Norman R. Miller, treasurer of Musser Forests, Inc., set forth in his verified statement that the general business of the company consists of growing trees for resale, either as live trees to nurseries for planting and landscaping or as cut trees to retail outlets for decorative purposes during the Christmas season. The business is seasonal with active periods coming in the Spring and Fall and the months before Thanksgiving and Christmas. Musser would require Elgin Trucking to provide transportation service to move its live and cut trees from its facility to customer sales outlets. Elgin is used to transport commodities in interstate commerce. Intrastate shipments will originate in Indiana County for transportation to such points as Pittsburgh, Erie, Uniontown, Clarion, Meadville, Grove City, New Castle, Washington and St. Marys. Although Musser currently transports many of its shipments with its own trucks, it has found this to be increasingly undesirable.

Andy B. A. Byler, managing partner of Trade City Hardwoods, Punxsutawney, Jefferson County, set forth in his verified statement that the primary business of the supporting shipper consists of buying tracts of timber, cutting the logs, and then either transporting the logs to its stationary mill located in Punxsutawney and Covode or taking its portable mill to the site near the tract for the milling of lumber. Trade City would require Elgin Trucking to provide transportation service of finished lumber products from its mills to its sales outlets. It ships from six to as many as 10 loads each week. Trade City will require the services of flatbed or lowboy trailers. Shipments do generally move in truckload quantities. Material shipments originate in Jefferson County at its facilities in Punxsutawney and Covode as well as

from its portable mills which are normally in use in Elk or Indiana Counties. Customer sales outlets occur at such locations as Titusville, Greenville and Sandy Lake.

Richard J. Turk, general manager of Scott's Garden Center, Churchill Borough, Allegheny County, set forth in his verified statement that Scott's Garden Center sells garden and landscaping products on a retail basis. Scott's requires the applicant's proposed service to provide the inbound transportation of garden and landscaping products. It would request Elgin to transport peatmoss, mushroom manure and woodchip bark mulch.

Silvio Corte, owner of Corte Masonry Supply, White Township, Indiana County, set forth in his verified statement that the company sells various brick, stone, cement and other related materials necessary in construction of homes, sidewalks, walls and other permanent structures. Corte would require Elgin to make pickups of materials on short notice to maintain its inventories. It would use the applicant to transport packaged cement, brick, cut sandstone, and other building materials from suppliers to its facilities in Indiana County. These materials come from suppliers located in the counties of Allegheny, Berks, Clearfield, Lycoming, York, and Bedford. Corte has used the services of the applicant on an interstate basis and has found that service to be very reliable and dependable. It supports the applicant for common carrier authority in Pennsylvania.

Boyd E. Cressley, owner of C & C wood Products, North Mahoning Township, Jefferson County, set forth in his verified statement that the company is engaged in cutting and transporting logs to its mill in Punxsutawney where it manufactures milled lumber for delivery to customers. The applicant has equipment which can be used to transport finished lumber products from its mill to customers in Pennsylvania. The applicant has been used on an interstate basis and that service has been found to be very satisfactory. The shipments originating in Jefferson County are destined to such points as Breezewood, Kane, Union City, York, Brookville and Millville. C & C desires the availability of an experienced carrier of lumber products.

DISCUSSION AND FINDINGS

The applicant, by the instant application, seeks to convert from contract carriage to common carriage. He now holds a permit to serve one shipper in the western part of Pennsylvania transporting commodities similar to those proposed by the common carrier application. We have no difficulty in finding the applicant to possess the necessary fitness to provide common carrier service. He has the necessary equipment, experience and financial capacity to initiate the proposed common carrier service, as amended.

In support of the common carrier authority, the applicant has presented seven shippers which are representative of the territory involved as well as the commodities to be transported. The shippers deal in lumber products, cut trees, landscaping materials and building products. They require the transportation of these materials between points in Pennsylvania which are west of Highway Route 219 and from points in that territory to points in Pennsylvania and vice versa.

It is our determination that the applicant has established that approval of the application as a common carrier is necessary for the accommodation and convenience of the public. Upon approval of this application for common carrier authority, the contract carrier authority now held by the applicant will be cancelled. It is necessary to note at this time that the authority to issue will be modified to read "service between points in that part of Pennsylvania lying on and west of U.S. Highway Route 219 and from points in that territory to points in Pennsylvania, and vice versa; subject to the conditions as the application was amended. The use of this language will clarify the operating authority so that there will be doubt that the applicant can provide service between points west of U.S. Highway Route 219.

We find:

1. The applicant has the necessary experience, equipment and fitness to provide common carrier service as the application has been amended.
2. The support of seven shippers is representative of the territory and commodities involved in the application proceeding, as it has been amended.
3. Approval of the application, as amended, is necessary for the accommodation and convenience to the public.
4. Upon compliance with the provisions of this order granting common carrier authority, the contract carrier authority held by the applicant at A-00106033, Folder 1 will be cancelled; THEREFORE,

IT IS ORDERED: That the application, as amended, be and is hereby approved granting the following common carrier right which is in lieu of the contract carrier authority at A-00106033, F. 1:

To transport, as a Class D carrier, lumber, lumber products, landscaping materials, christmas trees and building supplies, between points in Pennsylvania on and west of U.S. Highway Route 219, and from points in the said territory to points in Pennsylvania, and vice versa;

subject to the following conditions:

That no right, power or privilege is granted to transport building supplies in bulk.

That no right, power or privilege is granted to transport any shipment weighing less than 10,000 pounds, a shipment here being defined as a quantity of freight moving on one vehicle from one consignor to one consignee;

That no right, power or privilege is granted to provide transportation to or from the facilities of General Electric Corp., Zurn Industries, Cope-Vulcan, Erie Crate Company and Insulboard Company, all in Erie County;

That no right, power or privilege is granted to transport property to or from the facilities of Georgia-Pacific Corp., Owens Corning Fiberglass, Avtex Fibres, Inc., Jones and Hunt, Inc., C. H. Masland & Sons Company, Carlisle Tire and Rubber Company, Carlisle Syntec Systems, and Cerro Metal Products.

That no right, power or privilege is granted to transport lumber and lumber products to or from the city of Lock Haven and points within an airline distance of 35 statute miles of the limits of said city, except to the facilities of M. L. Clasters & Son, Inc.;

That no right, power or privilege is granted to provide transportation from points in the county of Somerset to points within an airline distance of 50 statute miles of the limits of said county, and vice versa, except from the borough of Zelienople, Butler County.

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 the requirements of the Public Utility Law and the rules and regulations of the Commission relating to the filing and acceptance of a tariff establishing just and reasonable rates, a certificate shall issue evidencing the Commission's approval to operate as above-determined.

IT IS FURTHER ORDERED: That upon compliance with the requirements hereinbefore set forth, the contract carrier permit issued to the applicant at A-00106033, Folder 1, be and is hereby cancelled by supplemental order.

IT IS FURTHER ORDERED: That in the event the 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.

BY THE COMMISSION,

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

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: June 25, 1987

ORDER ENTERED: JUL 0 1 1987

RE: CENTRAL CONTROL
DELIVERY, INC.

Docket No. A-00108543

APPENDIX C

Proposed Restrictive Amendment

Protestants know of no restrictive amendments that would satisfy their interests in this proceeding.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

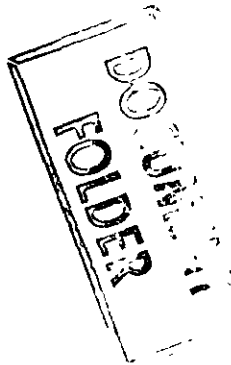


RECEIPT

The addressee named hereunder has paid Pennsylvania Public Utility Commission for the following bill, subject to final collection of check or money order tendered for such payment.

David M. O'Boyle
1450 Two Chatham Center
Pittsburgh, PA 15219

Date March 3, 1989



CR 131694 A

In re application of Central Control Delivery, Inc.
A-00108543.....\$125.00



Revenue account 001780-017601-102 (ck)
ck 3141 checks _____ Currency _____
Utility account 50.26

C. Joseph Meisinger
For Department of Revenue

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED

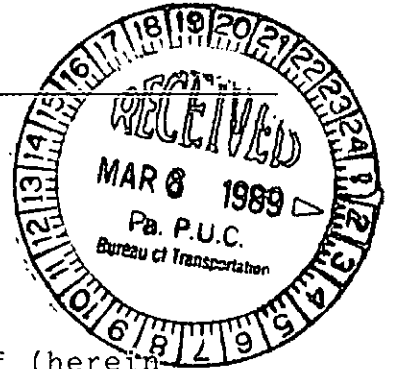
MAR 3 1989

SECRETARYS OFFICE
Public Utility Commission

DOCKET NO. A-00108543

CENTRAL CONTROL DELIVERY, INC.

PROTEST AND REQUEST
FOR ORAL HEARING



The motor carriers shown on Appendix A hereof (herein called protestants) protest the above application and request that the application be assigned for oral hearing and in support thereof respectfully represent as follows:

1. By this application, notice of which has been published in the Pennsylvania Bulletin, applicant seeks authority as set forth in Appendix A.

2. Protestants hold authority from this Commission at the docket numbers shown in Appendix A and the relevant portions of the authority are attached to the protest. Unless otherwise indicated in Appendix A, protestants will withdraw the protest only in the event an amendment is made which will totally eliminate the conflict between the authority sought by the application and the authority presently held by protestants.

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
MAR 07 1989
ENTRY No.

3. Approval of this application is neither necessary nor proper for the service, accommodation, safety or convenience of the public since (a) protestants presently hold authority to provide service in the area affected by the application, (b) protestants and other existing carriers are providing adequate service to the shipping public in the areas involved in the application, (c) there is no need for the service proposed by applicant and approval of the application will result in the diversion from existing carriers of tonnage and revenue necessary to sustain their existing operations, and (d) 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.

4. Protestants request that the application be set for oral hearing and that applicant be required to prove by competent evidence the elements of proof required by statute. If an oral hearing is held, protestants will appear and present evidence of protestants' own operations and particular interests unless this application is amended so as to eliminate those interests as set forth in this protest.


WHEREFORE, protestants request that the granting of the application be withheld; the proceeding be assigned for oral hearing with leave to protestants to participate fully therein;

and applicant be required to make available at the hearing competent witnesses for examination on all material and relevant facts bearing on the application.

Respectfully submitted,

PITT-OHIO EXPRESS, INC.
HAMMEL'S EXPRESS, INC.
NICKLAUS FREIGHT LINES, INC.
BROCIOUS TRUCKING, INC.
PROFESSIONAL COURIER INTERNATIONAL,
t/d/b/a PROFESSIONAL DELIVERY
& COURIER
ED CHADDERTON TRUCKING, INC.
PERFETTI TRUCKING, INC.
ALLEGHENY PLANT SERVICES, INC.
JOHN F. SCOTT COMPANY
BULK TRANSPORTATION SERVICES, INC.
DART TRUCKING COMPANY, INC.
BRUCE TRENT TRUCKING, INC.
C. D. AMBROSIA TRUCKING CO.
WAYNE W. FRIEDLINE
WILLIAM J. BROWN TRUCKING, INC.
SOUTH HILLS MOVERS, INC.
McNAUGHTON BROS., INC.
CAMPBELL TRANSFER & STORAGE
COMPANY, INC.
WELESKI TRANSFER, INC.
CENTURY III SERVICES, INC.
FIFE MOVING & STORAGE CO.
BEST MOVING & STORAGE CO.
SOUTHWAY, INC.

By:



William J. Lavelle
Attorney for Protestants

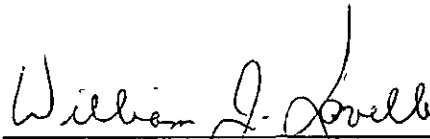
VUONO, LAVELLE & GRAY
2310 Grant Building
Pittsburgh, PA 15219
(412) 471-1800
Of Counsel

Dated: March 3, 1989

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the above protest and request for oral hearing upon applicant or upon applicant's attorney or representative as shown in the Pennsylvania Bulletin notice.

Dated at Pittsburgh, Pa. this 3rd day of March, 1989.



William J. Lavelle

Re: Central Control Delivery, Inc.
Docket No. A-00108543

APPENDIX A

SCOPE OF AUTHORITY SOUGHT:

By application published in the Pennsylvania Bulletin on February 11, 1989, applicant seeks authority to operate as a common carrier, transporting:

Property (except household goods and commodities which because of size or weight require special equipment), between point sin that part of Pennsylvania in and wst of the counties of McKean, Elk, Clearfield, Blair and Bedford, subject to the following conditions: that service is restricted to the transportation of shipments which are picked up and delivered on the same calendar day and the times of pickup and delivery must be noted on the carrier's delivery receipt; that services is restricted to the transportation of shipments which weigh in excess of 1,000 pounds; and that service is restricted to providing exclusive use of a vehicle so that a vehicle can be used to haul the freight of only one consignor moving from one origin to one destination.

INTEREST OF PROTESTANTS

1. Pitt-Ohio Express, Inc., 26th and A.V.R.R., Pittsburgh, PA 15222 (412-281-9883) holds operating authority at Docket No. A-00102471. All of its authority is pertinent in whole or in part with the exception of the lead certificate, paragraphs 1 and 2 of Folder 1, Am-J, Folder 1, Am-M, Folder 1, Am-N, Folder 1, Am-O, Folder 1, Am-T, Folder 1, Am-V, Folder 1, Am-X, Folder 1, Am-Y and Folder 1, Am-AC.

2. Hammel's Express, Inc., 26th & A.V.R.R., Pittsburgh, PA 15222 (412-281-9883) holds authority at Docket No. A-00088995.

All of its authority is pertinent with the exception of the authority at Folder 2, Am-F.

3. Nicklaus Freight Lines, Inc., 840 Osage Road, Pittsburgh, PA 15243 (412-281-9883) holds operating authority at Docket No. A-00106901. All of its authority is pertinent with the exception of paragraphs 5, 6, 68, 104 and 107.

4. Brocious Trucking, Inc., P. O. Box 261, Brockway, PA 15824 (814-265-1765) holds authority at Docket No. A-00088072. All of its authority is pertinent to this proceeding.

5. Professional Courier International, Inc. t/d/b/a Professional Delivery & Courier, 1970 Scranton Road, Cleveland, OH 44113 (216-566-0058) holds operating authority at Docket No. A-00106638. All of its authority is pertinent in whole or in part.

6. Ed Chadderton Trucking, Inc., P. O. Box 687, Sharon, PA 16146 (412-981-5050) holds authority at Docket No. A-00037772. All of its authority is pertinent with the exception of paragraph 39 and paragraph 1 of Folder 1, Am-A.

7. Perfetti Trucking, Inc., R. D. #4, Box 265C, Blairsville, PA 15717 (412-442-6946) holds authority at Docket No. A-00108024. All of its authority is pertinent in whole or in part.

8. Allegheny Plant Services, Inc., 356 Route 51, Large, PA 15025 (412-461-8900) holds operating authority at Docket No. A-00095745. All of its authority is pertinent in whole or in part.

9. John F. Scott Company, 404 Washington Avenue, Dravosburg, PA 15034 (412-462-1704) holds operating authority at Docket No. A-00040021. All of its authority is pertinent with the exception of Folder 4 and Folder 5, Am-A.

10. Bulk Transportation Services, Inc., R. D. #1, Box 88A, Mineral Point, PA 15942 (814-322-1548) holds authority at Docket No. A-00101351. All of its authority is pertinent in whole or in part.

11. Dart Trucking Company, Inc., 61 Railroad Street, Canfield, OH 44406 (216-533-9841) holds authority at Docket No. A-00101191. All of its authority is pertinent with the exception of paragraph 6 of Folder 2.

12. Bruce Trent Trucking, Inc. (successor to Bruce W. Trent), R. D. #1, Friedans, PA 15541 (814-445-7013) holds authority at Docket No. A-00108190. All of its authority is pertinent in whole or in part with the exception of paragraph 8.

13. C. D. Ambrosia Trucking Co., R. D. #1, Edinburg, PA 16116 (412-654-5538) holds authority at Docket No. A-00084656. All of its authority is pertinent.

14. Wayne W. Friedline, R. D. #5, Box 41, Somerset, PA 15501 (814-445-9659) holds authority at Docket No. A-00092702. All of its authority is pertinent.

15. William J. Brown Trucking, Inc., R. D. #2, Valencia, PA 16059 (412-898-3175) holds authority at Docket No. A-00096429. All of its authority is pertinent.

16. South Hills Movers, Inc., 3132 Industrial Boulevard, Bethel Park, PA 15102 (412-561-8200) holds authority at Docket No. A-00099073. Its pertinent authority is set forth in its Folder 2, Am-B certificate.

17. McNaughton Bros., Inc., 1590 Route 119 South, P. O. Box 57, Indiana, PA 15701 (412-463-3571) holds authority at Docket No. A-00082096. Its pertinent authority is set forth in paragraphs 3, 5 and 6 of Folder 2, paragraph 1 of Folder 2, Am-B, Folder 2, Am-C, Folder 2, Am-I, paragraphs 1, 5, 6, 7, 8 and 9 of Folder 2, Am-J and Folder 2, Am-N.

18. Campbell Transfer & Storage Company, Inc., 309 Ninth Street, Monaca, PA 15061 (412-775-0339) holds authority at Docket No. A-00099334. Its pertinent authority is set forth in Folder 1, Am-B.

19. Weleski Transfer, Inc., 140 W. Fourth Avenue, Tarentum, PA 15084 (412-361-3125) holds authority at Docket No. A-00096502. Its pertinent authority is set forth in paragraphs 1, 3, 7, 11 and 12 of the lead certificate, Folder 1, Am-B, and Folder 1, Am-D.

20. Century III Services, Inc., 301 Wide Drive, McKeesport, PA 15135 (412-672-0500) holds authority at Docket No. A-00106464. Its pertinent authority is set forth in paragraphs 1, 2, 4, 6 and 8 of the lead certificate, Folder 1, Am-A and Folder 2.

21. Fife Moving & Storage Co., 665 West Pike Street, Meadowlands, PA 15347 (412-341-5902) holds authority at Docket

No. A-00094528. Its pertinent authority is set forth in paragraphs 1, 2, 3 and 4 of the lead certificate, Folder 1, Am-A and Folder 1, Am-B.

22. Best Moving & Storage Co., West Pike Street, Meadowlands, PA 15347 (412-341-5902) holds authority at Docket No. A-00107776. Its pertinent authority is set forth in paragraph 5 of the lead certificate.

23. Southway, Inc., 3132 Industrial Boulevard, Bethel Park, PA 15102 (412-561-8200) holds operating authority at Docket No. A-00107960. All of its authority is pertinent.

PITT-OHIO EXPRESS, INC.
OPERATING AUTHORITY
DOCKET NO. A-102471

LEAD CERTIFICATE

To transport, as a Class D carrier, such commodities as are dealt in by retail shoe stores, from the distribution facility of Kinney Service Corp., in the township of Hampden, Cumberland County, to points in the counties of Allegheny, Beaver, Butler, Lawrence, Armstrong, Westmoreland, Fayette and Washington.

FOLDER 1, AM-A

To transport, as a Class D carrier, property, from the facilities of USCO Distribution Services, Inc., located in the borough of McKees Rocks, Allegheny County, to points in Pennsylvania, and vice versa;

subject to the following conditions:

1. That no right, power or privilege is granted to transport commodities in bulk.
2. That no right, power or privilege is granted to transport household goods in use.

FOLDER 1, AM-B

To transport, as a Class D carrier, property between points in the counties of Allegheny, Armstrong, Beaver, Butler, Clarion, Crawford, Erie, Fayette, Greene, Indiana, Lawrence, Mercer, Venango, Washington and Westmoreland;

subject to the following conditions:

1. That no right, power or privilege is granted to transport commodities in bulk.
2. That no right, power or privilege is granted to transport household goods and office furniture in use.
3. That no right, power or privilege is granted to transport commodities which because of their size or weight require special handling or the use of special equipment.
4. That no right, power or privilege is granted to transport iron and steel and iron and steel articles and refractories in single shipments weighing more than 24,000 pounds.

5. That no right, power or privilege is granted to transport iron and steel and iron and steel articles and refractories in single shipments weighing more than 10,000 pounds to, from or between points in Beaver County.
6. That no right, power or privilege is granted to transport money, bullion, securities and other valuables, including checks in process and proof work.
7. That no right, power or privilege is granted to provide service from points in Allegheny County to points in the counties of Armstrong, Butler, Clarion, Greene and Indiana and vice versa.

FOLDER 1, AM-C

To transport, as a Class D carrier, property for H. J. Heinz Company, U.S.A., between points in Pennsylvania;

subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk.

FOLDER 1, AM-D

To transport, as a Class D carrier, property, for Union Carbide Corporation, from the Pennsylvania terminal facilities of Pitt-Ohio Express, Inc., to points in Pennsylvania, and vice versa;

subject to the following conditions:

1. The above transportation is limited to shipments having a prior or subsequent movement in private carriage.
2. That no right, power or privilege is granted to transport property in bulk.
3. That no right, power or privilege is granted to transport household goods.

FOLDER 1, AM-F

To transport, as a Class D carrier, property, except commodities in bulk and household goods and office furniture in use, for G. C. Murphy Company between points in Pennsylvania.

FOLDER 1, AM-H

To transport, as a Class D carrier, property for Sherwin-Davis, Inc., from its facilities in the county of Allegheny, to points in Pennsylvania, and vice versa.

subject to the following conditions:

1. That no right, power or privilege is granted to transport commodities in bulk.
2. That no right, power or privilege is granted to transport household goods and office furniture, in use.

FOLDER 1, AM-I

To transport, as a Class D carrier, property, from points in the county of Allegheny to other points in Pennsylvania beyond the county of Allegheny, and vice versa.

subject to the following conditions:

1. That no right, power or privilege is granted to transport household goods in use.
2. That no right, power or privilege is granted to transport commodities in bulk.
3. That no right, power or privilege is granted to transport shipments of iron or steel and iron or steel articles weighing in excess of ten thousand (10,000) pounds.
4. That no right, power or privilege is granted to transport commodities which, because of size or weight, require the use of special equipment or special handling.
5. That no right, power or privilege is granted to transport property for Hershey Foods Corp. and its subsidiaries, H. B. Reese, Co., San Giorgio Macaroni, Inc., and Y & S Candies, Inc., from the township of Derry, Dauphin County, the city of Lebanon and the township of North Cornwall, Lebanon County, and the township of East Hempfield, Lancaster County, to points in Pennsylvania, and vice versa.
6. That no right, power or privilege is granted to transport property from points in Allegheny County to points within an airline distance of twenty-five (25) miles of the City-County Building in the city of Pittsburgh, and vice versa.

7. That no right, power or privilege is granted to transport property from points in the county of Allegheny to points in the counties of Indiana, Clearfield, Cambria, Blair, Huntingdon, Somerset, Bedford, Lebanon, Berks, Lancaster, Beaver, Crawford, Erie, Fayette, Lawrence, Mercer, Venango, Washington and Westmoreland, and vice versa.
8. That no right, power or privilege is granted to transport limestone and limestone products for J. E. Baker Company, from its plant in the township of West Manchester, York County, and for the Thomasville Stone and Lime Company, from its plant in the township of Jackson, York County.
9. That no right, power or privilege is granted to transport property, from the facilities of American Home Foods Division of American Home Products Corp. located in the township of Turbot and the borough of Milton, Northumberland County, to points in Pennsylvania, and vice versa.
10. That no right, power or privilege is granted to transport motion picture films and accessories, dry ice, newspapers, magazines, and meat, meat products, meat by-products, dairy products, articles distributed by meat packing houses and such commodities as are used by meat packers in the conduct of their business.
11. That no right, power or privilege is granted to transport frozen and perishable foods, fresh fruits and vegetables, perishable non-food commodities in temperature controlled vehicles, from points in Allegheny County to points within 150 miles of the limits of Allegheny County.
12. That no right, power or privilege is granted to provide service (a) to or from the facilities of Dauphin Distribution Services Company in Cumberland County and Exhibitors Service Company in Allegheny County; (b) for Specialty Ladyfingers, Inc. to or from Perry County; (c) for Standard Brands, Inc., Armour and Company, Swift and Company, The Best Foods, Inc., Fairmont Creamery Company, Grennan Bakery Company, Seven Baker Brothers Company, and Highway Express Lines, Inc.; (d) for the Commonwealth of Pennsylvania to or from the Rockview Penitentiary in the County of Centre; (e) for Sears, Roebuck & Company and Montgomery Ward and Company in connection with the transportation of catalogs from the City of Pittsburgh.

FOLDER 1, AM-J

1. To transport, as a Class D carrier, property from points in that part of Pennsylvania on and west of U.S. Highway Route 219 (except points in Allegheny County) to points in that part of Pennsylvania on and east of U.S. Highway Route 15, and vice versa; with the right to interchange property with Class A, Class B and Class D carriers so authorized;

2. To transport, as a Class D carrier, property from points in Allegheny County to points in the counties of Lebanon, Berks and Lancaster, and vice versa; with the right to interchange property with Class A, Class B and Class D carriers so authorized;

With rights number 1 and 2 subject to the following conditions:

A. That no right, power or privilege is granted to transport household goods and office furniture in use, property in bulk, property which because of size or weight requires the use of special equipment, or commodities in vehicles equipped with mechanical refrigeration;

B. That no right, power or privilege is granted to transport (a) property to or from points in the boroughs of Exeter and West Pittston and the city of Wilkes-Barre, Luzerne County, (b) property to or from the facilities of American Home Foods Division of American Home Products Corporation located in the township of Turbot and the borough of Milton, Northumberland County, (c) such merchandise, as is dealt in by wholesale, retail and chain grocery and food business houses to or from points in York County, and (d) limestone, limestone products or fertilizer from points in York County;

3. To transport, as a Class D carrier, glassware, from the borough of South Connellsville, Fayette County, to points within one hundred fifty (150) miles of the limits of the said borough, with the right to return damaged, refused or rejected merchandise.

With right number 3 subject to the following conditions:

A. That no right, power or privilege is granted to transport glassware from the borough of South Connellsville, Fayette County, to the borough of Latrobe, Westmoreland County, or to the villages of Schenley and Aladdin, Armstrong County.

B. That no right, power or privilege is granted to transport glassware from the borough of South Connellsville, Fayette County, to points in Pennsylvania east of U.S. Highway Route 219, except to the city of Altoona, Blair County.

FOLDER 1, AM-K

To transport, as a Class D carrier, property (except commodities in bulk, and household goods and office furniture in use) for E. I. Dupont de Nemours and Company, from points in the county of Allegheny, to points in the counties of Bedford, Blair, Cambria, Clearfield, Huntingdon, Indiana and Somerset.

FOLDER 1, AM-L

To transport, as a Class D carrier, property (except commodities in bulk and household goods and office furniture in use) for Midland-Ross Corporation, from points in the county of Allegheny to points in the counties of Indiana, Clearfield, Cambria, Blair, Huntingdon, Somerset and Bedford, and vice versa.

FOLDER 1, AM-M

To transport, as a Class D carrier, wearing apparel and related accessories, for Crystal Brands, Inc. (Women's Apparel Group) from its facilities located in the township of Aston, Delaware County, to points in Pennsylvania, and vice versa

Subject to the following conditions:

1. That no right, power or privilege is granted to transport property to or from points in the counties of Bradford, Columbia, Lackawanna and Luzerne.
2. That no right, power or privilege is granted to transport property between cutting, sewing, assembling and manufacturing plants.

FOLDER 1, AM-N

To transport, as a Class D carrier, such commodities as are dealt in by retail shoe stores, for Kinney Service Corp., from the distribution facilities of Kinney Service Corp. located in the township of Hampden, Cumberland County, to points in the counties of Blair, Clarion, Clearfield and Indiana, and vice versa.

To transport, as a Class D carrier, such commodities as are dealt in by retail shoe stores, for Kinney Service Corp., from points in the counties of Allegheny, Beaver, Butler, Lawrence, Armstrong, Westmoreland, Fayette and Washington, to the distribution facilities of Kinney Service Corp. located in the township of Hampden, Cumberland County.

FOLDER 1, AM-O

To transport, as a Class D carrier, property for Atlantic-Pacific Automotive Company located on the boundaries of the borough of Mechanicsburg and the township of Silver Spring, Cumberland County, to points in Pennsylvania, and vice versa.

Subject to the following condition:

That no right, power or privilege is granted to transport property to or from points in the counties of Bradford, Columbia, Lackawanna and Luzerne.

FOLDER 1, AM-Q

To transport, as a Class D carrier, property, for McCreary Tire & Rubber Co., from its facilities located in the borough of Indiana, Indiana County, to points in Pennsylvania, and vice versa.

To transport, as a Class D carrier, property, for Pittsburgh Corning Corporation, from its facilities located in the borough of Port Allegheny, McKean County, to points in Pennsylvania, and vice versa.

With both of the above rights subject to the following conditions:

1. That no right, power or privilege is granted to transport household goods in use.
2. That no right, power or privilege is granted to transport commodities in bulk.

FOLDER 1, AM-R

To transport, as a Class D carrier, property for Triangle Auto Spring Company from its facilities located in the city of DuBois, Clearfield County, to points in Pennsylvania, and vice versa.

Subject to the following conditions:

1. That no right, power or privilege is granted to transport commodities in bulk, or household goods and office furniture, in use.
2. That no right, power or privilege is granted to transport property from the facilities of Bethlehem Steel Corporation located in Cambria County to the facilities of Triangle Auto Spring Company located in the city of DuBois, Clearfield County.

FOLDER 1, AM-S

To transport, as a Class D carrier, property, for Kaufmann's, from its facilities located in the city of Pittsburgh, Allegheny County, to points in Pennsylvania, and vice versa.

Subject to the following conditions:

1. That no right, power or privilege is granted to transport household goods in use.
2. That no right, power or privilege is granted to transport commodities in bulk.

FOLDER 1, AM-T

To transport, as a Class D carrier, property, for Glidden Coatings & Resins, Division of SCM Corporation from its facilities located in the city of Reading, Berks County, to points in Pennsylvania, and vice versa.

Subject to the following conditions:

1. That no right, power or privilege is granted to transport household goods and office furniture in use.
2. That no right, power or privilege is granted to transport commodities in bulk.

FOLDER 1, AM-V

To transport, as a Class D carrier, property, for S.L. Abrasives, Inc., from its facilities in the township of North Middleton, Cumberland County and the borough of Parkesburg, Chester County, to points in Pennsylvania, and vice versa;

Subject to the following conditions:

1. That no right, power or privilege is granted to transport household goods and office furniture in use.
2. That no right, power or privilege is granted to transport commodities in bulk.

FOLDER 1, AM-W

To transport, as a Class D carrier, property for McGraw-Edison Power Systems, from its facilities in the borough of Canonsburg, Washington County, the township of Upper Macungie, Lehigh County, and the borough of East Stroudsburg, Monroe County, to points in Pennsylvania, and vice versa;

Subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk and household goods and office furniture in use.

FOLDER 1, AM-X

To transport, as a Class D carrier, property for Mitchell Sports U.S.A., Inc., from its facilities in the city of Harrisburg, Dauphin County, to points in Pennsylvania, and vice versa.

Subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk and household goods and office furniture in use.

FOLDER 1, AM-Y

To transport, as a Class D carrier, property for The Glidden Company, from its facilities in the city of Reading, Berks County, to points in Pennsylvania, and vice versa;

Subject to the following conditions:

That no right, power or privilege is granted to transport commodities in bulk and household goods and office furniture in use.

FOLDER 1, Am-Z

To transport, as a Class D carrier, property for McConway & Torley Corp., from its facilities in the city of Pittsburgh, Allegheny County and the borough of Kutztown, Berks County, to points in Pennsylvania, and vice versa;

Subject to the following conditions:

That no right, power or privilege is granted to transport commodities in bulk, and household goods and office furniture in use.

That no right, power or privilege is granted to transport shipments on flatbed trailers, except (a) from the borough of St. Mary's and the township of Bensinger, Elk County; (b) from points in the townships of Bensalem, Bristol, Lower Southampton, Middletown, Upper Southampton and Warminster, and the boroughs of Bristol, Hulmeville, Ivyland, Langhorne, Langhorne Manor, Morrisville, Pennel and Tullytown, all in Bucks County; (c) refractories, refractory products or materials, equipment and supplies used in the manufacture and installation of refractories and refractory products to or from the city of Pittsburgh, Allegheny County; (d) property from or to the Pennsylvania facilities of Reynolds Manufacturing Company; Amsat Corporation, MonCo Products, Inc.; Freeport Brick Company; Associated Ceramics and Freeport Brick Company; Associated Ceramics and Technology; Solar Refractories; Dlubak Studios, Inc.; Hussey Metal Division, Copper Range Company; A. P. Green Refractories Company; Jones and Laughlin Steel Corporation; Bethlehem Steel Corporation; H. H. Robertson Company; Amax, Inc., Climax Molybdenum Corp.; Molycorp, Inc.; General Electric Corporation; Sperry-New Holland Division of Rand Corp; Zurn Industry Corp.; Copes Vulcan Company; Thalheimer Bros., Inc.; and Owens Corning Fiberglass Corporation; (e) property having a prior or subsequent movement by water from points in Allegheny County; and (f) property from or to points in the counties of Adams, Cambria, Cumberland, Dauphin, Franklin, Lancaster, Lebanon and Somerset.

FOLDER 1, AM-AC

To transport, as a Class D carrier, property, for Thomas Industries, Inc., from its facilities located in the borough of Middletown, Dauphin County, to points in Pennsylvania, and vice versa;

Subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk or household goods and office furniture, in use.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held July 22, 1983

Commissioners Present:

Linda C. Taliaferro, Chairman
Michael Johnson
James H. Cawley

Application of Hammel's Express, Inc.,
for approval of the transfer to it of
all of the operating rights held by
Capp Express, Inc., at A-00098310.

A-00088995
F. 4

O R D E R

BY THE COMMISSION:

By application docketed March 29, 1983, Hammel's Express, Inc., a corporation of the Commonwealth of Pennsylvania, seeks approval of the transfer to it of all the rights granted to Capp Express, Inc., a corporation of the Commonwealth of Pennsylvania, under the certificate issued at A-00098310.

We find the applicant to be fit to be granted the operating authority sought herein and that approval of the application is necessary and proper for the continuation of service to the public; THEREFORE,

IT IS ORDERED: That the application for the transfer of rights held by Capp Express, Inc., at A-00098310 be approved and that a certificate be issued to the applicant granting the following rights:

1. To transport, as a Class D carrier, carbo-oxygen gas and containers from Coraopolis, Allegheny County, to Washington, Washington County, and from the city of Pittsburgh, Allegheny County, to the cities of Butler, Butler County, Erie, Erie County, and Johnstown, Cambria County.
2. To transport, as a Class D carrier, meat from the city of Pittsburgh, Allegheny County, to points in the said county and to the borough of Indiana, Indiana County, the cities of Johnstown, Cambria County, Oil City, Venango County, and Beaver Falls, Beaver County, in emergency;

with rights No. 1 and 2 above subject to the following condition:

That no right, power or privilege is granted to transport household goods in use.

3. To transport, as a Class A carrier, property between points in the following territory previously served by the West Penn Railways Company, Penn Transit Company, and other carriers having the right to render pickup and delivery service for said companies, via the following routes:

Between the city of Pittsburgh, Allegheny County, and the city of Uniontown, Fayette County, via Liberty Bridge, Liberty Tunnel, and Highway Route 51 to Uniontown, and a route via Highway Route 88 to the borough of Brownsville, Fayette County, thence via Highway Route 40 to Uniontown, excluding intermediate points on said routes, with the right to render through service between Brownsville and Uniontown.

EXTENSIONS:

Between the city of Uniontown, Fayette County, and the borough of Scottdale, Westmoreland County, via Highway Route 119; and between the city of Uniontown, Fayette County, and the borough of Fairchance, Fayette County, via Highway Route 119 and an unnumbered county road; as extensions of the above described certificated routes between the cities of Pittsburgh and Uniontown.

Beginning at the intersection of Highway Route 119 and an unnumbered county road near the borough of Fairchance, Fayette County, thence via Highway Route 119 to the borough of Point Marion, Fayette County.

ALTERNATE ROUTE:

Beginning in the city of Uniontown, Fayette County, thence via Highway Route 26062 through the village of McClellandtown to the village of Edenborn, Fayette County, thence via Highway Route 26089 through the borough of Masontown to the village of Martin, Fayette County, thence by Highway Route 26089 and Highway Route 26029 through the village of Republic, Fayette County, to the intersection of Highway Route 40, thence by Highway Route 40 to either the borough of Brownsville or the city of Uniontown.

SPUR ROUTE:

Between the intersection of Highway Routes 51 and 711 and the city of Connellsville, Fayette County, via Highway Route 711;

with the right to serve the following off-route points which are located within 3 miles on either side of Right No. 3 above described routes:

Scottsdale Zone - Iron Bridge, Everson, North Scottsdale, West Overton, Prittstown, Keifertown, Owensdale, Browntown, Alverton, Donnelly, Hawkeye, Kingview.

Connellsville Zone - Pennsville, Murphy Siding, Moyer, Coalbrook, Whistle Park, Poplar Grove, Davidson, Broadford, Liberty, Vandergrift, Dawson, Dickerson Run, South Connellsville, Trotter, Leisenring No. 1, Graham's Crossing, Leisenring No. 3, Wheeler, Morrell, Dunbar.

Uniontown Zone - Mt. Braddock, Shady Grove, Percy, Youngstown, Bethelboro, Gaddis Crossing, Lemont, Coolspring, Walnut Hill, Keisterville, Upper Middletown, Crossland, Bittner, Leisenring No. 2, Bute, Phillips, Oliver Nos. 1, 2 and 3, Continental Nos. 1, 2 and 3, Leith, Hopwood, Brownfield, Oliphant, Wynn, Kyle, Fairchance, Shamrock, Revere, Footedale Nos. 1 and 2, New Salem, Buffington, Fairbanks, Filbert, Searights, Brownsville Junction.

Brownsville Zone - Republic, Orient, Colonial No. 4, Lynn, Alicia No. 1, Grindstone, Braznell, Bridgeport, South Brownsville, West Brownsville, Allison Nos. 1 and 2, Merrittstown, Tower Hill Nos. 1 and 2, Republic.

Masontown Zone - McClellandtown, Leckrone, Edenborn, Puritan, Gates, Palmer, Ronco, Grays Landing, Donald, Martin;

the above zones in Right No. 3 being subject to the following condition:

That no right, power or privilege is granted to render service from any point in the above-described zones to another point in the same zone, unless either the point of origin or the point of destination of the shipment is a point at which a freight station of the West Penn Railways Company was formerly located.

4. To transport, as a Class D carrier, property from points in the county of Allegheny to points on the aforesaid routes at Right No. 3 to the afore-described off-route points at Right No. 3, and vice versa;

with Right No. 4 above subject to the following conditions:

- a. That no right, power or privilege is granted to transport property from the city of Pittsburgh, Allegheny County, to points in said county, and vice versa, except as presently authorized.

- b. That no right, power or privilege is granted to transport property requiring the use of carryalls, winch trucks or tractors and/or trailers.
 - c. That no right, power or privilege is granted to transport shipments of iron and steel articles exceeding 12,500 pounds in weight moving to and from plants of the United States Steel Corporation, Pittsburgh Steel Company and American Chain and Cable Company, located in Allegheny, Westmoreland and Washington Counties, except as presently authorized.
5. To transport, as a Class D carrier, property from points in the county of Allegheny to the off-route point of the borough of Perryopolis, Fayette County, via Highway Route 51 to the intersection of Legislative Route 26016; thence via Legislative Route 26016 to the borough of Perryopolis, and vice versa;

with right No. 5 above subject to the following condition:

That no right, power or privilege is granted to transport shipments of iron and steel articles exceeding 12,500 pounds in weight moving to and from plants of the United States Steel Corporation, Pittsburgh Steel Company and American Chain and Cable Company, located in Allegheny, Westmoreland and Washington Counties, except as presently authorized.

6. To transport, as a Class A carrier, property between points in the following territory previously served by Pittsburgh Railways Company, via the following routes:

Between the city of Pittsburgh, Allegheny County and the city of Washington, Washington County, via Liberty Bridge, Liberty Tunnel and Highway Route 19.

Between the city of Pittsburgh and the borough of Roscoe, Washington County, via Liberty Bridge, Liberty Tunnel and Highway Route 88.

Between the city of Washington and the city of Monongahela, Washington County, via Highway Route 31, excluding intermediate points.

Between the city of Washington and the borough of Charleroi, Washington County, via Highway Routes 40 and 71, excluding intermediate points.

ALTERNATE ROUTES:

Beginning at the intersection of Highway Routes 19 and 1206 in the county of Washington, thence via Highway Routes 1206 and 519 to the borough of Canonsburg, Washington County, thence via Highway Route 802, or via Highway Routes 519 and 19 to the city of Washington.

Beginning in the city of Monongahela, thence via Highway Route 837 through the borough of Donora, Washington County, to the intersection of Highway Route 88 at the village of Eldora, Washington County.

Beginning in the city of Monongahela, thence via bridge to the village of East Monongahela, Allegheny County, and by Highway Routes 31 and 906 and via the bridge to the borough of Donora or continuing on Highway Route 906 to the city of Monessen, Westmoreland County, thence by toll bridge to the borough of Charleroi.

SPUR ROUTE:

Between the borough of Canonsburg, Washington County and the village of Muse, Washington County, via Highway Route 62045.

also the following off-route points which are located within 3 miles on either side of Right No. 6 above-described routes:

Reflectorville, Smith Station, Oak Station, Fairhaven, Grove Station, Castle Shannon, Mine No. 3, Bethel Church, Brookside, Thompsonville, Van Emman, Morganza, Richfol, Strabane, Houston, Westland, McGovern, McClain, County Home, Arden, Meadowlands, Oak Grove, Tylersdale, Lincoln Hill, Pancake, Manifold, Brightwood, Bethel Road, Kings School, Library, Finleyville, Mingo, Crookham, Riverview, New Eagle, Baird, Black Diamond, Lock Four, Belle Vernon, Vesta, Allenport, Stockdale, and Webster.

7. To transport, as a Class D carrier, property from points in the county of Allegheny to points on the aforesaid routes at Right No. 6 and to the afore-described off-route points at Right No. 6, and vice versa;

with Right No. 7 above subject to the following conditions:

- a. That no right, power or privilege is granted to transport property from the city of Pittsburgh, Allegheny County, to points in said county, and vice versa, except as presently authorized.

- b. That no right, power or privilege is granted to transport property requiring the use of carryalls, winch trucks or tractors and/or trailers.
- c. That no right, power or privilege is granted to transport shipments of iron and steel articles exceeding 12,500 pounds in weight moving to and from plants of the United States Steel Corporation, Pittsburgh Steel Company and American Chain and Cable Company, located in Allegheny, Westmoreland and Washington Counties, except as presently authorized.

~~8. To transport, as a Class D carrier, glassware, from the borough of South Connellsville, Fayette County, to points within one hundred fifty (150) miles of the limits of the said borough, with the right to return damaged, refused or rejected merchandise;~~

with right No. 8 above subject to the following conditions:

- ~~a. That no right, power or privilege is granted to transport glassware from the borough of South Connellsville, Fayette County, to the borough of Latrobe, Westmoreland County, or to the villages of Shenley and Aladdin, Armstrong County.~~
 - ~~b. That no right, power or privilege is granted to transport glassware from the borough of South Connellsville, Fayette County, to points in Pennsylvania east of U.S. Highway Route 219, except to the city of Altoona, Blair County.~~
- 9. To transport, as a Class B carrier, property between points in the city of Pittsburgh, Allegheny County, provided that no right, power or privilege is granted to transport from retail stores to their customers.
 - 10. To transport, as a Class D carrier, property for the General Supply Company, Lang Machinery Company and the Pennsylvania Transformer Company, from their stores and warehouses in the city of Pittsburgh, Allegheny County, to points in the county of Allegheny, and vice versa, provided that transportation of machinery shall not exceed six thousand (6,000) pounds in weight.
 - 11. To transport, as a Class D carrier, property, excluding household goods and office furniture, in use, between points in the city of Pittsburgh, Allegheny County, and within twenty-five (25) miles by the usually traveled highways of the limits of said city;

with Right No. 11 above subject to the following conditions:

- a. That no right, power or privilege is granted to transport property to points on Route 8, the Mount Royal Boulevard or Perry Highway, except building materials delivered to a contractor on the job.
 - b. That no right, power or privilege is granted to transport any property except building materials to Canonsburg and Monongahela.
 - c. That no right, power or privilege is granted to transport property along the line of the West Penn Railways Company to Trafford, Irwin, Manor, Penn and Jeannette in Westmoreland County.
12. To interchange property at the city of Pittsburgh, and the borough of McKees Rocks, Allegheny County, with Class A carriers, Class B carriers and Class D carriers operating over regular routes subject to the provisions of Pa. Code Title 52, Chapter 31, §31.22.
 13. To transport, as a Class D carrier, building construction materials, such as are usually transported in dump trucks, between points not to exceed a distance of twenty-five (25) miles from point of origin to point of destination within twenty-five (25) miles by the usually traveled highways of the limits of the city of Clairton, Allegheny County, excluding transportation in the county of Washington.
 14. To transport, as a Class B carrier, property between points in the city of Clairton, Allegheny County, and within five (5) miles by the usually traveled highways of the limits of the said city.
 15. To transport, as a Class D carrier, property from points in the city of Clairton, Allegheny County, and within five (5) miles by the usually traveled highways of the limits of the said city to points within twenty-five (25) miles by the usually traveled highways of the limits of the said city, and vice versa, including the city of Pittsburgh but excluding transportation of household goods in use and contractors' equipment, machinery and structural and reinforcing steel, and personal property requiring the use of specially built drop frame low-bed trailers, and/or winch trucks, pole trailers and winch tractors.
 16. To transport, as a Class D carrier, iron and steel and iron and steel articles, from the facilities of Jones & Laughlin

Steel Corporation in the borough of Aliquippa, Beaver County, and the city of Pittsburgh, Allegheny County, to points within an airline distance of one hundred and fifty (150) statute miles of the City-County Building in the city of Pittsburgh, Allegheny County;

with right No. 16 above subject to the following conditions:

- a. That no right, power or privilege is granted to transport property to or from the facilities of Wheatland Tube Co., in the borough of Wheatland, Mercer County.
- b. That no right, power or privilege is granted to transport commodities in bulk in dump vehicles.
- c. That no right, power or privilege is granted to transport commodities, which because of size or weight require special handling or the use of special equipment, such as winch trucks or tractors, pole trailers, carryalls or low boy trailers or which require a permit from the Pennsylvania Department of Transportation, except as presently authorized;

with all of the above rights further 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 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, \$65,000, being the amount of the consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under condition 2 above.

4. That the operating authority granted herein, or now held or subsequently granted to the applicant to the extent that it is duplicative shall not be construed as conferring more than one operating right.
5. That the certificate holder shall comply with all of the provisions of the Public Utility Law as now existing or as may hereafter be amended, and Pa. Code Title 52, Chapter 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 Section 1102(3) of Title 66, PA C.S.A.

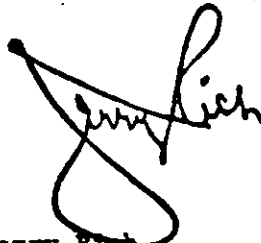
IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it has complied with the requirements of the Pennsylvania Public Utility Law and the rules and regulations of this Commission relative to the filing and acceptance of evidence of insurance and a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That issuance of the certificate be withheld pending receipt of transferor's assessment due for fiscal year 1983-84.

IT IS FURTHER ORDERED: 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.

IT IS FURTHER ORDERED: That upon compliance with this order, the rights granted the transferor Capp Express, Inc., a corporation of the Commonwealth of Pennsylvania, at A-00098310 be cancelled and the record be marked closed.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: July 22, 1983

ORDER ENTERED: JUL 28 1983

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Application of Hammel's Express, Inc., a corporation of the Commonwealth of Pennsylvania, for amendment to its common carrier certificate, which grants the right, inter alia, to transport property for the General Supply Company, Lang Machinery Company and the Pennsylvania Transformer Company, from their stores and warehouses in the city of Pittsburgh, Allegheny County, to points in the county of Allegheny, and vice versa, provided that transportation of machinery shall not exceed six thousand (6,000) pounds in weight: SO AS TO PERMIT the transportation of property, from points in the county of Allegheny (1) to points in the counties of Crawford, Erie, Lawrence, Mercer and Venango, and vice versa, and (2) to those points in the counties of Beaver, Fayette, Washington and Westmoreland located more than twenty-five (25) airline miles from the City-County Building in the city of Pittsburgh, and vice versa; subject to the following conditions: (1) That no right, power, or privilege is granted to transport household goods in use; (2) that no right, power or privilege is granted to transport commodities in bulk; (3) That no right, power or privilege is granted to transport shipments of iron or steel and iron or steel articles weighing in excess of ten thousand (10,000) pounds; (4) That no right, power or privilege is granted to transport commodities which, because of size or weight, require the use of special equipment or special handling; (5) That no right, power or privilege is granted to transport motion picture films and accessories, dry ice, newspapers, magazines,

A-00088995
F.4, Am-A

and meat, meat products, meat by-products, dairy products, articles distributed by meat packing houses and such commodities as are used by meat packers in the conduct of their business; (6) That no right, power or privilege is granted to transport frozen and perishable foods, fresh fruits and vegetables, perishable non-food commodities in temperature controlled vehicles, from points in Allegheny County to points within one hundred-fifty (150) miles of the limits of Allegheny County; and (7) That no right, power or privilege is granted to provide service for Standard Brands, Inc., Armour and Company, Swift and Company, The Best Foods, Inc., Fairmont Creamery Company, Grennan Bakery Company, Seven Baker Brothers Company, Highway Express Lines, Inc. and to or from the facilities of Exhibitors Service Company in Allegheny County, which is to be a transfer or part of the rights authorized under the certificate issued at A-00024261, Folder 23, to Exhibitors Service Company, a corporation of the Commonwealth of Pennsylvania, subject to the same limitations and conditions.

O R D E R

In accordance with the provisions of ACT 294 of 1978 (66 Pa. C.S. §332(h)), the decision of Administrative Law Judge John K. Clements dated February 18, 1986 has become final without further Commission action; THEREFORE,

IT IS ORDERED:

1. That the application of Hammel's Express, Inc., at Docket No. A-00088995, F.4, Am-A, for the transfer of a part of the rights held by Exhibitors Service Company, at Docket No. A-00024261, F. 23, be and is hereby approved and that the certificate issued to Applicant at A. 88995, F.4, as amended, be further amended to include the following rights:

To transport, as a Class D carrier, property, from points in the county of Allegheny (1) to points in the counties of Crawford, Erie, Lawrence, Mercer and Venango, and vice versa, and (2) to those points in the counties of Beaver, Fayette, Washington and Westmoreland located more than twenty-five (25) air-line miles from the City-County Building in the city of Pittsburgh, and vice versa; subject to the following conditions: (1) That no right, power or privilege is granted to transport household goods in use; (2) That no right, power or privilege is granted

to transport commodities in bulk; (3) That no right, power or privilege is granted to transport shipments of iron or steel and iron or steel articles weighing in excess of ten thousand (10,000) pounds; (4) That no right, power or privilege is granted to transport commodities which, because of size or weight, require the use of special equipment or special handling; (5) That no right, power or privilege is granted to transport motion picture films and accessories, dry ice, newspapers, magazines, and meat, meat products, meat by-products, dairy products, articles distributed by meat packing houses and such commodities as are used by meat packers in the conduct of their business; (6) That no right, power or privilege is granted to transport frozen and perishable foods, fresh fruits and vegetables, perishable non-food commodities in temperature controlled vehicles, from points in Allegheny County to points within one hundred-fifty (150) miles of the limits of Allegheny County; and (7) That no right, power or privilege is granted to provide service for Standard Brands, Inc., Armour and Company, Swift and Company, The Best Foods, Inc., Fairmont Creamery Company, Grennan Bakery Company, Seven Baker Brothers Company, Highway Express Lines, Inc. and to or from the facilities of Exhibitors Service Company in Allegheny County.

2. 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 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.

3. 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.

4. That the Applicant charge to Account 1550, Other Intangible Property, \$20,000, being the amount of the consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under paragraph 3 above.

5. That the Applicant shall not operate or engage in any transportation under the above rights until the applicant has 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.

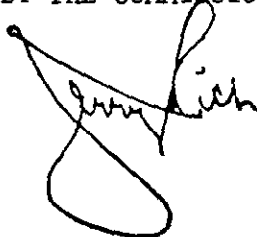
6. That the authority granted herein, to the extent that it duplicates authority now held by or subsequently granted to the carrier, shall not be construed as conferring more than one operating right.

7. 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 this Commission under Section 1103(3) of the Public Utility Code, 66 C.S. §1102(3).

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

9. That upon compliance with this order the rights granted the transferor Exhibitors Service Company, at A-00024261, F. 23, be modified and amended to eliminate therefrom the rights granted herein to the transferee.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Jerry Rich", written over a large, stylized, circular scribble or flourish.

Jerry Rich
Secretary

(SEAL)

ORDER ENTERED: April 17, 1986

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held August 18, 1988

Commissioners Present:

Bill Shane, Chairman
William H. Smith, Vice-Chairman
Linda C. Taliaferro
Joseph Rhodes, Jr.
Frank Fischl

Application of Hammel's Express, Inc.,
a corporation of the Commonwealth of
Pennsylvania, for the transfer of part
of the common carrier rights issued to
Nicklaus Freight Lines, Inc., a Pennsyl-
vania corporation, under the certificate
issued at A-00106901, subject to the same
limitations and conditions.

A-00088995
F. 4
Am-B

William J. Lavelle for Hammel's Express, Inc.
Peter G. Loftus for Seaboard Tank Lines, Inc.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed September 21, 1987. Public notice of the application was given in the Pennsylvania Bulletin of October 24, 1987. A protest filed by Seaboard Tank Lines, Inc., was later withdrawn upon reconsideration. The now unopposed application is certified to the Commission for its decision without oral hearing.

The transferee, Hammel's Express, Inc., operates from a business address of 26th and A.V.R.R., Pittsburgh, Allegheny County. The applicant now holds authority from the Commission with its base of operations in the counties of Allegheny, Beaver, Fayette, Washington and Westmoreland. It also holds authority from the Interstate Commerce Commission. The officers, directors and shareholders of the applicant are Charles L. Hammel, Jr., president, Charles L. Hammel, III, vice president, Kenneth W. Hammel, vice president, and Robert F. Hammel, vice president and secretary. Charles L.

Hammel, III, Robert F. Hammel and Kenneth W. Hammel, each own one-third of the outstanding stock of Pitt-Ohio Express, Inc., certificated at A-00102471.

The subject authority is being purchased for the total consideration of \$3,500.00. No tangible property is involved in the transfer. The full purchase amount of \$3,500.00 will be paid to the seller upon approval of the transfer.

Hammel's Express, Inc., was certificated October 11, 1962. In its 1986 annual report, it reports total assets of \$1,724,071.00 and total liabilities of \$654,323.00. Nicklaus Freight Lines, Inc., was certificated May 12, 1987. Both the transferor and the transferee are maintaining current insurance.

Because the transferor is selling only a part of its operating authority, it is necessary to review the authority being sold and the authority being retained to ensure that no duplicating rights will result. Restrictions are placed on the retained operating authority of the transferor to exclude the transferor from engaging in the same transportation as the transferee by virtue of the retained and the transferred authority.

In this case, Nicklaus Freight Lines, Inc., is retaining 103 of its 111 rights. We determine that the most comprehensive method to ensure no duplication is to exclude the applicant from providing transportation the same as the rights being transferred. The transferor's authority will be conditioned by supplemental order to exclude service authorized by the eight rights being transferred.

The authority to be transferred has been operated by the transferor, therefore, it is presumed that there is a continuing public need, which may be overcome only by evidence to the contrary. In re: Byerly, 440 Pa. 521 (1970); Hostetter v. Pa. P.U.C., 160 Super. Ct. 94 (1947). Since the record is void of any such evidence, this presumption of continuing public need applies in this transfer proceeding.

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 and is hereby approved, and that the certificate issued to the applicant September 23, 1983, as amended, be further amended to include the following rights:

1. To transport, as a Class D carrier, property for the Allegheny Ludlum Steel Corporation between its plants located in the borough of West Leechburg, Westmoreland County, and its plants located in the

borough of Brackenridge, Allegheny County, excluding intermediate points.

2. To transport, as a Class C carrier, property for the Allegheny Ludlum Steel Corporation from the borough of West Leechburg, Westmoreland County, to points within one hundred (100) miles by the usually traveled highways of the limits of said borough.
3. To transport, as a Class C carrier, machinery in shipments not to exceed twenty thousand (20,000) pounds, for the Allegheny Ludlum Steel Corporation, from the borough of Brackenridge, Allegheny County, to the plant of the said corporation in the borough of West Leechburg, Westmoreland County, and in emergencies to points within one hundred (100) miles by the usually traveled highways of the limits of the plant in the borough of Brackenridge, Allegheny County.
4. To transport, as a Class C carrier, property, excluding machinery (except as herein approved), contractors' equipment, structural and reinforcing steel and other property which requires the use of special built drop frame low bed trailers equipped with winches for the Allegheny Ludlum Steel Corporation from the borough of Brackenridge, Allegheny County, to points within one hundred (100) miles by the usually traveled highways of the limits of said plant.
5. To transport, as a Class D carrier, property for A.P. Green Fire Brick Company, from its plant in the borough of Tarentum, Allegheny County, to points in Pennsylvania, and vice versa.
6. To transport, as a Class D carrier, shipments for the American Sheet and Tin Plate Company (now known as United States Steel Corporation) from points in the borough of Vandergrift, Westmoreland County, to points in Pennsylvania within fifty (50) miles by the usually traveled highways of the limits of the said borough, and vice versa.
7. To transport, as a Class D carrier, property for the Allegheny Ludlum Steel Corporation, Leechburg Supply Company and Leechburg Mining Company from points in the borough of Leechburg, Armstrong County, and within an airline distance of ten (10) statute miles of the limits of said borough to

points within an airline distance of one hundred (100) statute miles of the limits of said borough, and vice versa.

8. To transport, as a Class D carrier, property for the United States Steel Corporation and Apollo Industries, Inc., from points in the borough of Leechburg, Armstrong County, and within ten (10) miles by the usually traveled highways of the limits of said borough to points within an airline distance of one hundred (100) statute miles of the limits of said borough, and vice versa.

Rights 7 and 8 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport other than less-than-truckload shipments from the Central Warehouse, Pittsburgh, to Avonmore and Salina.

SECOND: That no right, power or privilege is granted to transport commodities in bulk and tank vehicles or in hopper-type vehicles.

THIRD: That no right, power or privilege is granted to transport household goods and office furnishings and equipment in use or baggage between points in the borough of Leechburg, Armstrong County, and within twelve (12) miles by the usually traveled highways of the limits of said borough; and from points in the borough of Leechburg, Armstrong County, and within ten (10) miles by the usually traveled highways of the limits of said borough to other points in Pennsylvania, and vice versa.

all of the rights above are 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 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, \$3,500.00, being the amount of the consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under condition 2 above.
4. 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. Section 1102(a)(3).

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.

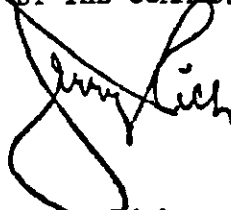
IT IS FURTHER ORDERED: That the operating right(s) authorized for transfer, and all rules and regulations and rates applicable thereto, as contained in the transferor's tariff(s), are hereby cancelled.

IT IS FURTHER ORDERED: That no service shall be rendered under the authority granted herein until the applicant has complied with the requirements of the Public Utility Code and the rules and regulations of the Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That in the event the applicant has not complied with the requirements hereinbefore set forth within sixty (60) days of the date the order is entered, the application shall be dismissed without further proceedings.

IT IS FURTHER ORDERED: That upon compliance with this order, the rights numbered 79, 80, 81, 82, 85, 87, 91, and 92 granted to the transferor, Nicklaus Freight Lines, Inc., and contained in the order adopted September 4, 1986, and entered May 12, 1987, at A-00106901, shall be cancelled.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Jerry Rich", written over a large, stylized, looped scribble.

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: August 18, 1988

ORDER ENTERED: AUG 25 1988

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held November 5, 1987

Application Docket No. A-00088995, F. 2 and F. 4, Hammel's Express, Inc.

SUPPLEMENTAL ORDER MODIFYING
CERTIFICATE OF PUBLIC CONVENIENCE

BY THE COMMISSION:

It appearing that part of the rights granted to Hammel's Express, Inc. under the certificate of public convenience issued at A-00088995, F. 2, Am-F and F. 4, right number 8, have been transferred to Pitt-Ohio Express, Inc., at A-00102471, F. 1, Am-J, and are now contained under the certificate of public convenience issue to it; and that the transferor is retaining certain operating authority; and the matters and things involved having been duly considered by the Commission; THEREFORE,

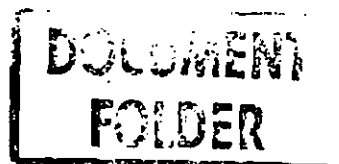
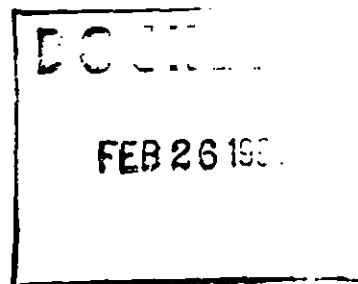
IT IS ORDERED: That upon compliance with the conditions and requirements as set forth in the order at A-00102471, F. 1, Am-J, the operating rights and the certificate of public convenience at A-00088995, F. 2, Am-F, be and are hereby modified so as to read as follows:

To transport, as a Class D carrier, property from points in Allegheny County to points in that part of Pennsylvania on and east of U.S. Highway Route 15 (except points in the counties of Lebanon, Berks and Lancaster), and vice versa;

subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport household goods and office furniture in use, property in bulk, property which because of size or weight requires the use of special equipment, or commodities in vehicles equipped with mechanical refrigeration.

SECOND: That no right, power or privilege is granted to transport (a) property to or from points in the boroughs of Exeter and West Pittston and the city of Wilkes-Barre, Luzerne County, (b) property to or from the facilities of American Home Foods Division of American Home



Products Corporation located in the township of Turbot and the borough of Milton, Northumberland County, (c) such merchandise, as is dealt in by wholesale, retail and chain grocery and food business houses to or from points in York County, and (d) limestone, limestone products or fertilizer from points in York County.

IT IS FURTHER ORDERED: That upon compliance with the conditions and requirements as set forth in the order at A-00102471, F. 1, Am-J, the operating rights and the certificate of public convenience at A-00088995, F. 4, right number 8, be and are hereby modified so as to eliminate the following right:

To transport, as a Class D carrier, glassware, from the borough of South Connellsville, Fayette County, to points within one hundred fifty (150) miles of the limits of the said borough, with the right to return damaged, refused or rejected merchandise;

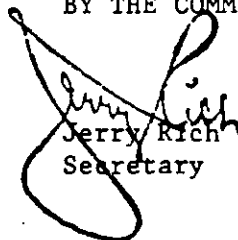
subject to the following conditions:

That no right, power or privilege is granted to transport glassware from the borough of South Connellsville, Fayette County, to the borough of Latrobe, Westmoreland County, or to the villages of Schenley and Aladdin, Armstrong County.

That no right, power or privilege is granted to transport glassware from the borough of South Connellsville, Fayette County, to points in Pennsylvania east of U.S. Highway Route 219, except to the city of Altoona, Blair County.

IT IS FURTHER ORDERED: That the transferor shall amend its tariff to comply with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of the Commission relating to the filing and acceptance of a tariff.

BY THE COMMISSION,


Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: November 5, 1987

ORDER ENTERED: February 19, 1988

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held September 4, 1986

Commissioners Present:

Linda C. Taliaferro, Chairman
Frank Fischl
Bill Shane

Application of Nicklaus Freight
Lines, Inc., a corporation of the
Commonwealth of Pennsylvania, for
the transfer of part of the operating
authority of Breman's Express Company,
a corporation of the Commonwealth of
Pennsylvania, under the certificate
issued at A-00080581, Folders 2, 3,
6, 8 and 10, subject to the same
limitations and conditions.

A-00106901

John A. Vuono for Nicklaus Freight Lines, Inc.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed April 30, 1986. Public notice of the application was given in the Pennsylvania Bulletin of May 17, 1986. The unopposed application is certified to the Commission for its decision without oral hearing.

By the instant application, Nicklaus Freight Lines, Inc., seeks to purchase and have transferred to it a part of the operating rights of Breman's Express Company. Breman's Express Company is in bankruptcy and is selling all its operating authority. In addition to the authority being purchased by the applicant, Pittsburgh-Johnstown-Altoona Express, Inc. is purchasing the remainder of the Breman's authority; that transfer proceeding is docketed at A-00102956, F. 1, Am-C.

The applicant does not hold authority from the Commission or the Interstate Commerce Commission. It will begin operating the rights to be transferred using three straight trucks, three tractors and three trailers. No equipment is subject to transfer in the instant proceeding.

The rights are being purchased for the total consideration of \$25,000.00. Four thousand dollars has been paid and placed in escrow. The remaining part of the total purchase price will be paid upon approval of the transfer.

The transfer of this part of the transferor's rights will not create duplication between the rights acquired by the applicant and those acquired by Pittsburgh-Johnstown-Altoona Express, Inc., as Pittsburgh-Johnstown-Altoona Express has agreed to accept certain conditions on its portion of the transferred authority to avoid any duplications.

Rights 99 and 108 are being transferred with the understanding that the applicant will provide the Commission with information concerning the current disposition of the involved Breman's Express Company facilities. The two rights involve transportation from Breman's Express Company facilities, however, the transferor has or is in the process of selling its facilities relative to bankruptcy proceedings.

The transferor is currently under suspension for failure to maintain insurance. The transferee is not under investigation or suspension.

We find:

1. The applicant has the equipment, experience and fitness to render the proposed service.
2. Approval of the transfer application is in the public interest and is necessary for the continued accommodation and convenience to the public; THEREFORE,

IT IS ORDERED: That the application for the transfer of part of the operating rights of Breman's Express Company, at A-00080581, Folders 2, 3, 6, 8, and 10, be and is hereby approved, granting the following rights:

1. To transport, as a Class B carrier, property between points in the city of Pittsburgh, Allegheny County.
2. To transport, as a Class D carrier, property from the city of Pittsburgh, Allegheny County, to points in the said county, and vice versa.

Right No. 2 subject to the following condition:

That the rights, powers and privileges hereby granted shall not include the right to transport from one municipality to another with the exception of Pittsburgh, or to transport between points in any municipality, except Pittsburgh.

3. To transport, as a Class D carrier, property from points in the county of Allegheny to points on the following routes, and vice versa:

Route 1: Between the city of Beaver Falls, Beaver County, and the city of Pittsburgh, Allegheny County, via Highway Routes 88 and 18; and between the borough of Aliquippa, Beaver County, and the city of Pittsburgh, Allegheny County, via Highway Route 51, Ohio River Bridge at Sewickley and Highway Route 88.

Route 2: Between the borough of West Homestead and the city of Pittsburgh, Allegheny County, via Homestead, Munhall and Hays.

Route 3: Between the city of Pittsburgh, Allegheny County, and the city of Washington, Washington County, via Hendersonville, Canonsburg, Houston and Meadowlands; between the city of Pittsburgh, Allegheny County, and the village of Richfol, Washington County, via Highway Route 19 to Donaldson Crossroads, thence via connecting route to Highway Route 519 to Morganza, thence via Highway Route 519 to the village of Richfol; alternate route between the city of Pittsburgh, Allegheny County, and the village of Richfol, Washington County; via Point Bridge, Noblestown Road, Carnegie and Highway Route 519.

Route 4: Between the cities of Pittsburgh and Clairton, Allegheny County, via Boulevard of the Allies, Twenty-second Street Bridge, Carson Street and Boulevard through Hays, Lincoln Place and Dravosburg to Clairton, and between Clairton, Elizabeth and West Elizabeth via the Clairton and Elizabeth Road.

Route 5: Between the cities of Pittsburgh and Clairton, Allegheny County, via Liberty Tubes, Saw Mill Run Boulevard, Pleasant Hills and Large;

with Route 5 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport household goods in use.

SECOND: That no right, power or privilege is granted to transport beer except during such time as the certificate holder holds a permit from the Liquor Control Board or other governmental authority from which such permits will be required.

Route 6: Between the cities of Pittsburgh, Allegheny County, and Butler, Butler County, via Highway Route 8, and between said cities via Etna, Bakerstown, Highway Route 855, Valencia, Mars, Evans City, Conoquenessing and Highway Route 68; between Beaver Falls and Butler, via New Brighton, Zelienople, Harmony and Evans City over and along Highway Route 68; and between New Castle and Butler via Highway Route 422;

with Route 6 subject to the following conditions:

FIRST: That no right, power or privilege is granted to render direct service from points in the county of Allegheny to points on the above described Route 6 between Beaver Falls and Butler and between New Castle and Butler, including Portersville, Butler County, or vice versa.

SECOND: That applicant's trucks in furnishing the above authorized transportation shall be limited to the highways included in the authorized routes except in the county of Allegheny.

4. To interchange property at the city of Pittsburgh, Allegheny County, with other Class A carriers and Class D carriers operating over regular routes subject to the provisions of Pa. Code Title 52, §31.22 governing Class A carriers.
5. To transport, as a Class B carrier, household goods, in use, and livestock, between points in the boroughs of Sewickley, Haysville, Glen Osborne, Edgeworth and Leetsdale, Allegheny County.
6. To transport, as a Class D carrier, household goods, in use, and livestock, from points in the boroughs of Sewickley, Haysville, Glen Osborne, Edgeworth and Leetsdale, Allegheny County, to other points in Pennsylvania.
7. To transport, as a Class A carrier, property between the city of Beaver Falls, Beaver County, and the city of Pittsburgh, Allegheny County, over the following route:

Beginning in the city of Beaver Falls, thence via Highway Route 18 to the borough of New Brighton, Beaver County, thence via Highway Route 88 to the city of Pittsburgh.

8. To transport, as a Class A carrier, property between the borough of Aliquippa, Beaver County, and the city of Pittsburgh over the following route:

Beginning in the borough of Aliquippa, thence via Highway Route 51 to the south side of the bridge crossing the Ohio River from Sewickley, thence across said bridge to the borough of Sewickley, Allegheny County, thence via Highway Route 88 to the city of Pittsburgh.

9. To transport, as a Class D carrier, property from municipalities located immediately on both sides of the Ohio River from Pittsburgh to the dividing line between Allegheny and Beaver Counties, on both sides of the Monongahela River from Pittsburgh to the dividing line between Allegheny and Washington Counties, and on the west side of the Allegheny River from Pittsburgh to the dividing line between Allegheny and Butler Counties, and on the east side of the Allegheny River from Pittsburgh to the dividing line between Allegheny and Westmoreland Counties, to points on the following route:

Beginning in the city of Beaver Falls, thence via Highway Route 18 to the borough of New Brighton, Beaver County, thence via Highway Route 88 to the city of Pittsburgh, and vice versa.

Right 9 subject to the following condition:

That the applicant's trucks in furnishing the above authorized transportation shall be limited to the highways included in the authorized routes except in the county of Allegheny.

10. To transport, as a Class A carrier, property between the borough of West Homestead and the city of Pittsburgh, Allegheny County, via Homestead, Munhall and Hays.
11. To transport, as a Class C carrier, uncrated refrigerators, coolers, or meat display cases, weighing not less than nine hundred pounds, for commercial installation, for McCray Refrigerator Sales Corporation, from the city of Pittsburgh, Allegheny County, to points in Pennsylvania within fifty miles, by the usually traveled highways of the limits of the city of Pittsburgh.

A-001069

12. To transport, as a Class D carrier, property from municipalities located immediately on both sides of the Ohio River from Pittsburgh to the dividing line between Allegheny and Beaver Counties, on both sides of the Monongahela River from Pittsburgh to the dividing line between Allegheny and Washington Counties, and on the west side of the Allegheny River from Pittsburgh to the dividing line between Allegheny and Butler Counties, and on the east side of the Allegheny River from Pittsburgh to the dividing line between Allegheny and Westmoreland Counties, to points on the following route:

Between the borough of West Homestead and the city of Pittsburgh, Allegheny County, via Homestead, Munhall and Hays, and vice versa.

Right 12 subject to the following condition:

That the applicant's trucks in furnishing the above authorized transportation shall be limited to the highways included in the authorized routes except in the county of Allegheny.

Rights Nos. 10, 11 and 12 subject to the following condition:

That no right, power or privilege is granted to transport property between points in the city of Pittsburgh, Allegheny County.

13. To transport, as a Class A carrier, property, over the following route:

Between the city of Pittsburgh, Allegheny County, and the city of Washington, Washington County, via Hendersonville, Canonsburg, Houston and Meadowlands.

14. To transport, as a Class A carrier, property between the city of Pittsburgh, Allegheny County, and the village of Richfol, Washington County, over the following route:

Beginning at 25th and Penn Avenues in the city of Pittsburgh, thence via Tenth Street, William Penn Way, Sixth Street, Liberty Bridge, Liberty Tubes, West Liberty Avenue, Washington Road to Highway Route 19, thence via Highway Route 19 through Brookside Farms to the village of Lawrence, Washington County, thence via Donaldson Crossroads to Highway Route 519, thence via the Borough of Canonsburg, and the villages of Houston and Meadowlands, Washington County, to the village of Richfol, Washington County, including intermediate points;

and an alternate route:

Beginning at 25th and Penn Avenues in the city of Pittsburgh, Allegheny County, thence via Point Bridge to West Carson Street, West End Traffic Signal, South Main Street, Mansfield Avenue, Crafton Boulevard and Noblestown Road to the borough of Carnegie, Allegheny County, thence via Highway Route 519 to the village of Hendersonville, Washington County, thence through the borough of Canonsburg and the villages of Houston and Meadowlands to the village of Richfol, including intermediate points.

15. To transport, as a Class D carrier, property, from municipalities located immediately on both sides of the Ohio River from Pittsburgh to the dividing line between Allegheny and Beaver Counties on both sides of the Monongahela River from Pittsburgh to the dividing line between Allegheny and Washington Counties, and on the west side of the Allegheny River from Pittsburgh to the dividing line between Allegheny and Butler Counties, and on the east side of the Allegheny River from Pittsburgh to the dividing line between Allegheny and Westmoreland Counties, to points on the following route:

Between the city of Pittsburgh, Allegheny County and the city of Washington, Washington County, via Hendersonville, Canonsburg, Houston, and Meadowlands and vice versa.

Right 15 subject to the following condition:

That the applicant's trucks in furnishing the above authorized transportation shall be limited to the highways included in the authorized routes except in the county of Allegheny.

16. To transport, as a Class D carrier, food commodities for the Bureau of Public Assistance of the Commonwealth of Pennsylvania, from the city of Pittsburgh, Allegheny County, to points in the counties of Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Lawrence, Mercer, Washington and Westmoreland.
17. To transport, as a Class D carrier, bakery products for the Colonial Biscuit Company, from the city of Pittsburgh, Allegheny County, to points within an airline distance of seventy-five (75) statute miles of the City-County Building in the said city and vice versa.

18. To transport, as a Class A carrier, property between the cities of Pittsburgh and Clairton, Allegheny County, via Boulevard of Allies, over the Twenty-Second Street Bridge to the South Side; thence by Carson Street and Boulevard through Hays, Lincoln Place and Dravosburg to Clairton and between Clairton, Elizabeth and West Elizabeth, via the Clairton and Elizabeth Road.
19. To transport, as a Class D carrier, property between the cities of Pittsburgh and Clairton, Allegheny County, including intermediate points, via the Liberty Tubes, the Saw Mill Run Boulevard, Overbrook, Pleasant Hills and Large; and the right to consolidate and render through service, or to use it as an alternate route with its certificated route between said cities, via the Boulevard of the Allies, Twenty-Second Street Bridge, South Side, Carson Street, the Boulevard through Hays, Lincoln Place, Dravosburg, Elizabeth and West Elizabeth.
20. To transport, as a Class B carrier, property between points in the city of Jeannette, Westmoreland County, and within five (5) miles by the usually traveled highways of the limits of said city.
21. To transport, as a Class C carrier, property from points in the city of Jeannette, Washington County, and within five (5) miles by the usually traveled highways of the limits of said city to points within fifteen (15) miles by the usually traveled highways of the limits of said city.
22. To transport, as a Class D carrier, beer for the Fort Pitt Brewing Company (previously operated as the Victory Brewing Company) from the city of Jeannette, Westmoreland County, to points in Pennsylvania within one hundred (100) miles by the usually traveled highways of the limits of said city and the return of empty containers to the said city.
23. To transport, as a Class D carrier, rubber products, tires, glass, glass products, kitchen utensils, power accessories, electric shades, toys, brewing supplies, and raw materials used in the manufacture of said commodities, from points in the city of Jeannette, Westmoreland County, to points in the city of Pittsburgh, Allegheny County, and vice versa.

24. To interchange shipments of rubber products, tires, glass, glass products, kitchen utensils, power accessories, electric shades, toys, brewing supplies, and raw materials used in the manufacture of said commodities, with Class A and Class D certificated carriers operating over regular routes, at the certificate holder's terminals in the cities of Pittsburgh, Allegheny County, and Jeannette, Westmoreland County, subject to the provisions of Pa. Code Title 52, §31.22 governing Class A carriers.
25. To transport, as a Class D carrier, property from the city of Jeannette, Westmoreland County, and points within fifteen (15) miles by the usually traveled highways of the limits of the said city, and from the boroughs of Latrobe, Derry, Ligonier, Mount Pleasant, and Youngwood, Westmoreland County, to points in the county of Allegheny, and vice versa; with the right to interchange shipments with Class A carriers and with Class D carriers operating over regular routes at the certificate holder's terminals in the cities of Pittsburgh, Allegheny County, and Jeannette, Westmoreland County, subject to the provisions of Pa. Code Title 52, §31.22 governing Class A carriers.

Right 25 subject to the following condition:

That no right, power or privilege is granted to transport property between points, both of which are located in the county of Allegheny, except as authorized in Paragraphs 20 through 24 above.

Rights 20, 21, 22, 23, 24 and 25 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport household goods in use.

SECOND: That no right, power or privilege is granted to transport beer except during such times as the certificate holder holds a permit from the Liquor Control Board or other governmental authority from which such permits will be required.

26. To transport, as a Class A carrier, property, excluding household goods and related articles, over the following routes:

Between Pittsburgh, Allegheny County, and Butler, Butler County, via Etna, Talley Cavey, Bakerstown, and Cooperstown, over Highway Route 8, and also via Etna, Bakerstown, Highway Route 855, Valencia, Mars, Evans City and Conoquenensing, over Highway Routes 68 and 8, (Three Degree Road and other connecting roads).

Between Beaver Falls, Beaver County, and Butler, Butler County, via New Brighton, Zelienople, Harmony and Evans City, over and along Highway Route 68.

Between New Castle, Lawrence County, and Butler, Butler County, via Highway Route 422.

27. To transport, as a Class D carrier, property from municipalities located immediately on both sides of the Ohio River from Pittsburgh, to the dividing line between Allegheny and Beaver Counties, on both sides of the Monongahela River from Pittsburgh to the dividing line between Allegheny and Washington Counties, and on west side of Allegheny River from Pittsburgh to the dividing line between Allegheny and Butler Counties and on the east side of the Allegheny River from Pittsburgh to the dividing line between Allegheny and Westmoreland Counties to points on the above described routes between the city of Butler and the city of Pittsburgh, Allegheny County, and vice versa.

Rights 26 and 27 subject to the following condition:

That the applicant's trucks in furnishing the above authorized transportation shall be limited to the highways included in the authorized routes except in the county of Allegheny.

28. To transport, as a Class A carrier, property between the city of Pittsburgh, Allegheny County, and the borough of Beaver Falls, Beaver County, over the following route:

Beginning at 600 West Lacock Street, N.S. Pittsburgh; thence following route of the old Lincoln Highway through the boroughs of Ambridge, Baden, Conway, Freedom, Rochester, Monaca, Beaver and New Brighton to the terminus of the company in Beaver Falls.

and over the following spur route;

Beginning at the borough of Beaver, thence via Highway Route No. 68 to Midland and return.

29. To transport, as a Class D carrier, property from municipalities located immediately on both sides of the Ohio River from Pittsburgh to the dividing line between Allegheny and Beaver Counties, on both sides of the Monongahela River from Pittsburgh to the dividing line between Allegheny and Washington Counties, and on the west side of the Allegheny River from Pittsburgh to the dividing line between Allegheny and Butler Counties, and on the east side of the Allegheny River from Pittsburgh to the dividing line between Allegheny and Westmoreland Counties, to points on the route and spur route in right No. 28 above between the city of Pittsburgh and the borough of Beaver Falls, Beaver County.

Rights 28 and 29 subject to the following condition:

That the certificate holder's trucks in furnishing the above authorized transportation shall be limited to the highways included in the authorized route, except in the county of Allegheny.

30. To transport, as a Class A carrier, property over the following spur routes between the borough of Monaca and the village of Kobuta, Beaver County, over the following route:

Beginning in the borough of Monaca, Beaver County, thence via Highway Route 18 to the village of Kobuta, Beaver County, and return.

Right 30 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport property requiring special equipment to load, unload or transport.

SECOND: That no right, power or privilege is granted to transport commodities in bulk in tank vehicles.

31. To transport, as a Class D carrier, property for the Mackintosh Hemphill Company from the borough of Midland, Beaver County, to Allenport, Washington County, Monessen, Westmoreland County, Butler, Butler County, Ellwood City and New Castle, Lawrence County, and Sharon, Mercer County, in LTL quantities, and vice versa.
32. To transport, as a Class A carrier, property, between Pittsburgh and New Castle, via Millvale, Babcock Boulevard and Keown, thence over Highway Route 19, via Wexford, Warrendale and Zelienople, thence via Highway Route 288 to Ellwood City, thence via Highway

Route 88 to New Castle; between Beaver Falls and New Castle via Highway Route 18 and via Highway Route 351 between Koppel and Ellwood City.

33. To transport, as a Class D carrier, property from municipalities located immediately on both sides of the Ohio River from Pittsburgh to the dividing line between Allegheny and Beaver Counties, on both sides of the Monongahela River from Pittsburgh to the dividing line between Allegheny and Washington Counties, and on the west side of the Allegheny River from Pittsburgh to the dividing line between Allegheny and Butler Counties, and on the east side of the Allegheny River from Pittsburgh to the dividing line between Allegheny and Westmoreland Counties, to points on the said Pittsburgh-New Castle Route as described in right 32 and vice versa;

Alternate Route between Pittsburgh and Beaver Falls via Ohio River Boulevard; provided, however, that no right, power or privilege is granted to transport property to or from Pittsburgh and Beaver Falls and intermediate points between said places.

34. To transport, as a Class D carrier, property, excluding household goods, in use, from the Ellwood Foundry and Machine Company in the borough of Ellwood City, Lawrence County, and the Shenango Pottery Company at New Castle, Lawrence County, to the city of Pittsburgh, Allegheny County, for further transportation by rail.
35. To transport, as a Class B carrier, property between points in the city of New Castle and the townships of Taylor, Hickory, Neshannock, Union, Shenango and North Beaver, Lawrence County.
36. To transport, as a Class C carrier, property from points in the city of New Castle and the townships of Taylor, Hickory, Neshannock, Union, Shenango and North Beaver, Lawrence County, to other points in the counties of Mercer, Lawrence and Beaver, and the western part of the county of Butler extending as far east as the city of Butler, excluding the said city.
37. ~~To transport, as a Class D carrier, household goods, in use, and baggage from points in the city of New Castle and the townships of Taylor, Hickory, Neshannock, Union, Shenango and North Beaver, Lawrence County, to other points in Pennsylvania.~~

38. To transport, as a Class D carrier, property from points in the county of Allegheny to points on the following routes, and vice versa:

Beginning in the city of Pittsburgh, Allegheny County, thence via Millvale, Babcock Boulevard and Keown, thence over Highway Route 19, via Wexford, Warrendale and Zelienople, thence via Highway Route 288 to Ellwood City, thence via Highway Route 88 to New Castle, between Beaver Falls and New Castle via Highway Route 18 and between Koppel and Ellwood City via Highway Route 351; and to the boroughs of Valencia, Mars, Evansburg and Harmony, Butler County, and vice versa.

Right 38 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport property from points in Allegheny County to points on the above-described routes located in Allegheny County.

SECOND: That no right, power or privilege is granted to transport property requiring the use of carryalls, winch trucks or tractors and/or pole trailers.

Rights 32 through 38 subject to the following conditions:

FIRST: That the rights, powers and privileges hereby granted include the right to serve Ingomar, Warrendale, Wexford, Evans City, Harmony and other stations on the former route of the Pittsburgh, Harmony, Butler and New Castle Railway Company and of the Pittsburgh, Mars and Butler Railway Company, near the main highways hereinbefore described, together with the right to pick up and deliver along these routes and within the terminal cities, except as otherwise prohibited.

SECOND: That no rights, powers or privileges are granted to transport freight, express or merchandise on any trip or trips in either direction locally between the city of Pittsburgh and the borough of Millvale.

THIRD: That no right, power or privilege is granted to render local service in the city of Pittsburgh.

39. To transport, as a Class A carrier, property over an alternate route between the intersection of Highway Route 19 and Interstate Highway 79 near the borough of Zelienople, Butler County, and the city of New Castle, Lawrence County, via Interstate Highway 79 to its intersection with Highway Route 488, thence via Highway Route 488 to its intersection with Highway Route 19 at the borough of Portersville, Butler County, thence via Highway Route 19 to its intersection with Highway Route 422, thence via Highway Route 422 to the city of New Castle, Lawrence County.
40. To transport, as a Class A carrier, property over an alternate route between the intersection of Highway Route 19 and Interstate Highway 79 near the borough of Zelienople, Butler County, and the city of New Castle, Lawrence County, via Interstate Highway 79 to its intersection with Highway Route 422, thence via Highway Route 422 to the city of New Castle, Lawrence County.
41. To transport, as a Class D carrier, property between points in the borough of Portersville, Butler County, and from points in the said borough to points in the counties of Allegheny, Beaver, Butler and Washington, and vice versa; and from points in the said borough to other points in Pennsylvania, and vice versa, by interchange with Class A and Class D carriers at points in the county of Allegheny; excluding the transportation of commodities in bulk in dump vehicles, tank vehicles or in hopper-type vehicles and commodities which because of size or weight require special equipment such as winch trucks or tractors, pole trailers, carryalls and extendible trailers.
42. To transport, as a Class D carrier, property (excluding property in bulk and household goods in use) between points in the counties of Greene, Fayette, Washington and Westmoreland, and from points in said counties to points in the counties of Beaver, Butler and Lawrence, and vice versa; restricted against any transportation to, from or between points in Allegheny County, except as presently authorized, and to interchange property (excluding property in bulk and household goods in use) with other Class A and Class D carriers who are authorized to interchange traffic, in the city of Pittsburgh, Allegheny County, restricted to traffic moving to or from points in the counties of Mercer, Greene, Fayette, Washington and Westmoreland.

Right 42 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport shipments of iron and steel, iron and steel products, and materials, supplies and equipment used or useful in the manufacture thereof which weigh more than 1500 pounds and which move to or from steel mills, steel warehouses, steel fabricating plants, machine shops and foundries, except as presently authorized.

SECOND: That no right, power or privilege is granted to transport property which, because of size or weight, requires the use of special equipment such as winch trucks, pole or extendible trailers or carryalls or which requires a highway permit from the Department of Transportation of the Commonwealth of Pennsylvania.

THIRD: That no right, power or privilege is granted to interchange property moving to or from points in Fayette County, except those presently authorized.

FOURTH: That no right, power or privilege is granted to interchange any traffic with any other carrier moving to or from the facilities of the Latrobe Electric Steel Company, American Locomotive Company, Latrobe Foundry Machine & Supply Company, all in Latrobe, Westmoreland County.

FIFTH: That no right, power or privilege is granted to transport property from points in Mercer County to points in the counties of Greene, Fayette, Washington, Westmoreland, Allegheny, Beaver, Butler and Lawrence, and vice versa.

SIXTH: That no right, power or privilege is granted to provide service to or from Allegheny Ludlum Steel Corporation in the borough of West Leechburg, General Refractories Company in the village of Salina, General Steel Industries, Inc., National Roll Division in the borough of Avonmore, United Engineering and Foundry Company (presently known as Wean United, Inc.) in the borough of Vandergrift, United States Steel Corporation in the borough of Vandergrift, Lumus Chemical Company in the city of New Kensington and Reynolds Manufacturing

Company in the borough of Avonmore, all in Westmoreland County; and Allegheny Brick Company in the township of East Deer, Allegheny County; Pittsburgh Metals Purifying, Division of The Susquehanna Corporation and the Ingot Aid Division of The Susquehanna Corporation in the city of New Castle, Lawrence County, and the township of Clinton, Butler County; Allegheny Minerals Corp., in the township of Mercer, Butler County; Treedale Laboratories, Division of The Susquehanna Corporation in the borough of Bellevue, Allegheny County; Monongahela Concrete Products Co. in the city of Monongahela, Washington County; General Chemical Division of Allied Chemical and Dye Corp. at the village of Newell, Fayette County; except as applicant is presently authorized to serve the above-named companies.

43. To transport, as a Class D carrier, property for Union Electric Steel Corp. from its plant in the township of Smith, Washington County, to points in the counties of Allegheny, Beaver, Butler, Lawrence and Washington, and vice versa; and from the plant of Union Electric Steel Corp. in the said township to other points in Pennsylvania, and vice versa, by interchange with Class A and D carriers at points in the county of Allegheny; excluding the transportation of commodities in bulk in tank or hopper-type vehicles.
44. To transport, as a Class D carrier, products of the Washington Sales Corporation from its plant in the village of Norvelt, Westmoreland County, to points in the city of Greensburg, Westmoreland County.
45. To transport, as a Class D carrier, express from the city of Greensburg to the plant of the Washington Sales Corporation at Norvelt, Westmoreland County.
46. To transport, as a Class D carrier, property for department stores and mercantile houses (excluding Sears, Roebuck & Company, Greensburg Primary Dealer and Vegetation Control Service Company) between points in the city of Greensburg and the borough of South Greensburg, Westmoreland County, and from points in the said city and borough to points within ninety-five (95) miles by the usually traveled highways of the limits of the said city and borough and vice versa, excluding the city of Pittsburgh, Allegheny County.

47. To transport, as a Class B carrier, property between points in the city of Jeannette, Westmoreland County.
48. To transport, as a Class D carrier, property from points in the city of Jeannette, Westmoreland County, to points in the county of Westmoreland within fifteen (15) miles by the usually traveled highways of the limits of said city, and vice versa.
49. To transport, as a Class D carrier, property from points in the city of Jeannette, Westmoreland County, to points in the borough of Leechburg, Armstrong County, and vice versa.
50. To transport, as a Class D carrier, fertilizer and building supplies between points in the city of Jeannette, Westmoreland County, and within five (5) miles by the usually traveled highways of the limits of said city.
51. To transport, as a Class D carrier, beer from points in the cities of Jeannette and Greensburg, Westmoreland County, to points within one hundred (100) miles by the usually traveled highways of the limits of said cities, and the return of empty containers on the return trips.
52. To transport, as a Class D carrier, property in emergencies for the Elliot Company between its plants in the city of Jeannette, Westmoreland County, and the borough of Ridgway, Elk County, and from the said plants to points within one hundred (100) miles by the usually traveled highways of the point of origin and vice versa.
53. To interchange shipments of rubber products, tires, glass and glass products, kitchen utensils, power accessories, electric shades, toys, brewing supplies, and raw materials used in the manufacture of said commodities, with Class A and Class D carriers operating over the regular routes in the cities of Jeannette, Westmoreland County and Pittsburgh, Allegheny County, subject to Pa. Code Title 52, §31.22 governing Class A carriers.

Right 53 subject to the following condition:

That no right, power or privilege is granted to transport property requiring the use of special equipment such as carryalls, winch trucks, winch tractors or pole trailers.

54. To transport, as a Class A carrier, property between points in the following territory previously served by the West Penn Railways Company, Penn Transit Company, and other carriers having the right to render pick up and delivery service for said companies, via the following routes:

Between the city of Pittsburgh, Allegheny County, and the borough of Fairchance, Fayette County, via Highway Route 30 to the intersection of Highway Route 981, thence via Highway Route 981 to the borough of Latrobe, Westmoreland County, thence returning via Highway Route 981 to the village of Pleasant Unity, Westmoreland County, and thence by Highway Route 819 to the borough of Scottdale, Westmoreland County, and Highway Route 119 to the borough of Fairchance;

and the following alternate route:

Between the city of Greensburg, Westmoreland County, and the borough of Scottdale, via Highway Route 119 or Highway Route 819;

and the following spur routes:

Beginning in the borough of Irwin, Westmoreland County thence via the village of Rillton, the village of Herminie and the borough of Arona, Westmoreland County, to Highway Route 30 and vice versa;

Between the city of Jeannette and the village of Harrison City, Westmoreland County;

Between the city of Jeannette and the village of Claridge, Westmoreland County;

Between the borough of Latrobe and the borough of Derry, Westmoreland County;

also the following off-route points which are located within three (3) miles on either side of the above described routes:

Irwin Zone - Larimer, Ardara, Cavettsville, Trafford, Edna Numbers 1 and 2, Hahntown, Yukon, North Irwin, Penglyn, Shawtown, Sheridan, Terrace, County Playground, Westmoreland City, Manor, Manor Heights, Straw Pump, Adamsburg, Jacktown, Circleville, Claridge, Rillton, Shafton, Cereal, Herminie Numbers 1 and 2, Harrison City, Stewardsville, Madison, Arona;

Jeannette Zone - Oakford Park, Penn Station, Penn, Fort Pitt, Arlington, Oakford, Carbonworks, Grapeville, Lincoln Heights, Pleasant Valley;

Greensburg Zone - Youngwood, Armbrust, Country Club, South Greensburg, Haydenville, Country Home, Ludwick, Southwest Greensburg;

Latrobe Zone - Youngstown, Baggaley, Kingston, Musick Store, Dorothy, Loyalhanna, Derry, Bradenville, Saint Vincent, Beatty, Oakville, Pandora, McChesneytown, Whitney;

Mt. Pleasant Zone - Hecla Junction, Trout's Crossing, Standard Shaft, Bridgeport, Hurst High School, Hecla, Carpentertown, Middle Churches, Hammondville, Morewood, Central Tarr, Ruffsdale, Laurelville;

Scottdale Zone - Iron Bridge, Everson, North Scottdale, West Overton, Prittstown, Keiferstown, Owensdale, Browntown, Alverton, Donnelly, Hawkeye, Kingview;

Connellsville Zone - Pennsville, Murphy Siding, Moyer, Coalbrook, Whistle Park, Poplar Grove, Davidson, Broadford, Liberty, Vanderbilt, Dawson, Dickerson Run, South Connellsville, Trotter, Leisenring Number 1, Graham's Crossing, Leisenring Number 3, Wheeler, Morrell, Dunbar;

Uniontown Zone - Mt. Braddock, Shady Grove, Percy, Youngstown, Bethelboro, Gaddis Crossing, Lemont, Coolspring, Walnut Hill, Keisterville, Upper Middletown, Crossland, Bittner, Leisenring Number 2, Bute, Phillips, Oliver Numbers 1, 2, and 3, Continental Numbers 1, 2, and 3, Leith, Hopwood, Brownfield, Oliphant, Wynn, Kyle, Fairchance, Shamrock, Revere, Footedale Numbers 1 and 2, New Salem, Buffington, Fairbanks, Filbert, Searights, Brownsville Junction;

excluding the transportation of property from the city of Pittsburgh, Allegheny County, to the borough of Scottdale, Westmoreland County, the cities of Connellsville, Uniontown and the borough of Fairchance, Fayette County, and points in the Scottdale, Connellsville and Uniontown Zones, as above set forth, and vice versa.

Right 54 subject to the following conditions:

FIRST: That no right, power or privilege is granted to render service from any point in the above described zones to another point in the same zone, unless either the point of origin or the point of destination of the shipment is a point at which a freight station of the West Penn Railways Company was formerly located.

SECOND: That no right, power or privilege is hereby granted to provide local pick up and delivery service in the borough of Scottdale, Westmoreland County, the cities of Connellsville and Uniontown and the borough of Fairchance, Fayette County, and in the Scottdale, Uniontown and Connellsville Zones; nor to transport property between any 2 points on the aforesaid route situate between the boroughs of Scottdale, Westmoreland County, and Fairchance, Fayette County, and/or points in the Scottdale, Connellsville and Uniontown Zones, and vice versa.

55. To transport, as a Class D carrier, rubber products, tires, glass and glass products, kitchen utensils, power accessories, electric shades, toys, brewing supplies, and raw materials used in the manufacture of said commodities, from points in the city of Jeannette, Westmoreland County, to points in the county of Allegheny, and vice versa.
56. To transport, as a Class D carrier, freight and merchandise for Walworth & Company from points in the borough of South Greensburg, Westmoreland County, to points in the county of Allegheny, with the right to interchange with Class A and Class D carriers operating over regular routes at the city of Pittsburgh, subject to Pa. Code Title 52 §31.22 governing Class A carriers.
57. To transport, as a Class D carrier, property from points in the county of Allegheny to points on the following routes and to points in the following areas, and vice versa:

Between the city of Pittsburgh, Allegheny County, and the borough of Fairchance, Fayette County, via Highway Route 30 to the intersection of Highway Route 981, thence via Highway Route 981 to the borough of Latrobe, Westmoreland County, thence returning via Highway Route 981 to the village of Pleasant Unity, Westmoreland County, and thence by Highway Route 819 to the borough of Scottdale, Westmoreland County, and Highway Route 119 to the borough of Fairchance;

and the following alternate route:

Between the city of Greensburg, Westmoreland County, and the borough of Scottdale, via Highway Route 119 or Highway Route 819;

and the following spur routes:

Beginning in the borough of Irwin, Westmoreland County, thence via the village of Rillton, the village of Herminie and the borough of Arona, Westmoreland County, to Highway Route 30, and vice versa.

Between the city of Jeannette and the village of Harrison City, Westmoreland County.

Between the city of Jeannette and the village of Claridge, Westmoreland County.

Between the borough of Latrobe and the borough of Derry, Westmoreland County;

Also the following off-route points which are located within 3 miles on either side of the above described routes:

Irwin Zone - Larimer, Ardara, Cavettsville, Trafford, Edna Nos. 1 and 2, Hahntown, Yukon, North Irwin, Penglyn, Shawtown, Sheridan, Terrace, County Playground, Westmoreland City, Manor, Manor Heights, Straw Pump, Adamsburg, Jacktown, Circleville, Claridge, Rillton, Shafton, Cereal, Herminie Nos. 1 and 2, Harrison City, Stewartsville, Madison and Arona.

Jeannette Zone - Oakford Park, Penn Station, Penn, Fort Pitt, Arlington, Oakford, Carbonworks, Grapeville, Lincoln Heights and Pleasant Valley.

Greensburg Zone - Youngwood, Armbrust, Country Club, South Greensburg, Haydenville, County Home, Ludwick, and Southwest Greensburg.

Latrobe Zone - Youngstown, Baggaley, Kingston, Musick Store, Dorothy, Loyalhanna, Derry, Bradenville, Saint Vincent, Beatty, Oakville, Pandora, McChesneytown and Whitney.

Mt. Pleasant Zone - Hecla Junction, Trout's Crossing, Standard Shaft, Bridgeport, Hurst High School, Hecla, Carpentertown, Middle Churches, Hammondville, Morewood, Central Tarr, Ruffsdale and Laurelville.

Right 57 subject to the following conditions:

FIRST: That no right, power or privilege is granted to render service to or from the city of Pittsburgh, except as presently authorized.

SECOND: That no right, power or privilege is granted to render service from points in the county of Allegheny to points in the borough of Scottdale, Westmoreland County, the cities of Connellsville and Uniontown, and the borough of Fairchance, Fayette County, or vice versa.

Rights 55 through 57 subject to the following condition:

That no right, power or privilege is granted to transport property which because of its size or weight requires the use of special equipment such as carryalls, winch trucks, winch trailers or pole trailers.

58. To transport, as a Class D carrier, building materials, excavated materials and road and building construction materials, such as are usually transported in dump trucks, between points not to exceed a distance of twenty-five (25) miles from point of origin to point of destination, in the county of Clearfield.
59. To transport, as a Class D carrier, brick, structural tile, clay and clay products, bonding mortar and other refractories, materials and products used in the manufacture of brick, structural tiles, clay products and refractories and containers, between points in the borough of Clearfield, Clearfield County, and within twenty-five (25) miles of the limits thereof, and from points in said territory to points in Pennsylvania, and the return of refused or damaged merchandise and containers.
60. To transport, as a Class D carrier, building materials, such as are usually transported in dump trucks, between points in the borough of Clearfield, Clearfield County, and within twenty-five (25) miles by the usually traveled highways of the limits of the said borough, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.
61. To transport, as a Class D carrier, brick, structural tile, clay and clay products, bonding mortar and other refractories, materials and products used in the manufacture of brick, structural tile, clay products and refractories and containers from plants of Harbison-Walker

Refractories Company, in the county of Clearfield, to plants of said company in the counties of Allegheny, Armstrong and Huntingdon, and vice versa.

62. To transport, as a Class D carrier, brick, structural tile, clay and clay products, bonding mortar and other refractories, materials and products used in the manufacture of brick, structural tile, clay products and refractories and containers from plants of General Refractories Company, in the county of Clearfield, to plants of said company in the counties of Blair and Huntingdon, and vice versa.
63. To transport, as a Class D carrier, brick, structural tile, clay and clay products, bonding mortar and other refractories, materials and products used in the manufacture of brick, structural tile, clay products and refractories and containers from plants of North American Refractories Company, in the county of Clearfield, to plants of said company in the counties of Berks, Clinton, Elk and Huntingdon, and vice versa.
64. To transport, as a Class B carrier, property, excluding household goods in use, between points in the borough of Curwensville, Clearfield County.
65. To transport, as a Class C carrier, property, excluding household goods in use, from points in the borough of Curwensville, Clearfield County, to points within twenty-five (25) miles by the usually traveled highways of the limits of the said borough, and vice versa.
66. To transport, as a Class D carrier, lumber, lime, brick, clay products, coal, hides and beer from points in the borough of Curwensville and the township of Pike, Clearfield County, to points in Pennsylvania, and vice versa.
67. To transport, as a Class D carrier, firebrick, fire clay, clay, high temperature bonding mortar and cement, plastic firebrick, brickbats, palletized or otherwise, and pallets used in the transportation of same from the borough of Lumber City and the townships of Penn and Pike, Clearfield County, to points in Pennsylvania, and vice versa.

68. To transport, as a Class D carrier, refractories, refractory products and commodities used or useful in the installation of refractories and refractory products; and those materials, equipment and supplies used in the production and distribution of refractories and refractory products, from the facilities of North American Refractories Co. in the county of Berks, to points in Pennsylvania, and vice versa.

Right 68 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport sand in bulk from the facilities of Pennsylvania Glass Sand Corp. in the counties of Mifflin and Huntingdon.

SECOND: That no right, power or privilege is granted to transport commodities in bulk, in dump vehicles, to or from the borough of Homestead, Allegheny County, and points within fifty (50) miles of the limits thereof.

69. To transport, as a Class D carrier, property from the borough of Clymer, Indiana County, and within five (5) miles by the usually traveled highways of the limits of said borough to points within twenty-five (25) miles by the usually traveled highways of the limits of said borough, and vice versa.
70. ~~To transport, as a Class D carrier, household goods and office equipment, in use, from points in the borough of Clymer, Indiana County, and within twenty-five (25) miles by the usually traveled highways of the limits of said borough to points in Pennsylvania, and vice versa, (except that no household goods or office equipment, in use, may be transported to and from points within the limits of White Township and the borough of Indiana, Indiana County).~~
71. To transport, as a Class D carrier, brick and clay products from the plants of Hiram Swank's Sons, Inc., in the borough of Clymer, Indiana County, the borough of Irvona, Clearfield County, and the city of Johnstown, Cambria County, to points in Pennsylvania.
72. To transport, as a Class D carrier, brick and clay products for Hiram Swank's Sons, Inc., on emergency shipments from the city of Johnstown, Cambria County, to the borough of Clymer, Indiana County, excluding intermediate points.

73. To transport, as a Class D carrier, lumber and building materials for W.E. Oakes Estate from the borough of Clymer, Indiana County, to points within fifty (50) miles by the usually traveled highways of the limits of said borough, and vice versa.
74. To transport, as a Class D carrier, mine machinery for repair and/or replacement from points in the borough of Clymer, Indiana County, and within five (5) miles by the usually traveled highways of the limits of said borough to points in the said borough and the city of Johnstown, Cambria County, and the village of Benedict, Cambria County, and vice versa, provided that such transportation shall not exceed twelve (12) trips to each point in each calendar year and provided further that no mine machinery for repair and/or replacement may be transported to and from points within the limits of White Township and the borough of Indiana, Indiana County.
75. To transport, as a Class D carrier, property between points in the borough of Leechburg, Armstrong County, and within twelve (12) miles by the usually traveled highways of the limits of said borough.
76. ~~To transport, as a Class D carrier, household goods in use from points in the borough of Leechburg, Armstrong County, and within ten (10) miles by the usually traveled highways of the limits of said borough to other points in Pennsylvania, and vice versa.~~
77. To transport, as a Class D carrier, property from the boroughs of Leechburg, Armstrong County, West Leechburg and Hyde Park, Westmoreland County, to the city of Pittsburgh, Allegheny County, and vice versa, excluding intermediate points.
78. To transport, as a Class D carrier, property from points in the boroughs of Apollo and North Apollo, Armstrong County, Vandergrift, East Vandergrift and Oklahoma, Westmoreland County, North Vandergrift and the township of Parks, Armstrong County, to the city of Pittsburgh, Allegheny County, and vice versa, excluding intermediate points.

79. ~~To transport, as a Class D carrier, property for the Allegheny Ludlum Steel Corporation between its plants located in the borough of West Leechburg, Westmoreland County, and its plants located in the borough of Brackenridge, Allegheny County, excluding intermediate points.~~
80. ~~To transport, as a Class C carrier, property for the Allegheny Ludlum Steel Corporation from the borough of West Leechburg, Westmoreland County, to points within one hundred (100) miles by the usually traveled highways of the limits of said borough.~~
81. ~~To transport, as a Class C carrier, machinery in shipments not to exceed twenty thousand (20,000) pounds, for the Allegheny Ludlum Steel Corporation, from the borough of Brackenridge, Allegheny County, to the plant of the said corporation in the borough of West Leechburg, Westmoreland County, and in emergencies to points within one hundred (100) miles by the usually traveled highways of the limits of the plant in the borough of Brackenridge, Allegheny County.~~
82. ~~To transport, as a Class C carrier, property, excluding machinery (except as herein approved), contractors' equipment, structural and reinforcing steel and other property which requires the use of special built drop frame low bed trailers equipped with winches for the Allegheny Ludlum Steel Corporation from the borough of Brackenridge, Allegheny County, to points within one hundred (100) miles by the usually traveled highways of the limits of said plant.~~
83. To transport, as a Class D carrier, property, between the borough of Avonmore, and the village of Salina, Bell Township, Westmoreland County, and the borough of Saltsburg, Indiana County, and the boroughs of Leechburg and Apollo, Armstrong County, and the right to consolidate said operation with the certificate holder's presently certificated routes between Pittsburgh, Leechburg, Vandergrift, and Apollo, and the right to render through service between Pittsburgh and Avonmore, Salina and Saltsburg.

Right 83 subject to the following condition:

That no right, power or privilege is granted to transport other than less-than-truckload shipments from the Central Warehouse, Pittsburgh, to Avonmore, Salina and Saltsburg.

84. To transport, as a Class D carrier, property (excluding property which, because of size or weight requires the use of special equipment such as carryalls, winch trucks, winch trailers or pole trailers) from points in the county of Allegheny to points in the boroughs of Leechburg, Apollo, and North Apollo, the village of North Vandergrift and the township of Parks, Armstrong County, the boroughs of West Leechburg, Hyde Park, Vandergrift, East Vandergrift, Oklahoma and Avonmore, and the village of Salina, Bell Township, Westmoreland County, and the borough of Saltsburg, Indiana County, and vice versa, excluding intermediate points.

Right 84 subject to the following condition:

That no right, power or privilege is granted to transport other than less-than-truckload shipments from the Central Warehouse, Pittsburgh, to Avonmore, Salina and Saltsburg.

- ~~85. To transport, as a Class D carrier, property for A.P. Green Fire Brick Company, from its plant in the borough of Tarentum, Allegheny County, to points in Pennsylvania, and vice versa.~~
86. To transport, as a Class D carrier, property, excluding household goods in use, between points in the borough of Vandergrift, Westmoreland County, and within fifteen (15) miles by the usually traveled highways of the limits of said borough.
- ~~87. To transport, as a Class D carrier, shipments for the American Sheet and Tin Plate Company (now known as United States Steel Corporation) from points in the borough of Vandergrift, Westmoreland County, to points in Pennsylvania within fifty (50) miles by the usually traveled highways of the limits of the said borough, and vice versa.~~
88. To transport, as a Class D carrier, iron and steel articles, wooden patterns, equipment and supplies for the United Engineering and Foundry Company from the borough of Vandergrift, Westmoreland County, to points in Pennsylvania, and vice versa.

89. To transport, as a Class D carrier, refractory products consisting of high temperature bonding mortar, castables, gun mixes, tap hole mixes, frog, ladle pocket mixes, and hangers for the Butler Refractories Company from its plant in the township of Penn Hills (formerly Penn Township), Allegheny County, to points within an airline distance of one hundred twenty-five (125) statute miles of said plant, and the return of refused, rejected or damaged merchandise.

90. To transport, as a Class D carrier, property for the Raychord Corporation from its plant in the borough of Apollo, Armstrong County, to points within an airline distance of two hundred (200) statute miles of the said plant, and vice versa.

Right 90 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport property which, because of size or weight, requires the use of special equipment such as pole trailers, carryalls, winch trucks or tractors.

SECOND: That no right, power or privilege is granted to transport commodities in bulk in tank vehicles or in hopper-type vehicles.

91. To transport, as a Class D carrier, property for the Allegheny Ludlum Steel Corporation, Leechburg Supply Company and Leechburg Mining Company from points in the borough of Leechburg, Armstrong County, and within an airline distance of ten (10) statute miles of the limits of said borough to points within an airline distance of one hundred (100) statute miles of the limits of said borough, and vice versa.

92. To transport, as a Class D carrier, property for the United States Steel Corporation and Apollo Industries, Inc., from points in the borough of Leechburg, Armstrong County, and within ten (10) miles by the usually traveled highways of the limits of said borough to points within an airline distance of one hundred (100) statute miles of the limits of said borough, and vice versa.

93. To transport, as a Class C carrier, property for the General Refractories Company and General Steel Industries, Inc., National Roll Division, from their plants in the village of Salina and the borough of Avonmore, Westmoreland County, respectively, to points within an airline distance of one hundred (100) statute miles of said plants.

Rights 91, 92 and 93 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport other than less-than-truckload shipments from the Central Warehouse, Pittsburgh, to Avonmore and Salina.

SECOND: That no right, power or privilege is granted to transport commodities in bulk and tank vehicles or in hopper-type vehicles.

94. To transport, as a Class D carrier, property, including alcoholic beverages, materials and supplies used in the manufacture of alcoholic beverages between the plants of Schenley Distributors, Inc., and affiliated companies in the villages of Schenley, Aladdin and Logansport, Armstrong County, and its warehouse in the borough of Cheswick, Allegheny County.
95. To transport, as a Class D carrier, alcoholic beverages, from plants and warehouses of Schenley Distributors, Inc., Joseph S. Finch Company, Logansport Distilling Company and other affiliated companies located in Allegheny and Armstrong Counties to points in Pennsylvania, and the return of damaged or refused merchandise.
96. To transport, as a Class D carrier, materials and supplies, used in the manufacture of alcoholic beverages from points in Pennsylvania to the plants and warehouses of Schenley Distributors, Inc., Joseph S. Finch Company, Logansport Distilling Company and other affiliated companies, located in the counties of Armstrong and Allegheny, and the return of damaged or refused merchandise.

Rights 95 and 96 subject to the following condition:

That no right, power or privilege is granted to transport property which is usually transported in carryall trucks, winch trucks, winch tractors and pole trailers, or commodities which require special equipment to load or unload from or to the vehicles.

97. To transport, as a Class D carrier, property, excluding household goods in use, between points within an airline distance of fifteen (15) statute miles of the City-County Building in the city of Pittsburgh, Allegheny County.
98. To transport, as a Class D carrier, property for General Refractories Company from its plant in the village of Salina, Bell Township, Westmoreland County, to points in Pennsylvania, and vice versa.

Right 98 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport commodities in bulk in tank vehicles or in hopper-type vehicles.

SECOND: That no right, power or privilege is granted to render service to the plants of Bethlehem Steel Corporation in the city of Bethlehem, Lehigh and Northampton Counties.

99. To transport, as a Class D carrier, property, in less-than-truckload quantities, from the facilities of Breman's Express Company, located in the borough of Monroeville, Allegheny County, to points in the counties of Allegheny, Armstrong, Beaver, Cambria, Centre, Clearfield, Fayette, Greene, Huntingdon, Indiana, Washington and Westmoreland, and vice versa.

Right 99 subject to the following conditions:

FIRST: That such transportation is restricted to shipments which have a prior or subsequent transportation by Transport Services Division of Dresser Industries, Inc., an Ohio corporation.

SECOND: That no right, power or privilege is granted to transport property in bulk in tank or hopper-type vehicles.

THIRD: That no right, power or privilege is granted to transport household goods.

100. To transport, as a Class D carrier, iron and steel, iron and steel articles, and products and materials, supplies and equipment used or useful in the manufacture, assembly and distribution of iron and steel and iron and steel articles and products, from the facilities of Jones & Laughlin Steel Corporation, located in the borough of Aliquippa, Beaver County,

and in the city of Pittsburgh, Allegheny County, to points within an airline distance of one hundred fifty (150) statute miles of the City-County Building located in the city of Pittsburgh, Allegheny County, and vice versa.

Right 100 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport commodities in bulk, in dump, tank or hopper-type vehicles.

SECOND: That no right, power or privilege is granted to transport commodities which, because of size or weight, require special handling or the use of special equipment such as winch trucks or tractors, pole or extendible trailers, or carryalls, or which require a permit from the Pennsylvania Department of Transportation for their transportation.

THIRD: That no right, power or privilege is granted to transport limestone and limestone products from points in York County.

FOURTH: That no right, power or privilege is granted to transport property to and from Standard Steel Works, Division of Baldwin Locomotive Works, located in the borough of Burnham, Mifflin County; New Holland Machine Company and New Holland Machine Division of Sperry-Rand Corporation, located in the village of Belleville, Mifflin County; and Overhead Door Company and Modern Door, Inc., located in the borough of Lewistown, Mifflin County.

FIFTH: That no right, power or privilege is granted to transport pipe, to and from points located in the counties of McKean, Potter and Warren.

SIXTH: That no right, power or privilege is granted to transport limestone, limestone products and quarry products, to or from quarries, mines and related facilities located in the county of Centre, except as presently authorized.

SEVENTH: That no right, power or privilege is granted to transport refractories, refractory products, and materials and supplies used in the production and installation thereof, from and to points in Armstrong County, except as presently authorized.

101. To transport, as a Class D carrier, iron and steel, iron and steel articles and products, and materials, supplies and equipment used or useful in the production, assembly and distribution of iron and steel and iron and steel articles and products, from the facilities of Crucible, Inc., a Division of Colt Industries, located in the borough of Midland, Beaver County, to points located within an airline distance of one hundred and fifty (150) statute miles of the limits of said borough, and vice versa.

Right 101 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport commodities in bulk, in dump vehicles.

SECOND: That no right, power or privilege is granted to transport commodities which, because of size or weight, require special handling or the use of special equipment such as winch trucks or tractors, pole or extendible trailers, or carryalls, or which require a permit from the Pennsylvania Department of Transportation for their transportation.

THIRD: That no right, power or privilege is granted to transport pipe, to and from points located in McKean, Potter and Warren Counties.

FOURTH: That no right, power or privilege is granted to transport limestone and limestone products from points in York County.

FIFTH: That no right, power or privilege is granted to transport property to and from Standard Steel Works, Division of Baldwin Locomotive Works, located in the borough of Burnham, Mifflin County; New Holland Machine Company and New Holland Machine Division of Sperry-Rand Corporation, located in the village of Belleville, Mifflin County; and Overhead Door Company and Modern Door, Inc., located in the borough of Lewistown, Mifflin County.

102. To transport, as a Class D carrier, iron and steel, and iron and steel articles, from the facilities of National Materials Corporation, located in the cities of Arnold and New Kensington, Westmoreland County, to points in Pennsylvania, and vice versa.

Right 102 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport commodities in bulk, in dump, tank or hopper-type vehicles.

SECOND: That no right, power or privilege is granted to transport commodities which, because of size or weight, require special handling or the use of special equipment such as winch trucks or tractors, pole or extendible trailers, or carryalls, or which require a permit from the Pennsylvania Department of Transportation for their transportation.

103. To transport, as a Class D carrier, refractories, refractory products and commodities used or useful in the installation of refractories and refractory products; and materials, equipment and supplies used in the production and distribution of refractories, refractory products, and commodities used or useful in the installation of refractories and refractory products, from the facilities of A.P. Green Refractories Co., located in the city and county of Philadelphia and the township of Porter, Clarion County, to points in Pennsylvania, and vice versa.

Right 103 subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk in dump, tank or hopper-type vehicles.

104. To transport, as a Class D carrier, refractories, refractory products and commodities used or useful in the installation of refractories and refractory products; and materials, equipment and supplies used in the production and distribution of refractories, refractory products, and commodities used or useful in the installation of refractories and refractory products, from the facilities of Harbison-Walker Refractories, Division of Dresser Industries, Inc., located in the borough of Mt. Union, Huntingdon County, to points in Pennsylvania, and vice versa.

Right 104 subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk, in dump, tank or hopper-type vehicles.

105. To transport, as a Class D carrier, refractories, refractory products and commodities used or useful in the installation of refractories and refractory products; and materials, equipment and supplies used in the production and distribution of refractories, refractory products, and commodities used or useful in the installation of refractories and refractory products, from the facilities of Harbison-Walker Refractories, Division of Dresser Industries, Inc., located in the village of Templeton, Pine Township, Armstrong County, to points in Pennsylvania, and vice versa.

Right 105 subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk, in dump, tank or hopper-type vehicles.

106. To transport, as a Class D carrier, by motor vehicles, property, for St. Joe Zinc Company, between points in Pennsylvania; provided that no right, power or privilege is granted to transport commodities in bulk, in dump, in tank or hopper-type vehicles.

107. To transport, as a Class D carrier, property, for Cerro Metal Products, between points in the county of Centre, and from points in said county to other points in Pennsylvania, and vice versa.

Right 107 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport commodities, in bulk, in dump, in tank or hopper-type vehicles.

SECOND: That no right, power or privilege is granted to render transportation from the county of Centre to points in the counties of Bedford, Blair, Cambria, Franklin, Fulton, Huntingdon, Juniata, Mifflin, and Somerset, and vice versa.

108. To transport, as a Class D carrier, property having a prior or subsequent movement by Sherwin Williams Company trucks, from the facilities of Breman's Express Company, located in the counties of Allegheny and Clearfield, to points in Pennsylvania, and vice versa.

Right 108 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport property, in bulk, in tank or hopper-type vehicles.

SECOND: That no right, power or privilege is granted to transport household goods.

109. To transport, as a Class D carrier, property for All Metals, Inc. and Charles Bluestone Company, between points in Pennsylvania.

Right 109 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport property in dump vehicles from or between points in Mercer County.

SECOND: That no right, power or privilege is granted to transport property in dump vehicles between points in the borough of Homestead, Allegheny County, and points within sixty (60) miles of the limits thereof, and from points in said territory to points in Pennsylvania, and vice versa.

THIRD: That no right, power or privilege is granted to transport scrap metal, in bulk, in dump vehicles, between points in the city of Altoona, Blair County, and points within thirty (30) miles of the limits thereof, and from points in said territory to points in Pennsylvania, and vice versa.

FOURTH: That no right, power or privilege is granted to transport coal, sand and gravel in dump vehicles.

110. To transport, as a Class D carrier, property between points in the county of Butler, and from points in the said county to points in Pennsylvania.

Right 110 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport household goods in use.

SECOND: That no right, power or privilege is granted to transport Class A and Class B explosives.

THIRD: That no right, power or privilege is granted to transport commodities in bulk in dump, tank or hopper-type vehicles.

FOURTH: That no right, power or privilege is granted to transport commodities which because of unusual value are normally transported in armored vehicles; and monies, bullion, securities, currency, coins, checks, negotiable instruments and other documents, coin wrappers or containers, securities, books of account, statements, drafts, security interests and other valuables.

FIFTH: That no right, power or privilege is granted to transport commodities which because of size or weight, require special handling or the use of special equipment such as winch trucks or tractors, pole or extendible trailers or carryalls.

111. To transport, as a Class D carrier, iron and steel, iron and steel articles and products, and equipment, machinery, materials and supplies used or useful in the manufacturing, assembly, sale and distribution of iron and steel, iron and steel articles and products, from the Pennsylvania facilities of United States Steel Corporation, to points in Pennsylvania, and vice versa.

Right 111 subject to the following conditions:

FIRST: That no right, power or privilege is granted to transport commodities in bulk, in dump vehicles.

SECOND: That no right, power or privilege is granted to transport sand, in bulk in truckloads, from the Pennsylvania Glass Sand Corporation in the boroughs of Mapleton, Huntingdon County, and McVeytown, Mifflin County.

THIRD: That no right, power or privilege is granted to transport limestone and limestone products, in bulk, in dump semi-trailers, tank and hopper vehicles and air-unloading bulk vehicles, from points in the county of York, and the return of damaged, refused or rejected shipments to the point of origin in said county.

FOURTH: That no right, power or privilege is granted to transport limestone or limestone products, in bags or other types of containers for the J.E. Baker Company from its plant in the township of West Manchester, York County, and for the Thomasville Stone and Lime Company, from its plant in the township of Jackson, York County, and the return of damaged, refused or rejected shipments to the point of origin in said counties.

FIFTH: That no right, power or privilege is granted to transport property which, because of size or weight, requires a special highway weight permit to be issued by the Pennsylvania Department of Transportation.

with the above rights further 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, \$25,000, being the amount of the consideration payable by it for the right and going concern value attributable thereto less any amount recorded under condition 2 above.
- (4) That the certificate holder shall comply with all of the provisions of the Public Utility Law as now existing or as may hereafter be amended, and Pa. Code Title 52, Chapter 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.
- (5) 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 Section 1102(3) of Title 66, PA C.S.A.

IT IS FURTHER ORDERED: That issuance of the certificate be withheld pending receipt of the 1984 and 1985 Annual Report of the transferor.


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 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 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, Breman's Express Company, at A-00080581, Folders 2, 3, 6, 8 and 10 be cancelled as provided for in the attached Supplemental Order.

BY THE COMMISSION,


Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: September 4, 1986

ORDER ENTERED: SEP 12 1986

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held January 10, 1986

Commissioners Present:

Linda C. Taliaferro, Chairman
Frank Fischl
Bill Shane

Application of Bulk Transportation
Services, Inc. for approval of the
transfer to it of all of the operating
rights held by Charles J. Merlo, Inc.
at A-00085811, F. 2.

A-00101351, F. 1, Am-A

O R D E R

BY THE COMMISSION:

By application docketed January 31, 1985, Bulk Transportation Services, Inc. a corporation of the Commonwealth of Pennsylvania, seeks approval of the transfer to it of all the rights granted to Charles J. Merlo, Inc. a corporation of the Commonwealth of Pennsylvania, under the certificate issued at A-00085811, F. 2.

We find the applicant to be fit to be granted the operating authority sought herein and that approval of the application is necessary and proper for the continuation of service to the public; THEREFORE,

IT IS ORDERED: That the application for the transfer of rights held by Charles J. Merlo, Jr. at A-00085811, F. 2 be approved and that the original report and order at A-00101351 and the certificate issued pursuant thereto, be modified and amended to include the following rights:

1. To transport, as a Class D carrier, building materials, in bulk in dump trucks, coal, sand, bricks and mine supplies between points in the borough of Nanty Glo, Cambria County, and within twenty-five (25) miles of the limits thereof, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.
2. To transport, as a Class D carrier, coal from stripping operations, sand, gravel, reddog, soil and brick from points in the borough of Nanty Glo, Cambria County, and within twenty-five (25) miles of the limits of the said borough to points in the said territory;

with right no. 2 above subject to the following condition:

That no right, power or privilege is granted to transport coal for domestic consumption from the mines of Bethlehem Collieries Corporation, located in the borough of Nanty Glo, Cambria County, said mine being known as No. 31, formerly Heisley Mine, except as authorized by the first right hereinbefore set forth.

3. To transport, as a Class D carrier, scrap metals between points in the borough of Nanty Glo, Cambria County, and within twenty-five (25) miles of the limits of the said borough, excluding service from the city of Altoona, Blair County.
4. To transport, as a Class D carrier, coal between points within an airline distance of forty-five (45) statute miles of the limits of the borough of Nanty Glo, Cambria County;

with right no. 4 above subject to the following condition:

That no right, power or privilege is granted to transport coal to the steel plants of the Bethlehem Steel Corporation in the county of Cambria, except as presently authorized.

5. To transport, as a Class D carrier, scrap metal and scrap iron, in bulk, in dump vehicles, from points in Pennsylvania to the facilities of Bethlehem Steel Corporation located in the counties of Cambria and Dauphin;

with right no. 5 above subject to the following conditions:

- (a) That no right, power or privilege is granted to render service from Avis, Clinton County, and points within five (5) miles of the limits of Avis.
- (b) That no right, power or privilege is granted to render service from the Mountain City Junk Company or Charles Caracciola Steel and Metal Yard.
- (c) That no right, power or privilege is granted to render service from Hodes Industries from its facilities in Centre County, the city of Lock Haven, Clinton County, or the city of Tyrone, Blair County.

6. To transport, as a Class D carrier, coal, in bulk, in dump vehicles, for Bethlehem Mines Corporation, from its mines and facilities located in the counties of Butler, Cambria and Washington, to points in that part of Pennsylvania on and west of U.S. Highway Route 15;

with right no. 6 above subject to the following conditions:

- (a) That no right, power or privilege is granted to provide service to or from the Bethlehem Mines Corporation Fawn No. 91 Mine located in Saxonburg, Butler County.
- (b) That no right, power or privilege is granted to transport coal for Bethlehem Mines Corporation, from its mines and facilities located in the county of Washington, to points in the counties of Allegheny, Fayette, Greene, Washington and Westmoreland.

with all of the above rights further 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 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, \$1,000, being the amount of the consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under condition 2 above.
4. That the operating authority granted herein, or now held or subsequently granted to the applicant to the extent that it is duplicative shall not be construed as conferring more than one operating right.


5. That the certificate holder shall comply with all of the provisions of the Public Utility Law as now existing or as may hereafter be amended, and Pa. Code Title 52, Chapter 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 Section 1102(3) of Title 66, PA C.S.A.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it has complied with the requirements of the Pennsylvania Public Utility Law and the rules and regulations of this Commission relative to the filing and acceptance of evidence of insurance and a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: 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.

IT IS FURTHER ORDERED: That upon compliance with this order the rights granted the transferor Charles J. Merlo, Inc. a corporation of the Commonwealth of Pennsylvania at A-00085811, F. 2 be cancelled and the record be marked closed.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: January 10, 1986

ORDER ENTERED: JAN 23 1986

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held March 5, 1987

Commissioners Present:

Linda C. Taliaferro, Chairman
Frank Fischl
Bill Shane

Application of Bulk Transportation Services, Inc., a corporation of the Commonwealth of Pennsylvania, for amendment to its common carrier certificate, which grants the right, inter alia, to transport, by motor vehicle, coal, cinders, reddog, sludge, coke, coke ashes, boiler ashes, flyash, sand and gravel, in dump trucks, between points in the counties of Fayette, Westmoreland, Somerset, Washington, Cambria and Allegheny; excluding the transportation of commodities in hopper-type vehicles: SO AS TO PERMIT the transportation of coal and stone from the Pennsylvania mines and facilities of Bethenergy Mines, Incorporated, to points in Pennsylvania; subject to the following condition: That no right, power or privilege is granted to provide service to or from the Bethlehem Mines Corporation Fawn No. 91 mines located in Saxonburg, Butler County.

A-00101351
F. 1
Am-B

Vuono, Lavelle & Gray for William J. Lavelle for the applicant.
Graf, Knupp & Andrews by David H. Radcliff for protestant, Jonas P. Donmoyer, Inc.
Rhoads & Sinon by J. Bruce Walter for protestant, D. K. Hershey, Inc.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed June 16, 1986. Public notice of the application was given in the

Pennsylvania Bulletin of July 5, 1986 and two protests were filed; one was filed late.

Jonas P. Donmoyer, Inc. and D. K. Hershey, Inc., (Hershey filing a late protest) withdrew their protests when the applicant restrictively amended the application to exclude the transportation of stone to, from or between points in the counties of Adams, Lebanon or York.

The now unopposed application is certified to the Commission for its decision without oral hearing. The record consists of verified statements entered by the applicant and one supporting shipper.

Bulk Transportation Services, Inc. currently operates pursuant to a grant of common carrier authority issued by this Commission on June 13, 1979 transporting generally, bulk commodities in western Pennsylvania. By the instant application, it seeks authority to transport coal and stone for a single named shipper from its Pennsylvania mines and facilities to points in Pennsylvania, with a self imposed restriction.

Applicant's office located at Mineral Point, Cambria County includes administrative offices, dispatch facilities, maintenance facilities and parking space for its vehicles. Applicant currently owns nine dump trucks, three tractor trailers, and leases seven tractor trailers and four dump trucks. A number of the vehicles are equipped with two-way radios which permit easy contact between the vehicle and dispatch office. A comprehensive safety and maintenance program is in effect.

The financial data presented by the applicant for the year ended March 31, 1986 indicates total current assets of \$196,422, total assets of \$199,422, total current liabilities of \$176,780 and stockholders' equity of \$22,642. On revenues of \$1,243,386 a net income of \$26,873 was realized.

Applicant will offer a call or demand service to the supporting shipper. Service will be available 24 hours per day, seven days per week with scheduled pickup. Approval of the instant application will serve to reduce empty backhaul mileage now being incurred.

BethEnergy Mines, Incorporated is affiliated with Bethlehem Steel Corporation. BethEnergy is a producer of coal with several facilities located in Pennsylvania including mines in Cambria, Schuylkill and Washington Counties.

Cambria Mine No. 33 is one of three primary sources of coal in Pennsylvania located near Ebensburg, in Cambria County. This mine ships approximately 600,000 tons of coal annually to the Pennsylvania Electric Company Power plant in Homer City, Indiana County. The Cambria Mine No. 33 also ships a collective 96,000 tons of coal each year to other

5. Applicant has the equipment, experience and fitness necessary to render the proposed service as modified.

IT IS FURTHER ORDERED: That the application, as modified, be and is hereby approved, and that the certificate issued on June 13, 1979, as amended, be further amended to include the following right:

To transport, as a Class D carrier, coal, for BethEnergy Mines, Incorporated from its Pennsylvania mines and facilities, to points in Pennsylvania;

subject to the following condition:

That no right, power or privilege is granted to provide service to or from the Bethlehem Mines Corporation Fawn No. 91 mines located in Saxonburg, Butler County.

IT IS FURTHER ORDERED: That the application be denied in all respects for failure to establish proof of necessity.

IT IS FURTHER ORDERED: 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.

IT IS FURTHER ORDERED: 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.

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.

BY THE COMMISSION,


Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: March 5, 1987

ORDER ENTERED MAR 13 1987

Penelec power plants located near Dilltown in Indiana County, the Sunbury facility near Snyderstown in Northumberland County, York in York County, and Montour in Columbia County.

Ellsworth Mines No. 58 and 60 which are located in Washington County are the second source. One hundred twenty thousand tons of coal are shipped from those mines to the Pennsylvania Power and Light facility at New Castle, Lawrence County.

The third source is the Tamaqua Mine in Schuylkill County shipping approximately 30,000 tons of coal annually to the Johnstown area mills of Bethlehem Steel. In addition, 10,000-20,000 tons of coal are shipped yearly from the Tamaqua Mine to other points throughout Pennsylvania on a spot order basis.

The supporting shipper has utilized applicant's service for a number of years and its experience with the applicant has been very good. If the application is approved, BethEnergy Mines anticipates that initially it would offer applicant about 30 percent of its current traffic.

DISCUSSION AND FINDINGS

Applicant has presented support for the transportation of coal as proposed. It has failed to demonstrate that service will be required for the transportation of the commodity stone. As the commodity stone has not been supported, we will eliminate the restrictive amendment regarding stone as not being relevant.

BethEnergy Mines, Incorporated is the only shipper supporting service from its own facilities. We shall limit the proposed service to read for that shipper. This modification to the authority limiting service for a shipper is in conformance with current Commission policy when the origin is from a specific shipper's facility and that shipper offers the only support on the record.

We find that:

1. Applicant currently operates pursuant to a common carrier certificate issued June 13, 1979.
2. The application was protested by two carriers who withdrew upon restrictive amendment.
3. Applicant has supported the coal authority but has not supported the commodity stone; therefore, the restrictive amendment regarding stone can be eliminated.
4. As only one shipper supported the application, we will modify the authority to read for BethEnergy Mines, Incorporated.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held January 29, 1988

Application Docket No. A-00106901, Nicklaus Freight Lines, Inc.

SUPPLEMENTAL ORDER MODIFYING
CERTIFICATE OF PUBLIC CONVENIENCE

BY THE COMMISSION:

It appearing that part of the rights granted to Nicklaus Freight Lines, Inc., under the certificate of public convenience issued at A-00106901, have been transferred to South Hills Movers, Inc., at A-00099073, F. 2, Am-D, and are now contained under the certificate of public convenience issued to it; and that the transferor is retaining certain operating authority; and the matters and things involved having been duly considered by the Commission; THEREFORE,

IT IS ORDERED: That upon compliance with the conditions and requirements as set forth in the order at A-00099073, F. 2, Am-D, the operating rights and the certificate of public convenience at A-00106901 be and are hereby modified so as to include the following restriction:

with rights no. 1 through 108, inclusive, subject to the following condition:

That no right, power or privilege is granted to transport household goods and office furnishings and equipment, in use, or baggage, (a) from points in the city of New Castle and the townships of Taylor, Hickory, Neshannock, Union, Shenango and North Beaver, Lawrence County, to other points in Pennsylvania; (b) from the borough of Clymer, Indiana County, and within five (5) miles by the usually traveled highways of the limits of said borough to points within twenty-five (25) miles by the usually traveled highways of the limits of said borough, and vice versa; (c) from points in the borough of Clymer, Indiana County, and within twenty-five (25) miles by the usually traveled highways of the limits of said borough to points in Pennsylvania, and vice versa; (d) between points in the borough of Leechburg, Armstrong County, and within twelve (12) miles by the usually traveled highways of the limits of said borough;

and (e) from points in the borough of Leechburg, Armstrong County, and within ten (10) miles by the usually traveled highways of the limits of said borough to other points in Pennsylvania, and vice versa.

IT IS FURTHER ORDERED: That the transferor shall amend its tariff to comply with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of the Commission relating to the filing and acceptance of a tariff.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: January 29, 1988

ORDER ENTERED: April 18, 1988

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held September 15, 1988

Commissioners Present:

Bill Shane, Chairman
William H. Smith, Vice-Chairman
Linda C. Taliaferro
Joseph Rhodes, Jr.
Frank Fischl

Application Docket No. A-00106901, Nicklaus Freight Lines, Inc.

CORRECTED
SUPPLEMENTAL ORDER CANCELLING
CERTIFICATE OF PUBLIC CONVENIENCE

BY THE COMMISSION:

It appearing that part of the rights granted to Nicklaus Freight Lines, Inc., under the certificate of public convenience issued at A-00106901, have been transferred to Hammel's Express, Inc., at A-00088995, F. 4, Am-B

and are now contained under the certificate of public convenience issued to it; and that Nicklaus Freight Lines, Inc., is retaining certain operating authority which requires modification to eliminate duplication; and the matters and things involved having been duly considered by the Commission; THEREFORE,

IT IS ORDERED: That upon compliance with the conditions and requirements as set forth in the order at A-00088995, F. 4, Am-B, the operating rights and the certificate of public convenience at A-00106901 be and are hereby modified as provided hereinafter; and rights numbered 79, 80, 81, 82, 85, 87, 89, 91, and 92, contained in the order adopted September 4, 1986, entered September 12, 1986, at A-00106901, be and are hereby cancelled and privileges granted thereby shall forthwith cease and terminate.

IT IS FURTHER ORDERED: That the retained operating authority contained in the Commission's order adopted September 4, 1986, entered September 12, 1986, and the certificate of public convenience issued thereunder shall be modified to include the following restrictions:

with rights no. 1 through 111, inclusive, subject to the following conditions:

That no right, power or privilege is granted:

To transport property for A.P. Green Fire Brick Company, from its plant in the borough of Tarentum,

Allegheny County, to points in Pennsylvania, and vice versa;

To transport refractory products consisting of high temperature bonding mortar, castables, gun mixes, tap hole mixes, grog, ladle pocket mixes, and hangers for the Butler Refractories Company from its plant in the township of Penn Hills (formerly Penn Township), Allegheny County, to points within an airline distance of one hundred twenty-five (125) statute miles of said plant, and the return of refused, rejected or damaged merchandise.

To transport shipments for the American Sheet and Tin Plate Company (now known as United States Steel Corporation) from points in the borough of Vandergrift, Westmoreland County, to points in Pennsylvania within fifty (50) miles by the usually traveled highways of the limits of the said borough, and vice versa;

To transport property for the Allegheny Ludlum Steel Corporation, Leechburg Supply Company and Leechburg Mining Company from points in the borough of Leechburg, Armstrong County, and within an airline distance of ten (10) statute miles of the limits of said borough to points within an airline distance of one hundred (100) statute miles of the limits of said borough, and vice versa;

To transport property for the United States Steel Corporation and Apollo Industries, Inc., from points in the borough of Leechburg, Armstrong County, and within ten (10) miles by the usually traveled highways of the limits of said borough to points within an airline distance of one hundred (100) statute miles of the limits of said borough, and vice versa.

IT IS FURTHER ORDERED: That the transferor shall file an amended tariff in compliance with the modifications stated herein.

IT IS FURTHER ORDERED: That a copy of this supplemental order at A-00106901 be forwarded to Mr. George R. Otto, Regional Audit Supervisor, Department of Revenue, 10th Floor, Strawberry Square, Harrisburg, Pennsylvania.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Jerry Rich". The signature is stylized with a large, sweeping initial "J" and "R".

Jerry Rich
Secretary

(SEAL.)

ORDER ADOPTED: September 15, 1988

ORDER ENTERED: November 28, 1988

BROCIOUS TRUCKING, INC.
DOCKET NO. A. 88072

Folder 2

To transport, as a Class D carrier, sewer pipe for State Highway Projects from the plant of the Brockway Clay Company in the Borough of Brockway, Jefferson County, to points within seventy-five (75) miles by the usually traveled highways of the limits of the said borough.

To transport, as a Class D carrier, coal from the mine of the Brockway Coal Company near the Borough of Brockway, Jefferson County, to consumers within seventy-five (75) miles by the usually traveled highways of the limits of the said mine.

To transport, as a Class D carrier, coal for domestic consumption between points in the Borough of Brockway, Jefferson County, and within fifteen (15) miles by the usually traveled highways of the limits of the said borough, provided no haul shall exceed a distance of fifteen (15) miles from point of origin to point of destination.

To transport, as a Class D carrier, coal from mines or stripping operations in the Borough of Brockway, Jefferson County, and within twenty-five (25) miles by the usually traveled highways of the limits of the said borough to railroad sidings in the said area, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination.

Folder 3

To transport, as a Class D carrier, clay products for the Brockway Clay Company from its plant in the Township of Snyder, Jefferson County, and within five (5) miles of the limits of said township to points in Pennsylvania.

To transport, as a Class D carrier, glass products for the Brockway Glass Company, Inc., from its plant in the Borough of Brockway, Jefferson County, to points in the cities of Pittsburgh, Allegheny County, Williamsport, Lycoming County, and Philadelphia, Philadelphia County, excluding intermediate points.

To transport, as a Class D carrier, plastic containers for the Brockway Glass Company, Inc., from its plants or other facilities in the Borough of Brockway and the Township of Snyder, Jefferson County, to points in the Cities of Pittsburgh, Allegheny County, Williamsport, Lycoming County, and Philadelphia, Philadelphia County; and returned or rejected shipments and pallets from the said Cities of Pittsburgh, Williamsport, and Philadelphia to the above named points of origin on return;

Folder 3, Am-A

To transport, as a Class B carrier, property between points in the Borough of Brockway, Jefferson County, and the Townships of Snyder, Warsaw, Washington and Polk, Jefferson County.

To transport, as a Class C carrier, property from the Borough of Brockway, Jefferson County, and the Townships of Snyder, Warsaw, Washington and Polk, Jefferson County, to points within an airline distance of twenty-five (25) statute miles from the said borough and vice versa.

To transport, as a Class D carrier, emergency shipments of tile pipe specimens for the Brockway Clay Company from points in the Borough of Brockway, Jefferson County, and the Townships of Snyder, Warsaw, Washington and Polk, Jefferson County, to points in Pennsylvania and vice versa.

To transport, as a Class D carrier, emergency shipments for the Brockway Glass Company from points in the Borough of Brockway, Jefferson County, and the Townships of Snyder, Warsaw, Washington and Polk, Jefferson County, to points in Pennsylvania, and vice versa.

Folder 3, Am-B

To transport, as a Class D carrier, property, for the Brockway Glass Company, from points in the Borough of Brockway, Jefferson County, and the townships of Snyder, Warsaw, Washington and Polk, Jefferson County, to points in Pennsylvania, and vice versa.

subject to the following conditions:

1. That no right, power or privilege is granted to transport property, in bulk in tank or hopper-type vehicles, except on emergency shipments.
2. That no right, power or privilege is granted to transport property, in bulk in dump vehicles, to or from points within fifty (50) miles of the limits of the city of Pittsburgh or to or from the city of Erie, except on emergency shipments.

Folder 3, Am-C

To transport, as a Class D carrier, property, from the facilities of or those utilized by Brockway Glass Company, located in Clearfield County, to points in Pennsylvania, and vice versa.

subject to the following conditions:

That no right, power or privilege is granted to transport commodities in bulk.

That no right, power or privilege is granted to transport household goods in use.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held January 12, 1989

Commissioners Present:

Bill Shane, Chairman
William H. Smith, Vice-Chairman
Joseph Rhodes, Jr.
Frank Fischl

Application of Brocious Trucking, Inc., a corporation of the State of Delaware, for amendment to its common carrier certificate, which grants the right, inter alia, to transport by motor vehicle, glass products for the Brockway Glass Company, Inc., from its plant in the borough of Brockway, Jefferson County, to points in the cities of Pittsburgh, Allegheny County, Williamsport, Lycoming County, and Philadelphia, Philadelphia County, excluding intermediate points: SO AS TO PERMIT the transportation of (1) glass products for Owens-Brockway, Inc., from its plant in the borough of Brockway, Jefferson County, to points in the cities of Pittsburgh, Allegheny County, Williamsport, Lycoming County, and Philadelphia, Philadelphia County, excluding intermediate points; (2) plastic containers for Owens-Brockway, Inc., from its plants or other facilities in the borough of Brockway and the township of Snyder, Jefferson County, to points in the cities of Pittsburgh, Allegheny County, Williamsport, Lycoming County and Philadelphia, Philadelphia County; and returned or rejected shipments and pallets from the said cities of Pittsburgh, Williamsport and Philadelphia, to the above-named points of origin on return; (3) property, for Owens-Brockway, Inc., from points in the borough of Brockway, Jefferson County, and the townships of Snyder, Warsaw, Washington and Polk, Jefferson County, to points in Pennsylvania, and vice versa; with Right No. 3 subject to the following conditions: That no right, power or privilege is granted to transport property, in bulk in tank or hopper-type vehicles, except on emergency shipments; That no right, power or privilege is granted to transport property, in bulk in

A-00088072
F. 3
Am-E

dump vehicles, to or from points within fifty (50) miles of the limits of the city of Pittsburgh, or to or from the city of Erie, except on emergency shipments; and (4) property, from the facilities of or those utilized by Owens-Brockway, Inc., located in the county of Clearfield, to points in Pennsylvania and vice versa; with Right No. 4 subject to the following conditions: That no right, power or privilege is granted to transport commodities in bulk; and That no right, power or privilege is granted to transport household goods in use.

Vuono, Lavelle & Gray, by William J. Lavelle for the applicant.
Graf, Andrews & Radcliff, by Christian V. Graf for protestant, R. T.
Merryman Trucking, Inc.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission by an application filed on April 1, 1988, and published in the Pennsylvania Bulletin of April 23, 1988. One carrier protested the application but withdrew upon reconsideration of its interest in the matter. The unopposed record is now certified to the Commission for its decision without oral hearing. A verified statement was submitted by the applicant and the shipper.

DISCUSSION AND FINDINGS

Brocius Trucking, Inc., has held a common carrier certificate from this Commission since September 19, 1961. It holds authority at Folder 2 to transport coal and sewer pipe in and around the borough of Brockway, Jefferson County. It also holds authority at Folder 3 to transport specific products and property, with some of the authority limited to serving specifically named shippers.

As pertinent to this application, one of the named shippers it has been serving under the Folder 3 authority for a long time, Brockway Glass Company, Inc., has undergone a recent merger resulting in a series of shipper name changes. Specifically, Brockway Glass Company, Inc. was merged into Owens-Illinois, Inc. in early 1988. The applicant was subsequently advised that the surviving entity was to be named Owens-Brockway, Inc., and it therefore initiated the application in order to correct the name of the shipper in its existing authority.

It later came to the applicant's attention that the operations would actually be conducted under the name of Owens-Brockway Container Division of Owens-Illinois, Inc. Accordingly, the applicant submitted a Petition for Modification requesting that the application be processed to conclusion without the necessity of reservicing the application in order to reflect the minor variation in the shipper name.

The applicant is not seeking additional authority, but rather, seeks to correct the name of a shipper it has been serving for many years. Jerry Dollard, assistant manager of transportation for Owens-Brockway Glass Container Division of Owens-Illinois, Inc., has entered a supporting affidavit in which he avers that the new entity's shipping requirements remain exactly as those of its predecessor, Brockway Glass Company, Inc.

We concur with the applicant in that the change in shipper name is not so severe as to deceive or hide the shipper identity from the public and require reservicing of the application. In fact, the protestant of record was served a copy of the Petition for Modification, and its interests were satisfied sufficiently to withdraw the protest.

We find:

1. That the applicant has held authority to provide service for Brockway Glass Company, Inc., for many years.
2. That Brockway Glass Company, Inc., merged with Owens-Illinois, Inc.
3. That at the time of filing the application, the shipper's name was Owens-Brockway, Inc.
4. That the name of the shipper was subsequently changed, and is now Owens-Brockway Glass Container Division of Owens-Illinois, Inc.
5. That, along with verified statements, the applicant submitted a Petition for Modification of the Scope of the Application for acceptance of the shipper's new name without reservicing the application.
6. That the applicant is not seeking to enlarge the territory in which it is currently authorized to serve the shipper.
7. That, subsequent to receipt of a copy of the Petition for Modification, the protestant withdrew the protest.
8. That the applicant's Petition for Modification of the Scope of the Application has merit and a grant thereof would have no adverse impact on existing carriers.
9. That a public need for the service as proposed and modified does exist.

10. That approval of the application, as modified, is necessary for the accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application be and is hereby approved as modified and that the certificate issued to the applicant on September 19, 1961, as amended, be further amended so that the second and third rights in the Report and Order of June 26, 1961; the right contained in our order adopted April 20, 1968; and the right contained in our order adopted November 19, 1982, be changed so that they shall now read as follows:

- (1) To transport, as a Class D carrier, glass products for Owens-Brockway Glass Container Division of Owens-Illinois, Inc., from its plant in the borough of Brockway, Jefferson County, to points in the cities of Pittsburgh, Allegheny County; Williamsport, Lycoming County; and Philadelphia, Philadelphia County, excluding intermediate points.
- (2) To transport, as a Class D carrier, plastic containers for Owens-Brockway Glass Container Division of Owens-Illinois, Inc., from its plants or other facilities in the borough of Brockway and the township of Snyder, Jefferson County, to points in the cities of Pittsburgh, Allegheny County; Williamsport, Lycoming County; and Philadelphia, Philadelphia County; and returned or rejected shipments and pallets from the said cities of Pittsburgh, Williamsport and Philadelphia to the above-named points of origin on return.
- (3) To transport, as a Class D carrier, property, for Owens-Brockway Glass Container Division of Owens-Illinois, Inc., from points in the borough of Brockway, Jefferson County, and the townships of Snyder, Warsaw, Washington and Polk, Jefferson County, to points in Pennsylvania, and vice versa;

with Right No. (3) subject to the following conditions:

That no right, power or privilege is granted to transport property, in bulk in tank or hopper-type vehicles, except on emergency shipments.

That no right, power or privilege is granted to transport property, in bulk in dump vehicles, to or from points within fifty (50) miles of the limits of the city of Pittsburgh, or to or from the city of Erie, except on emergency shipments.

- (4) To transport, as a Class D carrier, property, from the facilities of or those utilized by Owens-Brockway Glass Container Division of Owens-Illinois, Inc., located in Clearfield County, to points in Pennsylvania, and vice versa;

with Right No. (4) subject to the following conditions:

That no right, power or privilege is granted to transport commodities in bulk.

That no right, power or privilege is granted to transport household goods in use.

IT IS FURTHER ORDERED: That the Petition for Modification of the Scope of Authority be granted.

IT IS FURTHER ORDERED: 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 the Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That in the event the 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.

IT IS FURTHER ORDERED: 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.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: January 12, 1989

ORDER ENTERED: JAN 20 1989

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held June 4, 1987

Commissioners Present:

Bill Shane, Chairman
Linda C. Taliaferro
Frank Fischl

Professional Courier International,
Inc., d/b/a Professional Delivery
and Courier, Cleveland, Ohio;
Petition for Reconsideration

Docket No.
A-106638

O R D E R

BY THE COMMISSION:

By Application received November 12, 1985, Professional Courier International, Inc., d/b/a Professional Delivery and Courier (PD&C) filed an application at A-106638 requesting common carrier authority for the right to begin to transport property between points in the counties of Crawford, Erie, Mercer, Venango and Warren, and from points in said counties, to points in Pennsylvania and vice versa; subject to the following conditions:

- (1) That no right, power or privilege is granted to transport commodities in bulk, household goods and office furniture in use, iron and steel articles, or commodities which because of their size or weight require special handling or the use of special equipment;
- (2) That no right, power or privilege is granted to transport monies, bullion, securities or other valuables;
- (3) That no right, power or privilege is granted to transport cash letters, commercial papers, written instruments, and audit and data processing media of all kinds from, to and between banks and banking institutions;
- (4) That service is limited to the transportation of shipments which are picked up at the origin point and delivered to the destination point within ten (10) hours;
- (5) That shipments both originating and terminating in Erie County shall be picked up at the origin point within one-half hour of the call for service and shall be delivered to the destination point within two hours of the

call for service; (6) That no right, power or privilege is granted to transport property in a vehicle which contains the property of more than one consignor at any one time; and, (7) That no right, power or privilege is granted to transport any shipment weighing more than one-hundred (100) pounds, a shipment being defined as a quantity of freight received from one consignor at one location, at one origin point, on one day, destined to one consignee, at one location, at one destination point, from points in the counties of Crawford, Erie, Mercer, Venango and Warren, to points in that part of Pennsylvania on and west of U.S. Highway 219 or to points in that part of Pennsylvania on and east of U.S. Highway 15, or vice versa (except between points in the counties of Crawford, Erie, Mercer, Venango and Warren).

By Order entered March 17, 1987, the Commission approved the application as modified, granting the following right:

To transport, as a Class D carrier, property, between points in the counties of Erie and Venango, and from points in said counties, to points in Pennsylvania, and vice versa;

subject to the following conditions:

- (1) That no right, power or privilege is granted to transport commodities in bulk, household goods and office furniture in use, iron and steel articles, or commodities which, because of their size or weight, require special handling or the use of special equipment;
- (2) That no right, power or privilege is granted to transport monies, bullion, securities or other valuables;
- (3) That no right, power or privilege is granted to transport cash letters, commercial papers, written instruments, and audit and data processing media of all kinds from, to and between banks and banking institutions;
- (4) That service is limited to the transportation of shipments which are picked up at the origin point and delivered to the destination point within ten (10) hours;

- (5) That shipments both originating and terminating in Erie County shall be picked up at the origin point within one half hour of the call for service and shall be delivered to the destination point within two hours of the call for service;
- (6) That no right, power or privilege is granted to transport property in a vehicle which contains the property of more than one consignor at one time;
- (7) That no right, power or privilege is granted to transport any shipment weighing more than one-hundred (100) pounds, a shipment being defined as a quantity of freight received from one consignor at one location, at one origin point, on one day, destined to one consignee, at one location, at one destination point, from points in the counties of Erie and Venango, to points in that part of Pennsylvania on and west of U.S. Highway 219, or to points in that part of Pennsylvania on and east of U.S. Highway 15, or vice versa (except between points in the counties of Erie and Venango);
- (8) That no right, power or privilege is granted to transport (a) property from facilities of Zurn Industries, Inc., Copes-Vulcan, Hammermill Paper Company or General Electric Company located in Erie County; (b) property for Zurn Industries, Inc., Copes-Vulcan, Hammermill Paper Company or General Electric Company to their facilities located in Erie County; or (c) any shipment weighing more than 100 pounds to the facilities of Zurn Industries, Inc., Copes-Vulcan, Hammermill Paper Company or General Electric Company located in Erie County.
- (9) That no right, power or privilege is granted to transport light parcels and baggage, for E. E. Austin Co., Kaiser Aluminum Co., Koppers Interlake Co., Amthor Steel Co., Erie City Energy Co., Erie Industrial Truck Co., Penelec, Scobell Co., Urich Foundry between points in the city of Erie, Erie County, and within six (6)

miles by the usually traveled highways of the limits of the said city.

- (10) That no right, power or privilege is granted to transport property which originates in the counties of Allegheny or Cambria, except when the requested service is received from a consignee located in the counties of Erie and Venango, and service is provided for such consignee. (Emphasis added.)

On April 1, 1987, PD&C filed Exceptions to the March 17, 1987 Commission Order which will be treated as a Petition for Reconsideration of the March 17, 1987 Order.

The Public Utility Code grants the Commission broad discretionary powers concerning the reconsideration, amendment, rescission, or modification of its orders; such discretion is limited only by the due process considerations of providing notice and an opportunity to be heard by the parties. Pennsylvania Public Utility Commission v. Yellow Cab Co., 51 Pa.P.U.C. 149 (1977). Specifically, the Commission has the power to grant reconsideration of a previous order in light of newly discovered evidence, a change in circumstances justifying modification, or if persuaded that its previous decision was in error. Application of Commonwealth Telephone Co., 24 Pa. Commonwealth Ct. 243, 355 A.2d 611 (1976); Brink's Inc. v. Pa. P.U.C., 16 Pa. Commonwealth Ct. 300, 328 A.2d 582 (1974); Pennsylvania Public Utility Commission v. Philadelphia Electric Co., 58 Pa. P.U.C. 407 (1984); Cannuni v. Duquesne Light Co., 57 Pa. P.U.C. 92 (1983); Pennsylvania Public Utility Commission v. Bell Telephone Co. of Pa., 54 Pa. P.U.C. 473 (1980).

The purpose of PD&C's Petition is to have the March 17, 1987 Order amended to (1) include the authorization in condition seven to transport shipments weighing more than 100 pounds from points in Erie and Venango Counties to points in Crawford, Mercer and Warren Counties and vice versa, and (2) modify condition ten to read "request for service" rather than "requested service."

There is evidence in the record which establishes a need for the transportation of shipments weighing more than 100 pounds from points in Erie and Venango Counties to points in Crawford, Mercer and Warren Counties, and vice versa. The Bureau of Transportation inadvertently overlooked the evidence which supported the grant of authority with respect to that part of Pennsylvania on and west of U.S. Highway 219.

Van Air Systems, Inc. manufactures compressed air treating equipment at a plant in Lake City, Erie County, and has shown a need for the transportation of shipments weighing more than 100 pounds to Crawford, Warren and Mercer Counties. Approximately 50% of the outbound shipments from Lake City weigh more than 100 pounds. From Lake City, shipments

are made to Cambridge Springs and Meadville, Crawford County, Warren, Warren County, and Mercer, Greenville and Sharon, Mercer County.

Yates Company manufactures custom plastic products at a plant in Mill Creek Township, Erie County, and has shown a need for the transportation of shipments weighing more than 100 pounds to Crawford and Warren counties. Eighty-five percent of its inbound shipments weigh more than 500 pounds, with an indefinite percentage of the total shipments weighing between 100 pounds and 500 pounds. A major supplier of inbound products is located at Meadville, Crawford County. Of its outbound shipments, approximately 65% weigh more than 500 pounds, and an unspecified percentage of the remaining shipments weigh between 100 pounds and 500 pounds. It makes 50 outbound shipments annually to Meadville, Crawford County, and 6 shipments a year to Warren, Warren County.

Abrill Industries produces machinery at a plant in Franklin, Venango County, and has shown a need for the transportation of shipments weighing more than 100 pounds to Mercer County. Some 20% of its outbound shipments weigh more than 1,000 pounds, and an indeterminate percentage of the remaining shipments weigh between 100 pounds and 1,000 pounds. Likewise, approximately 20% of its inbound shipments weigh more than 1,000 pounds, and an indeterminate percentage of the remaining shipments weigh between 100 pounds and 1,000 pounds. It makes shipments from its Venango County facility to a customer in Greenville, Mercer County.

Assembly Machines, Inc. produces custom designed assembly machinery at a plant in Mill Creek Township, Erie County, and has shown a need for the transportation of shipments weighing more than 100 pounds to Crawford County. Approximately 20% of its inbound and outbound shipments weigh more than 100 pounds. Most of its suppliers and customers are located within a 100 mile radius of the plant. It makes approximately 100 shipments a year to a customer in Meadville, Crawford County, and it also receives inbound shipments from Meadville.

PD&C should be authorized to transport shipments weighing more than 100 pounds from points in Erie and Venango Counties to points in Crawford, Mercer and Warren Counties, and vice versa. The seventh condition, inadvertently precludes PD&C from providing this service.

The parenthetical language at the end of the seventh condition should be modified to read as follows:

(except between points in the counties of Erie and Venango, and from points in the counties of Erie and Venango to points in the counties of Crawford, Mercer and Warren, and vice versa);

The tenth condition contains the language "when the requested service is received." The language should read "when the request for service is received." The tenth condition was the result of a restrictive amendment filed on May 12, 1986 to remove protests. The language in the restrictive amendment read "when the request for service is received." Therefore, the tenth condition should read in its entirety as follows:

That no right, power or privilege is granted to transport property which originates in the counties of Allegheny or Cambria, except when the request for service is received from a consignee located in the counties of Erie and Venango, and service is provided for such consignee.

Petitioner has persuaded the Commission that our previous decision was in error, which would justify reconsideration of the Commission's March 17, 1987 Order approving Petitioner's application as modified; THEREFORE,

IT IS ORDERED: That the Petition for Reconsideration of the Commission order entered March 17, 1987, filed by Professional Courier International, Inc., d/b/a Professional Delivery and Courier, on April 1, 1987, is hereby granted.

IT IS FURTHER ORDERED: That the March 17, 1987 Commission Order at A-106638 is hereby modified and amended to grant the following right:

To transport, as a Class D carrier, property, between points in the counties of Erie and Venango, and from points in said counties, to points in Pennsylvania, and vice versa;

subject to the following conditions:

- (1) That no right, power or privilege is granted to transport commodities in bulk, household goods and office furniture in use, iron and steel articles, or commodities which, because of their size or weight, require special handling or the use of special equipment;
- (2) That no right, power or privilege is granted to transport monies, bullion, securities or other valuables;

- (3) That no right, power or privilege is granted to transport cash letters, commercial papers, written instruments, and audit and data processing media of all kinds from, to and between banks and banking institutions;
- (4) That service is limited to the transportation of shipments which are picked up at the origin point and delivered to the destination point within ten (10) hours;
- (5) That shipments both originating and terminating in Erie County shall be picked up at the origin point within one half hour of the call for service and shall be delivered to the destination point within two hours of the call for service;
- (6) That no right, power or privilege is granted to transport property in a vehicle which contains the property of more than one consignor at one time;
- (7) That no right, power or privilege is granted to transport any shipment weighing more than one-hundred (100) pounds, a shipment being defined as a quantity of freight received from one consignor at one location, at one origin point, on one day, destined to one consignee, at one location, at one destination point, (from points in the counties of Erie and Venango, to points in that part of Pennsylvania on and west of U.S. Highway 219, or to points in that part of Pennsylvania on and east of U.S. Highway 15, or vice versa (except between points in the counties of Erie and Venango, and from points in the counties of Erie and Venango to points in the counties of Crawford, Mercer and Warren, and vice versa));
- (8) That no right, power or privilege is granted to transport (a) property from the facilities of Zurn Industries, Inc., Copes-Vulcan, Hammermill Paper Company or General Electric Company located in Erie County; (b) property for Zurn Industries, Inc., Copes-Vulcan, Hammermill Paper Company or General Electric Company to their facilities located in Erie County;

or (c) any shipment weighing more than 100 pounds to the facilities of Zurn Industries, Inc., Copes-Vulcan, Hammermill Paper Company or General Electric Company located in Erie County.


- (9) That no right, power or privilege is granted to transport light parcels and baggage, for E. E. Austin Co., Kaiser Aluminum Co., Koppers Interlake Co., Amthor Steel Co., Erie City Energy Co., Erie Industrial Truck Co., Penelec, Scobell Co., Urich Foundry between points in the city of Erie, Erie County, and within six (6) miles by the usually traveled highways of the limits of the said city.
- (10) That no right, power or privilege is granted to transport property which originates in the counties of Allegheny or Cambria, except when the request for service is received from a consignee located in the counties of Erie and Venango, and service is provided for such consignee.

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 the requirements of the Pennsylvania Public Utility Code and the rules and regulations of the Commission relating to the filing of evidence of 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 the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: June 4, 1987

ORDER ENTERED: JUN 15 1987

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held February 11, 1988

Commissioners Present:

Bill Shane, Chairman
William H. Smith, Vice-Chairman
Linda C. Taliaferro
Frank Fischl

Application of Professional Courier International, Inc., t/d/b/a Professional Delivery & Courier, a corporation of the State of Ohio, for amendment to its common carrier certificate, which grants the right to transport, by motor vehicle, property, between points in the counties of Erie and Venango, and from points in said counties, to points in Pennsylvania, and vice versa; subject to the following conditions: (1) That no right, power or privilege is granted to transport commodities in bulk, household goods and office furniture in use, iron and steel articles, or commodities which, because of their size or weight, require special handling or the use of special equipment; (2) That no right, power or privilege is granted to transport monies, bullion, securities or other valuables; (3) That no right, power or privilege is granted to transport cash letters, commercial papers, written instruments, and audit and data processing media of all kinds from, to and between banks and banking institutions; (4) That service is limited to the transportation of shipments which are picked up at the origin point and delivered to the destination point within ten (10) hours; (5) That shipments both originating and terminating in Erie County shall be picked up at the origin point

A-00106638
F. 1
Am-A

within one half hour of the call for service and shall be delivered to the destination point within two hours of the call for service;

(6) That no right, power or privilege is granted to transport property in a vehicle which contains the property of more than one consignor at one time; (7) That no right, power or privilege is granted to transport any shipment weighing more than one-hundred (100) pounds, a shipment being defined as a quantity of freight received from one consignor at one location, at one origin point, on one day, destined to one consignee, at one location, at one destination point, from points in the counties of Erie and Venango, to points in that part of Pennsylvania on and west of U.S. Highway 219, or to points in that part of Pennsylvania on and east of U.S. Highway 15, or vice versa (except between points in the counties of Erie and Venango, and from points in the counties of Erie and Venango to points in the counties of Crawford, Mercer and Warren, and vice versa); (8) That no right, power or privilege is granted to transport (a) property from the facilities of Zurn Industries, Inc., Copes-Vulcan, Hammermill Paper Company or General Electric Company located in Erie County; (b) property for Zurn Industries, Inc., Copes-Vulcan, Hammermill Paper Company or General Electric Company to their facilities located in Erie County; or (c) any shipment weighing more than 100 pounds to the facilities of Zurn Industries, Inc., Copes-Vulcan, Hammermill Paper Company or General Electric Company located in Erie County; (9) That no right, power or privilege is granted to transport light parcels and baggage, for E. E. Austin Co., Kaiser Aluminum Co., Koppers Interlake Co., Anthor Steel Co., Erie City Energy Co., Erie Industrial Truck Co., Penelec, Scobell Co., Urich Foundry between points in the city of Erie, Erie

County, and within six (6) miles by the usually traveled highways of the limits of the said city; and (10) That no right, power or privilege is granted to transport property which originates in the counties of Allegheny or Cambria, except when the request for service is received from a consignee located in the counties of Erie and Venango, and service is provided for such consignee: SO AS TO PERMIT the transportation of property, for General Electric Company and Copes-Vulcan, from their facilities located in the county of Erie, to points in Pennsylvania, and vice versa; subject to the following conditions: (1) That no right, power or privilege is granted to transport commodities in bulk, household goods and office furniture in use, or commodities which, because of their size or weight, require special handling or the use of special equipment; (2) That no right, power or privilege is granted to transport monies, bullion, securities or other valuables; (3) That service is limited to the transportation of shipments which are picked up at the origin point and delivered to the destination point within ten (10) hours; (4) That shipments both originating and terminating in Erie County shall be picked up at the origin point within one-half hour of the call for service and shall be delivered to the destination point within two hours of the call for service; and (5) That no right, power or privilege is granted to transport any shipment weighing more than one hundred (100) pounds from points in the county of Erie to points in that part of Pennsylvania on and west of U.S. Route Highway 219, or to points in that part of Pennsylvania on and east of U.S. Highway Route 15, or vice versa (except between points in the county of Erie, and from points in the county of Erie to points in the counties of Crawford, Mercer, Venango and Warren, and vice versa.

Vuono, Lavelle & Gray, by William J. Lavelle for the applicant.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission by an application filed on July 13, 1987, and published in the Pennsylvania Bulletin of August 15, 1987. There are no protests and the record is now certified to the Commission for its decision without oral hearing. Verified statements were submitted by the applicant and the two specifically named shippers it proposes to serve herein.

The two specific shippers involved here are General Electric Company and Copes-Vulcan, Inc. By our order adopted July 16, 1987, docketed at A-00106638, Folder 600, the applicant was granted emergency temporary authority to provide service for one shipper, General Electric Company. An application for identical temporary authority was also filed and is pending. As a result of our disposition on the immediate permanent application, the temporary application is no longer significant and will be dismissed elsewhere herein.

Robert R. Metro is vice president of Professional Courier International, Inc., t/d/b/a Professional Delivery & Courier (applicant) and has submitted a verified statement. He sets forth, inter alia, that the company is headquartered at 1970 Scranton Road, Cleveland, Ohio and that it is qualified to conduct business in Pennsylvania as a foreign corporation. The fictitious operating name has been duly registered.

The applicant was issued a certificate of public convenience from this Commission on July 14, 1987. Under the authority pursuant thereto, the applicant has the right to transport property between points in Erie and Venango Counties, and from points in those counties to points in Pennsylvania, and vice versa. A restrictive condition to the right, limits the service that can be provided for the two shippers named in this application.

Approval of this application will not result in a duplication of authority of any consequence. This application is limited to service which will be provided "for" the two shippers. Under the existing authority, the applicant cannot provide any service "for" either of the shippers.

As pertinent here, the applicant's primary terminal is located in downtown Erie at 15 East 12th Street. It consists of administrative offices, a dispatch system and a driver's waiting area. Four pieces of equipment of closed van configuration suitable for transporting shipments consisting of small documents and papers as well as commodities ranging up to several thousand pounds in weight, are stationed at the terminal.

All of the vehicles are operated under long-term lease arrangements. The drivers carry portable beepers and the vehicles are equipped with two-way radios.

An unaudited balance sheet shows that as of October 8, 1987, the applicant had current assets of \$221,878, total assets of \$266,343 with current liabilities of \$90,650 and total liabilities of \$103,731, leaving total capital of \$162,612. A statement of income for the year to date ended October 8, 1987, shows that from revenues of \$1,229,377, the applicant had expenses of \$770,648, leaving a gross profit of \$458,729.

William F. Brune, manager of traffic and over-the-road transportation for General Electric Company, 2901 East Lake Road, Erie, Erie County, supports the applicant. The Erie plant manufactures railroad locomotives, employing 5,000 persons. In addition to the locomotives, the commodities shipped outbound include electric motors, drilling rig drivers, replacement parts, hardware, and a variety of documents, photographs, blueprints and other company paperwork.

The commodities received inbound are diesel motor parts, electrical equipment, hardware and the same variety of documents. The company routes about 95 percent of all outbound shipments and 98 percent of the inbound shipments. It pays the freight charges on all shipments which it routes.

Within the city of Erie, a variety of items are shipped to local companies such as printing shops, microfilm offices, blueprint offices, a warehouse, advertising agencies, etc. There are also shipments of administrative correspondence and paperwork to other Erie County points such as Albion, North East, Fairview, Edinboro and Wattsburg. Shipments are also made to points within the surrounding counties of Crawford, Mercer, Warren and Venango.

Inbound suppliers are located throughout Pennsylvania and ship regularly into the Erie County facilities of General Electric. Points of origin include Franklin, Butler, Pittsburgh, Reading, Stroudsburg, Kittanning, Meadville and Philadelphia.

General Electric is looking to the applicant to provide an expedited messenger-type service which is not otherwise available in the Erie area. It has experienced difficulties with other carriers in this type of service, but during the period in which the applicant has rendered service under the grant of emergency temporary authority, the service has been excellent.

Edward F. Kloszewski, traffic manager for Copes-Vulcan, Inc., supports the applicant. The company manufactures valves and valve parts, and machinery and machinery parts, at its plant located in Lake City, Erie County. These commodities are shipped outbound to points in Pennsylvania and it receives the same commodities inbound from points in Pennsylvania. Occasionally, it will also ship castings, steel and pipe. It pays the freight and routes the traffic.

On both the inbound and outbound traffic, approximately 30 percent of the shipments weigh less than 100 pounds; 30 percent between 100 and 500 pounds; 20 percent between 500 and 1,000 pounds, and the balance weigh between 1,000 and 5,000 pounds. The inbound and outbound traffic are basically mirror images of each other. The outbound destinations become the origins of the inbound shipments. Points of destination and origin include points such as Edinboro, Erie, Greensburg, Pittsburgh, Titusville, Meadville and Warren.

The company's experience with other carriers is that they do not consistently provide the expedited type of service on small shipments that the applicant is proposing to handle. It feels that the applicant is better equipped to handle small, sensitive shipments than are other carriers in the area.

DISCUSSION AND FINDINGS

Professional Courier International, Inc., t/d/b/a Professional Delivery & Courier, seeks the right to transport property for General Electric Company and Copes-Vulcan, Inc., from their facilities in Erie County to points in Pennsylvania and vice versa, subject to a variety of conditions. No one has protested the application.

The most significant conditions relegate the service, for the most part, to that of a messenger-type service which will satisfy the preponderance of the two shippers' needs. The service will be somewhat unique in that, (a) it is limited to transporting shipments which are picked up and delivered within 10 hours, (b) that shipments having both origin and destination in Erie County must be picked up at origin within 1/2 hour of the call for service and delivered within two hours of the service call and, (c) that within certain areas, service is limited to shipments weighing 100 pounds or less.

Both shippers have experienced difficulty in obtaining expedited service in emergency or critical periods from the currently available carriers. On the other hand, the applicant already has similar-type authority, but service for the two supporting shippers is excluded. The shippers have demonstrated a need for the service and we believe the applicant is capable of providing it.

We find:

1. That a public need for the proposed service does exist.
2. That the applicant is fit, ready, willing and able to render the proposed service.
3. That approval of the application is necessary for the accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application be and is hereby approved and that the certificate issued to the applicant on July 14, 1987, be amended to include the following right:

To transport, as a Class D carrier, property, for General Electric Company and Copes-Vulcan, Inc., from their facilities located in Erie County, to points in Pennsylvania, and vice versa;

subject to the following conditions:

1. That no right, power or privilege is granted to transport commodities in bulk, household goods and office furniture in use, or commodities which, because of their size or weight, require special handling or the use of special equipment.
2. That no right, power or privilege is granted to transport monies, bullion, securities or other valuables.
3. That service is limited to the transportation of shipments which are picked up at the origin point and delivered to the destination point within ten (10) hours.
4. That shipments both originating and terminating in Erie County shall be picked up at the origin point within 1/2 hour of the call for service and shall be delivered to the destination point within two hours of the call for service.
5. That no right, power or privilege is granted to transport any shipment weighing more than one hundred (100) pounds from points in the county of Erie to points in that part of Pennsylvania on and west of U.S. Highway 219, or to points in that part of Pennsylvania on and east of U.S. Highway 15, or vice versa (except between points in the county of Erie, and from points in the county of Erie to points in the counties of Crawford, Mercer, Venango and Warren, and vice versa).

IT IS FURTHER ORDERED: That the application for temporary authority be and is hereby dismissed.

IT IS FURTHER ORDERED: 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 the Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That in the event the 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.

IT IS FURTHER ORDERED: 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.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Jerry Rich", written over a large, stylized, looped scribble.

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: February 11, 1988

ORDER ENTERED: FEB 18 1988

SUPPLEMENT TO QUESTION 10

PROFESSIONAL COURIER INTERNATIONAL, INC.
t/d/b/a PROFESSIONAL DELIVERY & COURIER

Scope of Authority Sought

The nature and character of the service rendered by applicant as a motor common carrier is as follows:

To transport, as a Class D carrier, property, between points in the counties of Crawford, Erie, Mercer, Venango and Warren, and from points in said counties, to points in Pennsylvania, and vice versa;

Subject to the following conditions:

- (1) That no right, power or privilege is granted to transport commodities in bulk, household goods and office furniture in use, iron and steel articles, or commodities which, because of their size or weight, require special handling or the use of special equipment;
- (2) That no right, power or privilege is granted to transport monies, bullion, securities or other valuables;
- (3) That the service is limited to the transportation of shipments which are picked up at the origin point and delivered to the destination point within ten (10) hours;
- (4) That no right, power or privilege is granted to transport any shipment weighing more than one-hundred (100) pounds, a shipment being defined as a quantity of freight received from one consignor at one location, at one origin point, on one day, destined to one consignee, at one location, at one destination point, except (a) between points in the counties of Crawford, Erie, Mercer, Venango and Warren, and (b) from points in the counties of Crawford, Erie, Mercer, Venango and Warren to points in that part of Pennsylvania east of U.S. Highway 219 and west of U.S. Highway 15, and vice versa;

- (5) That no right, power or privilege is granted to transport (a) property from the facilities of Zurn Industries, Inc. or Hammermill Paper Company located in Erie County; (b) property for Zurn Industries, Inc. or Hammermill Paper Company to their facilities located in Erie County; (c) any shipment weighing more than 100 pounds to the facilities of Zurn Industries, Inc. or Hammermill Paper Company located in Erie County;
- (6) That no right, power or privilege is granted to transport light parcels and baggage, for E. E. Austin Co., Kaiser Aluminum Co., Koppers Interlake Co., Anthor Steel Co., Erie City Energy Co., Erie Industriail Truck Co., Penelec, Scobell Co., Urich Foundry between points in the city of Erie, Erie County, and within six (6) miles by the usually traveled highways of the limits of the said city.
- (7) That no right, power or privilege is granted to transport property which originates in the counties of Allegheny or Cambria, except when the request for service is received from a consignee located in the counties of Erie and Venango, and service is provided for such consignee.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held April 15, 1983

Commissioners Present:

Clifford L. Jones, Chairman
Michael Johnson
James H. Cawley
Linda C. Taliaferro

Application of Ed Chadderton Trucking, Inc.,
for approval of the transfer to it of all of
the operating rights held by Edward W.
Chadderton, t/a Ed Chadderton Trucking at
A-00037772, Fs. 1, 3, 5, 6 and 9.

A-00104471

O R D E R

BY THE COMMISSION:

By application docketed December 30, 1982, Ed Chadderton Trucking, Inc., a corporation of the Commonwealth of Pennsylvania, seeks approval of the transfer to it of all the rights granted to Edward W. Chadderton, t/a Ed Chadderton Trucking, under the certificates issued at A-00037772, Fs. 1, 3, 5, 6 and 9.

We find the applicant to be fit to hold a certificate of public convenience and that approval of the application is necessary and proper for the continuation of service to the public; THEREFORE,

IT IS ORDERED: That the application for the transfer of rights held by Edward W. Chadderton, t/a Ed Chadderton Trucking at A-00037772, Fs. 1, 3, 5, 6 and 9 be approved and that a certificate be issued to the applicant granting the following rights:

1. To transport, as a Class D carrier, steel and steel products and mill supplies for the Sharon Steel Corporation, Carnegie-Illinois Steel Corporation, Wheatland Tube Company and Mercer Tube Company, between points in the county of Mercer and within one hundred (100) miles, by the usually traveled highways, of the limits of said county.
2. To transport, as a Class D carrier, coal, between points in the counties of Butler, Mercer and Erie.
3. To transport, as a Class D carrier, coal, for the Mercer Coal Producing Company from points in the county of Mercer to points in Crawford County.

4. To transport, as a Class D carrier, petroleum products, from points in the counties of Warren and Butler to the city of Sharon, Mercer County, and within twenty-five (25) miles, by the usually traveled highways, of the limits of said city.
5. To transport, as a Class D carrier, iron and steel, iron and steel articles and products for Elliott Bros. Steel Company from its facilities in the city of New Castle, Lawrence County, to points in Pennsylvania on and east of U.S. Highway Route 15 and vice versa.

with right no. 5 above subject to the following conditions:

- (a) That no right, power or privilege is granted to transport commodities in bulk and commodities which because of size or weight requires special handling or the use of special equipment such as winch trucks or tractors, pole or extendible trailers or carry-alls or which require a permit from the Department of Transportation of the Commonwealth of Pennsylvania.
- (b) That no right, power or privilege is granted to provide any transportation to or from the city of Williamsport, Lycoming County; to transport iron and steel and iron and steel articles and products from points in Dauphin County located within an airline distance of 15 miles of the State Capitol in the city of Harrisburg; to transport building and construction materials from points in the counties of Dauphin, Cumberland, Lebanon and Perry; and to transport clay from the city and county of Philadelphia and lime and limestone products from points in York County.
- (c) That no right, power or privilege is granted to provide service from the plant site of Allegheny Ludlum Steel Corporation in the township of Valley, Chester County; from the plant sites, construction sites and storage facilities of Downingtown Iron Works Division of Pressed Steel Tank Company in the borough of Downingtown, Chester County and within an airline distance of three miles of the limits of said borough; and for the Pittsburgh Metals Purifying & Ingot Aid Divisions of the Susquehanna Corporation, Raymonds Manufacturing Company and Amsat Corporation.

- (d) That no right, power or privilege is granted to transport iron and steel and iron and steel articles and products from the property of the United States Steel Corporation located in Falls Township, Bucks County, to points in Pennsylvania and vice versa.
6. To transport, as a Class D carrier, cut bars, finished black and tin plate and heavy equipment for the American Sheet and Tin Plate Company, between the plants of said company in the city of New Castle, Lawrence County, and the city of Sharon, Mercer County.
 7. To transport, as a Class D carrier, hot rolled steel for Blair Strip Steel Company from the village of West Leechburg, Armstrong County, the city of Sharon, Mercer County, and the borough of Farrell, Mercer County, to the plant of said company in the city of New Castle, Lawrence County.
 8. To transport, as a Class D carrier, contractors' equipment, machinery and building materials between points in the counties of Lawrence, Beaver, Butler and Mercer.
 9. To transport, as a Class D carrier, contractors' equipment, machinery and building materials, from points in the counties of Lawrence, Beaver, Butler and Mercer to points within one hundred (100) miles by the usually traveled highways of the limits of said counties and vice versa; excluding the county of Allegheny.
 10. To transport, as a Class D carrier, manufactured products, raw materials and commodities incident to the manufacture and erection thereof, from the Federal-American Cement Tile Company in the borough of Wampum, Lawrence County, to points within one hundred (100) miles by the usually traveled highways of the limits of the said borough.
 11. To transport, as a Class D carrier, manufactured products of the Universal Concrete Pipe Company of the village of Hays, Allegheny County, and from the Concrete Products Company of America, Neville Island, Allegheny County, to points in the county of Lawrence.
 12. To transport, as a Class D carrier, hot and cold rolled steel, from the Superior Steel Corporation in the borough of Carnegie, Allegheny County, to the Blair Strip Steel Company, in the city of New Castle, Lawrence County.
 13. To transport, as a Class D carrier, hot and cold rolled steel, from the Blair Strip Steel Company in the city of New Castle, Lawrence County, to Superior Steel Corporation in the borough of Carnegie, Allegheny County.

14. To transport, as a Class D carrier, products of Elliott Brothers Steel Company from the city of New Castle, Lawrence County, to the plant of the Sharon Steel Corporation in the city of Sharon, Mercer County.
15. To transport, as a Class D carrier, products from the plant of the Sharon Steel Corporation in the city of Sharon, Mercer County, to the Elliott Brothers Steel Company in the city of New Castle, Lawrence County.
16. To transport, as a Class D carrier, steel and steel products, from the plant of the American Rolling Mill Company in the city of Butler, Butler County, to the plant of the Crucible Steel Company of America in the borough of Midland, Beaver County, and vice versa.
17. To transport, as a Class B carrier, property between points in the city of New Castle, and the townships of Taylor, Hickory, Neshannock, Shenango, Union and North Beaver, Lawrence County.
18. To transport, as a Class C carrier, property from points in the city of New Castle and the townships of Taylor, Hickory, Neshannock, Shenango, Union, and North Beaver, Lawrence County, to points in the counties of Mercer, Lawrence, Beaver and the western part of the county of Butler, extending as far east as the city of Butler, but not including said city.

with rights nos. 17 and 18 above subject to the following condition:

That no right, power or privilege is granted to transport household goods, in use, and baggage.

19. To transport, as a Class B carrier, property between points in the borough of Grove City, Mercer County.
20. To transport, as a Class C carrier, property from points in the borough of Grove City, Mercer County, and within ten (10) miles of the limits of said borough to points within seventy-five (75) miles of the point of origin.

with rights nos. 19 and 20 above subject to the following condition:

That no right, power or privilege is granted to transport household goods in use.

21. To transport, as a Class D carrier, monuments from the borough of Grove City, Mercer County, to cemeteries within fifteen (15) miles by the usually traveled highways of the limits of the said borough.
22. To transport, as a Class D carrier, building materials, such as are usually transported in bulk in dump trucks, between points not to exceed twenty-five (25) miles from point of origin to point of destination in the counties of Mercer, Lawrence, Crawford, Butler and Clarion.
23. To transport, as a Class D carrier, ingots, blooms, and billets, at high temperatures in insulated containers, for the National Forge Co. between the plant sites of said company in the city of Erie, Erie County and the borough of Irvine, Warren County, and vice versa.
24. To transport, as a Class D carrier, clay, fire, crude, ground or crushed, in bulk or in packages or containers, for the Interstate Fire Clay Company, and the Mount Jewett Fire Clay Company from points in the township of Darlington, Beaver County, to points in Pennsylvania, and the return of damaged or refused shipments and empty pallets, packages or containers.
25. To transport, as a Class D carrier, building materials in bulk in dump trucks between points in the counties of Cambria, Allegheny, Westmoreland, Indiana, and Armstrong, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of destination, excluding the right to transport brick to, from, or between points in Armstrong, Allegheny and Westmoreland Counties.
26. To transport, as a Class D carrier, property from those portions of the townships of Center and Potter, Beaver County, located more than five (5) miles by the usually traveled highways of the limits of the borough of Bridgewater, Beaver County, to points within fifteen (15) miles by the usually traveled highways of the limits of said townships, and vice versa.
27. To transport, as a Class D carrier, household goods and office furnishings in use from those portions of the townships of Center and Potter, Beaver County, located more than five (5) miles by the usually traveled highways of the limits of the borough of Bridgewater, Beaver County, to other points in the county of Beaver, and vice versa.

28. To transport, as a Class B carrier, property including household goods and office furniture in use between points in the borough of Bridgewater, Beaver County, and within five (5) miles by the usually traveled highways of the limits of the said borough.
29. To transport, as a Class D carrier, property including household goods and office furniture in use from points in the borough of Bridgewater, Beaver County, and within five (5) miles by the usually traveled highways of the limits of the said borough to points within forty-five (45) miles by the usually traveled highways of the limits of the said borough and vice versa; provided no shipment of household goods or office furniture in use shall be transported between points exceeding a distance of forty (40) miles from points of origin to point of destination.

with right no. 29 above subject to the following conditions:

- (a) That no right, power or privilege is granted to transport household goods in use to or from the borough of Grove City, Mercer County, and within fifteen (15) miles by the usually traveled highways of the limits of the said borough.
 - (b) That no right, power or privilege is granted to transport household goods in use and baggage to, from or between points in Lawrence County.
30. To transport, as a Class D carrier, high temperature bonding mortar, magnesite, dolomite, lime and lime products and limestone and limestone products between points in the borough of New Beaver, Lawrence County, and from points in the said borough to points in Pennsylvania, and the return of refused, damaged or rejected shipments to the point of origin.
 31. To transport, as a Class D carrier, iron and steel from the plant of Sharon Steel Corporation in the city of Farrell, Mercer County, to points in Pennsylvania west of and including the counties of Potter, Cameron, Centre, Huntingdon and Fulton.
 32. To transport, as a Class D carrier, contractors' equipment; building materials and supplies; lime; machinery; commodities, which, because of size or weight, require the use of special equipment or special handling; iron and steel and iron and steel products; ingot hot top seal rings; mixing compounds; wire and steel accessories; silicon carbide, spiegeleisen; ferro alloys; and ores and minerals used in the production of iron or steel between points in the city of New Castle, Lawrence

County, and within an airline distance of twenty-five (25) statute miles of the corporate limits of said city and from points in the said area to points in Pennsylvania west of and including the counties of McKean, Cameron, Clearfield, Cambria, and Bedford, and vice versa; provided that all points in Allegheny County and Ambridge and Aliquippa and the plant of Jones and Laughlin Steel Corporation, its successors or subsidiaries, located at Aliquippa and located in municipal subdivisions adjacent to Aliquippa shall be considered to be more than twenty-five (25) statute miles from the corporate limits of the city of New Castle.

with right No. 32 above, subject to the following conditions:

- (a) That no right, power or privilege is granted to transport machinery and iron and steel articles and products for Joy Manufacturing Company, United States Steel Corporation and Jones and Laughlin Steel Corporation, or their subsidiaries, from the city of Franklin, Venango County, and points within twenty-five (25) statute miles of the limits of said city.
 - (b) That no right, power or privilege is granted to transport cement, liquid commodities in bulk and fly ash in bulk, in tank or hopper-type vehicles.
 - (c) That the authority granted herein to the extent that it duplicates any authority heretofore granted to or now held by applicant shall not be construed as conferring more than one operating right.
33. To transport, as a Class C carrier, property which, because of size or weight, requires special handling and the use of special equipment consisting of (1) winch trucks or winch tractors, required and used for loading or unloading, (2) pole trailers or (3) carryall trailers, from points in the city of New Castle, Lawrence County, and within an airline distance of twenty-five (25) statute miles of the limits of said city to points in Pennsylvania.
34. To transport, as a Class C carrier, fabricated iron, and steel articles which, because of size or weight, require highway permits from the Department of Highways of the Commonwealth of Pennsylvania, from points in the city of New Castle, Lawrence County, and within an airline distance of twenty-five (25) statute miles of the limits of said city to points in Pennsylvania.

35. To transport, as a Class C carrier, contractors' equipment, machinery and machinery parts from points in the county of Lawrence and from points in the county of Mercer within an airline distance of twenty-five (25) statute miles of the limits of the city of New Castle, Lawrence County, to points in Pennsylvania.

with rights Nos. 33, 34 and 35 above subject to the following conditions:

- (a) That no right, power or privilege is granted to render service to and from the plant of Jones & Laughlin Steel Corporation located in or adjacent to the borough of Aliquippa, Beaver County.
- (b) That all points in the county of Allegheny shall be considered to be beyond the airline distance of twenty-five (25) statute miles of the limits of the city of New Castle hereinabove described.

with rights nos. 1 through 35 above subject to the following condition:

That no right, power or privilege is granted to transport property in bulk, such as is usually transported in dump trucks or dump trailers, and property in bulk, such as may be transported in other specialized self-unloading vehicles, said property to be transported in such vehicles, between points in the counties of Lawrence, Beaver, Butler and Mercer and from points in the said counties to points within an airline distance of one hundred (100) statute miles of the limits of the said counties, and vice versa, (except that this restriction shall not include transportation of cement, liquid commodities in bulk, fly ash, brick, tile, refractory products and iron and steel articles other than scrap metals, iron grinding balls and pig iron); and further that the aforesaid excepted items do not apply where conditions already exist against the transportation of said commodities.

36. To transport, as a Class D carrier, property for the Armstrong Grocery Company and the Valley Frosted Foods Company from the cities of Sharon and Farrell, Mercer County, to points within one hundred twenty-five (125) miles by the usually traveled highways of the limits of the city of Sharon, and vice versa.

37. To transport as a Class D carrier, property between points in the borough of Mercer, Mercer County, and within nine (9) miles by the usually traveled highways of the limits of the said borough; provided, that no right, power or privilege is granted to transport property for merchants from stores in the cities of Sharon and Farrell and the borough of Sharpville, Mercer County, to their customers in said cities and borough, and within five (5) miles by the usually traveled highways of the limits of the said cities and borough;

with right no. 37 above subject to the following condition:

That no right, power or privilege is granted to transport household goods in use.

38. To transport, as a Class D carrier, property for Roux Feed Mills from points in Pennsylvania to the plant of said company in the city of Sharon, Mercer County;

with rights nos. 37 and 38 above subject to the following condition:

That no right, power or privilege is granted to transport property in bulk, such as is usually transported in dump trucks or dump trailers, and property in bulk, such as may be transported in other specialized self-unloading vehicles, said property to be transported in such vehicles, between points in the counties of Lawrence, Beaver, Butler and Mercer and from points in the said counties to points within an airline distance of one hundred (100) statute miles of the limits of the said counties, and vice versa, (except that this restriction shall not include transportation of cement, liquid commodities in bulk, fly ash, brick, tile, refractory products and iron and steel articles other than scrap metals, iron grinding balls and pig iron); and further that the aforesaid excepted items do not apply where conditions already exist against the transportation of said commodities.

39. To transport, as a Class D carrier, sugar from points in the city of Philadelphia, Philadelphia County, to points in the counties of Mercer, Crawford, Erie, Warren, McKean and Venango.
40. To transport, as a Class D carrier, property, which because of size or weight requires the use of extendible lowboy trailers, and property having an outside width of over twelve (12) feet, for Miles P. Brown Boiler Works, from its facilities in the city of Franklin, Venango County, to points in Pennsylvania and vice versa.

with right no. 40 above subject to the following condition:

That no right, power or privilege is granted to transport to or from points within an airline distance of twenty-five (25) statute miles of the limits of the city of New Castle, Lawrence County.

41. To transport, as a Class C carrier, property, excluding household goods in use, from points in the county of Mercer to points in Pennsylvania; with the right to consolidate the shipments of not more than four consignors in one vehicle at one time;

with right no. 41 above subject to the following conditions:

- (a) That no right, power or privilege is granted to render service from points in the boroughs of Grove City and Sandy Lake, Mercer County, to points in the county of Allegheny, and vice versa.
- (b) That no right, power or privilege is granted to transport commodities in bulk in dump vehicles, hopper-type vehicles and tank vehicles; provided, however, that applicant may transport as a Class C carrier, said commodities (except from or to the plant of the Chicago Bridge and Iron Company in Hempfield Township and except liquids in tank vehicles) from that part of the county of Mercer located on or west of Highway Route 19, including the borough of Mercer, to points in Pennsylvania.
- (c) That no right, power or privilege is granted to transport property in bulk, such as is usually transported in dump trucks or dump trailers, and property in bulk, such as may be transported in other specialized self-unloading vehicles, said property to be transported in such vehicles, between points in the counties of Lawrence, Beaver, Butler and Mercer and from points in the said counties to points within an airline distance of one hundred (100) statute miles of the limits of the said counties, and vice versa, (except that this restriction shall not include transportation of cement, liquid commodities in bulk, fly ash, brick, tile, refractory products and iron and steel articles other than scrap metals, iron grinding balls and pig iron); and further that the aforesaid excepted items do not apply where conditions already exist against the transportation of said commodities.

with all of the above rights further 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 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, \$85,000, being the amount of the consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under condition 2 above.
4. That the operating authority granted herein, or subsequently granted to the applicant to the extent that it is duplicative shall not be construed as conferring more than one operating right.
5. That the certificate holder shall comply with all of the provisions of the Public Utility Law as now existing or as may hereafter be amended, and Pa. Code Title 52, Chapter 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 Section 1102(3) of Title 66, PA C.S.A.

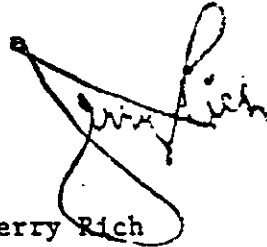
IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it has complied with the requirements of the Pennsylvania Public Utility Law and the rules and regulations of this Commission relative to the filing and acceptance of evidence of insurance and a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That issuance of the certificate be withheld pending receipt of transferor's 1982 Annual Report.

IT IS FURTHER ORDERED: 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.

IT IS FURTHER ORDERED: That upon compliance with this order, the rights granted the transferor Edward W. Chadderton, t/a Ed Chadderton Trucking, at A-00037772, Fs. 1, 3, 5, 6 and 9 be cancelled and the records be marked closed.

BY THE COMMISSION,

A handwritten signature in cursive script, appearing to read "Jerry Rich". The signature is written in dark ink and is positioned above the typed name and title.

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: April 15, 1983

ORDER ENTERED: APR 26 1983

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held October 26, 1984

Commissioners Present:

Linda C. Taliaferro, Chairman
Michael Johnson
James H. Cawley
Frank Fischl
Bill Shane

Application of Ed Chadderton Trucking, Inc., a corporation of the Commonwealth of Pennsylvania, for amendment to its common carrier certificate, which grants the right, inter alia, to transport, by motor vehicle, iron and steel from the plant of Sharon Steel Corporation in the city of Farrell, Mercer County, to points in Pennsylvania west of and including the counties of Potter, Cameron, Centre, Huntingdon and Fulton; subject to the following conditions: That no right, power or privilege is granted to transport property in bulk such as is usually transported in dump trucks or dump trailers, and property in bulk, such as may be transported in other specialized self-unloading vehicles, said property to be transported in such vehicles, between points in the counties of Lawrence, Beaver, Butler and Mercer, and from points in the said counties, to points within an airline distance of one-hundred (100) statute miles of the limits of the said counties, and vice versa, (except that this restriction shall not include transportation of cement, liquid commodities in bulk, fly ash, brick, tile, refractory products and iron and steel articles other than scrap metal, iron grinding balls and pig iron); and further, that the aforesaid excepted items do not apply where conditions already exist against the transportation of said commodities: SO AS TO PERMIT the transportation of iron and steel, iron and steel articles and products and equipment, machinery, materials and supplies used or useful in the manufacture, assembly, sale and distribution of iron and steel and iron and steel articles and products (excluding commodities in

A-00104471
F. 1
Am-A

bulk), between points on and west of U.S. Highway 219 and from points in said territory, to points on and east of U.S. Highway 11, and vice versa.

Vuono, Lavelle & Gray, by William A. Gray for the applicant.
Rex W. McQuaide for protestant, W. C. McQuaide, Inc.
Charles Kulp, Jr., for protestant, Kulp & Gordon, Inc.
Kriner & Koerber, by Dwight L. Koerber, Jr., for protestant, Butler
Trucking Co.
Edward L. Ciemniecki for protestants, Dennis Trucking Co. and Johnson's
Transfer.
Pillar and Mulroy, by Sally A. Davoren for protestants: Moore-Flesher
Co., G. C. Hemphill Trucking, Inc., Reinsfelder, Inc., and DeBolt
Transfer, Inc.
John E. Fullerton for protestant, Ray L. Brandt Trucking Co.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission by an application filed on October 11, 1983, and published in the Pennsylvania Bulletin of December 17, 1983. Ten carriers filed protests. One carrier withdrew upon reconsideration of its interest in the matter and the remaining nine carriers withdrew based upon a restrictive amendment which (1) precludes service to and from certain named businesses, (2) precludes transportation of commodities which, due to size or weight, require special equipment and, (3) precludes service in specifically named areas.

As amended, the application is without further protest and the record is now certified to the Commission for handling under modified procedure. Verified statements were submitted by the applicant and 11 supporting shippers.

Paul D. Chadderton, president of Ed Chadderton Trucking, Inc. (or applicant), has submitted a verified statement. The company is domiciled at Sharon, Mercer County, from where it conducts business as a common carrier in interstate and Pennsylvania intrastate commerce. It is a successor to Edward W. Chadderton, a sole proprietor, which has provided motor carrier service for over 40 years. It is not affiliated with any other carriers.

Chadderton operates under a central dispatch procedure by which all drivers and equipment are controlled from the Sharon terminal. Under this system, equipment terminating at any point can be made available on short notice to make other pick-ups and deliveries. The

operating fleet consists of 64 tractors and 87 trailers, including extendible flats, flatbeds, lowboys and vans. This equipment will meet the needs of the shippers supporting this application.

A rigid safety program is maintained which includes regular safety meetings, the issuance of brochures from its insurance carrier, and the employment of a person charged with the responsibility of administering compliance with the applicable safety regulations. The company will continue to do the utmost to stay in compliance with the prescribed regulations.

The applicant serves most of the supporting shippers under its existing authority and the purpose of this application is to broaden the scope of the present authority so it may provide a more complete service. There have been many occasions when these shippers and others have required service beyond its present scope. The inability to handle this business has resulted in some inefficiency.

In support of its financial ability to render additional service, the applicant submitted a balance sheet indicating that as of December 31, 1983, it had current assets of \$1,145,932, total assets of \$2,487,645, with current liabilities of \$694,708 and total liabilities of \$2,012,329, leaving stockholders' equity of \$475,316. An income statement for the period from April 1, 1983 to December 31, 1983, discloses that from operating revenues of \$4,126,169, the applicant incurred expenses of \$4,060,522, resulting in an income of \$65,647.

Steve Mastilak, plant traffic supervisor for St. Joe Resources Company, Monaca, Beaver County, has entered a supporting verified statement. The company is a manufacturer of slab zinc, zinc oxide and zinc dust at a plant located in Josephtown (Monaca), Beaver County, and will use the applicant for approximately 40 shipments per month. Representative points of destination for outbound shipments include Columbia, Philadelphia, Stowe and Parkesburg. Representative points of origin for inbound shipments include Columbia, Philadelphia, Stowe and Parkesburg.

The applicant has provided St. Joe Resources with service under its existing authority and is therefore familiar with all of its transportation requirements. It needs a carrier who can provide scheduled pick-up and delivery service and who can provide broad territorial service.

George Zesinger is vice president of Erisco Industries, Inc., and supports this application on behalf of the Erie Wire Division, 1133 West 18th Street, Erie, Erie County. It is engaged in the business of manufacturing and custom fabricating steel wire. It will give the applicant approximately two shipments per month, moving to such points as Scranton, Wilkes-Barre, Reading, Lancaster, Williamsport, New Albany, Boyertown and Myerstown. The applicant has provided satisfactory service under its existing authority for some time.

Robert J. McMillen is purchasing agent for Bradford Pipe & Supply Co., Bradford, Bradford County, and states that he is familiar with the company's transportation needs and that he is authorized to enter evidence on its behalf in this proceeding. The company is engaged in the business of supplying needs of oil and gas industries, specifically with tubular goods. Approximately two or three shipments a month would be given to the applicant which would originate at points in the Philadelphia area, including Fairless and Bensalem. The shipments will be destined to the shipper's facilities in Bradford and Titusville.

Kelly Metzger, general manager of North Penn Pipe & Supply, Inc., Clarendon, Warren County, states that the company would use the applicant for approximately three shipments a month, consisting of pipe, sucker rods and pumping units, to points such as Philadelphia, Lancaster and Myerstown. Inbound shipments are received from the same points. The applicant has provided service under its existing authority.

Donald A. Ford, manager-production control/traffic, for Grand Valley Manufacturing Co., Titusville, Crawford County, would use the applicant to transport heavy forgings and molds approximately once a month to the West Chester/Philadelphia area, and for inbound shipments from the Philadelphia area. The applicant has provided service previously and is familiar with the company's transportation requirements.

Edward C. Weiss is traffic manager for Marmon/Keystone Corp., Butler, Butler County, and sets forth in a verified statement that the company distributes pipe and tubing and would give the applicant approximately 20 shipments per month. Shipments are made to points such as Sharon, Johnstown, Harrisburg, Philadelphia, Scranton and Wilkes-Barre. Inbound shipments are received from Fairless, Philadelphia and Phoenixville. It desires a carrier with broad territorial authority.

William A. Moffatt is traffic manager for Codan Corporation, located in Erie, and has entered a supporting verified statement. The company is in the business of importing and exporting cargo, warehousing and stevedoring, and would use the applicant to transport steel slabs, steel coils and related products at the rate of approximately 40 shipments per month to such representative points as Lewistown, Hazleton, Reading and Wilkes-Barre. Inbound shipments are received from Lancaster, Lebanon and Wilkes-Barre.

LeRoy Wamacks, purchasing agent for Lenape Forge, Inc., states that he is familiar with the company's transportation needs and is authorized to submit evidence in this proceeding. The company is located in West Chester, Chester County, where it is engaged in the business of manufacturing pressure vessel forgings and custom forgings. The applicant would be requested to transport billets, blooms, ingots and forgings at the rate of four or five shipments per month.

Representative points of destination for outbound shipments include Grand Valley, Titusville, Irvine, Warren, Butler and Erie. Inbound shipments are received from the same points. The applicant has been used within its existing area of operations for some time.

Ray Summerville is traffic manager for Container General Corporation located in Knox, Clarion County, and states that the company manufactures glass containers and forming machines. Approximately 10 shipments per month would be given to the applicant, moving to such points as Orrtanna, Camp Hill, Fleetwood, Scranton, Allentown, Erie and Chambersburg. Representative points of origin for inbound freight include Fleetwood and Allentown.

Russ Sweitzer is traffic manager for Beverage-Air Company, Brookville, Jefferson County, and has submitted a supporting verified statement. The company manufactures cooling equipment, i.e., refrigerators, coolers, etc. The company has shipments destined to points throughout the territory west of Highway 219 and also the territory east of Highway 11. One of its most significant suppliers of inbound material is located in Walnutport, Northampton County.

Kenneth D. Rhodes is the owner of Interstate Metal Service located at R.D. 1, Butler, Butler County, and is engaged in the business of steel sales and processing. It supports the applicant and would give it 10 shipments per month. The company buys and sells steel coils, sheets, plates, etc., at points throughout Pennsylvania, including the area west of Highway 219 and the area east of Highway 11. It is particularly active in the Pittsburgh and Philadelphia areas. In addition to requiring service directly from suppliers to its customers, the shipper frequently processes the products at the Butler facility and, therefore, will also require service between Butler and the application territory.

DISCUSSION AND FINDINGS

Ed Chadderton Trucking, Inc., seeks authority to transport iron and steel, iron and steel articles and products, and equipment, machinery, materials and supplies used or useful in the manufacture, assembly, sale and distribution of iron and steel and iron and steel articles and products (excluding commodities in bulk), between points on and west of U.S. Highway 219 and from points in said territory to points on and east of U.S. Highway 11, and vice versa. Certain other conditions have been imposed by restrictive amendment as are more particularly described hereinafter.

The applicant has obtained the support of 11 shippers which are occupied with the steel industry in one capacity or another. With the aid of these shippers, the applicant has the onus of showing that a public need for the proposed service does exist between all points in all or a portion of 24 counties west of U.S. 219, and from points in

those counties to all points in all or a portion of 27 counties east of U.S. 11, and vice versa.

The preponderance of the evidence leans heavily towards a need for service on a west-to-east basis and vice versa. In fact, each of the 11 shippers has movements originating in the western territory (points west of U.S. 219) destined to the eastern territory (points east of U.S. 11), and they have shown that they receive inbound material from the eastern territory in the reverse direction.

Not quite so much can be said for the display of need for service between all points in the western 24 counties. Only two of the 11 shippers, Beverage-Air Company located in Jefferson County and Interstate Metal Service in Butler County, attest to a need for service "throughout the area west of U.S. 219". One shipper, Marmon/Keystone Corp., ships from its facility in Butler County to Sharon and Johnstown, and another, Container General Corporation, ships from its Clarion County facility to Erie. We cannot construe this minimal display of need to be indicative of a need for open authority to serve the general public in such a vast territory. We have no difficulty in granting authority in this territory, limited to the four specific shippers who attest to such need.

It is interesting to note that the applicant contends that "we could have submitted literally hundreds of such verified statements, but have chosen only a representative number of shippers". Undoubtedly, this line of thought is prompted by the unopposed status of this application in its amended form. We remind the applicant and its counsel that we are still obligated to review uncontested applications by the matters of record before us. The parameters of establishing public need and applicant fitness still remain, even in the face of unopposed applications handled under modified procedure.

We are not so impressed with the quantity of supporting shippers, but rather, with the quality of evidence submitted by the supporting shippers. In the immediate instance, we suggest that the 11 shippers chosen in lieu of the "literally hundreds" of shippers available, have fallen short of convincing us that a general public need exists for all of the service proposed here.

Relative to the applicant's fitness, the record sheds no reason to doubt its ability to assume additional authority and render adequate service in the process. It has an ample supply of equipment and appears to be safety conscious. It is familiar with the shippers and the traffic involved in this additional territory and the extra traffic should enhance an already sound financial structure.

We find:

1. That the applicant has not established public need for open authority to serve the general public between all points in Pennsylvania located on and west of U.S. Highway 219.

2. That the applicant has shown that a public need exists for the proposed service as amended and hereinafter modified.

3. That the applicant is fit, ready, willing and able to render the proposed service, as amended and hereinafter modified.

4. That approval of the application, as amended and hereinafter modified, is necessary for the accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application be and is hereby approved as amended and modified, and that the certificate issued to the applicant on June 7, 1983, be amended to include the following right:

1. To transport, as a Class D carrier, iron and steel, iron and steel articles, and products and equipment, machinery, materials and supplies used or useful in the manufacture, assembly, sale and distribution of iron and steel and iron and steel articles and products, from points located on and west of U.S. Highway 219 to points located on and east of U.S. Highway 11, and vice versa.
2. To transport, as a Class D carrier, iron and steel, iron and steel articles, and products, and equipment, machinery, materials and supplies used or useful in the manufacture, assembly, sale and distribution of iron and steel and iron and steel articles and products, for Marmon/Keystone Corp., Container General Corporation, Beverage-Air Company and Interstate Metal Service, between points located on and west of U.S. Highway 219;

with both rights above subject to the following conditions:

- A. That no right, power or privilege is granted to transport limestone and limestone products, in bags and other types of containers, for the J. E. Baker Company, from its plant in the township of West Manchester, York County, and for the Thomasville Stone and Lime Company, from its plant in the township of Jackson, York County, except as presently authorized.

- B. That no right, power or privilege is granted to transport commodities which, because of size or weight, require special handling or the use of special equipment such as winch trucks or tractors, pole or extendible trailers, or carry-alls, or which require a permit from the Pennsylvania Department of Transportation, except as presently authorized.
- C. That no right, power or privilege is granted to provide service to or from the facilities of Bethlehem Steel Corp., in Cambria County, except as presently authorized.
- D. That no right, power or privilege is granted to provide service from the facilities of Bethlehem Steel Corp. in Lehigh and Northampton Counties, to points in Erie County.
- E. That no right, power or privilege is granted to provide service for or to or from facilities owned or utilized by Amax, Inc., Climax Molybdenum Company and Molycorp, Inc., except as presently authorized.
- F. That no right, power or privilege is granted to provide service to, from or between points in Allegheny, Washington and Westmoreland Counties, except as presently authorized.
- G. That no right, power or privilege is granted to provide service between points in Beaver County or from points in Beaver County except for St. Joe Minerals Corp. and except as presently authorized.
- H. That no right, power or privilege is granted to transport commodities in bulk.

IT IS FURTHER ORDERED: That the application in all other respects be denied for lack of proof of necessity.

IT IS FURTHER ORDERED: 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 the Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That in the event the 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.

IT IS FURTHER ORDERED: 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.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Jerry Rich". The signature is stylized with a large loop at the end.

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: October 26, 1984

ORDER ENTERED: NOV 7 1984

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held June 30, 1988

Commissioners Present:

Bill Shane, Chairman
William H. Smith, Vice-Chairman
Linda C. Taliaferro
Joseph Rhodes, Jr.
Frank Fischl

Application of Perfetti Trucking, Inc.,
for transfer of all of the operating
rights of John D. Perfetti under the
certificate issued at A-00100255, F. 2,
subject to the same limitations and
conditions.

A-00108024

Vuono, Lavelle and Gray by William A. Gray for the applicant.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed March 14, 1988. Public notice of the application was given in the Pennsylvania Bulletin of April 2, 1988. The unopposed application is certified to the Commission for its decision without an oral hearing.

Perfetti Trucking, Inc. (applicant), R.D. 4, P.O. Box 265C, Blairsville, Indiana County, is a Pennsylvania corporation which was incorporated on May 27, 1988. The president, treasurer and sole stockholder of the applicant is John D. Perfetti. The applicant currently holds neither Pennsylvania nor interstate authority.

The transferor, John D. Perfetti, filed an application at A-00100255, F. 2, Am-A. The application was assigned to Administrative Law Judge Robert P. Meehan. Upon withdrawal of the protest, John D. Perfetti petitioned that the pending application filed under his name be changed to stand in the name of Perfetti Trucking, Inc. and that the now unopposed application be assigned for disposition under modified procedure. The petition was granted by order dated May 20, 1988.

The applicant intends to lease from John D. Perfetti, 52 tractors and 75 trailers. The transferor is leasing 45 tractors and 45 trailers from owner/operators. This equipment will also be available to the applicant.

The pro forma balance sheet indicates that the applicant has total assets of \$2,500 (cash) and capital stock of \$2,500. Since the applicant has yet to engage in transportation for compensation, no income has been generated.

The total consideration for the rights herein involved is \$1.00. No tangible assets are involved. The sales agreement of February 11, 1988, calls for the total consideration to be paid at closing.

A review of the record before us indicates that the applicant possesses the requisite experience, equipment and financial capacity to provide the proposed service.

The authority to be transferred has been operated by the transferor, therefore, it is presumed that there is a continuing public need, which may be overcome only by evidence to the contrary. In re: Byerly, 440 Pa. 521 (1977); Hosletter v. Pa. P.D.C., 160 Super. Ct. 94 (1947). Since the record is void of any such evidence, this presumption of continuing public need applies in this transfer proceeding.

We find:

1. That the applicant is fit, willing and able to provide the service proposed.

2. That 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 transfer application be and is hereby approved and that a certificate be issued granting the following rights:

- (1) To transport, as a Class D carrier, metal framing products, garage door hardware, and iron and steel articles, from the plant site of Dietrich Industries, Inc., in the township of West Wheatfield, Indiana County, to points in Pennsylvania, with the right to return refused, damaged or rejected shipments to the point of origin; and iron and steel articles, and materials used in the manufacture of metal framing products and garage door hardware, from points in Pennsylvania to the facilities of Dietrich Industries, Inc., in the township of West Wheatfield, Indiana County.

- (2) To transport, as a Class D carrier, cast iron ingot molds and counterweights; and materials, supplies and equipment used in the manufacture of cast iron ingot molds and counterweights, for Vulcan Mold and Iron Company, from its facilities located in the borough of Latrobe, Westmoreland County, to points in Pennsylvania, and vice versa;

with Right No. 2 subject to the following conditions:

That no right, power or privilege is granted to transport scrap metal from the city of Williamsport, Lycoming County;

That no right, power or privilege is granted to transport property in dump vehicles;

That no right, power or privilege is granted to provide service to or from the facilities of Standard Steel Works in the borough of Burnham, Mifflin County;

- (3) To transport, as a Class D carrier, salvage materials, railway track materials, iron and steel articles, and equipment and supplies used in the manufacture of said commodities for Kovalchick Salvage Company from its facilities in the township of White, Indiana County, and the borough of Burnham, Mifflin County, to points in Pennsylvania, and vice versa;
- (4) To transport, as a Class D carrier, iron and steel rolling mill rolls, iron and steel articles and materials, equipment and supplies used in the manufacturing of said commodities for National Roll Division, General Steel Industries, Inc., from its plant site in the borough of Avonmore, Westmoreland County, to points in Pennsylvania, and vice versa;

with Right No. 3 and 4 subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk, in tank or dump-type vehicles;

- (5) To transport, as a Class D carrier, property, for Blairsville Industries, Inc., Blairsville

Machine Products Co. and Metal Conversion,
Inc., between points in Pennsylvania;

- (6) To transport, as a Class D carrier, property,
for Standard Steel Company between points
in Pennsylvania;

with Right No. 6 subject to the following condition:

That no right, power or privilege is granted
to transport in bulk in dump vehicles;

- (7) To transport, as a Class D carrier, property,
for the Weyerhaeuser Company between points
in Pennsylvania;

with Right No. 7 subject to the following conditions:

That no right, power or privilege is granted
to transport property in bulk, in dump
vehicles;

That no right, power or privilege is granted
to transport household goods and office
furniture in use;

- (8) To transport, as a Class D carrier, property,
for Ampco-Pittsburgh Corp., and its subsi-
diaries: Vulcan, Incorporated, Union Electric
Steel Corporation; New Castle Industries,
Inc.; Greenville Steel Car Company; and
Pittsburgh Forging Company, between points
in Pennsylvania;

with Right No. 8 subject to the following condition:

That no right, power or privilege is granted
to transport property in bulk in dump
vehicles or in tank vehicles;

- (9) To transport, as a Class D carrier, property
for Star Manufacturing Co., between points
in Pennsylvania;

with Right No. 9 subject to the following condition:

That no right, power or privilege is granted
to transport commodities in bulk in tank
or dump vehicles.

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 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 the consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under condition 2 above.
4. That the operating authority granted herein, or now held or subsequently granted to the applicant to the extent that it is duplicative shall not be construed as conferring more than one operating right.
5. 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(a)(3).

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it has 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 evidence of insurance and a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That issuance of the certificate be withheld pending receipt of the transferor's 1988-89 assessment.

IT IS FURTHER ORDERED: That upon compliance with the requirements above set forth, a certificate issue evidencing the Commission's approval of the right to operate as above-determined.

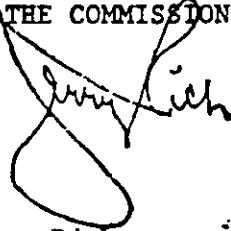
IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order,

complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

IT IS FURTHER ORDERED: That the application of John Perfetti at A-00100255, F. 2, Am-A, be redocketed to stand in the name of Perfetti Trucking, Inc. at A-00108024, F. 2.

IT IS FURTHER ORDERED: That upon compliance with this order, the rights granted the transferor, John D. Perfetti, at A-00100255, F. 2 be cancelled and the record be marked closed.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Jerry Rich", written over the printed text "BY THE COMMISSION,".

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: June 30, 1988

ORDER ENTERED: JUL 07 1988