PENNSYLVANIA PUBLIC UTILITY COMMISSION
Harrisburg, Pennsylvania 17105-3265

Public Meeting held June 4, 1992

Commissioners Present:

DAVID W. ROLKA, CHAIRMAN
JOSEPH RHODES, JR., VICE-CHAIRMAN
WENDELL F. HOLLAND, COMMISSIONER

Pennsylvania Public Utility Commission
v.

A-00108519C9201

ACE MOVING & STORAGE CORP.
1313 WYOMING AVENUE
EXETER PA 18643

U.S. CERTIFIED MAIL NO. 044249

DOCUMENT FOLDER

ORDER TO SHOW CAUSE

**BY THE COMMISSION:**

This Commission, as the duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate common carriers within this Commonwealth, represents as follows:

1. That respondent holds a certificate of public convenience issued by this Commission at Application Docket No. A-00108519.

2. That respondent is required by 66 Pa. C.S. Section 510(b), and by the regulations of the Commission, 52 Pa. Code Section 29.43 or Section 31.10, to file with the Commission, on or before March 31 of each year, an Assessment Report, consisting of a statement, under oath, showing its gross intrastate operating revenues for the preceding calendar year.

3. That, as of the date of this order to show cause, which is after March 31, 1992 respondent has not filed its Assessment Report for 1991 revenues.

4. That, by failing to file its Assessment Report for 1991 revenues, respondent is in violation of 66 Pa. C.S. Section 510(b) and 52 Pa. Code Section 29.43 or Section 31.10, THEREFORE;

IT IS ORDERED:

1. That respondent show cause why the certificate of public convenience at Application Docket No.A-00108519 should not be cancelled in its entirety for failure to file respondent's Assessment Report for 1991 revenues.

2. That respondent has twenty (20) days from the date on which this order is served to file with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, an answer in writing, under oath, which, as required by 52 Pa. Code Section 5.64, either affirms or specifically denies the allegations in this order.

3. That, in lieu of an answer to this order, respondent may file its Assessment Report for 1991 revenues within the time specified for filing an answer to this order. If the respondent so files its Assessment Report for 1991 revenues, this order will be discharged without further proceedings.

4. That, if respondent fails to file an answer or other responsive pleading and if respondent does not file its Assessment Report for 1991 revenues within twenty (20) days, respondent will be deemed to have admitted all the allegations in this order, in accordance with 52 Pa. Code Section 5.64. In that event, this Commission may, without hearing, enter an appropriate order which either suspends or cancels the certificate of public convenience held by respondent and which imposes a fine or any other appropriate penalty or forfeiture as authorized by 66 Pa. C.S. Section 101, et seq.

5. That, if respondent files an answer which admits the allegations contained in this order and does not file its Assessment Report for 1991 revenues, this Commission will enter an order which either suspends or cancels the certificate of public convenience held by respondent and which imposes a fine or any other appropriate penalty or forfeiture as authorized by 66 Pa. C.S. Section 101, et seq.

6. That, if respondent files a timely answer which specifically denies the allegations in this order or which raises material questions of law or fact, and does not file its Assessment Report for 1991 revenues, this matter shall be referred to an Administrative Law Judge for hearing and decision. If, after hearing on the issues raised by that answer, the respondent is found to have committed any of the violations alleged in this order, the Administrative Law Judge may render a decision which either suspends or cancels the certificate of public convenience held by respondent and which imposes a fine or any other appropriate penalty authorized by 66 Pa. C.S. Section 101, et seq.

BY THE COMMISSION,

John G. Alford

John G. Alford
Secretary

ORDER ADOPTED: June 4, 1992

ORDER ENTERED: July 8, 1992