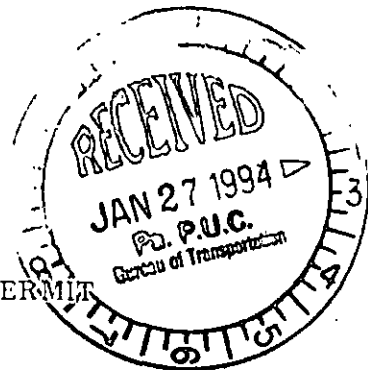


BEFORE
PENNSYLVANIA PUBLIC UTILITY COMMISSION



APPLICATION FOR MOTOR CARRIER CERTIFICATE OR PERMIT

(SEE INSTRUCTIONS BEFORE PREPARING APPLICATION)

In re: Application of

APPLICATION DOCKET

No. A 111 219

Folder No.

for a certificate of public convenience or a permit evidencing the Commission's approval of the right and privilege of operating motor vehicles as a motor carrier for the transportation of **PROPERTY**.

TO PENNSYLVANIA PUBLIC UTILITY COMMISSION:

✓ 1. GARY P Krugulski
(Full and correct name of applicant)

✓ 2. GARY P Krugulski
(Trade name, if any)

The trade name has not been registered with the Secretary of the
(has or has not)

Commonwealth on _____ (date) (attach copy of stamped registration form).

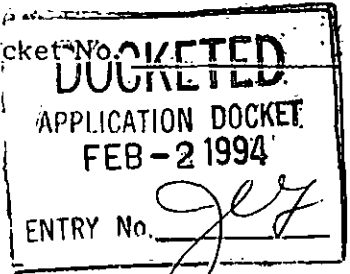
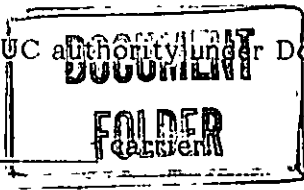
✓ 3. 169 South Mountain Blvd
(Business Street Address) (P.O. Box, if any)

M T Top Luzern PA 18707 474-5953
(City) (County) (State) (Zip) (Telephone)

✓ 4. Applicant's attorney (for this application) is:
(Name) (Address) (Telephone)
Gloria - American Capital
717 6961181

✓ 5. Any notice, process or order of the PUC should be served upon:
GARY Krugulski 169 South Mountain Blvd M.T Top
(Name) (Address)

6. Applicant DOES NOT hold Pa. PUC authority under Docket No. _____
(does or does not)
and operates as a contract
(common or contract)



7. Applicant DOES NOT hold interstate Commerce Commission authority
(does or does not)

at Docket No. _____

8. Applicant is (check one):

Individual.

Partnership. Attach copy of partnership agreement and list names and addresses of partners below (use additional sheet if necessary).

(Name)	(Address)

Corporation. Organized under the laws of the State of _____ and qualified to do business in Pennsylvania by registering with the Secretary of the Commonwealth on _____ (Attach copy of Certificate of Incorporation or Authority and statement of charter purpose). Include as an attachment a list of corporate officers and their titles and the names, addresses and number of shares held by each stockholder.

9. Attach the following, as appropriate (check those attached):

- A Partnership Agreement.
- B Trade Name registration certificate.
- C Certificate of Incorporation or Authority.
- D Statement of corporate charter purpose.
- E List of corporate officers and stockholders.

- ✓ 10. That the nature and character of the service to be rendered by applicant is the transportation of property as a Common Contract carrier by means of motor vehicles as follows:

1972 Diamond Reo

- ✓ 11. Applicant is not now engaged in any intrastate transportation of property for compensation in Pennsylvania (except as authorized by the certificates of public convenience or permits specified in Paragraph 6) and will not engage in the transportation for which approval is herein sought unless and until authorization for such transportation shall be received.

CORPORATE SEAL

GARY KROGULSKI
(Print Name of Corporation, Partnership, Trade-Name or Individual)*

By:

Gary Krogulski
(Signature)

(Signature)

(Signature)

*If a partnership, each partner must sign; if a corporation, at least one officer must sign, and corporate seal affixed.

THIS MUST BE COMPLETED BY NOTARY PUBLIC

AFFIDAVIT OF APPLICANT (Natural Person)

COMMONWEALTH OF PENNSYLVANIA :

Luzerne County : ss:

Gary Krogulski, being duly sworn (affirmed) according to law, deposes and says that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and he expects to be able to prove the same at the hearing hereof.

Gary Krogulski
Signature of Affiant

Sworn and subscribed before me this 25th
day of January 1994
My Commission Expires

NOTARIAL SEAL
JOSEPH P. PAPROTA, NOTARY PUBLIC
SHAVERTOWN, LUZERNE COUNTY
MY COMMISSION EXPIRES APRIL 16, 1994

Joseph P. Paprota
Signature of Official Administering Oath

AFFIDAVIT OF APPLICANT (Corporation)

COMMONWEALTH OF PENNSYLVANIA :

_____ County : ss:

_____, being duly sworn (affirmed) according to law, deposes and says that he is _____ of _____
(Office of Affiant)

_____; that he is authorized to and does make this
(Name of Corporation)
affidavit for it; and that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and that he expects the said _____ to be able to prove the same
(Name of Corporation)

at the hearing hereof.

Signature of Affiant

Sworn and subscribed before me this _____
day of _____ 19_____
My Commission Expires _____

Signature of Official Administering Oath

PUC 189

VERIFIED STATEMENT IN SUPPORT OF THE APPLICATION

1. American Asphalt Paving Co.
City - Shavertown
State - PA.
County - Luzerne
Township - Jackson

2. Bernard C. Banks, Jr.,
Executive Vice President & Treasurer

3. See Attachment Paragraph 10.

4. See Attachment Paragraph 10.

5. American Asphalt Paving Co. is an aggregate producer, an ~~asphalt products producer and a contractor. We have 7~~ triaxles of our own and regularly hire 13 trucks that have PUC Authority. In addition, we have hired as many as 44 trucks that do not have PUC Authority, to supply a total customer need of up to 64 trucks in a given day.

There are not enough trucks available with PUC Authority to service our needs.

6. Without the applying truckers being provided with PUC Authority, we would not be able to legally, economically or conveniently service the jobs and customers with materials. There would be a payroll cutback by necessity and we would lose business and possibly jobs and customers.

7. None

8.

Bernard C. Banks, Jr.

Bernard C. Banks, Jr.,
Executive Vice President &
Treasurer

Sworn and subscribed ~~to~~
before me this 25th

day of January, 1994.

Joseph P. Paprota
Notary Public

My Commission expires:

NOTARIAL SEAL
JOSEPH P. PAPROTA, NOTARY PUBLIC
SHAVERTOWN, LUZERNE COUNTY
MY COMMISSION EXPIRES APRIL 16, 1994

March 11, 1994

Gary P. Krogulski
169 South Mountain Boulevard
Mountaintop, PA 18707

In re: Application of Gary P. Krogulski

Dear Sir:

The application filed by you

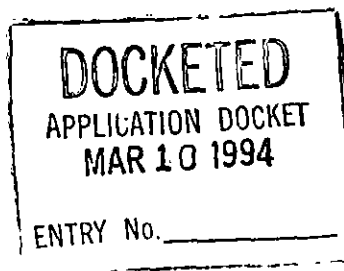
has been captioned as attached and will be submitted for review provided no protests are filed on or before April 4, 1994. If protests are filed, you will be advised as to further procedure.

You are further advised that the above application will be published in the Pennsylvania Bulletin of March 12, 1994.

Very truly yours,

David Ehrhart
Supervisor - Application Section
Bureau of Transportation

DE:de



* A-00111219 GARY P KROGULSKI (169 South Mountain Boulevard, Mountaintop, Luzerne County, PA 18707) - contract carrier - commodities in bulk, in dump vehicles, rip rap and concrete barriers for American Asphalt Paving Co., from its Pennsylvania facilities, to points in Pennsylvania, and vice versa.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

Published in Pennsylvania Bulletin MAR 12 1994

BUREAU OF TRANSPORTATION
CONTRACT CARRIER
February 1994

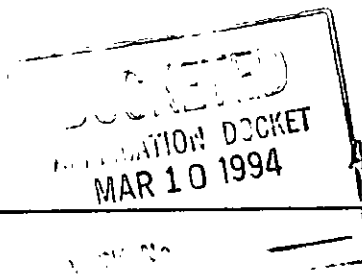
A-00111219

Application of Gary P. Krogulski, for the right to begin to transport, as a contract carrier, by motor vehicle, commodities in bulk, in dump vehicles, rip rap and concrete barriers for American Asphalt Paving Co., from its Pennsylvania facilities, to points in Pennsylvania, and vice versa.

JG:rs/em
2/24/94

Application received: 1/27/94
Application docketed: 2/2/94

NH



APR 4 - 1994

Protests due _____