

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00	:	
2. BUREAU: TAS	:	
3. SECTION(S):	:	
5. APPROVED BY:	:	4. PUBLIC MEETING DATE:
DIRECTOR:	:	00/00/00
SUPERVISOR:	:	
6. PERSON IN CHARGE: KEYSER	:	7. DATE FILED: 12/30/03
8. DOCKET NO: A-00111142C0301	:	9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: TRANSPORTATION & SAFETY, BUREAU OF

RESPONDENT/APPLICANT: GENERAL COMM WARE & DIST CO, LP

COMP/APP COUNTY: UTILITY CODE: 700815

ALLEGATION OR SUBJECT

COMPLAINT AGAINST GENERAL COMM WARE & DIST CO, LP FOR REQUEST TO REVOKE ITS CERTIFICATION FOR PUBLIC CONVENIENCE AT A-00111138.

DOCUMENT  
FOLDER

**DOCKETED**  
DEC 30 2003

*[Faint, illegible text]*

**ORIGINAL**

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY COMMISSION  
BUREAU OF TRANSPORTATION AND SAFETY

v.

DOCKET NO. A-00111142C 0301  
A-00111142  
Fs. 1, 2 & 3

General Comm Ware & Dist Co., LP

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That General Comm Ware & Dist Co., LP, respondent, maintains its principal place of business at 100 Papercraft Park, Pittsburgh, PA 15238.
2. That respondent was issued a certificate of public convenience by this Commission on June 29, 1994, at Application Docket No. A-00111142.
3. That respondent abandoned or discontinued service without having first submitted a letter to this Commission containing a statement that the service is no longer being rendered. Respondent has not reported intrastate revenue for the years 2001, 2002 and 2003.
4. That respondent, by failing to submit a letter to this Commission containing a statement that the service is no longer being rendered, violated 52 Pa. Code §3.381(a)(5) and, by failing to maintain adequate, efficient and safe service and facilities, violated 66 Pa. C.S. §1501.

WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke respondent's **Certificate of Public Convenience at A-00111142 Fs. 1, 2 & 3.**

RECEIVED  
03 DEC 30 AM 10:30  
PA. P.U.C.  
SECRETARY'S BUREAU

Respectfully submitted,

*Wendy J. Keezel*

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P.O. Box 3265  
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Date: 12/19/03

**DOCKETED**  
DEC 30 2003

*Wendy J. Keezel*  
Wendy J. Keezel, Chief of Enforcement

DOCUMENT  
FOLDER

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date, as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code §1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which will include the revocation of your Certificate of Public Convenience.

C. If you file an answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which may include the revocation of your Certificate of Public Convenience.

D. If you file an answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision.

E. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at 717-787-1168.

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

Date of Service: DECEMBER 31, 2003  
Docket Number: A-00111142C0301

DOCUMENT  
FOLDER

GENERAL COMM WARE & DIST CO, LP  
100 PAPER CRAFT PARK  
PITTSBURGH PA 15238

**DOCKETED**  
DEC 30 2003

Pennsylvania Public Utility Commission Bureau of Transportation and Safety

v.

GENERAL COMM WARE & DIST CO, LP

Dear Sir/Madam:

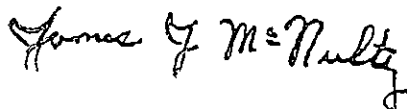
The Pennsylvania Public Utility Commission has delegated its authority to initiate prosecutory proceedings to several bureaus in the Commission with enforcement responsibilities.

Pursuant to this delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff has filed the attached complaint against you.

Please refer to the Notice page at the conclusion of this complaint for detailed instructions on how to proceed. Alternative formats of this material are available for persons with disabilities.

Any questions may be directed to the Technical Review Section of the Bureau of Transportation and Safety at (717) 787-1168.

Very truly yours,



James J. McNulty  
Secretary

dbS

LAW OFFICES OF  
**JOHN A. PILLAR**  
680 WASHINGTON ROAD  
SUITE B101  
PITTSBURGH, PENNSYLVANIA 15228-1925

**ORIGINAL**

John A. Pillar  
Karen S. Timko

(412) 343-0970  
FAX (412) 343-0971  
pillarlaw@stargate.net

January 5, 2004

Re: Pennsylvania Public Utility Commission  
Bureau of Transportation and Safety v.  
General Commodities Warehouse &  
Distributing Co. LP  
Docket A-00111142C0301  
File No. 252

Hon. James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

**DOCKETED**

JAN 09 2004

**DOCUMENT**

PA P.U.C.  
SECRETARY'S BUREAU

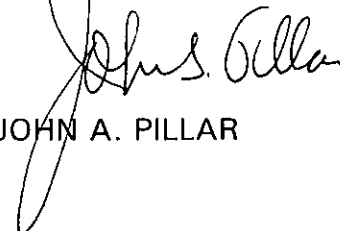
2004 JAN -7 AM 9:13

RECEIVED

Dear Sir:

We represent the Respondent in the above docketed proceeding. A Complaint has been filed against the Respondent alleging that Respondent, by failing to submit a letter to the Commission containing a statement that service is no longer being rendered, has violated the Public Utility Code. I am enclosing herewith a copy of a letter dated April 21, 2002, addressed to you, in which I advised the Commission that the company had ceased doing business and requesting that the operating rights be rescinded. Please accept this letter and the enclosure as the answer to the Complaint filed by the Commission at C0301. If you require anything further, please advise the undersigned.

Very truly yours,



JOHN A. PILLAR

sw

cc: Wendy J. Keezel, Chief of Enforcement (w/encl.)  
Richard Roadarmel (w/encl.)  
Larry Schoeneberger (w/encl.)

LAW OFFICES OF  
**JOHN A. PILLAR**  
680 WASHINGTON ROAD  
SUITE B101  
PITTSBURGH, PENNSYLVANIA 15228

**ORIGINAL**  
**COPY**

John A. Pillar  
Karen S. Timko

(412) 343-0970  
FAX (412) 343-0971  
pillarlaw@stargate.net

April 21, 2002

Re: Pennsylvania Public Utility Commission,  
Bureau of Transportation and Safety v.  
General Commodities Warehouse &  
Distributing Company, LP  
Docket A-00111142C0201  
File No. 252

RECEIVED  
2004 JAN -7 AM 9:13  
PA P.U.C.  
SECRETARY'S BUREAU

Hon. James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

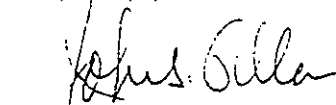
Dear Sir:

We represent Genco I, the principals of which previously controlled and operated Genco Company and its predecessor, General Commodities Warehouse & Distributing Company, LP. This letter is in response to the Commission's Complaint that was filed under the above docket number, and which pertains to the operating rights of General Commodities Warehouse & Distributing Company, LP at Folders 1, 2 and 3. The service date of the Complaint is April 3, 2002.

The factual averments of the Complaint are admitted. General Commodities Warehouse & Distributing Company LP has ceased doing business under that name. It had no intrastate revenue for the years 1999, 2000 and 2001.

It is respectfully requested that the operating rights of General Commodities Warehouse & Distributing Company LP be rescinded and that the Complaint proceeding be terminated.

Very truly yours,



JOHN A. PILLAR

SW  
cc: Genco I, Inc.