



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

March 16, 1993

IN REPLY PLEASE
REFER TO OUR FILE

A-109226

F6001

DAVID H RADCLIFF ESQUIRE
2216 WALNUT STREET
HARRISBURG PA 17103

Application of Gabler Trucking, Inc., a corporation of the Commonwealth of Pennsylvania

Dear Sir:

This is to advise you that the Commission at Public Meeting held March 11, 1993 adopted an Order in connection with the above entitled proceeding.

A copy of the Order is enclosed for your records.

Very truly yours,

John G. Alford, Secretary

DOCUMENT
FOLDER

JZ
Encls.
Certified Mail
Receipt Requested

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APR 15 1993

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

DOCUMENT
FOLDER

Public Meeting held March 11, 1993

Commissioners Present:

David W. Rolka, Chairman
Joseph Rhodes, Jr., Vice-Chairman
Wendell F. Holland, Commissioner

Application of Gabler Trucking, Inc., a corporation of the Commonwealth of Pennsylvania, for emergency temporary authority to transport, as a common carrier, property (except commodities in bulk and household goods in use) for Reckitt & Colman, Inc., from the facilities owned, leased or utilized by Reckitt & Colman, Inc., in the township of Lower Swatara, Dauphin County, to points in Pennsylvania, and vice versa.

A-00109226
F. 6001
(ETA)

David H. Radcliff for the applicant.

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APR 15 1993

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application for emergency temporary authority filed February 23, 1993. The applicant has filed for temporary authority and permanent authority.

Harold C. Gabler, Jr., president of Gabler Trucking, Inc., set forth in his verified statement that the applicant is primarily a food and grocery items carrier. It has developed service which is responsive to the food and grocery industry. It operates both intrastate and interstate. Its principal terminal and general office is located at Chambersburg, Franklin County. A second terminal is located in Aspers, Adams County and a garage and equipment pool is operated in the township of Silver Spring, Cumberland County.

Gabler Trucking, Inc., owns and operates 93 tractors, 306 dry van trailers, 35 temperature-controlled trailers, five flatbed trailers and one drop-deck trailer. In addition, Gabler has owner-operators providing more than 50 tractors to supplement the company's fleet.

Gabler Trucking, Inc., is currently serving the supporting shipper from points in Cumberland County to points in Pennsylvania. It has worked extensively with the shipper previously providing pre-positioned trailers at the warehouse facilities utilized by that shipper. Gabler's drivers are familiar with the service requirements of the shipper and will continue to provide that service when operations move to Dauphin County.

Karen Petermann, corporate traffic supervisor for Reckitt & Colman, Inc., set forth in her verified statement that the primary product lines of the shipper are identified as Durkee, Airwick, French Foods and Boyle Midway. These products include Mr. Bubble, Airwick, Magic Mushroom, Crystal Air, Black Flag, Wizard Air Fresheners, Woolite, Three-In-One Oil, charcoal lighters, spices, mustards, sauces and gravies, dec-a-cake items and hot sauces. All of these products, except for charcoal lighter, are currently stored at the facilities of Exel Logistics, Inc., in the township of Hampden, Cumberland County.

On or about March 1, 1993, Reckitt & Colman will begin transferring all product from the facilities of Exel Logistics, Inc. to temporary warehouse facilities in Lower Swatara Township, Dauphin County. It is expected that volume under the request for emergency temporary authority will exceed 1,000 truckloads. There are approximately 40,000 pallets of product to be moved from Cumberland County to the warehouse in Dauphin County. Outbound traffic will move from the Lower Swatara Township warehouse to other points in Pennsylvania. Customers include grocery companies throughout Pennsylvania and nearly every point is a potential destination point for traffic. Inbound traffic will move from Hampden Township, Cumberland County, to the Lower Swatara facility.

Reckitt & Colman is currently served from the Hampden Township facilities by the applicant, Carlisle Carrier Corp., and New England Motor Freight. New England Motor Freight cannot supply sufficient equipment to meet its requirements. Both the applicant and Carlisle Carrier, Inc., are being supported for emergency temporary authority, temporary authority and permanent authority.

DISCUSSION AND FINDINGS

A grant of emergency temporary authority will be made where it is established that there is or soon will be an immediate transportation need. A showing of immediate need may involve service to a new or relocated plant, a different method of distribution, new or unusual commodities, an origin or destination not presently served by carriers, a discontinuance of existing service, failure of existing carriers to provide service or comparable situations which require new carrier service before an application for permanent authority can be filed or processed.

In this instance, the supporting shipper requires service on or about March 1, 1993 from a relocated distribution facility. The applicant wishes to follow its shipper to the newly relocated facility. The applicant has provided service for this shipper from facilities in Cumberland County and now desires to provide service for the shipper from facilities in Dauphin County. We believe it is appropriate to grant emergency temporary authority so that the

applicant may continue to provide service for this shipper which has become dependent upon it for service; THEREFORE,

IT IS ORDERED: That the application for emergency temporary authority be and is hereby approved granting the following right:

To transport, as a Class D carrier, property for Reckitt & Colman, Inc., from the facilities owned, leased or utilized by Reckitt & Colman, Inc., to points in Pennsylvania, and vice versa;

subject to the following condition:

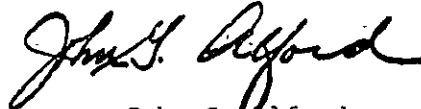
That no right, power or privilege is granted to transport commodities in bulk or household goods in use.

IT IS FURTHER ORDERED: That the applicant shall file a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That our decision in this application for emergency temporary authority will have no bearing upon our decision in the applications for temporary authority or permanent authority.

IT IS FURTHER ORDERED: That the emergency temporary authority shall become effective upon date of adoption of the order and shall remain in effect pending disposition of the applications for temporary authority and/or permanent authority.

BY THE COMMISSION,



John G. Alford
Secretary

(SEAL)

ORDER ADOPTED: March 11, 1993

ORDER ENTERED: March 16, 1993