

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265
August 24, 1992

KIR

In Re: A-00109244, F001, Am-A

(See attached list)

Application of Tad's Delivery Service, Inc.

For amendment so as to permit the transportation of household goods and office furniture, in use, and new furniture uncrated, from points in the city and county of Philadelphia....which is to be a transfer of the rights at A-00086551 to Domenic Christinzio, Inc., subject to the same Limitations and conditions.

NOTICE

The Public Utility Code directs that hearings shall be commenced in this case by the Administrative Law Judge within 90 days after the proceeding is initiated.

In compliance with this directive, a initial hearing is hereby scheduled for Wednesday, October 7, 1992, at 10:00 a.m. in Room 1306, Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, Pennsylvania 19130.

If you intend to file exhibits, please be advised that two copies of all hearing exhibits to be presented into evidence must be submitted to the Reporter and an additional copy should be furnished to the presiding officer and each party of record.

cc: Judge Chestnut
Mr. Frazier - PIO
Mrs. Lewis
Scheduling Sec.
Mrs. Plantz
Docket Room

DOCKETED
AUG 27 1992

DOCUMENT
FILE

A-00109244, F001, Am-A - Parties of Record

Donald M. Davis, Esquire
Curtis Center, Fourth Floor
Independent Square West
Philadelphia, PA 19106-3304

Tad's Delivery Service, Inc.
835 Industrial Highway
Unit #4
Cinnaminson, NJ 08077

Scott A. Petri, Esquire
Liederbach, Hahn, Foy & Petri, P.C.
892 Second Street Pike
Richboro, PA 18954



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PHILADELPHIA STATE OFFICE BUILDING
1400 WEST SPRING GARDEN STREET
PHILADELPHIA, PENNSYLVANIA 19130

(215) 560-2105
September 2, 1992

KUP
IN REPLY PLEASE
REFER TO OUR FILE

DOCKETED

SEP 22 1992

**DOCUMENT
FOLDER**

See Attached Service List

Re: Application of Tad's Delivery Service, Inc.
Docket Number A-00109244, F001, Am-A

To All Parties:

I have been assigned to preside over the above-captioned case. The purpose of this letter is to bring to the attention of all parties certain procedural rules applicable to this proceeding.

First, pursuant to 52 Pa. Code §3.381(g), requests for postponement or continuance of hearings must be submitted in writing no later than five (5) days prior to the hearing. Requests for postponement or continuance of initial hearings are to be sent to the Chief Administrative Law Judge, with copies to the presiding officer and parties of record. Requests for postponement of subsequent hearings should be served directly on the presiding officer.

Second, pursuant to 52 Pa. Code §3.381(f), absent good cause, restrictive amendments to the application will not be considered after expiration of the 20-day period following the protest period or commencement of the initial hearing. Please bear in mind that restrictive amendments which result in undue and unreasonable fragmentation of authority have been held to be not in the public interest. Any amended authority is expected to be clear, understandable and enforceable.

Absent timely notice of settlement, no later than October 2, 1992 (5 days prior to the first scheduled hearing on October 7, 1992), I anticipate that all parties to this proceeding shall be prepared to participate in the hearing set for October 7, 1992.

If you wish to offer into evidence at the hearing material in the form of documents (letters, bills, cancelled checks and the like), please bring with you one copy for me, two copies for the reporter, and at least one copy for every other party.

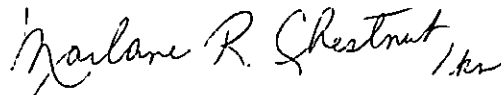
If you need to subpoena witnesses for the hearing, please review 52 Pa. Code §5.421. You should submit your written application for subpoenas sufficiently in advance of the hearing so that the other parties will have the requisite five days' notice to answer your application, and so that you will have enough time to receive the subpoenas and serve them.

Finally, I would also like to bring to your attention 52 Pa. Code §5.331(b) which provides, inter alia, that "[p]articipants shall endeavor to initiate discovery as early in the proceedings as reasonably possible," and 52 Pa. Code §5.322 which encourages participants to exchange information on an informal basis. I urge all parties to cooperate in discovery. Such cooperation is preferable to numerous or protracted discovery disagreements which require the presiding officer's participation for resolution. Please be aware that there are limitations on discovery and sanctions for abuse of the discovery process. 52 Pa. Code §§5.361, 5.371-5.372.

For your convenience, I am enclosing a copy of the Commission's service list as of this date.

In closing, I hope for the cooperation of all parties in achieving a fair, prompt and efficient resolution of this case.

Very truly yours,



MARLANE R. CHESTNUT
Administrative Law Judge

MRC:kn

SERVICE LIST

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