

LAW OFFICES

VUONO, LAVELLE & GRAY

(412) 471-1800

JOHN A. VUONO
WILLIAM J. LAVELLE
WILLIAM A. GRAY
MARK T. VUONO
RICHARD R. WILSON
DENNIS J. KUSTURISS
CHRISTINE M. DOLFI
PAUL J. STELIOTES

2310 GRANT BUILDING

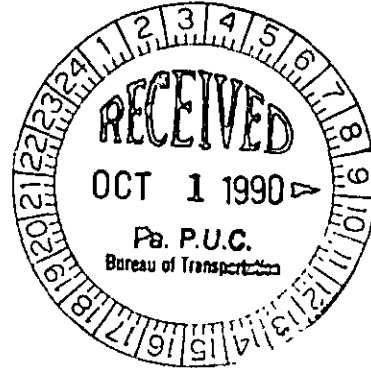
PITTSBURGH, PA. 15219-2383

September 27, 1990

TELECOPIER
(412) 471-4477

• ALSO MEMBER OF FLORIDA BAR

Re: Russell J. Golden, t/d/b/a
Predator Trucking Company
Docket No. A-00109468
Our File 3704



Mr. David E. Ehrhart
Supervisor - Application Section
Bureau of Transportation
Pennsylvania Public Utility Commission
Room 409, Transportation and Safety Bldg.
Commonwealth Avenue and North St.
Harrisburg, PA 17120

Dear Mr. Ehrhart:

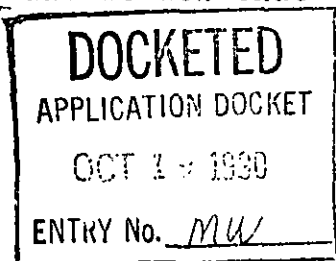
We represent the applicant in the above case which seeks authority to serve the facilities of Reactive Metals & Alloys Corporation. This letter will confirm our telephone conversation today with your office.

Notice of filing was published in the Pennsylvania Bulletin on September 15.

The application as published shows the location of the shipper's facilities as "the Township of Shenango, Lawrence County", although the application indicated that the location was in West Pittsburgh, Lawrence County.

In any event, we have now been advised by the shipper that the facilities are located in Taylor Township. Accordingly, we respectfully request that the application be amended to substitute "the Township of Taylor" for "the Township of Shenango".

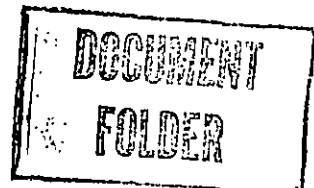
We understand that this will require a republication of the notice and we ask that the matter be expedited.



Sincerely yours,

VUONO, LAVELLE & GRAY

John A. Vuono/md
John A. Vuono



nd
cc: Mr. Russell J. Golden



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120

October 12, 1990

IN REPLY PLEASE
REFER TO OUR FILE

John A. Vuono
Attorney at Law
2310 Grant Building
Pittsburgh, PA 15219

In re: A-00109468 - Application of Russell J. Golden,
t/d/b/a Predator Trucking Company

Dear Sir:

The above referenced application has been assigned to me for review without oral hearing. In order to reach a determination on the application, you are being requested to file a verified statement in accordance with 52 Pa. Code 3.381(e)(1). You are required to file:

VERIFIED STATEMENT OF APPLICANT

The verified statement should be in paragraph form. Each heading contained in the enclosed minimum outline should be a separate section or paragraph. All questions must be answered.

You are being granted an initial period of thirty (30) days in which to file the required statement. The statements are due in this office on or before: NOVEMBER 12, 1990.

If additional time is required, it may be requested by telephone but must be followed by a request in writing, with the reason(s) for the extension.

Questions about your application may be directed to me by telephoning 717-787-4386.

Very truly yours,

Lawrence Keener-Farley
Lawrence Keener-Farley, Esq.
Technical Review Section
Bureau of Transportation

Encl.

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
OCT 11 1990
ENTRY No. *MS*

LAW OFFICES

VUONO, LAVELLE & GRAY

2310 GRANT BUILDING

PITTSBURGH, PA. 15210-2383

(412) 471-1800

JOHN A. VUONO
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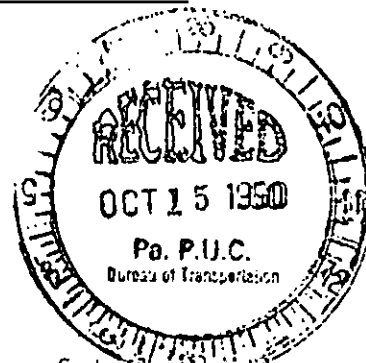
October 12, 1990

• ALSO MEMBER OF FLORIDA BAR

Re: Russell J. Golden, t/d/b/a Predator Trucking Company
Docket No. A-00109468
Our File 3704

BY EXPRESS MAIL

Mr. David E. Ehrhart
Supervisor, Application Section
Bureau of Transportation
Pennsylvania Public Utility Commission
Room 409 Transportation & Safety Building
Commonwealth Avenue and North Street
Harrisburg, PA 17120



Dear Mr. Ehrhart:

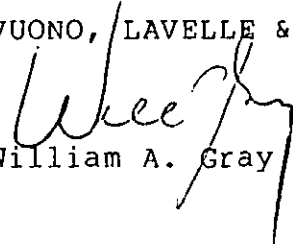
This will confirm our telephone conversation of today with Nancy Kauffman of your office concerning a further problem with the publication of this application, which appeared in the Pennsylvania Bulletin dated September 15, 1990. By letter dated September 27, 1990, John A. Vuono of my office indicated that the shipper's facilities are actually located in Taylor Township, Lawrence County rather than Shenango Township, Lawrence County, as appeared in the publication. We have now been advised by the applicant that he does not desire to have a bulk restriction in the authority. Therefore, we request that the application be republished so as to seek the following authority:

Property (excluding household and office furnishings in use), for Reactive Metals & Alloys Corporation, from its facilities in the township of Taylor, Lawrence County, to points in Pennsylvania, and vice versa.

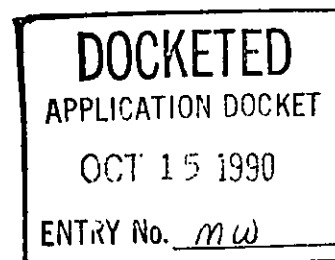
Thank you for your cooperation in this matter.

Sincerely yours,

VUONO, LAVELLE & GRAY


William A. Gray

cr
cc: Mr. Russell J. Golden



PETER G. LOFTUS

LAW OFFICES
PETER G. LOFTUS, P.C.
SUITE 724 BANK TOWERS
SCRANTON, PENNSYLVANIA 18503
(717) 347-1453
FAX (717) 347-5559



November 8, 1990

RECEIVED
NOV 15 1990
SECRETARY'S OFFICE
Public Utility Commission

The Honorable Jerry Rich, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17120

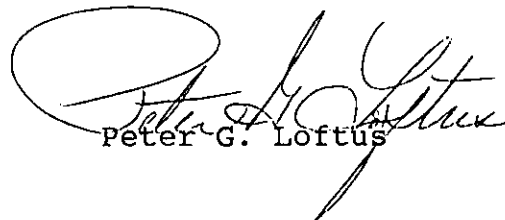
Re: Russell J. Golden, t/d/b/a Predator Trucking
Company
A-00109468

Dear Secretary Rich:

Enclosed for filing are the original and two copies of a Protest directed to the above-captioned applicant by Seaboard Tank Lines, Inc. Copies have been mailed to the applicant's counsel of record.

Your prompt attention to this matter is appreciated.

Very truly yours,


Peter G. Loftus

PGL/sas

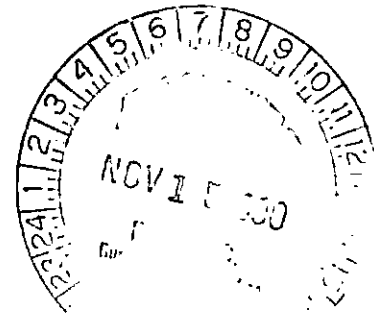
Enclosures

cc: Walter P. Orzolek, Manager
Seaboard Tank Lines, Inc.

John A. Vuono, Esquire
2310 Grant Building
Pittsburgh, PA 15219

**DOCUMENT
FOLDER**

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION



IN RE:

DOCKET NO.

APPLICATION OF:

A-00109468

RUSSELL J. GOLDEN, t/d/b/a
PREDATOR TRUCKING COMPANY

P R O T E S T

RECEIVED

NOV 15 1990

SECRETARY'S OFFICE
Public Utility Commission

TO: THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

FILE

In accordance with 52 Pa. Code Section 31.3 (b) and 3.381 (a), SEABOARD TANK LINES, INC., Box 166 Monahan Avenue, Dunmore, Pennsylvania 18512, Docket No. 00071220, herein protests the captioned application on the following grounds:

1. The Protestant is Seaboard Tank Lines, Inc., which has its principal place of business located at Box 166, Monahan Avenue, in the Borough of Dunmore, County of Lackawanna and Commonwealth of Pennsylvania. The telephone number of the Protestant is (717) 343-2491.

2. Protestant's attorney is Peter G. Loftus, Esquire, Suite 724, Bank Towers, Scranton, Pennsylvania 18503. The telephone number is (717) 347-1453.

3. Protestant has the authority to haul petroleum products and dry litharge throughout the Commonwealth of

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APPLICATION DOCKET

NOV 20 1990

ENTRY No. *112*

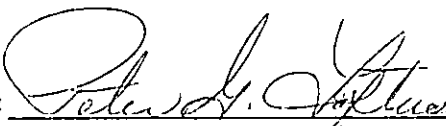
Pennsylvania with only several minor restrictions. Since the applicant is requesting the general category of property, approval of the application would have the following adverse impacts:

- (i) property obviously could be construed to include petroleum products and/or dry litharge, thus giving applicant at least equal, if not greater authority than the Protestant.
- (ii) even if it is not the intent of the applicant to haul petroleum products at present, if at any time the applicant sells his rights to another company, that company would then be able to haul petroleum products unless a restrictive amendment has been made prior to the transfer.
- (iii) the number of applicants to haul petroleum products has increased substantially during the last several years and have eroded the Protestant's shipper's list which conversely has not increased substantially, thus having an adverse impact.

4. The Protestant operates under Docket No. A-00109468. A copy of the Protestant's authority is attached hereto, intended to be made a part hereof, and marked as Exhibit "A".

5. The Protestant's interest would be protected resulting in a withdrawal of the protest if the following amendment were made:

"provided no right, power or privilege is granted to transport petroleum, and petroleum products in bulk or dry litharge in bulk."

BY: 
PETER G. LOFTUS, ESQUIRE
Counsel for Protestant

Suite 724
Bank Towers
Scranton, PA 18503
(717) 347-1453

Dated: 10/14/90

A
N

land County, was removed without proper notice. Complainant requests replacement of crossing. Proceeding is entitled "James Palmieri versus CSX Transportation, Inc., Borough of West Newton, Westmoreland County and Pennsylvania Department of Transportation." The Commission has fixed Tuesday, December 4, 1990 at 10 a.m., in the 11th Floor Hearing Room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, Pa., as the time and place for when and where all persons in interest may be heard if they so desire.

JERRY RICH,
Secretary

P.B. Doc. No. 90-2166. Filed October 26, 1990, 9:00 a.m.]

**Railroad
With Hearing**

George J. Thuransky, Mayor, West Newton Borough, CSX Transportation, Inc., Westmoreland County and Pennsylvania Department of Transportation. A proceeding has been filed with the Pennsylvania Public Utility Commission, alleging that the crossing adjoining Palmieri's property in the Borough of West Newton, Westmoreland County, was removed without proper notice. Complainant requests replacement of crossing. Proceeding is entitled "George J. Thuransky, Mayor, West Newton Borough versus CSX Transportation, Inc., Westmoreland County and Pennsylvania Department of Transportation." The Commission has fixed Tuesday, December 4, 1990 at 10 a.m., in the Hearing Room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, Pa., as the time and place for when and where all persons in interest may be heard if they so desire.

JERRY RICH,
Secretary

P.B. Doc. No. 90-2167. Filed October 26, 1990, 9:00 a.m.]

Notice of Motor Carrier Applications

Following temporary authority and/or permanent applications for the right to render service as a carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered sufficient notice to all carriers holding authority in this Commonwealth. Applications will be considered for hearing in the absence of protests to the Commission. Protests to the applications published herein must be filed on or before November 19, 1990 and shall comply with the provisions for the content of protests set forth at 52 Pa. Code § 3.381(c) (relating to protests for transportation of property and persons). It shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for transportation of property as described under each application.

A-00109515. Dilo, Inc., t/d/b/a Avery's Glendale Trucking, Inc. (5442 Lincoln Highway, Gap, Lancaster County, Pa. 17527), a corporation of the Commonwealth of Pennsylvania—mobile homes and modular buildings, from the facilities of Redman Homes, Inc., John's Mobile Home Sales, Inc., Miller Structures, Inc., Mark Line Industries of Pennsylvania, Inc., Holly Park Homes, Inc., Fleetwood Corporation and Liberty Homes Corp., located in the county of Lancaster; the facilities of Burlington Homes, Inc. and Pine Grove Manufactured Homes, Inc., located in the county of Schuylkill; the facilities of Avis Homes Co., located in the county of Clinton; the facilities of Apex Homes, Inc., located in the county of Snyder; the facilities of Muncy Homes, Inc., located in the county of Lycoming; the facilities of Marlett Homes, Inc., located in the county of Mifflin; and the facilities of Delrose Industries, Inc., located in the county of Franklin to points in Pennsylvania, and vice versa. Attorney: James D. Campbell, Jr., 3631 North Front Street, Harrisburg, Pa. 17110.

Applications of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for the transportation of property as described under each application.

A-00097755, Folder 3, Am-A: Kenneth G. Myers, t/d/b/a Kenneth G. Myers Trucking Company (R. D. 1, Box 181, Sligo, Clarion County, Pa. 16255), *inter alia*—coal from mines and stripping operations in the counties of Clarion, Armstrong, Butler, Venango, Jefferson and Indiana to tipples, railroad sidings or consumers in the said counties, provided no haul shall exceed a distance of 25 miles from point of origin to point of destination; so as to permit the transportation of coal in dump vehicles from the facilities of Reichard Contracting, Inc. located in the county of Clarion, to points in the counties of Erie, Warren, Indiana and Lawrence. Attorney: Kent S. Pope, Ten Grant Street, Clarion, Pa. 16214.

A-00108419, Folder 2, Am-A: Erie Transportation Services, Inc., t/d/b/a Erie Yellow Cab (1619 State Street, Erie, Erie County, Pa. 16501)—light parcels and baggage between points in the city of Erie, Erie County, and within 6 miles by the usually traveled highways of the limits of said city; so as to permit the transportation of light parcels and baggage between points in the county of Erie. Attorney: Kenneth Zielonis, 116 Pine Street, Suite 403, Harrisburg, Pa. 17101.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as contract carriers for transportation of property as described under each application.

A-00109468 (Corrected). Russell J. Golden, t/d/b/a Predator Trucking Company (3174 Trumbull Avenue, McDonald, Ohio 44437)—contract carrier—property (excluding household and office furnishings in use), for Reactive Metals & Alloys Corporation, from its facilities in the township of Taylor, Lawrence County, to points in Pennsylvania, and vice versa. Attorney: John A. Vuono, 2310 Grant Building, Pittsburgh, Pa. 15219.

A-00109516. Donald F. Harvey, t/d/b/a Harvey Lumber & Supply (R. D. 2, P. O. Box 146-B, Tarentum, Allegheny County, Pa. 15084)—contract carrier—empty trailers for Strick-Lease, Inc. and Allen Trailer Sales & Rentals, between points in Pennsylvania. Attorney: William A. Gray, 2310 Grant Building, Pittsburgh, Pa. 15219.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.

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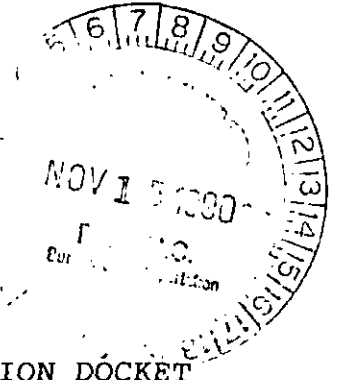
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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION



IN RE: APPLICATION OF
RUSSELL J. GOLDEN, t/d/b/a
PREDIATOR TRUCKING COMPANY

APPLICATION DOCKET
A-00109468

FILE

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INTERROGATORIES PROPOUNDED BY THE PROTESTANT
UNDER 62 PA. C.S.A., SECTION 333

SECRETARY'S OFFICE
Public Utility Commission

The Protestant, Seaboard Tank Lines, Inc., through its attorney, Peter G. Loftus, Esquire, does hereby propound the following Interrogatories upon the applicant to be answered by him personally and under oath within a reasonable time not to exceed thirty (30) days after the receipt hereof as required by said Act. As used in these Interrogatories, the term "Applicant" shall include, in addition to the named party, their attorneys, agents, servants, employees, representatives, private investigators and others who are in possession of, or who may have obtained information for or on behalf of the said named party.

These Interrogatories shall be deemed to be continuing and any information secured subsequent to the filing of answers thereto which would have been includable in the answers had it been known or available shall be supplied by supplemental answers as soon as such information becomes known or available and in all

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APPLICATION DOCKET
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ENTRY No. *[Signature]*

events, prior to the hearing of this matter pursuant to 66 Pa. C.S.A., Section 333.

1. Identify by name and address all proposed shippers you plan to service, if the captioned application is granted.

2. For each said shipper, identify the product or products you propose to haul. If petroleum products, identify specifically what types of petroleum products, their derivatives, and/or by-products, by their generally accepted commercial names.

3. For each such product, identify by name and address to whom said product is to be delivered.

4. For each such product, identify what is the anticipated annual volume.

5. Identify by name, address and telephone number each witness you propose to call at the hearing and the subject matter of their expected testimony.

6. Will you produce, without the necessity of issuing a subpoena duces tecum, all documents, photographs, maps,

recordings or other material whatsoever which you plan to introduce at the hearing? If so, please attach copies of same to your answers.

BY: 

PETER G. LOFTUS, ESQUIRE
Suite 724 Bank Towers
Scranton, PA 18503

(717) 347-1453

Dated: 11/14/92

CERTIFICATE OF SERVICE

PETER G. LOFTUS, ESQUIRE, hereby certifies that he served a true and correct copy of the foregoing Protest and Interrogatories in the afore-captioned action by depositing same in the regular United States mail, first-class rate, postage prepaid, and addressed to John A. Vuono, Esquire, 2310 Grant Building Pittsburgh, PA 15219, on the 14th day of November, 1990:



Peter G. Loftus, Esquire
724 Bank Towers
Scranton, PA 18503
(717) 347-1453
Attorney for Protestant

LAW OFFICES

VUONO, LAVELLE & GRAY

(412) 471-1800

JOHN A. VUONO
WILLIAM J. LAVELLE
WILLIAM A. GRAY
MARK T. VUONO
RICHARD R. WILSON
DENNIS J. KUSTURISS
CHRISTINE M. DOLFI

2310 GRANT BUILDING

PITTSBURGH, PA. 15210-2383

November 21, 1990

TELECOPIER
(412) 471-4477

* ALSO MEMBER OF FLORIDA BAR

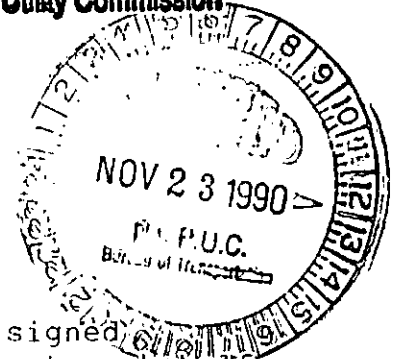
Re: Application of Russell J. Golden,
t/d/b/a Predator Trucking Company
Docket No. A-00109468
Our File 3704-3

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NOV 28 1990

SECRETARY'S OFFICE
Public Utility Commission

Mr. Jerry Rich, Secretary
Pennsylvania Public Utility Commission
North Office Building
P.O. Box 3265
Harrisburg, PA 17120



Dear Mr. Rich:

We enclose for filing with the Commission the signed original and two (2) copies of a Restrictive Amendment on behalf of the applicant in connection with the above-captioned application proceeding.

The filing of this Restrictive Amendment should eliminate the protest filed by the only protestant, i.e., Seaboard Tank Lines, Inc. By copy of this letter to the attorney for Seaboard, we are requesting that he notify the Commission in writing of the withdrawal of the Seaboard protest.

Please acknowledge receipt and filing of this Restrictive Amendment on the duplicate copy of this letter of transmittal and return it to the undersigned in the self-addressed, stamped envelope provided.

Sincerely yours,

VUONO, LAVELLE & GRAY

William A. Gray
William A. Gray

cc
Enclosures
cc: Peter G. Loftus, Esq. (w/enc.)
Predator Trucking Company

DOCUMENT
FOLDER

ORIGINAL

RECEIVED

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

NOV 23 1990

SECRETARY'S OFFICE
Public Utility Commission

APPLICATION OF)
) Docket No. A-00109468
 RUSSELL J. GOLDEN, t/d/b/a)
 PREDATOR TRUCKING COMPANY)

RESTRICTIVE AMENDMENT

Applicant hereby amends paragraph 10 of the above applica-
tion to read as follows:

Property, for Reactive Metals & Alloys Corporation,
from its facilities in the township of Taylor, Lawrence
County, to points in Pennsylvania, and vice versa;

Subject to the following conditions:

FIRST: That no right, power or privilege is
granted to transport household and office
furnishings in use; and

SECOND: That no right, power or privilege is
granted to transport petroleum and petroleum
products in bulk or dry litharge in bulk.

RUSSELL J. GOLDEN, t/d/b/a
PREDATOR TRUCKING COMPANY

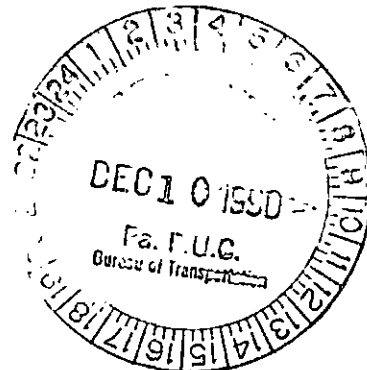
By: William A. Gray, Esq.
Attorney for Applicant

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DOCKETED
APPLICATION DOCKET
NOV 23 1990
ENTRY No.

PETER G. LOFTUS

LAW OFFICES
PETER G. LOFTUS, P.C.
SUITE 724 BANK TOWERS
SCRANTON, PENNSYLVANIA 18503
(717) 347-1453
FAX (717) 347-5559



December 4, 1990

The Honorable Jerry Rich, Secretary
Pennsylvania Public Utility Commission
Post Office Box 3265
Harrisburg, PA 17120

RECEIVED
DEC 7 1990
SECRETARY'S OFFICE
Public Utility Commission

RE: Russell J. Golden, t/d/b/a
Predator Trucking Company
Application # A-00109468

FILE

Dear Secretary Rich:

We are in receipt of a Restrictive Amendment in the above-referenced application from William A. Gray, Esquire.

Based upon the Restrictive Amendment, Seaboard Tank Lines, Inc., withdraws its protest contingent upon acceptance of said amendment by the Commission.

Please continue to carry us on the mailing list for all future notices, orders, opinions, etc.

Very truly yours,

Peter G. Loftus
Peter G. Loftus

PGL/ss
Encl:
cc: Walter P. Orzolek, Manager
Seaboard Tank Lines, Inc.
William A. Gray, Esquire

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APPLICATION DOCKET
DEC 10 1990
ENTRY No. 111

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Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

APPLICATION OF)
) Docket No. A-00109468
RUSSELL J. GOLDEN, t/d/b/a)
)
PREDATOR TRUCKING COMPANY)

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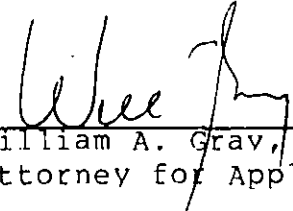
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products in bulk or dry litharge in bulk.

RUSSELL J. GOLDEN, t/d/b/a
PREDATOR TRUCKING COMPANY

By: 

William A. Gray, Esq.
Attorney for Applicant

KJR

LAW OFFICES
PETER G. LOFTUS, P.C.
SUITE 724 BANK TOWERS
SCRANTON, PENNSYLVANIA 18503
(717) 347-1453
FAX (717) 347-5550

PETER G. LOFTUS

ORIGINAL

December 6, 1990

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DEC 7 - 1990
SECRETARY'S OFFICE
Public Utility Commission

The Honorable Jerry Rich, Secretary
Pennsylvania Public Utility Commission
Post Office Box 3265
Harrisburg, PA 17120

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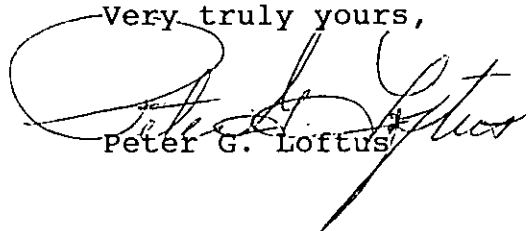
RE: Russell J. Golden, t/d/b/a
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Application # A-00109468

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Peter G. Loftus

PGL/ss
Encl:
cc: Walter P. Orzolek, Manager
Seaboard Tank Lines, Inc.
William A. Gray, Esquire

DOCUMENT
FOLDER

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

APPLICATION OF)
) Docket No. A-00109468
 RUSSELL J. GOLDEN, t/d/b/a)
 PREDATOR TRUCKING COMPANY)

RESTRICTIVE AMENDMENT

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RUSSELL J. GOLDEN, t/d/b/a
PREDATOR TRUCKING COMPANY

By: William A. Gray
William A. Gray, Esq.
Attorney for Applicant

dw

LAW OFFICES

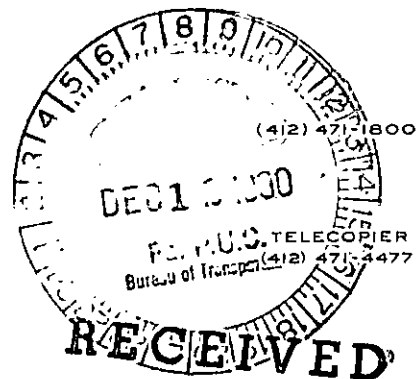
VUONO, LAVELLE & GRAY

2310 GRANT BUILDING

PITTSBURGH, PA. 15219-2383

JOHN A. VUONO
WILLIAM J. LAVELLE
WILLIAM A. GRAY
MARK T. VUONO
RICHARD R. WILSON
DENNIS J. KUSTURISS
CHRISTINE M. DOLFI

December 10, 1990



* ALSO MEMBER OF FLORIDA BAR

Re: Application of Russell J. Golden, t/d/b/a
Predator Trucking Company
Docket No. A-00109468
Our File 3704-3

DEC 12 90
SECRETARYS OFFICE
Public Utility Commission

Mr. Jerry Rich, Secretary
Pennsylvania Public Utility Commission
North Office Building
P.O. Box 3265
Harrisburg, PA 17120

Dear Mr. Rich:

We represent the applicant in connection with the above application. A single protest was filed to this application by Seaboard Tank Lines, Inc. This protest was withdrawn by letter to you dated December 4, 1990 from the attorney for Seaboard. A copy of the letter withdrawing the protest is attached hereto.

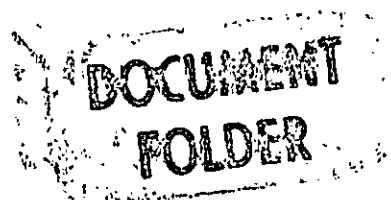
Since this application is now unopposed, we request that it be assigned to the Bureau of Transportation for handling under modified procedure.

Sincerely yours,

VUONO, LAVELLE & GRAY

William A. Gray
William A. Gray

cr
Enclosure
cc: Mr. Bud Huntington (PUC)(w/enc.)
Mr. Russell J. Golden



**BEFORE THE
Pennsylvania Public Utility Commission**

RECEIVED

DEC 17 1990

REGISTRY SERVICE
Public Utility Commission

DOCKET NO. A-00109468

RUSSELL J. GOLDEN, t/d/b/a PREDATOR TRUCKING COMPANY

DEC 17 1990

APPLICANT'S VERIFIED STATEMENT

WILLIAM A. GRAY, ESQ.
Attorney for Applicant

Of Counsel:
VUONO, LAVELLE & GRAY
2310 Grant Building
Pittsburgh, Pennsylvania 15219
Due Date: January 9, 1991

**DOCUMENT
FOLDER**

DOCKETED
APPLICATION DOCKET
DEC 17 1990
ENTRY No. 1111

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

DOCKET NO. A-00109468

RUSSELL J. GOLDEN, t/d/b/a PREDATOR TRUCKING COMPANY

APPLICANT'S VERIFIED STATEMENT

I. STATEMENT OF THE CASE

By application published in the Pennsylvania Bulletin dated September 15, 1990 and republished on October 27, 1990, Russell J. Golden, t/d/b/a Predator Trucking Company (Predator or applicant) seeks authority to operate as a contract carrier, transporting:

Property (excluding household and office furnishings in use), for Reactive Metals & Alloys Corporation, from its facilities in the township of Taylor, Lawrence County, to points in Pennsylvania, and vice versa.

No protests were filed to the application and the application has therefore been assigned to the Bureau of Transportation for handling under modified procedure.

Applicant now submits his verified statement in support of the application.

II. VERIFIED STATEMENT OF RUSSELL J. GOLDEN
ON BEHALF OF THE APPLICANT

1. Legal Name and Domicile of Applicant.

Applicant is Russell J. Golden, t/d/b/a Predator Trucking Company (Predator), who has a business address of 3181 Trumbull Avenue, McDonald, Ohio 44437.

2. Identity and Qualifications of Testifying Witness.

My name is Russell J. Golden and I am a sole proprietor.

3. Affiliation With other Carriers.

I am not affiliated with any other carriers licensed by this Commission.

4. Authority Sought.

The authority sought is as follows:

Property (excluding household and office furnishings in use), for Reactive Metals & Alloys Corporation, from its facilities in the township of Taylor, Lawrence County, to points in Pennsylvania, and vice versa.

5. General Description of Present Authorized Operations.

I do not presently have any authority from this Commission.

6. Duplicating Authority Resulting From Grant of Application.

Since I do not presently have any authority from this Commission, there will not be any duplicating authority resulting from a grant of this application.

7. Dual Operations Resulting From Grant of Authority.

Since I do not presently have any authority from this Commission, there will not be any dual operations resulting from a grant of this application.

8. Pertinent Terminal Facilities and Communications Network.

My terminal facility is located at 3181 Trumbull Avenue, McDonald, Ohio 44437. The equipment that I will operate in providing the service sought by this application will be stationed at and dispatched from that facility.

9. Pertinent Equipment.

At the present time, I lease ten (10) tractors under long-term leases. This equipment is in good working order. The trailers that will be utilized for the service sought by this application are owned by the shipper.

10. Safety Program.

I will comply with all applicable safety regulations and will make sure that my equipment is operated in a safe manner. I will maintain a rigid safety program which will include periodic safety meetings to ensure the safe operations of my vehicles.

11. Type of Service to Be Offered.

I will provide whatever services are required by the shipper in this proceeding.

Scheduled pickup and delivery service, as well as expedited pickup and delivery service, will be provided.

There are no service problems in connection with the proposed operation which I cannot meet.

12. Financial Data.

There is attached as Appendix 1 my latest available balance sheet. I am financially capable of providing the service sought by this application.

13. Feasibility of Operations and Environmental Impact.

I do not expect to have any substantial amount of deadhead miles. In any event, there will be no adverse impact on the quality of the human environment.

14. Additional Pertinent Information.

I am familiar with the transportation requirements of the involved shipper since I provide substantial interstate service to the shipper and I will have no difficulty in providing the service required by the shipper.

I hereby request that the Order granting this application omit my middle initial since my Interstate Commerce Commission authority does not contain my middle initial and I want to have consistency in setting forth my name on vehicles used in both interstate and intrastate commerce.

15. Shipper Information.

Reactive Metals & Alloys Corporation produces a magnesium powder which is injected into steel to lower the sulfur content of the steel. The shipper will require me to transport this magnesium powder if this application is granted and will also require me to transport magnesium scrap which is used to produce the magnesium powder.

Application of
 RUSSELL J. GOLDEN, t/d/b/a PREDATOR TRUCKING COMPANY

ASSETS (Do not include assets of doubtful value)	In Dollars (Omit cents)	LIABILITIES	In Dollars (Omit cents)
Cash on hand and in this bank	\$ 65,000	Notes payable to banks	\$ 61,400
Cash in other banks, savings & loans, etc.		Notes payable to other institutions	
U.S. Gov't. & Marketable Securities		Notes payable to individuals and others	
Non-Marketable Securities	50,000	Due to brokers	
Securities held by broker in margin accounts		Accounts and bills due	1,000
Restricted or control stocks		Unpaid income tax	
Real estate owned	491,000	Other unpaid taxes and interest	
Accounts, loans and other notes receivable	40,000	Real estate mortgages payable	229,300
Automobiles and other vehicles	45,000	Life insurance loans	
Other personal property		Other debts - itemize	
Cash value - life insurance	3,700		
Book value of business ventures	1,150,000		
Other assets - itemize			
IRA	50,000		
Truck for Business	65,000		
Mortgage Receivable	450,000	TOTAL LIABILITIES	\$ 291,700
		NET WORTH	\$2,118,000
TOTAL ASSETS	\$ 2,409,700	TOTAL LIABILITIES AND NET WORTH	\$2,409,700

VERIFICATION OF STATEMENT

The undersigned deposes and says that he is the person who signed the statement for the above-captioned applicant/application and that he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his knowledge, information and belief.

The undersigned understands that false statements herein are made subject to the penalties of 18 C.S. Sec. 4904 relating to unsworn falsification to authorities.

Dated: November 16, 1990


(signature)

Russell J. Golden
(print name)

III. CONCLUSION

For the foregoing reasons submitted in support of the application, Russell J. Golden, t/d/b/a Predator Trucking Company respectfully requests that this Commission grant the application in its entirety.

Respectfully submitted,

VUONO, LAVELLE & GRAY

By: 

William A. Gray, Esq.
Attorney for RUSSELL J. GOLDEN,
t/d/b/a PREDATOR TRUCKING
COMPANY, Applicant

VUONO, LAVELLE & GRAY
2310 Grant Building
Pittsburgh, PA 15219
(412) 471-1800

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LAW OFFICES

VUONO, LAVELLE & GRAY

2310 GRANT BUILDING

PITTSBURGH, PA. 15219-2383

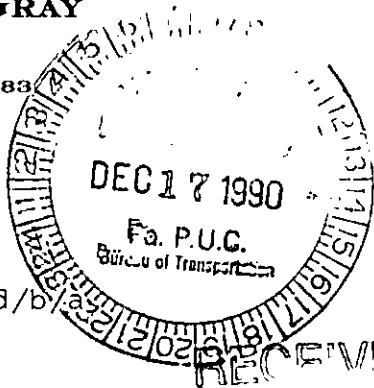
December 13, 1990

(412) 471-1800

TELECOPIER
(412) 471-4477

JOHN A. VUONO
WILLIAM J. LAVELLE
WILLIAM A. GRAY
MARK T. VUONO*
RICHARD R. WILSON
DENNIS J. KUSTURISS
CHRISTINE M. DOLFI

*ALSO MEMBER OF FLORIDA BAR



Re: Application of Russell J. Golden, t/d/b
Predator Trucking Company
Docket No. A-00109468
Our File 3704-3

DEC 17 1990

**SECRETARY'S OFFICE
Public Utility Commission**

Mr. Jerry Rich, Secretary
Pennsylvania Public Utility Commission
North Office Building
P.O. Box 3265
Harrisburg, PA 17120

Dear Mr. Rich:

We enclose for filing with the Commission the signed original and two copies of Applicant's Verified Statement in connection with the above-captioned application proceeding.

We hereby request that the Order granting this application omit the middle initial of the applicant since his Interstate Commerce Commission authority does not contain his middle initial and he wants to have consistency in setting forth his name on vehicles used in both interstate and intrastate commerce.

Please acknowledge receipt and filing of the enclosed on the duplicate copy of this letter of transmittal and return it to the undersigned in the self-addressed, stamped envelope provided.

Sincerely yours,

VUONO, LAVELLE & GRAY

William A. Gray

cc: Mr. Russell J. Golden

**DOCUMENT
FOLDER**



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120

December 11, 1990

IN REPLY PLEASE
REFER TO OUR FILE

William A. Gray
Attorney at Law
2310 Grant Building
Pittsburgh, PA 15219

In re: A-00109468 - Application of Russell J. Golden, t/d/b/a
Predator Trucking Company.

Dear Mr. Gray:

The above referenced application has been assigned for review without an oral hearing. In order to reach a determination on the application, you are being requested to file a verified statement in accordance with 52 Pa. Code §3.381(e)(1). You will be required to file:

A. VERIFIED STATEMENT OF APPLICANT.

The verified statement should be in paragraph form. Each heading contained in the attached minimum outline should be a separate section or paragraph.

You are being granted an initial thirty (30) days in which to file the verified statement. The statement is due on or before January 9, 1991.

If additional time is required, it may be requested by telephone but should be followed in writing with the reasons for the extension stated.

Questions about your application should be directed to Richard White.

Very truly yours,

By Richard White
For Peter S. Marzolf, Supervisor
Technical Review Section
Bureau of Transportation

PSM:RW:np

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
DEC 11 1990
ENTRY No. <u>MS</u>



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120

December 18, 1990

IN REPLY PLEASE
REFER TO OUR FILE

William A. Gray
Attorney at Law
2310 Grant Building
Pittsburgh, PA 15219

In re: A-00109468 - Application of Russell J. Golden, t/d/b/a Predator
Trucking Company

Dear Mr. Gray:

We have received the verified statements filed in the above
referenced proceeding.

The record will be reviewed and will be put before the
Commission for its decision. You will be notified of the Commission's
action.

Very truly yours,

By Richard H. White
For Peter S. Marzolf, Supervisor
Technical Review Section
Bureau of Transportation

RW:rs

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
DEC 13 1990
ENTRY No. <u>MS</u>