

kane isable, Inc.

Kane Freight Lines, Inc.
Kane Warehousing, Inc.
Post Office Box 931,
Scranton, PA 18501-0931
(717) 222-9801
1-800-688-KANE

March 21, 1994

Mr. John G. Alford
Secretary
COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
Room B18
North Office Building
North Street and Commonwealth Avenue
Harrisburg, PA 17105-3265

RECEIVED
MAR 28 1994

SECRETARY'S OFFICE
Public Utility Commission

Dear Mr. Alford:

109478 F.1 Am-I

Enclosed you will find the original and one (1) copy of the Protest of Kane Freight Lines, Inc. in opposition to the application of Carlisle Carrier Corporation, P. O. Box 637, Carlisle, PA 77013-0637.

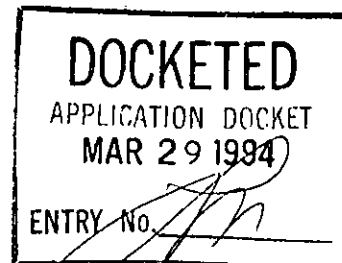
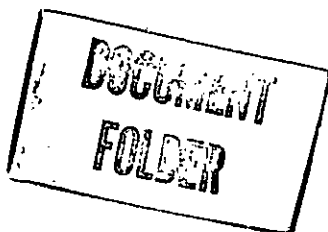
I am enclosing an additional copy of this letter of transmittal, and would ask that you affix onto this letter the date which the subject protest is received, returning the duplicate copy to me in the self addressed, stamped envelope that has been enclosed for that purpose.

Sincerely,



KANE FREIGHT LINES, INC.
William Campbell
Vice President

WC/br
Enclosure



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SECRETARY'S OFFICE
Public Utility Commission

BEFORE THE

PENNSYLVANIA PUBLIC UTILITY COMMISSION

In Re:

Carlisle Carrier Corporation

A-00109478

AND NOW COMES Kane Freight Lines, Inc., and protests this application, notice of which has appeared in the Pennsylvania Bulletin as shown in the attached Appendix "A", representing as follows:

1. The name, business address and telephone number of the protestant are as follows:

Kane Freight Lines, Inc.
P.O. Box 931
Scranton, PA 18501-0931
(717)344-9801

2. The name, business address and the telephone number of protestant's representative are:

William Campbell
Vice President
Kane Freight Lines, Inc.
P.O. Box 931
Scranton, PA 18501-0931
(717)344-9801

3. Protestant holds authority issued by this Commission in conflict with that sought by Applicant in this proceeding.

3/21/94

4. This Commission has issued various authorities to protestant under Docket 97411. A copy of that authority upon which protestant predicates this protest, is set forth in Appendix "B" attached hereto. The authority sought in this application is in conflict with the present authority held by protestant.

5. Approval of this application in conflict with the authority of protestant is not necessary or proper for the services, accommodation, convenience or safety of the public.

WHEREFORE, Kane Freight Lines, Inc., respectfully prays that this application be denied.

KANE FREIGHT LINES, INC.



William Campbell
Vice President

WC/br

cc: CARLISLE CARRIER CORP.
P. O. Box 637
Carlisle, PA 17013-0637

David H. Radcliff, Esq.
2216 Walnut Street
Harrisburg, PA 17103

Administrative Circular No. 94-12, Dated February 16, 1994. Availability of State Surplus Real Property for Transfer to Commonwealth Agencies—Adams County.

GARY R. HOFFMAN,
Director
Pennsylvania Bulletin

[Pa.B. Doc. No. 94-543. Filed for public inspection March 18, 1994, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Berks County, Wine and Spirits Shoppe # 0617, 311 W. Franklin Street, Womelsdorf, PA 19567-1421

Lease Expiration Date: August 31, 1996

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,000 net useable square feet of new or existing retail commercial space within .5 mile of the intersection of U. S. Route 422 and West Franklin Street (PA Route 419), Womelsdorf Borough, Berks County, PA.

Proposals due: April 21, 1994 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, Suite # 4, 3540 N. Progress Avenue, Harrisburg, PA 17110
Contact: Willard Rhodes, (717) 657-4228

Dauphin County, Regional Administrative Offices, 3540 N. Progress Avenue, Harrisburg, PA.

Lease Expiration Date: November 30, 1994

Lease office space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,500 to 3,800 useable square feet of new or existing office space within Susquehanna or Lower Paxton Township and must have access to major highways. Total parking requirements of approximately 20 vehicles. Lease must be all utilities and services.

Proposals due: May 12, 1994 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, Suite # 4, 3540 N. Progress Avenue, Harrisburg, PA 17110
Contact: Joseph James, (717) 657-4228

JAMES A. GOODMAN,
Chairperson

[Pa.B. Doc. No. 94-544. Filed for public inspection March 18, 1994, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth

have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without a hearing in the absence of protests to the application. Protests to the applications published herein are due on or before April 11, 1994 and shall conform with the provisions for the content of protests as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent authority 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-00111218. Myers Trucking, Inc. (P. O. Box 170, State Route 6, Mt. Jewett, McKean County, PA 16740), a corporation of the Commonwealth of Pennsylvania—particleboard, from the facilities of Allegheny Particleboard, L. P., in the borough of Mt. Jewett, McKean County, to points in Pennsylvania. Application for temporary authority has been filed at A-00111218, seeking the right cited above. *Attorney:* Dwight L. Koerber, Jr., 110 North Second Street, P. O. Box 1320, Clearfield, PA 16830.

A-00111266. Timothy J. Brown, 1/d/b/a Brown's Trucking (R. D. 3, Box 187, Union City, Crawford County, PA 16438)—(1) lumber, hay, straw, tractors, farm implements, pallets, office furniture, lathes and paint booths, between points in the counties of Erie, Crawford, Mercer and Warren, and from points in said counties, to points in Pennsylvania and (2) parcels, packages and items of property, no single parcel, package or item of property to exceed 14,000 pounds in weight, between points in the counties of Erie, Crawford, Mercer and Warren, and from points in said counties, to points in Pennsylvania.

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-00099919. Folder 2, Am-H. F. T. Silfies, Inc. (751 Point Phillips Road, Bath, Northampton County, PA 18014), a corporation of the Commonwealth of Pennsylvania, inter alia—cement and cement dust for Keystone Portland Cement Co., between points in the counties of Lehigh and Northampton and from points in said counties, to other points on and east of U. S. Highway Route 15, and vice versa: so as to permit the transportation of cement, for Allentown Cement Company, from its facilities located in the county of Berks, to points in Pennsylvania, and vice versa. *Attorney:* James D. Campbell, Jr., 3631 North Front Street, Harrisburg, PA 17110.

A-00109478. Folder 1, Am-I. Carlisle Carrier Corp. (P. O. Box 637, Carlisle, Cumberland County, PA 17013-0637), a corporation of the Commonwealth of Pennsylvania, inter alia—property (except commodities in bulk and household goods in use), for Alling & Cory between points in Pennsylvania: so as to permit the transportation of property (excluding household goods in use and commodities in bulk), for Grand Metropolitan, PLC, and its subsidiaries, The Pillsbury Company and Alpo Pet Foods, Inc., between points in Pennsylvania. *Attorney:* David H. Radcliff, 2216 Walnut Street, Harrisburg, PA 17103.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor

TERRITORIAL APPLICATION

ITEM 1
PA. P.U.-C. No. 10

ITEM 3 APPLICATION OF RATES OR CHARGES
Rates of charges, rules or regulations, named in this tariff, or as amended, apply on intrastate commerce only to the extent of the authorized operation authority set forth below and do not apply from or to points or places not specifically authorized.

AUTHORIZED OPERATING AUTHORITY
KANE FREIGHT LINES, INC.
P.O. Box 931
SCRANTON, PA. 18501-0931

CERTIFICATE NO. A. 97411. F.1. Am-E

1. To transport, as a Class D carrier, property (except commodities in bulk, household goods in use, and commodities which, because of size or weight, require the use of special handling or special equipment), between the facilities owned, leased, or utilized by Kane Freight Lines, Inc. and Kane Warehousing, Inc., and from said facilities to points in Pennsylvania, and vice versa;

with right No. 1 subject to the following condition:

That all transportation between, from, and to facilities utilized by, but not otherwise owned or leased by, Kane Freight Lines, Inc. and Kane Warehousing, Inc. shall be limited to commodities unloaded and reloaded at said utilized facilities for, or by, Kane Freight Lines, Inc. and/or Kane Warehousing, Inc.

2. To transport, as a Class D carrier, property (except commodities in bulk, household goods in use, and commodities which, because of size or weight, require the use of special handling or special equipment), between those points in Pennsylvania on and east of U.S. Highway 220, and from said points to points in Pennsylvania, and vice versa;

with right No. 2 subject to the following conditions:

- (a) That no right, power or privilege is granted to transport any shipment weighing less than 10,000 pounds or containing less than 1,000 cubic feet, as applicable, except where the consignor or consignee pays the minimum rate of Kane Freight Lines, Inc. for a 10,000 pound shipment or 1,000 cubic feet shipment, as applicable.
- (b) That no right, power or privilege is granted to perform service on flatbed trailers.
- (c) That no right, power or privilege is granted to perform service between points in the counties of Bucks, Chester, Delaware, Montgomery, and Philadelphia, or from points in said counties to points in the counties of Monroe, Carbon, Schuylkill, Lehigh, Northampton, Dauphin, Lebanon, Berks, York, Lancaster, Franklin and Adams, and vice versa.
- (d) That no right, power or privilege is granted to perform service from points in the counties of Bucks, Chester, Delaware, Montgomery, and Philadelphia, to points in the counties of Allegheny and Lycoming.

TERRITORIAL APPLICATION

2. with right No. 2 subject to the following conditions: (continued)
- (e) That no right, power or privilege is granted to perform service between, from, or to:
 - (1) points in the counties of Erie and York, except to or from points in the counties of Lackawanna, Luzerne, and Wyoming, or
 - (2) points in the counties of Pike, Susquehanna, Venango, Wayne, and the township of Pymatuning, Mercer County.
 - (f) That no right, power or privilege is granted to transport: (1) paper and paper products from points in the county of York, or (2) garments on hangers, and wearing apparel on hangers.
 - (g) That no right, power or privilege is granted to perform service for Fishers Big Wheel, Inc.; Glenshaw Glass Company, Inc.; Thrift Drug Division of J.C. Penney Company, Inc.; OK Grocery, a Division of Giant Eagle, Inc.; A P Parts Company; 84 Lumber Company; The Stackpole Corporation; R.R. Donnelley & Sons Company; Dauphin Distribution Services Co.; Graham Architectural Products Corporation; Appleton Papers, Inc.; Heinz U.S.A. division of H.J. Heinz Company; Penn Tech Corporation; Sonoco Products Company; James River Corporation; Menasha Corporation Acme Sky Lines division of Acme Markets, Inc.; Tetley, Inc.; P.H. Glatfelter Co., and Hammermill Paper Co.
 - (h) That no right, power or privilege is granted to perform service for, or between, from or to the facilities of Atlantic States Cast Iron Pipe Co.; Atlantic Track & Turnout Co.; Shannon Chemical Corp.; Victaulic Company of America, Inc.; Owens-Brockway Glass Container Division of Owens-Illinois, Inc.; J.E. Baker Co.; and Thomasville Stone & Lime Co.
 - (i) That no right, power or privilege is granted to perform service from or to the facilities of (1) G.C. Murphy Company, (2) Giant Eagle Markets, Inc., except for Kraftco Corporation and the subsidiaries of Hershey Foods Corporation, (3) Van de Kamp's Frozen Foods, Zurn Industries, Inc., Hammermill Paper Co., Pet Incorporated, Erie Crate Co., Comtech, Inc., and Plastek, Industries, Inc., in Erie County, (4) Yazoo Mills, Inc., in Adams County, (5) International Paper Co. in the township of Kelley, Union County, (6) American Home Foods Division of American Home Products Corp. in the township of Turbot and the borough of Milton, Northumberland County (7) Huls America, in Fairview Township, Luzerne County, (8) Penox Technologies in the townships of Pittston and Plains, Luzerne County, or (9) Orloski Service Stations, and McCarthy Tire, in the city of Wilkes-Barre, Luzerne County.
 - (j) That no right, power or privilege is granted to perform service from points in the counties of Bucks, Chester, Delaware, Montgomery, and Philadelphia to the facilities of Appleton Papers, Inc., and Duplex Products, in the county of Cumberland, or the facilities of National Starch & Chemical Company in the county of Luzerne, and vice versa.
 - (k) That no right, power or privilege is granted to perform service from points in Pennsylvania on and east of U.S. Highway 15 to the facilities of Dauphin Distribution Services Co. in the townships

TERRITORIAL APPLICATION

- (k) continued
of Hampden and Silver Spring and the borough of Camp Hill, Cumberland County, except from the city of Bethlehem, Northampton County and from the facilities of Nissin Foods Co. in the township of West Hempfield, Lancaster County.
- (l) That no right, power or privilege is granted to transport petroleum products in containers, and materials and supplies used in the production and distribution of petroleum products from or to the facilities owned, leased, or used by Pennzoil Company.
- (m) That no right, power or privilege is granted to transport magazines, periodicals, printed matter, and such merchandise as is usually dealt in by retail department stores from the facilities of Allied Signal Engineered Plastics, in the city of Pottsville, Schuylkill County, James P. Lynette, in the borough of Womelsdorf, Berks County, and MIA Products in the borough of Moosic, Lackawanna County, to points in Luzerne County, and vice versa; except to or from the facilities of Dauphin Distribution Services Company.
- (n) That no right, power or privilege is granted to transport malt beverages, in containers, for The Lion, Inc., from its facilities in the county of Luzerne to other points in Luzerne County and from points in said county to points in Pennsylvania, and empty used containers, and materials and supplies used in the packaging and distribution of malt beverages on return.
- (o) That no right, power or privilege is granted to transport perishable foods (except when frozen) requiring refrigeration, in temperature controlled vehicles: (1) from points in the county of Butler, and (2) from points in the county of Allegheny to points within an airline distance of one hundred fifty (150) statute miles of the City-County Building in the city of Pittsburgh, Allegheny County.
- (p) That no right, power or privilege is granted to transport meat, meat products, meat by-products, dairy products and commodities dealt in by meat-packing houses, except when frozen in refrigerated vehicles, from points in the county of Westmoreland to points in Pennsylvania on and west of U.S. Highway 15.
- (q) That all service for The Procter & Gamble Distributing Company shall be limited to transportation from the township of Washington, Wyoming County.