

McNEES, WALLACE & NURICK

ATTORNEYS AT LAW

100 PINE STREET

P. O. BOX 1166

HARRISBURG, PA. 17108-1166

TELEPHONE (717) 232-8000

FAX (717) 236-2665

OF COUNSEL
GILBERT NURICK
EDWARD C. FIRST, JR.
ROBERT H. GRISWOLD
JEFFERSON C. BARNHART
SAMUEL A. SCHRECKENGAUST, JR.

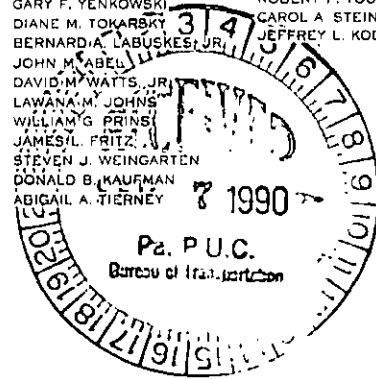
THOMAS C. HERWEG
EXECUTIVE DIRECTOR

FRANCIS B. HAAS, JR.
G. THOMAS MILLER
DONALD R. WASEL
RICHARD R. LEFEVER
CLYDE W. MCINTYRE
S. BERNE SMITH
ROD J. PERA
EDWARD W. ROTHMAN
ROBERT A. MILLS
W. JEFFRY JAMOUNEAU
HERBERT R. NURICK
DAVID E. LEHMAN
NORMAN I. WHITE
RICHARD W. STEVENSON
WILLIAM A. CHESNUTT
HENRY R. MACNICHOLAS
WILLIAM M. YOUNG, JR.
ROBERT M. CHERRY

DAVID B. DISNEY
H. LEE ROUSSEL
MAURICE A. FRATER
C. GRAINGER BOWMAN
BURTON H. SNYDER
JOHN S. OYLER
DELAND M. LANTZ
HARVEY FREEDENBERG
JASON S. SHAPIRO
ERIC L. BROSSMAN
ROBERT D. STETS
TERRY R. BOSSERT
MARY JANE FORBES
JEFFREY B. CLAY
DAVID M. KLEPPINGER
NEAL S. WEST
FRANKLIN A. MILES, JR.
MICHAEL A. DOCTROW

F. MURRAY BRYAN
STEPHEN A. MOORE
DANA S. SCADUTO
ELIZABETH A. DOUGHERTY
ALAN R. BOYNTON, JR.
BRUCE D. BAGLEY
MICHAEL G. JARMAN
GARY F. YENKOWSKI
DIANE M. TOKARSKY
BERNARD A. LABUSKES, JR.
JOHN M. ABEL
DAVID M. WATTS, JR.
LAWANA M. JOHNS
WILLIAM G. PRINS
JAMES L. FRITZ
STEVEN J. WEINGARTEN
DONALD B. KAUFMAN
ABIGAIL A. TIERNEY

ROBERT B. ARMOUR
MARKIAN R. SLOBODIAN
DONNA J. LONG
P. NICHOLAS GUARNESCHELLI
LESLIE A. L. JOHNSON
MARK M. VAN BLARGAN
JONATHAN H. RUDD
ROBERT F. YOUNG
CAROL A. STEINOUR
JEFFREY L. KODROFF



September 6, 1990

In re: Application of Evergreen Express Lines, Inc. for approval of the transfer and to exercise the right as a common carrier, described at docket no. A-84200, Folders Nos. 2, 3, 5, and 6, issued to Clark Transfer, Inc., for the transportation of property

A- 109494

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

Dear Mr. Rich:

On behalf of Evergreen Express Lines, Inc., we enclose, for filing, the original and two copies of the above-captioned application. We have also enclosed our check in the amount of \$350 to cover the filing fee.

If there are any questions concerning this matter, please contact the undersigned.

Very truly yours,

McNEES, WALLACE & NURICK

By

Herbert R. Nurick

HRN/ec

Enclosures

cc: David Gillis, Secretary (w/enc.)
Alvin S. Moses, Esquire (w/enc.)

RECEIVED
SEP 6 1990
SECRETARYS OFFICE
Public Utility Commission

DOCUMENT
FOLDER

ORIGINAL

APPLICATION FOR APPROVAL OF TRANSFER AND EXERCISE OF COMMON OR CONTRACT CARRIER RIGHTS

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED
SEP 6 1990

SECRETARYS OFFICE
Public Utility Commission

Application of EVERGREEN EXPRESS LINES, INC.
(Applicant/Transferee-Buyer)

for approval of the transfer and to exercise the right

as a common carrier, described at Docket
(common-contract)

No. A-84200, Folder No.s 2*, 3, 5* & 6 issued to
Clark Transfer, Inc.
(Transferor-Seller)

PUC USE ONLY
Docket No. <u>109494</u>
Folder No. _____

TK-700343

for transportation of property
(persons-property)

SEE INSTRUCTIONS BEFORE COMPLETING APPLICATION

DOCKETED
APPLICATION DOCKET SEP 19 1990
ENTRY No. <u>fw</u>

- Evergreen Express Lines, Inc.
(Full and correct name of applicant/transferee)
- N/A
(Trade name, if any)

The trade name _____ been registered with the Secretary of the
(has or has not)

Commonwealth on _____ (attach copy of stamped registration form.)
(date)

- 121 New York Avenue P. O. Box 438
(Business Street Address) (P.O. Box, if any)
- Trenton Mercer NJ 08603 (609) 396-1100
(City) (County) (State) (Zip) (Telephone)

DOCUMENT
FOLDER

BEGINNING

RECEIVED
SEP 7 1990
Pa. P.U.C. Bureau of Transportation

4. Applicant's attorney (for this application) is:

Herbert R. Nurick, Esquire 100 Pine Street, P. O. Box 1166
McNees, Wallace & Nurick Harrisburg, PA 17108-1166 (717) 232-8000
(Name) (Address) (Telephone)

5. Any documents should be mailed to:

Transferee: Timothy Teagan 121 New York Avenue
P. O. Box 438, Trenton, NJ 08603
(Name) (Address)

Transferor: Howard Henis 121 New York Avenue
P. O. Box 438, Trenton, NJ 08603
(Name) (Address)

6. Applicant does not hold Pa. PUC authority under Docket Number
(does or does not)

A- and operates as a carrier.
(common or contract)

7. Applicant does not hold Interstate Commerce Commission authority
(does or does not)

at Docket No. _____.

8. Applicant is (check one):

Individual.

Partnership. Must attach a copy of the partnership agreement (unless a copy is presently on file with PUC), and list names and addresses of partners below (use additional sheet if necessary).

(Name) (Address)

Corporation. Organized under the laws of the State of Pennsylvania

and qualified to do business in Pennsylvania by registering with the Secretary of the Commonwealth on N/A (Attach copy of Certificate of Incorporation or Authority and statement of charter purpose). Include as an attachment a list of corporate officers and their titles and the names, addresses and number of shares held by each stockholder.

9. If applicant, its stockholders or partnership members are in control of or affiliated with any other carrier, state name of carrier(s), Docket Number(s) and nature of control or affiliation.

The stock of transferee is owned by The Clark Group, Inc. ("Group"). The stock of Group is owned by transferor. Certain stockholders, directors, and officers of transferor are directors and officers of transferee. Following the transfer sought herein, there will be no affiliation, through stock or otherwise, between transferor and transferee.

10. Applicant proposes to acquire all of the operating rights now held (all or part)

by transferor. Attach sheet describing rights to be transferred to applicant and rights to be retained by transferor, if any. If any rights are to be omitted, give reasons.

11. The reason for the transfer is that transferor no longer desires to conduct intrastate transportation in Pennsylvania and applicant desires to conduct that transportation.

12a. The following must be attached:

- Sales Agreement. Attached as Appendix "A"
- List of equipment to be used to render service. (summarize by type) Attached as Appendix "B"
- Operating authority to be transferred/retained. Attached as Appendix "C"
- Statement of Financial Condition. Attached as Appendix "D"
- Statement of unpaid business debts of transferor and how they will be satisfied. Attached as Appendix "E"
- Statement of safety program. Attached as Appendix "F"
- Statement of transferee's experience. Attached as Appendix "G"

b. Attach the following, as appropriate (check those attached):

- Partnership Agreement.
- Trade Name registration certificate.
- Certificate of Incorporation. (Pa. Corporation only) See appendix "H" attached.
- Certificate of Authority. (Foreign ((out-of-state)) Corporation only)
- Statement of corporate charter purpose. (corporations only) Attached as Appendix "I"
- List of corporate officers and stockholders. (corporations only) Attached as Appendix "J"
- Copy of short form certificate showing date of death of transferor and name of executor or administrator/administratrix.

13. Transferor attests that all general assessments and fines are paid, that no annual reports are due and agrees to continue to render the service which is to be transferred until this application is approved, whereupon transferor will surrender said certificate or permit for cancellation.

14. Transferee agrees to assume and pay any General Assessments that may be made against transferor as a common carrier for any and all operating periods up to the actual date of the transfer.

WHEREFORE, Transferee and Transferor request that the Commission grant the Transfer.

EVERGREEN EXPRESS LINES, INC.

Transferee sign here: By Timothy Teagan August 28th, 1990
(Corporate Seal) (each partner must sign) (Date)
Timothy Teagan, President

CLARK TRANSFER, INC.

Transferor sign here: By Howard Henis 8/28/90
(Corporate Seal) Howard Henis, Vice President

AGREEMENT OF SALE

THIS AGREEMENT, entered into this 23rd day of August, 1990, by and between Clark Transfer, Inc. ("Transferor"), a Delaware corporation with its principal office at Trenton, New Jersey, and Evergreen Express Lines, Inc. ("Transferee"), a Pennsylvania corporation with its principal office at Trenton, New Jersey,

W I T N E S S E T H:

1. Transferor agrees to sell and transfer to Transferee, and Transferee agrees to buy, the intrastate operating authority ("operating authority") issued to Transferor by the Pennsylvania Public Utility Commission ("Commission"), at docket number A-84200, Folder Numbers 2, 3, 5, and 6, lead and all amendments, as set forth in Appendix "A," attached hereto and made a part hereof.

2. The consideration for the sale and transfer of the operating authority is One Dollar (\$1.00) and other good and valuable consideration as follows. The transfer of the operating authority constitutes a part of a general agreement for corporate separation involving, in part, the parties hereto and those who are in control of Transferor, the majority of whom ("majority") are officers and directors of Transferee. As part of said agreement for corporate separation, Transferor agrees to separate its

Pennsylvania intrastate transportation service by transferring the operating authority subject to the instant agreement to Transferee, and the majority agree, for Transferee, that Transferor shall continue its interstate transportation service separately and independently of Transferee and the majority.

3. Transferor makes the following express representations and warranties which shall survive consummation of this Agreement:

a. There are no commission, broker's or finder's fee or other charge to be paid by Transferee, nor will any be a charge, a lien, or encumbrance against the operating authority at settlement, or thereafter.

b. Transferor is the sole owner of the operating authority, and the same is free and clear of all liens, pledges, leases, mortgages, conditional sales agreements, chattel mortgages, financing statements, and other security interests and encumbrances.

c. Transferor has the full right, power and authority to sell the operating authority, and to enter into this Agreement, and consummate it, upon approval by the Commission.

d. The operating authority is valid, outstanding and active, has no expiration date, and there are no proceedings pending, threatened or contemplated which could invalidate,

revoke, suspend, impair, diminish, or otherwise adversely affect the operating authority.

e. This transaction does not constitute a bulk sale under the requirements relating to the Pennsylvania Department of Revenue, Pennsylvania Department of Labor and Industry, Internal Revenue Service, or under the Uniform Commercial Code.

4. Title to the operating authority shall be transferred to Transferee, at the time of settlement, free and clear of all liens, pledges, leases, mortgages, conditional sales agreements, chattel mortgages, financing statements, and other security interests and encumbrances. Transferor shall furnish such evidence of title and clearance of liens and encumbrances as Transferee shall require.

5. The parties acknowledge that this Agreement is subject to, and conditioned upon, approval by the Commission, and they agree to join in making application to said Commission for approval of this transaction and of the transfer of the operating authority, and shall cooperate fully in the preparation of such application as may be required and in the prosecution thereof. Transferor shall furnish, at its expense, such information, records, and exhibits as may be required of it for the preparation of such application and for the support thereof at hearing, if any be held, and shall make available at hearing, if any, the appropriate person or persons having the

necessary knowledge to verify such information, records and exhibits, and to supply evidence of Transferor's financial condition, and the continuity of its operations, the mode and scope thereof, and other relevant matters. Transferee shall bear the cost of the preparation and prosecution of said application and Transferor shall bear only the cost of any counsel retained by it.

6. Pending consummation, Transferor shall keep its operating authority valid, outstanding, and active, and shall protest, and vigorously oppose, any application filed with the Commission seeking authority for the transportation of commodities covered by the operating authority within the territory authorized to Transferor by the Commission.

7. Settlement shall take place at a date to be mutually agreed upon by Transferor and Transferee and shall be within thirty (30) days after the effective date of a final order of the Commission approving this transaction; provided, however, that if such effective date shall be prior to receipt by the parties of notice hereof, said thirty (30) day period shall begin on the day following such receipt of notice. Settlement shall not take place, however, prior to final disposition of an appeal and/or other action seeking reversal or alteration of an order approving or denying, in whole or in part, this transaction taken to, or instituted before, the Commission and/or a court having jurisdiction, in which case the thirty (30) day provisions of this paragraph shall apply to any final action approving this transaction.

Transferee shall have the sole right to waive this thirty (30) day provision and set a settlement date beyond said period not to exceed one year.

8. In the event that the Commission, or an appropriate court if applicable, by final order, shall deny approval of the application or any part thereof, or restrict or change the nature of the operating authority in any manner, for any reason, this Agreement shall be null and void unless Transferee exercises an option provided for hereinafter. If said option is not exercised, then, upon said denial, all obligations of the parties hereto shall terminate.

In the event that the Commission, or an appropriate court if applicable, by final order, approves only a portion of the operating authority, or restricts or changes the nature of the operating authority in any manner, Transferee shall have the option of accepting the authority granted, or declaring this Agreement to be null and void in which event all obligations of the parties hereto shall terminate.

If the application for approval of this transaction is denied, in whole or in part, at any level of the proceedings before the Commission, the matter shall be appealed to the appropriate appellate review body within the Commission unless Transferor and Transferee jointly agree otherwise. Transferee, however, shall have the right in case of denial by the highest appellate level of the Commission to determine whether or not an appeal should

be taken to an appropriate court in which event Transferee shall do so at its own expense.

A final order means an order of the Commission, or of an appropriate court, as applicable, which, by its terms and the expiration of time for appeal, has become final.

9. In addition to any provisions contained herein, the obligations of the parties hereunder shall terminate (unless waived as hereinafter provided) upon the happening of any of the following events or in any of the following circumstances:

a. The taking of any action by a creditor or assignee of Transferor or Transferee which would interfere with or delay the expeditious prosecution of the application to the Commission or the consummation of this transaction on the settlement date.

b. The suspension or cessation, for a period of fifteen (15) days, for any cause, of transportation service by Transferor under the operating authority which is the subject of this transaction.

c. The insolvency or bankruptcy of Transferor or Transferee, the appointment of a receiver or trustee of the assets of Transferor or Transferee, commission by Transferor or

Transferee of an act of bankruptcy, the repossession, levy upon, or judicial sale of any of the assets of Transferor or Transferee, or the making by Transferor or Transferee of an assignment for the benefit of creditors.

d. The breach of any representation or warranty set forth in paragraph 3 herein.

e. The breach of the provisions of paragraphs 4 and 6 herein.

The provisions of subparagraphs b, d, and e of this paragraph are in whole or in part for the protection of Transferee, and Transferee shall have the right to waive any of such provisions that are for the benefit of Transferee upon the happening of any event or in any of the circumstances covered thereby. The provisions of subparagraphs a and c of this paragraph are for the benefit of both Transferor and Transferee and may be waived by either.

10. Termination of the obligations of the parties and of the provisions of this Agreement shall not extinguish, or deprive either party of any remedy to which it may be entitled by reason of a breach of the representations or warranties herein made and contained for the failure to perform any obligations required to be performed prior to such termination.

11. This Agreement shall, in all respects, be interpreted, construed, and governed by the laws of the State of New Jersey.

12. This Agreement constitutes the entire Agreement and understanding between the parties, with respect to the operating authority, and shall not be modified, altered, changed, or amended in any respect, except by written agreement between the parties hereto. If any provisions of this Agreement are held to be invalid by any court of competent jurisdiction, the remainder of the Agreement shall not be affected thereby.

13. This Agreement supersedes and cancels all other or previous agreements, memoranda of agreements, options, or understandings by or between the parties hereto with respect to the transfer of the operating authority alone and shall inure to the benefit of, and be binding upon, the parties and their respective heirs, personal representatives, successors, and assigns.

IN WITNESS WHEREOF, and intending to be legally bound hereby, the parties hereto have executed this Agreement on the day and year first above written.

ATTEST:

TRANSFEROR:
CLARK TRANSFER, INC.


David Gillis
David Gillis, Secretary

By Howard Henis
Howard Henis, Vice-President

(CORPORATE SEAL)

TRANSFeree:
EVERGREEN EXPRESS LINES, INC.

ATTEST:
David Gillis
David Gillis, Secretary

By Timothy Teagan
Timothy Teagan, President

(CORPORATE SEAL)

AGREEMENT OF SALE

BETWEEN

CLARK TRANSFER, INC. AND EVERGREEN EXPRESS LINES, INC.

Operating Authority to Be Transferred

Application of CLARK TRANSFER,
INC., a corporation of the State
of Delaware.

REPORT AND ORDER
APPROVING TRUCKING SERVICE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated February 25, 1957, to operate motor vehicles as a common carrier, and having been duly presented in accordance with the rules of the Commission and full investigation of the matters and things involved having been had and it appearing that the rights granted herein are in effect a transfer of the rights contained in the report, order and certificate of public convenience issued under date of November 12, 1935, as modified and amended and as corrected by order and certificate of public convenience issued under date of March 25, 1940, which have been held by HIGHWAY EXPRESS LINES, INC., a corporation of the State of Delaware, at A.23951, Folder 4, which certificate will be subsequently cancelled as of the date of this order upon compliance with the tariff and insurance requirements of the Commission by CLARK TRANSFER, INC., a corporation of the State of Delaware, the Commission finds and determines that approval of the application, limited to the following rights:

① To transport, as a Class D carrier, moving picture and sound reproduction films, apparatus, mechanisms, installations, accessories, premiums, tickets and complete film setups, magazines, newspapers, newspaper cuts and mats and kindred articles between points in Pennsylvania east of the 77th degree, 30 minute meridian, extending northwardly from the Pennsylvania-Maryland state line at a point near the Village of Blue Ridge Summit, thence along the eastern boundary of Franklin County, thence northwardly along the said meridian to the Pennsylvania-New York state line at a point near the Village of Austinburg and including the Boroughs of Lewistown, Mifflin County, and Mercersburg, Franklin County, which are west of the said meridian.

② To transport, as a Class D carrier, moving picture and sound reproduction films, apparatus, mechanisms, installations, accessories, premiums, tickets and complete film setups, magazines, newspapers, newspaper cuts and mats and kindred articles from the City of Philadelphia to points on a route beginning at Gettysburg, thence via Highway Route 30 to Chambersburg, thence via Highway Route 11 to Greencastle, thence via Highway Route 16 to Waynesboro, and thence via Highway Route 16 and 116 to Gettysburg, and the return of any damaged or refused commodities. (Formerly A. 23951, Folder 4)

DOCKETED

APPLICATION DOCKET

MAY 28 1957

ENTRY No. *1200*

RECORD
FOLDER

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

Application Docket No. 84200
Folder 2, Am-A

Application of CLARK TRANSFER, INC.,
a corporation of the State of Delaware

SUPPLEMENTAL REPORT AND ORDER
MODIFYING CERTIFICATE OF PUBLIC CONVENIENCE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated January 29, 1958, for modification of the report and order issued under date of May 20, 1957, and the certificate of public convenience issued thereunder, and having been duly heard and submitted by the parties, and full investigation of the matters and things involved having been had, the Commission finds and determines that approval of the proposed modification is necessary or proper for the service, accommodation or convenience of the public; THEREFORE,

NOW, to wit, May 5, 1958, IT IS ORDERED: That the report and order issued under date of May 20, 1957, and the certificate of public convenience issued thereunder, be and is hereby modified and amended so as to include the following right:

To interchange property, as presently authorized by the certificate issued to applicant at A-84200, Folder 2, with Class A, Class B and Class D carriers at any point within the area or on the route presently authorized by said certificate in pickup and delivery service between points as presently authorized by said certificate.

A-84200/05494

IT IS FURTHER ORDERED: That the applicant will not be permitted to operate or engage in any transportation granted herein until compliance with the requirements of the Public Utility Law, relative to the filing and acceptance of a tariff establishing just and reasonable rates.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

ATTEST:

William F. Rose

Secretary

Leuschner

Chairman

RECORD
FOLDER

DOCKETED
APPLICATION EXCISE
MAY 12 1958
ENTRY No.

ON CHECK
CHECK
MAILED AND APPROVED

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

Application Docket No. 84200
Folder No. 2, AM-B

Application of CLARK TRANSFER, INC., a
corporation of the State of Delaware

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated March 25, 1959, for modification of the report and order issued under date of May 29, 1957, and the certificate of public convenience issued thereunder, as modified and amended, and having been duly heard and submitted by the parties, and full investigation of the matters and things involved having been had, the Commission finds and determines that approval of the proposed modification is necessary or proper for the service, accommodation or convenience of the public; THEREFORE,

NOW, to wit, August 17, 1959, IT IS ORDERED: That the report and order issued under date of May 29, 1957, and the certificate of public convenience issued thereunder, as modified and amended, be and is hereby further modified and amended so as to include the following right:

④ To interchange with Highway Express Lines, Inc., moving picture and sound reproduction films, apparatus, mechanisms, installations, accessories, premiums, tickets and complete film setups, magazines, newspapers, newspaper cuts and mats and kindred articles at any point in Pennsylvania located east of the 77th degree, 30 minute meridian, extending northwardly from the Pennsylvania-Maryland state line at a point near the Village of Blue Ridge Summit, thence along the eastern boundary of Franklin County, thence northwardly along the said meridian to the Pennsylvania-New York state line at a point near the Village of Austinburg and including the Boroughs of Lewistown, Mifflin County, and Mercersburg, Franklin County, which are west of the said meridian, or on a route beginning at the Borough of Gettysburg, Adams County, thence via Highway Route 30 to the Borough of Chambersburg, Franklin County, thence via Highway Route 11 to the Borough of Waynesboro, Franklin County, and thence via Highway Routes 16 and 118 to the said Borough of Gettysburg, which is common to the territory and routes presently authorized by the certificates issued to Highway Express Lines, Inc.

NOTED
DOCKET

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held November 6, 1980

Commissioners Present:

Susan M. Shanaman, Chairman

James H. Cawley
Linda C. Taliaferro

Application of Clark Transfer, Inc.,
for approval of the transfer to it of
all of the operating rights held by
UNTCO, Inc., at A-00062551, F. 2.

A-00084200
F. 2
Am-C

O R D E R

BY THE COMMISSION:

By application docketed August 18, 1980, Clark Transfer, Inc., a corporation of the State of Delaware, seeks approval of the transfer to it of all the rights granted to UNTCO, Inc., a corporation of the Commonwealth of Pennsylvania, under the certificate issued at A-00062551, F. 2.

We find the applicant to be fit to be granted the operating authority sought herein and that approval of the application is necessary and proper for the continuation of service to the public; THEREFORE,

IT IS ORDERED: That the application for the transfer of rights held by UNTCO, Inc., at A-00062551, F. 2 be approved and that the report and order of May 20, 1957 at A-00084200, F. 2 and the certificate issued pursuant thereto, as modified and amended, be further modified and amended to include the following rights:

1. To transport, as a Class D carrier, newspapers including the comic supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other periodicals and publications, display stands, advertising materials, prizes and premiums pertaining thereto, loose and in packages, skids, ropes, and empty containers between points in the city of Philadelphia and from points in said city to points within an airline radius of one hundred (100) statute miles of said city, but including the city of Scranton, Lackawanna County; and including the additional area from the point where U.S. Highway Route 11 intersects with U.S. Highway 274 (at Juniata Bridge) thence along U.S. Highway 274 to the intersection with Pennsylvania Highway 75, thence along Pennsylvania Highway 75 to the junction with U.S. Highway 30, thence along U.S. Highway 30 to junction of U.S. Highway 522, thence along U.S. Highway 522 to the Pennsylvania-Maryland boundary line, and the return of refused, unsold or damaged shipments, skids, ropes and empty containers.

6
2.

To transport, as a Class D carrier, newspapers including the comic supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other periodicals and publications, display stands, advertising materials, prizes and premiums pertaining thereto, loose and in packages, skids, ropes and empty containers from points in the borough of Sharon Hill, Delaware County to points in the city of Philadelphia, Philadelphia County and to points within an airline radius of one hundred (100) statute miles of the city of Philadelphia, but, including the city of Scranton, Lackawanna County; and including the additional area from the point where U.S. Highway Route 11 intersects with U.S. Highway 274 (at Juniata Bridge) thence along U.S. Highway 274 to the intersection with Pennsylvania Highway 75, thence along Pennsylvania Highway 75 to the junction with U.S. Highway 30, thence along U.S. Highway 30 to junction of U.S. Highway 522, thence along U.S. Highway 522 to the Pennsylvania-Maryland boundary line, and the return of refused, unsold or damaged shipments, skids, ropes and empty containers.

7.

To transport, as a Class D carrier, newspapers, magazines, books, catalogs, pamphlets, periodicals, publications and parts thereof, display stands, advertising materials and printing plates from points in the city of Philadelphia, Philadelphia County and the borough of Sharon Hill, Delaware County to points in Pennsylvania, and vice versa.

8
4.

To transport, as a Class D carrier, paper and plant equipment in use for the Curtis Publishing Company, between points in the city of Philadelphia, Philadelphia County.

9
5.

To transport, as a Class D carrier, paper for the Curtis Publishing Company from points in the city of Philadelphia, Philadelphia County, to its plants in the borough of Sharon Hill, Delaware County, and vice versa.

10
6.

To transport, as a Class D carrier, plant equipment in use and supplies for the Curtis Publishing Company from its plants in the city of Philadelphia, Philadelphia County, to its plants in the borough of Sharon Hill, Delaware County, and vice versa.

11
7.

To transport, as a Class D carrier, newspapers, magazines, books, catalogs, pamphlets, periodicals, publications, and parts thereof, display stands, advertising materials, and printing plates from points in the city of Lancaster, Lancaster County to points in Pennsylvania and vice versa; provided that no right, power or privilege is granted to transport property to or from the city of Lancaster, Lancaster County having a prior or subsequent movement by air.

- 12
8. To transport, as a Class D carrier, newspapers, including comic supplements and magazine sections thereof, magazines, books, catalogs, pamphlets, and other publications and periodicals, display stands, advertising materials, prizes and premiums pertaining thereto, loose and in packages, and skids, ropes, and empty containers, from points in the city of Scranton, Lackawanna County, to points in Pennsylvania, and vice versa.
- 15
9. To transport, as a Class D carrier, for Brown Printing Company, Inc., newspapers, including comic and other supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other publications, periodicals and printed matter and products, materials and supplies used in the manufacture and production of said commodities; display stands, advertising materials, prizes and premiums pertaining to said commodities; and skids, ropes and empty containers; between points in the township of Upper Hanover and the borough of East Greenville, Montgomery County, and from points in said township and borough to points in Pennsylvania and vice versa.
- 14
10. To transport, as a Class D carrier, newspapers, including comic and other supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other publications, periodicals and printed matter and products, materials and supplies used in the manufacture and production of said commodities; display stands, advertising materials, prizes and premiums pertaining to said commodities; and skids, ropes and empty containers; between points in the city of Harrisburg, Dauphin County, and from points in said city to points in Pennsylvania, and vice versa;

subject to the following conditions:

1. That the approval hereby given is not to be understood as committing the Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the property and rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.
2. That the accounts of the transferee shall reflect the same book values as the records of the transferor at the effective date of the transfer, any previously recorded appreciation having been deleted therefrom; provided that the applicant shall not record in its utility accounts any amounts representing the rights herein granted in excess of the actual cost of such rights to the original holder thereof.

Application Docket, No. 4200
Folder 3

Application of CLARK TRANSFER, INC., a corporation of the State of Delaware.

REPORT AND ORDER
APPROVING TRUCKING SERVICE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated February 25, 1957, to operate motor vehicles as a common carrier, and having been duly presented in accordance with the rules of the Commission and full investigation of the matters and things involved having been had, and it appearing that the rights granted herein are in effect a transfer of the rights which have been held by HIGHWAY EXPRESS LINES, INC., a corporation of the State of Delaware, under certificate of public convenience issued at A. 23951, Folder 9, on November 9, 1936, which certificate will be subsequently cancelled as of the date of this order upon compliance with the tariff requirements of the Commission by CLARK TRANSFER, INC., a corporation of the State of Delaware, the Commission finds and determines that approval of the application, limited to the following right:

15 To transport, as a Class D carrier, property (rendering a pickup and delivery service of airline express for commercial airlines) between airports or stations of commercial airlines and other points in Pennsylvania located east of the 77th meridian which extends north from a point near the Village of Raubenstein, York County, to a point near the Village of Millerton, Tioga County. (Formerly A. 23951, Folder 9)

and subject to the following conditions, is necessary or proper for the service, accommodation or convenience of the public:

FIRST: That the certificate holder is limited and restricted to the operation of the motor vehicles as named and described in the Equipment Certificate.

SECOND: That the rights, powers and privileges hereby granted shall be limited and restricted to the transportation of packages not exceeding two hundred (200) pounds in weight.

THIRD: That the approval hereby given is not to be understood as committing the Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the property and/or rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.

DOCKETED
APPLICATION Docket
MAY 28 1957
ENTRY No. *12*

RECEIVED
MAY 28 1957

Application of CLARK TRANSFER, INC., a corporation
of the State of Delaware

REPORT AND ORDER
APPROVING TRUCKING SERVICE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated April 10, 1957, to operate motor vehicles as a common carrier, and having been duly presented in accordance with the rules of the Commission and full investigation of the matters and things involved having been had, and it appearing that the rights granted herein are in effect a transfer of the rights which have been held by MICHAEL HANDFINGER, under certificate of public convenience issued at A. 26174, Folder 3, on August 13, 1942, which certificate will be subsequently cancelled as of the date of this order, upon compliance with the tariff requirements of the Commission, by CLARK TRANSFER, INC., a corporation of the State of Delaware, the Commission finds and determines that approval of the application, limited to the following right:

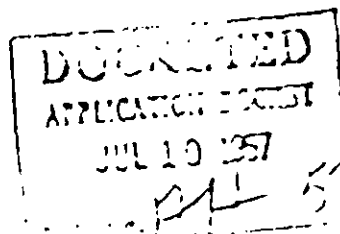
14 p To transport, as a Class B carrier, property, excluding household goods, in use, between points within the City and County of Philadelphia.

and subject to the following conditions, is necessary or proper for the service, accommodation or convenience of the Public;

FIRST: That the certificate holder is limited and restricted to the operation of the motor vehicles as named and described in the Equipment Certificate.

SECOND: That the approval hereby given is not to be understood as committing the Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the property and/or rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.

THIRD: That the applicant shall not record in its utility accounts any amount representing the rights herein granted, in excess of the actual cost of such rights to the original holder thereof.



Application Docket No. 84200
Folder 5, An-A

Application of CLARK TRANSFER, INC.,
a corporation of the State of
Delaware

**SUPPLEMENTAL REPORT AND ORDER
MODIFYING CERTIFICATE OF PUBLIC CONVENIENCE**

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated July 8, 1966, for modification of the report and order issued under date of July 8, 1957 and the certificate of public convenience issued thereunder, and having been duly heard and submitted by the parties, and full investigation of the matters and things involved having been had, the Commission finds and determines that approval of the proposed modification is necessary or proper for the service, accommodation or convenience of the public; THEREFORE,

NOW, to wit, January 23, 1967, IT IS ORDERED: That the report and order issued under date of July 8, 1957 and the certificate of public convenience issued thereunder, be and is hereby modified and amended so as to include the following right:

17 To transport, as a Class D carrier, high loft nonwoven fabric between points in the Township of Warminster, Bucks County, and from points in said township to points within one hundred fifty (150) miles of the limits of said township.

IT IS FURTHER ORDERED: That the applicant will not be permitted to operate or engage in any transportation granted herein until compliance with the requirements of the Public Utility Law, relative to the filing and acceptance of a tariff establishing just and reasonable rates.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

ATTEST:

J. W. Reicher
Secretary

George Bloom
Chairman

DOCKETED
APPLICATION DOCKET
JAN 26 1967
ENTRY No. *2*

RECORD
FOLDER

Application Docket No. 84200 Folder 5, Am-B

Application of CLARK TRANSFER, INC., a corporation of the State of Delaware

SUPPLEMENTAL REPORT AND ORDER MODIFYING CERTIFICATE OF PUBLIC CONVENIENCE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated May 29, 1972, for modification of the report and order issued under date of July 8, 1957 and the certificate of public convenience issued thereunder, as modified and amended, and upon protest, and having been duly heard and submitted by the parties, and full investigation of the matters and things involved having been had, the Commission finds and determines that approval of the proposed modification is necessary or proper for the service, accommodation or convenience of the public; THEREFORE,

NOW, to wit, February 6, 1973, IT IS ORDERED: That the report and order issued under date of July 8, 1957 and the certificate of public convenience issued thereunder, as modified and amended, be and is hereby further modified and amended so as to include the following right:

- 18 To transport, as a Class D carrier, exhibits and display materials, between points in the counties of Bucks, Montgomery, Philadelphia and Allegheny, and from points in said counties to points in Pennsylvania, and vice versa.

IT IS FURTHER ORDERED: That the applicant will not be permitted to operate or engage in any transportation granted herein until compliance with the requirements of the Public Utility Law relative to the filing and acceptance of a tariff establishing just and reasonable rates.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

George Bloom

Chairman

ATTEST:

Will Fisher

Secretary

RECORD FOLDED

DOCKETED APPLICATION DOCKET FEB 14 1973 ENTRY NO.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

Application Docket No. 84200
Folder 6

Application of CLARK TRANSFER, INC.

REPORT AND ORDER
APPROVING TRUCKING SERVICE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated August 22, 1958,

to operate motor vehicles as a common carrier, and having been duly heard and submitted by the parties, and full investigation of the matters and things involved having been had, the Commission finds and determines that approval of the application, limited to the following rights:

19 To transport, as a Class D carrier, flowers, plants and greens and florist supplies when moving with flowers, plants or greens between points in Pennsylvania east of the 77th meridian which extends north from a point near the Village of Raubenstein, York County, to a point near the Village of Hillerton, Tioga County;

RECORD
FOLDER

DOCKETED
APPLICATION DOCKET
DEC 5 1958
HT

APPLICATION OF EVERGREEN EXPRESS LINES, INC.

Equipment List

Transferee initially intends to operate the following equipment:

1. Tractors - 19
2. Trailers - 61

APPLICATION OF EVERGREEN EXPRESS LINES, INC.

Operating Authority To Be Transferred

Application of CLARK TRANSFER,
INC., a corporation of the State
of Delaware.

REPORT AND ORDER
APPROVING TRUCKING SERVICE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated February 25, 1957, to operate motor vehicles as a common carrier, and having been duly presented in accordance with the rules of the Commission and full investigation of the matters and things involved having been had and it appearing that the rights granted herein are in effect a transfer of the rights contained in the report, order and certificate of public convenience issued under date of November 12, 1935, as modified and amended and as corrected by order and certificate of public convenience issued under date of March 25, 1940, which have been held by HIGHWAY EXPRESS LINES, INC., a corporation of the State of Delaware, at A.23951, Folder 4, which certificate will be subsequently cancelled as of the date of this order upon compliance with the tariff and insurance requirements of the Commission by CLARK TRANSFER, INC., a corporation of the State of Delaware, the Commission finds and determines that approval of the application, limited to the following rights:

To transport, as a Class D carrier, moving picture and sound reproduction films, apparatus, mechanisms, installations, accessories, premiums, tickets and complete film setups, magazines, newspapers, newspaper cuts and mats and kindred articles between points in Pennsylvania east of the 77th degree, 30 minute meridian, extending northwardly from the Pennsylvania-Maryland state line at a point near the Village of Blue Ridge Summit, thence along the eastern boundary of Franklin County, thence northwardly along the said meridian to the Pennsylvania-New York state line at a point near the Village of Austinburg and including the Boroughs of Lewistown, Mifflin County, and Mercersburg, Franklin County, which are west of the said meridian.

To transport, as a Class D carrier, moving picture and sound reproduction films, apparatus, mechanisms, installations, accessories, premiums, tickets and complete film setups, magazines, newspapers, newspaper cuts and mats and kindred articles from the City of Philadelphia to points on a route beginning at Gettysburg, thence via Highway Route 30 to Chambersburg, thence via Highway Route 11 to Greencastle, thence via Highway Route 16 to Waynesboro, and thence via Highway Route 16 and 116 to Gettysburg, and the return of any damaged or refused commodities. (Formerly A. 23951, Folder 4)

DOCKETED

APPLICATION DOCKET

MAY 28 1957

ENTRY No. *1200*

RECORD
FOLDER

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

EXAMINED AND APPROVED

Application Docket No. 84200
Folder 2, Am-A

Application of CLARK TRANSFER, INC.,
a corporation of the State of Delaware

SUPPLEMENTAL REPORT AND ORDER
MODIFYING CERTIFICATE OF PUBLIC CONVENIENCE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated January 29, 1958, for modification of the report and order issued under date of May 20, 1957, and the certificate of public convenience issued thereunder, and having been duly heard and submitted by the parties, and full investigation of the matters and things involved having been had, the Commission finds and determines that approval of the proposed modification is necessary or proper for the service, accommodation or convenience of the public; THEREFORE,

NOW, to wit, May 5, 1958, IT IS ORDERED: That the report and order issued under date of May 20, 1957, and the certificate of public convenience issued thereunder, be and is hereby modified and amended so as to include the following rights:

To interchange property, as presently authorized by the certificate issued to applicant at A. 84200, Folder 2, with Class A, Class B and Class D carriers at any point within the area or on the route presently authorized by said certificate in pickup and delivery service between points as presently authorized by said certificate.

IT IS FURTHER ORDERED: That the applicant will not be permitted to operate or engage in any transportation granted herein until compliance with the requirements of the Public Utility Law, relative to the filing and acceptance of a tariff establishing just and reasonable rates.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

ATTEST:

William F. Roau
Secretary

Leuschke
Chairman

RECORD
FOLDER

DOCKETED
APPLICATION DOCKET
MAY 12 1958
ENTRY NO.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

Application Docket No. 84200
Folder No. 2, Am-B

Application of CLARK TRANSFER, INC., a
corporation of the State of Delaware

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated March 23, 1959, for modification of the report and order issued under date of May 29, 1957, and the certificate of public convenience issued thereunder, as modified and amended, and having been duly heard and submitted by the parties, and full investigation of the matters and things involved having been had, the Commission finds and determines that approval of the proposed modification is necessary or proper for the service, accommodation or convenience of the public; THEREFORE,

NOW, to wit, August 17, 1959, IT IS ORDERED: That the report and order issued under date of May 29, 1957, and the certificate of public convenience issued thereunder, as modified and amended, be and is hereby further modified and amended so as to include the following right:

To interchange with Highway Express Lines, Inc., moving picture and sound reproduction films, apparatus, mechanisms, installations, accessories, premiums, tickets and complete film setups, magazines, newspapers, newspaper cuts and mats and kindred articles at any point in Pennsylvania located east of the 77th degree, 30 minute meridian, extending northwardly from the Pennsylvania-Maryland state line at a point near the Village of Blue Ridge Summit, thence along the eastern boundary of Franklin County, thence northwardly along the said meridian to the Pennsylvania-New York state line at a point near the Village of Austinburg and including the Boroughs of Lewistown, Mifflin County, and Mercersburg, Franklin County, which are west of the said meridian, or on a route beginning at the Borough of Gettysburg, Adams County, thence via Highway Route 30 to the Borough of Chambersburg, Franklin County, thence via Highway Route 11 to the Borough of Waynesboro, Franklin County, and thence via Highway Routes 18 and 118 to the said Borough of Gettysburg, which is common to the territory and routes presently authorized by the certificates issued to Highway Express Lines, Inc.

NOTED
DOCKET
1959

RECORDED

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held November 6, 1980

Commissioners Present:

Susan M. Shanaman, Chairman

James H. Cawley
Linda C. Taliaferro

Application of Clark Transfer, Inc.,
for approval of the transfer to it of
all of the operating rights held by
UNTCO, Inc., at A-00062551, F. 2.

A-00084200
F. 2
Am-C

O R D E R

BY THE COMMISSION:

By application docketed August 18, 1980, Clark Transfer, Inc., a corporation of the State of Delaware, seeks approval of the transfer to it of all the rights granted to UNTCO, Inc., a corporation of the Commonwealth of Pennsylvania, under the certificate issued at A-00062551, F. 2.

We find the applicant to be fit to be granted the operating authority sought herein and that approval of the application is necessary and proper for the continuation of service to the public; THEREFORE,

IT IS ORDERED: That the application for the transfer of rights held by UNTCO, Inc., at A-00062551, F. 2 be approved and that the report and order of May 20, 1957 at A-00084200, F. 2 and the certificate issued pursuant thereto, as modified and amended, be further modified and amended to include the following rights:

1. To transport, as a Class D carrier, newspapers including the comic supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other periodicals and publications, display stands, advertising materials, prizes and premiums pertaining thereto, loose and in packages, skids, ropes, and empty containers between points in the city of Philadelphia and from points in said city to points within an airline radius of one hundred (100) statute miles of said city, but including the city of Scranton, Lackawanna County; and including the additional area from the point where U.S. Highway Route 11 intersects with U.S. Highway 274 (at Juniata Bridge) thence along U.S. Highway 274 to the intersection with Pennsylvania Highway 75, thence along Pennsylvania Highway 75 to the junction with U.S. Highway 30, thence along U.S. Highway 30 to junction of U.S. Highway 522, thence along U.S. Highway 522 to the Pennsylvania-Maryland boundary line, and the return of refused, unsold or damaged shipments, skids, ropes and empty containers.

2. To transport, as a Class D carrier, newspapers including the comic supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other periodicals and publications, display stands, advertising materials, prizes and premiums pertaining thereto, loose and in packages, skids, ropes and empty containers from points in the borough of Sharon Hill, Delaware County to points in the city of Philadelphia, Philadelphia County and to points within an airline radius of one hundred (100) statute miles of the city of Philadelphia, but, including the city of Scranton, Lackawanna County; and including the additional area from the point where U.S. Highway Route 11 intersects with U.S. Highway 274 (at Juniata Bridge) thence along U.S. Highway 274 to the intersection with Pennsylvania Highway 75, thence along Pennsylvania Highway 75 to the junction with U.S. Highway 30, thence along U.S. Highway 30 to junction of U.S. Highway 522, thence along U.S. Highway 522 to the Pennsylvania-Maryland boundary line, and the return of refused, unsold or damaged shipments, skids, ropes and empty containers.
3. To transport, as a Class D carrier, newspapers, magazines, books, catalogs, pamphlets, periodicals, publications and parts thereof, display stands, advertising materials and printing plates from points in the city of Philadelphia, Philadelphia County and the borough of Sharon Hill, Delaware County to points in Pennsylvania, and vice versa.
4. To transport, as a Class D carrier, paper and plant equipment in use for the Curtis Publishing Company, between points in the city of Philadelphia, Philadelphia County.
5. To transport, as a Class D carrier, paper for the Curtis Publishing Company from points in the city of Philadelphia, Philadelphia County, to its plants in the borough of Sharon Hill, Delaware County, and vice versa.
6. To transport, as a Class D carrier, plant equipment in use and supplies for the Curtis Publishing Company from its plants in the city of Philadelphia, Philadelphia County, to its plants in the borough of Sharon Hill, Delaware County, and vice versa.
7. To transport, as a Class D carrier, newspapers, magazines, books, catalogs, pamphlets, periodicals, publications, and parts thereof, display stands, advertising materials, and printing plates from points in the city of Lancaster, Lancaster County to points in Pennsylvania and vice versa; provided that no right, power or privilege is granted to transport property to or from the city of Lancaster, Lancaster County having a prior or subsequent movement by air.

8. To transport, as a Class D carrier, newspapers, including comic supplements and magazine sections thereof, magazines, books, catalogs, pamphlets, and other publications and periodicals, display stands, advertising materials, prizes and premiums pertaining thereto, loose and in packages, and skids, ropes, and empty containers, from points in the city of Scranton, Lackawanna County, to points in Pennsylvania, and vice versa.
9. To transport, as a Class D carrier, for Brown Printing Company, Inc., newspapers, including comic and other supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other publications, periodicals and printed matter and products, materials and supplies used in the manufacture and production of said commodities; display stands, advertising materials, prizes and premiums pertaining to said commodities; and skids, ropes and empty containers; between points in the township of Upper Hanover and the borough of East Greenville, Montgomery County, and from points in said township and borough to points in Pennsylvania and vice versa.
10. To transport, as a Class D carrier, newspapers, including comic and other supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other publications, periodicals and printed matter and products, materials and supplies used in the manufacture and production of said commodities; display stands, advertising materials, prizes and premiums pertaining to said commodities; and skids, ropes and empty containers; between points in the city of Harrisburg, Dauphin County, and from points in said city to points in Pennsylvania, and vice versa;

subject to the following conditions:

1. That the approval hereby given is not to be understood as committing the Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the property and rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.
2. That the accounts of the transferee shall reflect the same book values as the records of the transferor at the effective date of the transfer, any previously recorded appreciation having been deleted therefrom; provided that the applicant shall not record in its utility accounts any amounts representing the rights herein granted in excess of the actual cost of such rights to the original holder thereof.

Application of CLARK TRANSFER,
INC., a corporation of the State
of Delaware.

REPORT AND ORDER
APPROVING TRUCKING SERVICE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated February 25, 1957, to operate motor vehicles as a common carrier, and having been duly presented in accordance with the rules of the Commission and full investigation of the matters and things involved having been had, and it appearing that the rights granted herein are in effect a transfer of the rights which have been held by HIGHWAY EXPRESS LINES, INC., a corporation of the State of Delaware, under certificate of public convenience issued at A. 23951, Folder 9, on November 9, 1936, which certificate will be subsequently cancelled as of the date of this order upon compliance with the tariff requirements of the Commission by CLARK TRANSFER, INC., a corporation of the State of Delaware, the Commission finds and determines that approval of the application, limited to the following right:

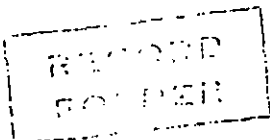
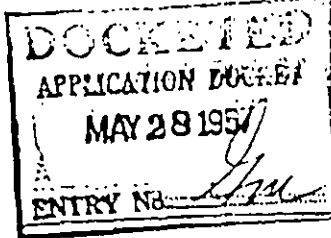
To transport, as a Class D carrier, property (rendering a pickup and delivery service of airline express for commercial airlines) between airports or stations of commercial airlines and other points in Pennsylvania located east of the 77th meridian which extends north from a point near the Village of Raubenstein, York County, to a point near the Village of Millerton, Tioga County. (Formerly A. 23951, Folder 9)

and subject to the following conditions, is necessary or proper for the service, accommodation or convenience of the public:

FIRST: That the certificate holder is limited and restricted to the operation of the motor vehicles as named and described in the Equipment Certificate.

SECOND: That the rights, powers and privileges hereby granted shall be limited and restricted to the transportation of packages not exceeding two hundred (200) pounds in weight.

THIRD: That the approval hereby given is not to be understood as committing the Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the property and/or rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.



Application of CLARK TRANSFER, INC., a corporation
of the State of Delaware

REPORT AND ORDER
APPROVING TRUCKING SERVICE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated April 10, 1957, to operate motor vehicles as a common carrier, and having been duly presented in accordance with the rules of the Commission and full investigation of the matters and things involved having been had, and it appearing that the rights granted herein are in effect a transfer of the rights which have been held by MICHAEL RANDFINGER, under certificate of public convenience issued at A. 26154, Folder 3, on August 13, 1942, which certificate will be subsequently cancelled as of the date of this order, upon compliance with the tariff requirements of the Commission, by CLARK TRANSFER, INC., a corporation of the State of Delaware, the Commission finds and determines that approval of the application, limited to the following right:

To transport, as a Class B carrier, property, excluding household goods, in use, between points within the City and County of Philadelphia.

and subject to the following conditions, is necessary or proper for the service, accommodation or convenience of the Public;

FIRST: That the certificate holder is limited and restricted to the operation of the motor vehicles as named and described in the Equipment Certificate.

SECOND: That the approval hereby given is not to be understood as committing the Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the property and/or rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or proscribe rates sufficient to yield a return thereon.

THIRD: That the applicant shall not record in its utility accounts any amount representing the rights herein granted, in excess of the actual cost of such rights to the original holder thereof.

RECORD

DOCKETED
APPLICATION DOCKET
JUL 10 1957
RAL 57

Application of CLARK TRANSFER, INC.,
a corporation of the State of
Delaware

**SUPPLEMENTAL REPORT AND ORDER
MODIFYING CERTIFICATE OF PUBLIC CONVENIENCE**

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated July 8, 1966, for modification of the report and order issued under date of July 8, 1957 and the certificate of public convenience issued thereunder, and having been duly heard and submitted by the parties, and full investigation of the matters and things involved having been had, the Commission finds and determines that approval of the proposed modification is necessary or proper for the service, accommodation or convenience of the public; THEREFORE,

NOW, to wit, January 23, 1967, IT IS ORDERED: That the report and order issued under date of July 8, 1957 and the certificate of public convenience issued thereunder, be and is hereby modified and amended so as to include the following right:

To transport, as a Class D carrier, high loft nonwoven fabric between points in the Township of Warminster, Bucks County, and from points in said township to points within one hundred fifty (150) miles of the limits of said township.

IT IS FURTHER ORDERED: That the applicant will not be permitted to operate or engage in any transportation granted herein until compliance with the requirements of the Public Utility Law, relative to the filing and acceptance of a tariff establishing just and reasonable rates.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

ATTEST:

J. W. Reicher
Secretary

George Bloom
Chairman

DOCKETED
APPLICATION DOCKET
JAN 26 1967
ENTRY No. *[Signature]*

Application Docket No. 84200
Folder 5, Am-B

Application of CLARK TRANSFER, INC., a corporation of the State of Delaware

SUPPLEMENTAL REPORT AND ORDER
MODIFYING CERTIFICATE OF PUBLIC CONVENIENCE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of CLARK TRANSFER, INC., a corporation of the State of Delaware, dated May 29, 1972, for modification of the report and order issued under date of July 8, 1957 and the certificate of public convenience issued thereunder, as modified and amended, and upon protest, and having been duly heard and submitted by the parties, and full investigation of the matters and things involve having been had, the Commission finds and determines that approval of the proposed modification is necessary or proper for the service, accommodation or convenience of the public; THEREFORE,

NOW, to wit, February 6, 1973, IT IS ORDERED: That the report and order issued under date of July 8, 1957 and the certificate of public convenience issued thereunder, as modified and amended, be and is hereby further modified and amended so as to include the following right:

To transport, as a Class D carrier, exhibits and display materials, between points in the counties of Bucks, Montgomery, Philadelphia and Allegheny, and from points in said counties to points in Pennsylvania, and vice versa.

IT IS FURTHER ORDERED: That the applicant will not be permitted to operate or engage in any transportation granted herein until compliance with the requirements of the Public Utility Law relative to the filing and acceptance of a tariff establishing just and reasonable rates.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

George Bloom

Chairman

ATTEST:

Will Peter

Secretary

RECORD
FOLDED

DOCKETED
APPLICATION DOCKET
FEB 14 1973
ENTRY No. *12*

PENNSYLVANIA
PUBLIC UTILITY COMMISSIONApplication Docket No. 84200
Folder 6Application of **CLARK TRANSFER, INC.**REPORT AND ORDER
APPROVING TRUCKING SERVICE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of **CLARK TRANSFER, INC.**, a corporation of the State of Delaware, dated August 22, 1958,

to operate motor vehicles as a common carrier, and having been duly heard and submitted by the parties, and full investigation of the matters and things involved having been had, the Commission finds and determines that approval of the application, limited to the following rights:

To transport, as a Class D carrier, flowers, plants and greens and florist supplies when moving with flowers, plants or greens between points in Pennsylvania east of the 77th meridian which extends north from a point near the Village of Raubenstein, York County, to a point near the Village of Hillerton, Tioga County;

RECORD
FOLDERDOCKETED
APPLICATION DOCKET
DEC 5 1958
HT

APPLICATION OF EVERGREEN EXPRESS LINES, INC.

Projected Balance Sheet
(On Commencement of Operations)

ASSETS:

Cash Deposits & Temporary Investments	\$ 75,000.00
Prepayments	<u>70,000.00</u>
TOTAL CURRENT ASSETS	\$ 145,000.00

TANGIBLE PROPERTY:

Carrier Operating Property Net of Depreciation	\$ 100,000.00
Property Used in Other Than Carrier Operations Net of Depreciation	<u>35,000.00</u>
TOTAL TANGIBLE PROPERTY	\$ 135,000.00

Intangible Property	\$ <u>4,000.00</u>
	\$ 284,000.00

LIABILITIES AND EQUITY:

Payables to Affiliated Companies	\$ 283,000.00
Capital Stock - Common	<u>1,000.00</u>
TOTAL LIABILITIES AND EQUITY	\$ 284,000.00

APPLICATION OF EVERGREEN EXPRESS LINES, INC.

Statement of Unpaid Business Debts of
Transferor and How They Will Be Satisfied

Transferor will remain in business following the transfer and will remain responsible for its own unpaid business debts, none of which will be assumed by transferee.

APPLICATION OF EVERGREEN EXPRESS LINES, INC.

Statement of Safety Program

Transferee will have a safety program set forth in a drivers' safety manual and handbook. The program will be headed by a safety director. Transferee will require all of its drivers, among other things, to have a minimum of three years of road experience, to meet all pertinent physical requirements, and to have a good driving record.

In addition to safety rules which be covered in the manual and handbook, there will be a driver training program and safety meetings each month. Moreover, safety awards will be given as an incentive for the drivers to have a good safety record.

Turning to equipment, every driver will be required to perform a pre-trip inspection and, also, complete a vehicle condition report at the end of each day of operation. Over and above this, transferee will appoint a qualified company inspector to conduct scheduled inspections of the equipment. Ongoing maintenance of the equipment will also be part of the program.

The principals of transferee will emphasize safety of operations at all times.

APPLICATION OF EVERGREEN EXPRESS LINES, INC.

Statement of Transferee's Experience

The president of transferee is Timothy Teagan. Mr. Teagan has been in the trucking business with transferor for 18 years including a number of years as an officer of transferor. Over the years, he has been involved in all phases of transferor's operation. Other members of transferee's top management team are Matthew Molitch and David Gillis who have been with transferor for 35 and 24 years, respectively. They, too, have been exposed to all phases of managing a motor carrier over the years. In other words, there is a combined 77 years of motor-carrier management experience which transferee will have when it starts to conduct business.

APPLICATION OF EVERGREEN EXPRESS LINES, INC.

Incorporation Documents

Transferor was incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988. The documents evidencing the incorporation are attached to this exhibit as follows:

1. Articles of Incorporation filed with the Department of State on April 20, 1990.
2. Letter from Corporation Bureau evidencing the filing of the Articles of Incorporation of Evergreen Express Lines, Inc.

90181345

Microfilm Number

Filed with the Department of State on APR 20 1990

Entity Number 1572759

[Handwritten Signature]

Secretary of the Commonwealth

ARTICLES OF INCORPORATION

DSCB:15-1306(Rev 89)

Indicate type of domestic corporation (check one):

- Business-stock (15 Pa. C.S. § 1306)
- Business-nonstock (15 Pa. C.S. § 2102)
- Business-statutory close (15 Pa. C.S. § 2304a is applicable)
- Professional (15 Pa. C.S. § 2903)
- Management (15 Pa. C.S. § 2701)
- Cooperative (15 Pa. C.S. § 7701)

1. The name of the corporation is: EVERGREEN EXPRESS LINES, INC.

This corporation is incorporated under the provisions of the Business Corporation Law of 1988.

2. The address of this corporation's initial registered office in this Commonwealth is: 6199 Armitage Road, P.O. Box 117, Solebury, PA 18963.

3. The aggregate number of shares authorized is: 100

4. The name and address, including street and number, if any, of each incorporator is:

Name

Address

Teresa Magee

701 Architects Building
Philadelphia, PA 19103

Signature

Date

[Handwritten Signature]

April 18, 1990

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
CORPORATION BUREAU
ROOM 308, NORTH OFFICE BUILDING
HARRISBURG, PENNSYLVANIA 17120

APRIL 20, 1990

EVERGREEN EXPRESS LINES, INC.

THE CORPORATION BUREAU IS HAPPY TO SEND YOU YOUR FILED DOCUMENT. PLEASE NOTE THE FILE DATE AND SIGNATURE OF THE SECRETARY OF THE COMMONWEALTH. THE CORPORATION BUREAU IS HERE TO SERVE YOU AND WANTS TO THANK YOU FOR DOING BUSINESS IN PENNSYLVANIA.

ENTITY NUMBER: 1562759

MICROFILM NUMBER: 09018

1345-1345

CORPORATION GUARANTEE & TRUST CO
ATTN: TERESA MAGEE
701 ARCHITECTS BLDG
PHILA PA 19103-0000

APPLICATION OF EVERGREEN EXPRESS LINES, INC.

Statement of Corporate Charter Purpose

The purpose of transferee is to engage in all lawful business for which corporations may be incorporated in Pennsylvania. This is in accordance with the Business Corporation Law of 1988 which provides as follows:

Corporations may be incorporated under this subpart for any lawful purpose or purposes. Unless otherwise restricted in its articles, every business corporation has as its corporate purpose the engaging in all lawful business for which corporations may be incorporated under this subpart. (15 Pa.C.S.A. §1301)

APPLICATION OF EVERGREEN EXPRESS LINES, INC.

Corporate Officers

Timothy Teagan - President
William Wilder - Vice President
Anthony Simeo - Vice President
John Barry - Vice President
David Gillis - Secretary
Matthew Molitch - Treasurer
Howard Henis - Assistant Secretary

Stockholder

The Clark Group, Inc.
121 New York Avenue
P. O. Box 438
Trenton, NJ 08603

THIS MUST BE COMPLETED BY NOTARY PUBLIC
AFFIDAVIT OF TRANSFEREE/APPLICANT (Natural Person)

COMMONWEALTH OF PENNSYLVANIA :
: ss:
_____ County :

_____, being duly sworn (affirmed) according to law, deposes and says that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and he expects to be able to prove the same at the hearing hereof.

Signature of Affiant

Sworn and subscribed before me this _____
day of _____ 19 _____
My Commission Expires _____

Signature of Official Administering Oath

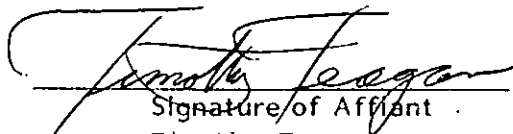
AFFIDAVIT OF TRANSFEREE/APPLICANT (Corporation)

STATE OF NEW JERSEY
~~COMMONWEALTH OF PENNSYLVANIA~~ :
: ss:
_____ Mercer _____ County :

_____ Timothy Teagan _____, being duly sworn (affirmed) according to law, desposes and says that he is _____ President _____ of _____ Evergreen Express Lines, Inc. _____,
(Office of Affiant) (Name of Corporation)

that he is authorized to and does make this affidavit for it; and that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and that he expects the said _____ Evergreen Express Lines, Inc. _____ to be able to prove the same
(Name of Corporation)

the same at the hearing hereof.



Signature of Affiant
Timothy Teagan

Sworn and subscribed before me this 29th
day of August 19 90
My Commission Expires 4-12-92



Signature of Official Administering Oath

THIS MUST BE COMPLETED BY NOTAR PUBLIC
AFFIDAVIT OF TRANSFEROR/SELLER (Natural Person)

COMMONWEALTH OF PENNSYLVANIA :
: SS:
_____ County :

_____, being duly sworn (affirmed) according to law,
deposes and says that the facts above set forth are true and correct; or are true and correct
to the best of his knowledge, information and belief and he expects to be able to prove the same
at the hearing hereof.

Signature of Affiant

Sworn and subscribed before me this _____
day of _____ 19 ____
My Commission Expires _____

Signature of Official Administering Oath

AFFIDAVIT OF TRANSFEROR/SELLER (Corporation)

STATE OF NEW JERSEY
~~COMMONWEALTH OF PENNSYLVANIA~~ :
: SS:
_____ Mercer _____ County :

_____ Howard Henis _____, being duly sworn (affirmed) according to law,
deposes and says that he is Vice President of Clark Transfer, Inc.;
(Office of Affiant) (Name of Corporation)

that he is authorized to and does make this affidavit for it; and that the facts above set forth
are true and correct; or are true and correct to the best of his knowledge, information and belief
and that he expects the said Clark Transfer, Inc. to be able to prove the
(Name of Corporation)

same at the hearing hereof.

Howard Henis

Signature of Affiant
Howard Henis

Sworn and subscribed before me this 29th
day of August 19 90
My Commission expires 4-12-92

Sharon D. Kocutro

Signature of Official Administering Oath

October 5, 1990

IN REPLY PLEASE
REFER TO OUR FILE

Herbert R. Nurick
Attorney at Law
100 Pine Street
P.O. Box 1166
Harrisburg, PA 17108-1166

In re: A-00109494 - Application of Evergreen Express Lines, Inc.

Dear Sir:

Acknowledgement is made of an application filed by you on behalf of Evergreen Express Lines, Inc. for the rights of Clark Transfer, Inc.

The application has been captioned as attached and will be submitted for review, provided no protests are filed on or before October 29, 1990. If protests are filed, you will be advised as to further procedure.

This application is accepted with the understanding that Clark Transfer, Inc. will continue to render the service covered by its certificate and comply with all the rules of the Commission, including the carrying of continuous insurance, until final disposition is made of the application by the Commission.

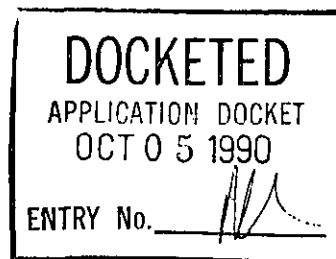
You are further advised that the above application will be published in the Pennsylvania Bulletin of October 6, 1990.

Very truly yours,

David Ehrhart
Supervisor - Application Section
Bureau of Transportation

DE:RP:kmb

cc: Applicant
121 New York Avenue
P.O. Box 438
Trenton, NJ 08603



A-00109494 EVERGREEN EXPRESS LINES, INC. (121 New York Avenue, P.O. Box 438, Trenton, New Jersey 08603), a corporation of the Commonwealth of Pennsylvania - (1) moving picture and sound reproduction films, apparatus, mechanisms, installations, accessories, premiums, tickets and complete film setups, magazines, newspapers, newspaper cuts and mats and kindred articles between points in Pennsylvania east of the 77th degree, 30 minute meridian, extending northwardly from the Pennsylvania-Maryland state line at a point near the village of Blue Ridge Summit, thence along the eastern boundary of Franklin County, thence northwardly along the said meridian to the Pennsylvania-New York state line at a point near the village of Austinburg and including the boroughs of Lewistown, Mifflin County, and Mercersburg, Franklin County, which are west of the said meridian; (2) moving picture and sound reproduction films, apparatus, mechanisms, installations, accessories, premiums, tickets and complete film setups, magazines, newspapers, newspaper cuts and mats and kindred articles from the city of Philadelphia to points on a route beginning at Gettysburg, thence via Highway Route 30 to Chambersburg, thence via Highway Route 11 to Greencastle, thence via Highway Route 16 to Waynesboro, and thence via Highway Route 16 and 116 to Gettysburg, and the return of any damaged or refused commodities; (3) To interchange property, as presently authorized by the certificate issued to applicant at A-00109494, Folder 2, with Class A, Class B and Class D carriers at any point within the area or on the route presently authorized by said certificate in pickup and delivery service between points as presently authorized by said certificate; (4) To interchange with Highway Express Lines, Inc., moving picture and sound reproduction films, apparatus, mechanisms, installations, accessories, premiums, tickets and complete film setups, magazines, newspapers, newspaper cuts and mats and kindred articles at any point in Pennsylvania located east of the 77th degree, 30 minute meridian, extending northwardly from the Pennsylvania-Maryland state line at a point near the village of Blue Ridge Summit, thence along the eastern boundary of Franklin County, thence northwardly along the said meridian to the Pennsylvania-New York state line at a point near the village of Austinburg and including the boroughs of Lewistown, Mifflin County, and Mercersburg, Franklin County, which are west of the said meridian, or on a route beginning at the borough of Gettysburg, Adams County, thence via Highway Route 30 to the borough of Chambersburg, Franklin County, thence via Highway Route 11 to the borough of Waynesboro, Franklin County, and thence via Highway Route 16 and 116 to the said borough of Gettysburg, which is common to the territory and routes presently authorized by the certificates issued to Highway Express Lines, Inc.; (5) newspapers including comic supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other periodicals and publications, display stands, advertising materials, prizes and premiums pertaining thereto, loose and in packages, skids, ropes, and empty containers between points in the city of Philadelphia and from points in said city to points within an airline radius of one hundred (100) statute miles of said city, but including the city of Scranton, Lackawanna County; and including the additional area from the point where U.S. Highway 11 intersects with U.S. Highway 274 (at Juniata Bridge) thence along U.S. Highway 274 to the intersection with Pennsylvania Highway 75, thence along Pennsylvania Highway 75 to the junction with U.S. Highway 30, thence along U.S. Highway 30 to junction of U.S. Highway 522, thence along U.S. Highway 522 to the Pennsylvania-Maryland boundary line, and the return of refused, unsold or damaged

shipments, skids, ropes and empty containers; (6) newspapers including the comic supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other periodicals and publications, display stands, advertising materials, prizes and premiums pertaining thereto, loose and in packages, skids, ropes, and empty containers from points in the borough of Sharon Hill, Delaware County to points in the city of Philadelphia, Philadelphia County, and to points within an airline radius of one hundred (100) statute miles of the city of Philadelphia, but, including the city of Scranton, Lackawanna County; and including the additional area from the point where U.S. Highway 11 intersects with U.S. Highway 274 (at Juniata Bridge) thence along U.S. Highway 274 to the intersection with Pennsylvania Highway 75, thence along Pennsylvania Highway 75 to the junction with U.S. Highway 30, thence along U.S. Highway 30 to junction of U.S. Highway 522, thence along U.S. Highway 522 to the Pennsylvania-Maryland boundary line, and the return of refused, unsold or damaged shipments, skids, ropes and empty containers; (7) newspapers, magazines, books, catalogs, pamphlets, periodicals, publications and parts thereof, display stands, advertising materials, and printing plates from points in the city of Philadelphia, Philadelphia County and the borough of Sharon Hill, Delaware County to points in Pennsylvania, and vice versa; (8) paper and plant equipment in use for the Curtis Publishing Company, between points in the city of Philadelphia, Philadelphia county; (9) paper for the Curtis Publishing Company from points in the city of Philadelphia, Philadelphia County, to its plant in the borough of Sharon Hill, Delaware County, and vice versa; (10) plant equipment in use and supplies for the Curtis Publishing Company from its plant in Philadelphia, Philadelphia County, to its plant in the borough of Sharon Hill, Delaware County, and vice versa; (11) newspapers, magazines, books, catalogs, pamphlets, periodicals, publications and parts thereof, display stands, advertising materials, and printing plates from points in the city of Lancaster, Lancaster County, to points in Pennsylvania, and vice versa; provided that no right, power or privilege is granted to transport property to or from the city of Lancaster, Lancaster County having a prior or subsequent movement by air; (12) newspapers, including comic supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other publications and periodicals, display stands, advertising materials, prizes and premiums pertaining thereto, loose and in packages, and skids, ropes and empty containers, from points in the city of Scranton, Lackawanna County, to points in Pennsylvania, and vice versa; (13) for Brown Printing Company, Inc., newspapers, including comic and other supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other publications, periodicals and printed matter and products, materials, supplies used in the manufacture and production of said commodities; display stands, advertising materials, prizes and premiums pertaining to said commodities; and skids, ropes and empty containers; between points in the township of Upper Hanover and the borough of East Greenville, Montgomery County, and from points in said township and borough to points in Pennsylvania, and vice versa; (14) newspapers, including comic and other supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other publications, periodicals and printed matter and products, materials and supplies used in the manufacture and production of said commodities; display stands, advertising materials, prizes and premiums pertaining to said commodities; and skids, ropes and empty containers; between points in the city of Harrisburg, Dauphin County, and from points in

said city to points in Pennsylvania, and vice versa; (15) property (rendering a pickup and delivery service of airline express for commercial airlines) between airports or stations of commercial airlines or other points in Pennsylvania located east of the seventy seventh meridian which extends north from a point near the village of Raubenstein, York County, to a point near the village of Millertown, Tioga County; with right No. 15 subject to the following condition: That the rights, powers and privileges hereby granted shall be limited and restricted to the transportation of packages not exceeding two hundred (200) pounds in weight; (16) as a Class B carrier, property, excluding household goods in use, between points in the city and county of Philadelphia; (17) high loft nonwoven fabric between points in the township of Warminster, Bucks County, and from points in said township to points within one hundred fifty (150) miles of the limits of said township; (18) exhibits and display materials, between points in the counties of Bucks, Montgomery, Philadelphia and Allegheny, and from points in said counties to points in Pennsylvania, and vice versa; and (19) flowers, plants and greens and florist supplies when moving with flowers, plants or greens between points in Pennsylvania east of the 77th meridian which extends north from a point of the village of Raubenstein, York County, to a point near the village of Hellertown, Tioga County; which is to be a transfer of the rights authorized under the certificates issued at A-00084200, Folders 2, 3, 5 and 6 to Clark Transfer, Inc., a corporation of the State of Delaware, subject to the same limitations and conditions. Attorney: Herbert R. Nurick, 100 Pine Street, P.O. Box 1166, Harrisburg, PA 17108-1166.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

DATE _____

SERVICE _____

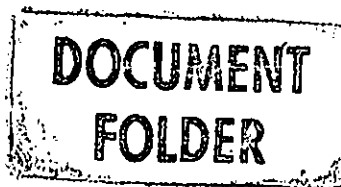
OCT -6 1990

BUREAU OF TRANSPORTATION
COMMON CARRIER
SEPTEMBER 1990

A-00109494

Application of Evergreen Express Lines, Inc., a corporation of the Commonwealth of Pennsylvania, for the right to begin to transport, as a common carrier, by motor vehicle, (1) moving picture and sound reproduction films, apparatus, mechanisms, installations, accessories, premiums, tickets and complete film setups, magazines, newspapers, newspaper cuts and mats and kindred articles between points in Pennsylvania east of the 77th degree, 30 minute meridian, extending northwardly from the Pennsylvania-Maryland state line at a point near the village of Blue Ridge Summit, thence along the eastern boundary of Franklin County, thence northwardly along the said meridian to the Pennsylvania-New York state line at a point near the village of Austinburg and including the boroughs of Lewistown, Mifflin County, and Mercersburg, Franklin County, which are west of the said meridian; (2) moving picture and sound reproduction films, apparatus, mechanisms, installations, accessories, premiums, tickets and complete film setups, magazines, newspapers, newspaper cuts and mats and kindred articles from the city of Philadelphia to points on a route beginning at Gettysburg, thence via Highway Route 30 to Chambersburg, thence via Highway Route 11 to Greencastle, thence via Highway Route 16 to Waynesboro, and thence via Highway Route 16 and 116 to Gettysburg, and the return of any damaged or refused commodities; (3) To interchange property, as presently authorized by the certificate issued to applicant at A-00109494, Folder 2, with Class A, Class B and Class D carriers at any point within the area or on the route presently authorized by said certificate in pickup and delivery service between points as presently authorized by said certificate; (4) To interchange with Highway Express Lines, Inc., moving picture and sound reproduction films, apparatus, mechanisms, installations, accessories, premiums, tickets and complete film setups, magazines, newspapers, newspaper cuts and mats and kindred articles at any point in Pennsylvania located east of the 77th degree, 30 minute meridian, extending northwardly from the Pennsylvania-Maryland state line at a point near the village of Blue Ridge Summit, thence along the eastern boundary of Franklin County, thence northwardly along the said meridian to the Pennsylvania-New York state line at a point near the village of Austinburg and including the boroughs of Lewistown, Mifflin County, and Mercersburg,

NH



OCT 29 1990

Protests due on No Hearings - _____
Protests due on Hearings - (5 days prior to date of hearing) _____
Notice of the above application was mailed to all certificate holders and railroad companies in the service area as noted above.

DOCKETED APPLICATION DOCKET OCT 05 1990 ENTRY No. <u> </u>

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

DATE _____ SERVICE _____

- 2 -

Franklin County, which are west of the said meridian, or on a route beginning at the borough of Gettysburg, Adams County, thence via Highway Route 30 to the borough of Chambersburg, Franklin County, thence via Highway Route 11 to the borough of Waynesboro, Franklin County, and thence via Highway Route 16 and 116 to the said borough of Gettysburg, which is common to the territory and routes presently authorized by the certificates issued to Highway Express Lines, Inc.; (5) newspapers including comic supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other periodicals and publications, display stands, advertising materials, prizes and premiums pertaining thereto, loose and in packages, skids, ropes, and empty containers between points in the city of Philadelphia and from points in said city to points within an airline radius of one hundred (100) statute miles of said city, but including the city of Scranton, Lackawanna County; and including the additional area from the point where U.S. Highway 11 intersects with U.S. Highway 274 (at Juniata Bridge) thence along U.S. Highway 274 to the intersection with Pennsylvania Highway 75, thence along Pennsylvania Highway 75 to the junction with U.S. Highway 30, thence along U.S. Highway 30 to junction of U.S. Highway 522, thence along U.S. Highway 522 to the Pennsylvania-Maryland boundary line, and the return of refused, unsold or damaged shipments, skids, ropes and empty containers; (6) newspapers including the comic supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other periodicals and publications, display stands, advertising materials, prizes and premiums pertaining thereto, loose and in packages, skids, ropes, and empty containers from points in the borough of Sharon Hill, Delaware County to points in the city of Philadelphia, Philadelphia County, and to points within an airline radius of one hundred (100) statute miles of the city of Philadelphia, but, including the city of Scranton, Lackawanna County; and including the additional area from the point where U.S. Highway 11 intersects with U.S. Highway 274 (at Juniata Bridge) thence along U.S. Highway 274 to the intersection with Pennsylvania Highway 75, thence along Pennsylvania Highway 75 to the junction with U.S. Highway 30, thence along U.S. Highway 30 to junction of U.S. Highway 522, thence along U.S. Highway 522 to the Pennsylvania-Maryland boundary line, and the return of refused, unsold or damaged shipments, skids, ropes and empty containers; (7) newspapers, magazines, books, catalogs, pamphlets, periodicals, publications and parts thereof, display stands, advertising materials, and printing plates from points in the city of Philadelphia, Philadelphia County and the borough of Sharon Hill, Delaware County to points in Pennsylvania, and vice versa; (8) paper and plant equipment in use for the Curtis Publishing Company, between

Protests due on No Hearings

Protests due on Hearings - (5 days prior to date of hearing)

Notice of the above application was mailed to all certificate holders and railroad companies in the service area as noted above.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

DATE _____ SERVICE _____

- 3 -

points in the city of Philadelphia, Philadelphia county; (9) paper for the Curtis Publishing Company from points in the city of Philadelphia, Philadelphia County, to its plant in the borough of Sharon Hill, Delaware County, and vice versa; (10) plant equipment in use and supplies for the Curtis Publishing Company from its plant in Philadelphia, Philadelphia County, to its plant in the borough of Sharon Hill, Delaware County, and vice versa; (11) newspapers, magazines, books, catalogs, pamphlets, periodicals, publications and parts thereof, display stands, advertising materials, and printing plates from points in the city of Lancaster, Lancaster County, to points in Pennsylvania, and vice versa; provided that no right, power or privilege is granted to transport property to or from the city of Lancaster, Lancaster County having a prior or subsequent movement by air; (12) newspapers, including comic supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other publications and periodicals, display stands, advertising materials, prizes and premiums pertaining thereto, loose and in packages, and skids, ropes and empty containers, from points in the city of Scranton, Lackawanna County, to points in Pennsylvania, and vice versa; (13) for Brown Printing Company, Inc., newspapers, including comic and other supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other publications, periodicals and printed matter and products, materials, supplies used in the manufacture and production of said commodities; display stands, advertising materials, prizes and premiums pertaining to said commodities; and skids, ropes and empty containers; between points in the township of Upper Hanover and the borough of East Greenville, Montgomery County, and from points in said township and borough to points in Pennsylvania, and vice versa; (14) newspapers, including comic and other supplements and magazine sections thereof, magazines, books, catalogs, pamphlets and other publications, periodicals and printed matter and products, materials and supplies used in the manufacture and production of said commodities; display stands, advertising materials, prizes and premiums pertaining to said commodities; and skids, ropes and empty containers; between points in the city of Harrisburg, Dauphin County, and from points in said city to points in Pennsylvania, and vice versa; (15) property (rendering a pickup and delivery service of airline express for commercial airlines) between airports or stations of commercial airlines or other points in Pennsylvania located east of the seventy seventh meridian which extends north from a point near the village of Raubenstein, York County, to a point near the village of Millertown, Tioga County; with right No. 15 subject to the following condition: That the rights, powers and privileges hereby granted shall be limited and restricted to the transportation

Protests due on No Hearings _____

Protests due on Hearings - (5 days prior to date of hearing)

Notice of the above application was mailed to all certificate holders and railroad companies in the service area as noted above.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

DATE _____ SERVICE _____

- 4 -

of packages not exceeding two hundred (200) pounds in weight; (16) as a Class B carrier, property, excluding household goods in use, between points in the city and county of Philadelphia; (17) high loft nonwoven fabric between points in the township of Warminster, Bucks County, and from points in said township to points within one hundred fifty (150) miles of the limits of said township; (18) exhibits and display materials, between points in the counties of Bucks, Montgomery, Philadelphia and Allegheny, and from points in said counties to points in Pennsylvania, and vice versa; and (19) flowers, plants and greens and florist supplies when moving with flowers, plants or greens between points in Pennsylvania east of the 77th meridian which extends north from a point of the village of Raubenstein, York County, to a point near the village of Hellertown, Tioga County; which is to be a transfer of the rights authorized under the certificates issued at A-00084200, Folders 2, 3, 5 and 6 to Clark Transfer, Inc., a corporation of the State of Delaware, subject to the same limitations and conditions.

FW:kmb
9/21/90

Application received: 9/6/90
Application docketed: 9/19/90

Protests due on No Hearings _____
Protests due on Hearings - (5 days prior to date of hearing)
Notice of the above application was mailed to all certificate
holders and railroad companies in the service area as noted above.