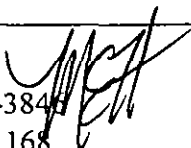



PENNSYLVANIA PUBLIC UTILITY COMMISSION
Uniform Cover and Calendar Sheet

1. REPORT DATE: October 7, 2003	2. BUREAU AGENDA NO. NOV-2003-TSM-0235*
3. BUREAU: Transportation and Safety	
4. SECTION(S): MCS&E	5. PUBLIC MEETING DATE:
6. APPROVED BY: Director: Hoffman 3-3846 Mgr/Spvr: Zeigler 7-1168 Legal Review: 	November 13, 2003
7. PERSONS IN CHARGE: Travitz 7-5513 	
8. DOCKET NO.: A-00109547, F. 3	DOCUMENT FOLDER DOCKETED

9. (a) **CAPTION** (abbreviate if more than 4 lines)
 (b) **Short summary of history & facts, documents & briefs**
 (c) **Recommendation**

NOV 20 2003

(a) Application of Reading Yellow Cab, Inc., Reading, Berks County, a corporation of the Commonwealth of Pennsylvania, for the additional right to transport, as a common carrier, by motor vehicle, persons in paratransit service, between points in the county of Berks, and from points in said county, to points in Pennsylvania, and return.

(b) The application was unopposed. The application is supported by the nine (9) businesses and individuals. Approval of the application is necessary for the accommodation and convenience of the public.

(c) The Bureau of Transportation and Safety recommends that the Commission adopt the proposed order approving the application.

10. **MOTION BY:** Commissioner Chm. Fitzpatrick

Commissioner Thomas - Yes
 Commissioner Pizzigrilli - Yes
 Commissioner Holland - Yes

SECONDED: Commissioner Bloom

CONTENT OF MOTION: Staff recommendation adopted.

RJP



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

NOVEMBER 14, 2003

IN REPLY PLEASE
REFER TO OUR FILE

IN REPLY PLEASE
REFER TO OUR FILE

A-00109547F0003

FREDERICK O BRUBAKER ESQUIRE
543 ELM STREET
READING PA 19601

DOCUMENT
FOLDER

Application of Reading Yellow Cab, Inc., a corporation of the
Commonwealth of Pennsylvania..

TO WHOM IT MAY CONCERN:

Enclosed is the compliance order issued by the Commission
in this proceeding.

The Certificate of Public Convenience evidencing the
Commission's approval of the right to operate will not be issued
until the applicant has complied with the following insurance and
tariff requirements:

- I. Arrange through an insurance agent to have an
insurance company file with the Commission a
FORM E as evidence of minimum public
liability and property damage insurance
coverage as shown on the back of this sheet.
- II. Prepare and file a tariff according to the
enclosed instructions except applicants for
transfer of authority must file a tariff
adoption supplement, which will be forwarded
by separate cover at a later date.

PERSONS

DOCKETED

DEC 01 2003

Minimum Limits for PA Public Utility Commission Authorized Service

PASSENGER CARRIERS:

- 15 passengers or less: \$35,000 to cover liability for bodily injury, death or property damage incurred in an accident.
- \$25,000 first party medical benefits, \$10,000 first party wage loss benefits and shall conform to 75 Pa. C.S. §§1701-1798 (relating to Motor Vehicle Financial Responsibility Law).
- First party coverage of the driver of certificated vehicles shall meet the requirements of 75 Pa. C.S. §1711 (relating to required benefits).
- 16 to 28 passengers: \$1,000,000 to cover liability for injury, death or property damage incurred in an accident.
- 29 passengers or more: \$5,000,000 to cover liability for bodily injury, death or property damage incurred in an accident.

PROPERTY CARRIERS:

- Bodily Injury: \$300,000 per accident per vehicle to cover liability for bodily injury, death or property damage incurred in an accident.
- Insurance coverage of motor carriers of property shall meet the requirements of 75 Pa. C.S. §1701-1798 (relating to Motor Vehicle Financial Responsibility Law).
- Cargo: \$5,000 for loss or damage to cargo carried on a motor vehicle.

No motor carrier shall operate or engage in any transportation until compliance with all of the above requirements and a certificate of public convenience has been issued authorizing actual operations. You are advised that any equipment to be used in rendering the service authorized under the certificate must be registered with the Bureau of Motor Vehicles, Department of Transportation, as a bus or taxi. Motor carriers operating without complying with the above requirements will be subject to the penalty provisions of the Public Utility Code.

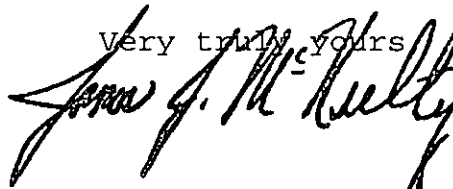
Commission regulations require compliance with all of the requirements within sixty (60) days of this letter. Failure to comply within the sixty- (60) day period will cause the Commission to rescind the action of November 13, 2003 and dismiss the application without further proceedings.

If you foresee problems in meeting these requirements, please direct your questions to the following contact persons:

INSURANCE FILINGS: Insurance Section
(717) 783-5933

TARIFF FILINGS: Tariff Section
(717) 787-5945

Very truly yours



James J. McNulty
Secretary

fg
Enclosures
Certified Mail
Receipt Requested

READING YELLOW CAB INC
415 ELM STREET
READING PA 19601

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held November 13, 2003.

Commissioners Present:

Terrance J. Fitzpatrick, Chairman
Robert K. Bloom, Vice-Chairman
Glen R. Thomas
Kim Pizzingrilli
Wendell F. Holland

Application of Reading Yellow Cab, Inc., a corporation of the Commonwealth of Pennsylvania, for the additional right to transport, as a common carrier, by motor vehicle, persons in paratransit service, between points in the county of Berks, and from points in said county, to points in Pennsylvania, and return.

A-00109547
F. 3

Frederick O. Brubaker for the applicant.

ORDER

DOCUMENT
FOLDER

BY THE COMMISSION:

This matter comes before the Commission on an application filed June 9, 2003. Public notice of the application was given in the Pennsylvania Bulletin of July 12, 2003. No protests were filed and no hearings were held. Verified statements were requested by letter dated August 11, 2003. Verified statements were received September 12, 2003. The unopposed application is certified to the Commission for its decision without oral hearing.

DISCUSSION AND FINDINGS

Reading Yellow Cab, Inc. (applicant or Reading Yellow) seeks the additional right to transport persons in paratransit service. Applicant currently operates pursuant to call or demand service in Berks County and transports property in taxicabs. Reading Yellow currently conducts its operations from 615 Elm Street, Reading, Berks County. This facility houses office space and communications. Communications are by telephone, a two-way radio network

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and cellular phones. All equipment is subject to a regular maintenance program. Applicant has four mechanics, two of whom are state inspection licensed. The equipment consists of numerous late model four-door sedans and two vans are wheel-chair accessible, equipped with wheelchair lifts. A comprehensive driver safety program is in effect.

The applicant reported to the Commission for the calendar year 2002 January to December total gross intrastate revenues of \$392,644. As a currently certificated carrier there is a presumption of fitness.

Support for the service comes from nine (9) parties in the county of Berks that demonstrate a need for the service. The parties include the Berks County Office of Aging with nearly 200 consumers throughout the county who have nursing home levels of care yet choose to remain at home. They require transportation to and from medial appointments and adult day care facilities. Another party is The Hawthorne Residential Care Home located in Reading, Berks County with 45 residents. They require transportation for prearranged appointments (doctor and hospital), social and family visitations. The other seven parties are individuals who require service for bowling, social visits, transportation to and from work and hospital visits.

Applicant has a Form E, as evidence of bodily injury and property damage liability insurance on file to cover its current operations; however, the Commission requires the filing of a new Form E for the expanded grant of the authority herein.

After complete review of the record, we find:

1. Applicant seeks the additional right to provide paratransit service and no protests were filed.
2. The application is supported by nine (9) parties.
3. Applicant has the equipment, ability and fitness necessary to render the service.
4. The evidence of record is sufficient to establish necessity for the service.
5. Approval of the application is necessary for the accommodation and convenience of the public; **THEREFORE,**

IT IS ORDERED: That the application be and is hereby approved granting the following right:

To transport, as a common carrier, persons in paratransit service, between points in the county of Berks, and from points in said county, to points in Pennsylvania, and return.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation authorized by this order until the following is submitted to the Commission:

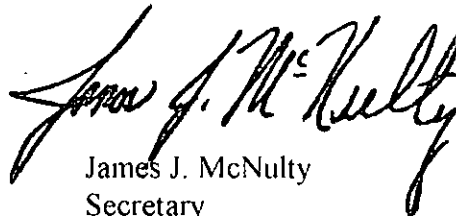
1. Form E, as evidence of bodily injury and property damage liability insurance.
2. A tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That the authority granted herein, to the extent that it duplicates authority now held by or subsequently granted to the applicant, shall not be construed as conferring more than one operating right.

IT IS FURTHER ORDERED: That upon compliance with the requirements hereinbefore set forth, a certificate shall issue evidencing the Commission's approval of the right to operate as above determined.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

BY THE COMMISSION,



James J. McNulty
Secretary

(SEAL)

ORDER ADOPTED: November 13, 2003

ORDER ENTERED: NOV 14 2003