

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

21 APR 9:31

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Executive Transportation
(Applicant/Transferee-Buyer)

for the approval of the transfer and to exercise the right

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

No. 102258, Folder No. 3, issued to

SUPER SENIOR TRANSPORT INC.
(Transferor - Seller)

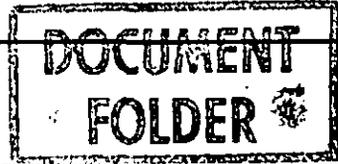
for transportation of Persons
(persons-household goods)

RECEIVED
01 FEB 16 PM 2:37
P.U.C.
SECRETARY'S BUREAU

SEE INSTRUCTIONS BEFORE COMPLETING APPLICATION

1. Executive Transportation Company
(full and correct name of applicant/transferee)

2. Luxury Sedan Service
(Trade name, if any)



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

on 7/2/92 (attach copy of stamped registration form).
(date)

DOCKETED
APR 04 2001

3. 1167 Newport news Dr
(Business street address)

(P.O. Box, if any)

Bensalem PA
(City) (County) (State)

19020 (215) 331-4660
(zip) (Telephone)

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

William Cassey
(Name) (Address)

(215) 348-7300
(Telephone)

A- 00109720, F-2
- 3 -

5. Any documents should be mailed

Transferee: Executive Transportation 1167 Newport News DR
(Name) Bansalem PA (Address) 19020

Transferor: _____
(Name) (Address)

6. Applicant DOES hold Pa. P.U.C. authority under Docket Number
(does or does not)

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

7. Applicant DOES NOT hold Interstate Commerce Commission authority at Docket No. _____
(does or does not)

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 PA

and qualified to do business in Pennsylvania by registering with the Secretary of the Commonwealth

on _____ (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 stockholder 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.

10. Applicant proposes to acquire PART of the operating rights now held by transferor. Attach sheet
(all or part)

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 _____

Transferee

STATEMENT OF FINANCIAL POSITION (Balance Sheet)
as of _____

ASSETS

Current Assets

| | | | | |
|--------------------------------|--|--|--|------------------|
| Cash | | | | <u>25,000.00</u> |
| Accounts Receivable | | | | <u>10,440.00</u> |
| Notes Receivable | | | | <u>10,500.00</u> |
| Other Current Assets (Specify) | | | | <u>45,940.00</u> |
| Total Current Assets | | | | |

Tangible Assets

| | | | | |
|---------------------------------|---|----------|---|-------------------|
| Land | | | | <u>0</u> |
| Motor Vehicle Equipment | | | | |
| Less: Accumulated Depreciation | - | | = | <u>194,138.86</u> |
| Buildings and Structures | | <u>0</u> | | |
| Less: Accumulated Depreciation | - | | = | <u>0</u> |
| Investments and Funds (Specify) | | | | |
| Intangible Assets | | | | |
| Other Assets | | | | <u>16,564.89</u> |
| TOTAL ASSETS | | | | <u>210,703.75</u> |

LIABILITIES

Current Liabilities (liabilities due within one year)

| | | | | |
|-------------------------------------|--|--|--|------------------|
| Accounts Payable | | | | <u>31,720.96</u> |
| Notes Payable | | | | |
| Equipment Obligations | | | | |
| Other liabilities (attach schedule) | | | | |
| Total Current liabilities | | | | |

Long Term Liabilities (liabilities due within one year)

| | | | | |
|-------------------------------------|--|--|--|-------------------|
| Accounts Payable | | | | |
| Notes Payable | | | | |
| Equipment Obligations | | | | <u>108,012.00</u> |
| Other liabilities (attach schedule) | | | | |
| TOTAL LIABILITIES | | | | <u>139,732.96</u> |

OWNER'S EQUITY (corporation only)

| | | | | |
|-----------------------------|---|------------------|---|------------------|
| Capital Stock | | | | <u>11,100.00</u> |
| Additional paid-in captial | | | | |
| Retained Earnings | | <u>29,948.59</u> | | |
| Less: Treasury Stock | - | <u>0</u> | = | <u>29,948.59</u> |
| TOTAL OWNER'S EQUITY | | | | |

Total Liabilities & Owner's Equity

NET WORTH (Partnerships & Individuals): Total assets
minuse Total liabilities

20,048.59

12a. The following must be attached:

- Sales Agreement.
- List of equipment to be used to render service. (summarize by type)
- Operating authority to be transferred/retained.
- Statement of Financial Condition.
- Statement of unpaid business debts of transferor and how they will be satisfied.
- Statement of safety program.
- Statement of transferee's experience.

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

- Partnership Agreement.
- Trade Name registration certificate.
- Certificate of Incorporation. (Pa. Corporation only).
- Certificate of Authority. (Foreign (out-of-state) Corporation only).
- Statement of Corporate charter purpose. (Corporations only)
- List of Corporate officers and stockholders. (corporation only)
- Copy of short form certificate showing date of death of transferor and name of executor administrator/administratrix.

13. Transferor attests that all general assessments and fines are paid, 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.

Transferee sign here:

(each partner must sign)

(Date)

(Corporate Seal)

Transferor sign here:

(Corporate Seal)

QUESTION 10: OPERATING AUTHORITY

To transport, as a common carrier, persons, in paratransit service, between points in the city and county of Philadelphia.

RECEIVED

01 FEB 16 PM 2:37

M.P.U.C.
SECRETARY'S BUREAU

VERIFICATION OF APPLICATION

I/We hereby state that the statements made in the application are true and correct to the best of my/our knowledge, information belief.

The undersigned understand(s) that false statements herein are made subject to the penalties of 18 Pa. C. S. Section 4904 relating to unsworn falsification to authorities.

TRANSFEROR (SELLER)

| | | |
|--------------|-------------|--------|
| (Print Name) | (Signature) | (Date) |
| (Print Name) | (Signature) | (Date) |
| (Print Name) | (Signature) | (Date) |

RECEIVED
 0 FEB 16 PM 2:37
 SECRETARY'S BUREAU

TRANSFeree (BUYER)

| | | |
|--------------|-------------|--------|
| (Print Name) | (Signature) | (Date) |
| (Print Name) | (Signature) | (Date) |
| (Print Name) | (Signature) | (Date) |

This section must be completed by a representative of the transferor and transferee, if a sole - proprietor by the individual; by all partners, if a partnership; or by the President or Secretary if a corporation.

Transferee

STATEMENT OF FINANCIAL CONDITION

Income Statement

for the 12-month period ending _____

REVENUE and GAINS

| | |
|--|------------|
| Operating Revenue | 269,247.51 |
| Net Revenue from non-carrier operation | |
| Dividend and interest revenues | |
| Other non-operating revenue | |
| Gains | |
| Total Revenue and Gains | |

EXPENSES

| | |
|--|-----------|
| Equipment maintenance and Garage Expense | 85,552.29 |
| Insurance Expense | 95,985.15 |
| Employee salaries | |
| Supervisory Salaries | 31,200.00 |
| Officer Salaries | 41,600.00 |
| Fuel Expense | 0 |
| Purchased Transportation (Lease Expense) | 58,867.89 |
| Materials and Supplies Expense | 411.05 |
| General Office Expense | 842.85 |
| Advertising Expense | 4007.23 |
| Telephone Expense | 641.69 |
| Accounting Expense | 1,200.00 |
| Legal Expense | 10,345.50 |
| Uncollectible Revenue | |
| Depreciation Expense | |
| Amortization | |
| Operating Taxes and Licenses | 10,207.00 |
| Rent Expense | |
| Loss | |

Total Operating Expenses and Losses

| | |
|----------------------------|-----------|
| Net Income before Taxes | 42,536.24 |
| Provision for Income Taxes | |
| Net Income (Loss) | |

The authority to be transferred has been operated by the transferor, therefore, it is presumed that there is a continuing need, which may be overcome only by evidence to the contrary. In re: Byerly, 440 Pa. 521 (1970); Hostetter v. Pa. P.U.C., 160 Super. Ct. 94 (1947) Since the record is void of any such evidence, this presumption of continuing public need applies in this transfer proceeding.

We Find:

1. The applicant is fit, willing and able to provide the service proposed.
2. Transfer of the authority is in the public interest and is necessary for the continued accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the transfer application be and is hereby approved and that a certificate be issued granting the following right:

To transport, as a common carrier, persons in paratransit service, between points in the city and county of Philadelphia.

subject to the following general conditions:

1. 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.
2. That the approval hereby given is not to be understood as committing the Commission, in any proceeding 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 the applicant, or to approve or prescribe rates sufficient to yield a return thereon.
3. That the applicant record in its Utility Account 1321 - Franchises, the actual cost of such rights recorded by the original holder thereof.

Invoice, no. 102258

Bill of Sale

Bartrum Labowitz ("Seller"), does hereby sell, assign and transfer to Executive Transportation ("Buyer") of 1167 Newport Mews Dr., Bensalem, PA 19020, the following property:

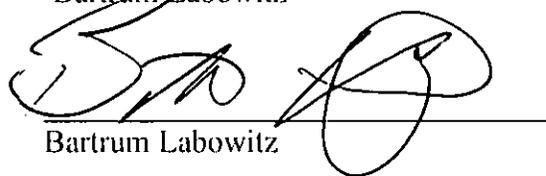
1. PROPERTY: Para Transit Authority (Identification number-PA P.U.C. A# 00102258, Folder 3)
Amount \$14,400.00

For a total amount of \$14,400.00

The Seller warrants that the property is being transferred to the Buyer free and clear of any liens and encumbrances.

This transfer is effective as of October 29, 1999.

By

Bartrum Labowitz

Bartrum Labowitz

By

Executive Transportation

Joseph McQuillan Jr,
President

RECEIVED
01 FEB 16 PM 2:37
PA.U.C.
SECRETARY'S BUREAU

Microfilm Number 9168-1442
Entity Number 2057391

Filed with the Department of State on OCT 25 1991
Robert M. Hunt
Deputy 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)
- Professional (15 Pa. C.S. § 2903)
- Business-nonstock (15 Pa. C.S. § 2102)
- Management (15 Pa. C.S. § 2701)
- Business-statutory close (15 Pa. C.S. § 2304a is applicable)
- Cooperative (15 Pa. C.S. § 7701)

1. The name of the corporation is: Executive Transportation Company

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

2. The address of this corporation's initial (a) registered office in this Commonwealth or (b) commercial registered office provider and the county of venue is:

(a) 1167 Newport Mews Drive Bensalem PA 19020 Bucks
Number and Street City State Zip County

(b) NA
Name of Commercial Registered Office Provider County

For a corporation represented by a commercial registered office provider, the county in (b) shall be deemed the county in which the corporation is located for venue and official publication purposes.

3. The aggregate number of shares authorized is: 100,000 (other provisions, if any, attach 8 1/2 x 11 sheet)

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

| Name | Address | Signature | Date |
|-----------------------------|---|-----------------------------|-----------------|
| <u>Mary Ellen McQuillan</u> | <u>1167 Newport Mews Dr. Bensalem, PA 19020</u> | <u>Mary Ellen McQuillan</u> | <u>10/15/91</u> |

5. The specified effective date, if any, is: 10 10 91
month day year hour, if any

6. Any additional provisions of the articles, if any, attach an 8 1/2 x 11 sheet.

7. Statutory close corporation only: Neither the corporation nor any shareholder shall make an offering of any of its shares of any class that would constitute a "Public Offering" within the meaning of the Securities Act of 1933 (15U.S.C. § 77A et seq.).

8. Business cooperative corporations only: (Complete and strike out inapplicable term) The common bond of membership among its members/shareholders is: _____

Microfilm Number

Filed with the Department of State on JUL 02 1992

Entity Number

20971041

[Handwritten Signature]

Secretary of the Commonwealth

APPLICATION FOR REGISTRATION OF FICTITIOUS NAME

DSCB:54-311 (Rev 89)

In compliance with the requirements of 54 Pa. C.S. § 311 (relating to registration), the undersigned entity(ies) desiring to register a fictitious name under 54 Pa. C.S. Ch. 3 (relating to fictitious names), hereby state(s) that:

1. The fictitious name is: LUXURY SEERAN SERVICE

2. The address, including street and number, if any, of the principal place of business is: (P.C. Box alone is not acceptable)

1167 NEWPORT MEWS DR Bensalem, PA 19020 Backs
Number and Street City State Zip County

3. A brief statement of the character or nature of the business is: TRANSPORTATION of PERSONS & PROPERTY

4. The name and address, including street and number, if any, of individual(s) interested in the business is(are):

Name Street and Number City State Zip

5. With respect to each entity, other than an individual, interested in such business is (are):

| Name | Form of Entity | Organizing Jurisdiction | Juris. Address | PA Registered Office, if any |
|-------------------------------------|--------------------|-------------------------|-----------------------------|------------------------------|
| <u>EXECUTIVE TRANSPORTATION CO.</u> | <u>corporation</u> | <u>PA.</u> | <u>1167 Newport Mews Dr</u> | <u>Bensalem, PA 19020</u> |

6. The applicant is familiar with the provisions of 54 Pa. C.S. § 332 (relating to effect of registration) and understands that filing Fictitious Names Act does not create any exclusive or other right in the fictitious name.

7. Optional: The name(s) of the agent(s), if any, one of whom is authorized to execute amendments to, withdrawals from or cancellation of this registration in behalf of all then existing parties to the registration, is (are): Gregory S. Gellings

IN TESTIMONY WHEREOF, the undersigned have caused this registration to be executed this 6/23/92 day of July, 1992.

(Individual Signature)

[Handwritten Signature]
(Individual Signature)

(Individual Signature)

(Individual Signature)

(Name of Entity)

Executive Transportation Co.
(Name of Entity)

BY:

Joseph A. McQuillan III
THE President

Super Senior Transport, Inc.

December 20, 2000

Pennsylvania Public Utility Commission
Harrisburg, PA

To Whom It May Concern:

There are no outstanding debts against the rights of A00102258 Folder 3.

Sincerely,



Bartrum Labowitz
President

**Executive Transportation, Inc.
T/A Luxury Sedan Service**

1167 Newport Mews Dr.
Bensalem, PA 19020
215-333-1111

December 20, 2000

Pennsylvania Public Utility Commission
Harrisburg, PA

To Whom It May Concern:

We have been servicing the general public with their transportation needs since October of 1991. We served as a subcontractor of paratransit services in the year of 1992.

Sincerely,

Joseph A McQuillan, Jr
President

Executive Transportation, Inc.
T/A Luxury Sedan Service

1167 Newport Mews Dr.
Bensalem, PA 19020
215-333-1111

December 20, 2000

Pennsylvania Public Utility Commission
Harrisburg, PA

To Whom It May Concern:

Our intention is to institute a safety program as outlined by the National Safety Highway program.

Sincerely,

Joseph A McQuillan, Jr
President

Executive Transportation, Inc.
T/A Luxury Sedan Service

1167 Newport Mews Dr.
Bensalem, PA 19020
215-333-1111

December 20, 2000

Pennsylvania Public Utility Commission
Harrisburg, PA

To Whom It May Concern:

Our intentions are to use Lincoln Town Cars to render service to the paratransit patrons. At a future date to purchase multiple vans.

Sincerely,

Joseph A McQuilla, Jr
President



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

IN REPLY PLEASE
REFER TO OUR FILE

April 19, 2001

EXECUTIVE TRANSPORTATION COMPANY
167 NEWPORT MEWS DR
BENSALEM PA 19020

In Re: A-00109726, F.2 – Application of Executive Transportation Company, t/d/b/a Luxury Sedan Service.

To Whom It May Concern:

The Application cited above has been captioned as attached and will be submitted for review providing no protests are filed on or before May 14, 2001. If protests are filed, you will be advised as to further proceedings.

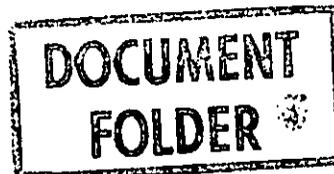
You are further advised that the above application will be published in the Pennsylvania Bulletin of April 21, 2001.

Very Truly Yours,

David Ehrhart, Application Spec.
Compliance Office -- Technical Unit
Bureau of Transportation and Safety

✓ Cc: Document Folder

DOCKETED
APR 19 2001



A-00109726, Folder 2 EXECUTIVE TRANSPORTATION COMPANY, T/D/B/A LUXURY
SEDAN SERVICE (167 Newport Mews Drive, Bensalem, Bucks County, PA 19020), a
corporation of the Commonwealth of Pennsylvania - additional right - persons in paratransit
service, between points in the city and county of Philadelphia; which is to be a transfer of the
rights authorized under the certificate issued at A-00102258, F. 3 to Super Senior Transport, Inc.,
subject to the same limitations and conditions.

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

Published in Pennsylvania Bulletin

APR 21 2001

**BUREAU OF TRANSPORTATION AND SAFETY
COMMON CARRIER
April, 01**

A-00109726
F. 2

Application of Executive Transportation Company, t/d/b/a Luxury Sedan Service, 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 city and county of Philadelphia; which is to be a transfer of the rights authorized under the certificate issued at A-00102258, F. 3 to Super Senior Transport, Inc., subject to the same limitations and conditions.

DEE:dk

4/11/01

Application Received: 02/16/01

Application Docketed: 04/04/01

Protests due

MAY 14 2001