

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Tyran Wheaton : Commission Docket No.
t/a En Route Medical Transport :
for the right to transport : A-2015-2511414
as a common carrier, by motor vehicle, :
persons in paratransit service :

PROTEST OF AMIGO CAB, LLC

AND NOW, comes Amigo Cab, LLC. ("Protestant"), by and through its undersigned counsel, and pursuant to 52 Pa. Code § 3.381, files this Protest to the Application of Tyran Wheaton t/a En Route Medical Transport ("Applicant") for authority to provide paratransit service. In support thereof, Protestant submits the following:

1. The name and address of Protestant are:

Amigo Cab, LLC.
2304 Walnut Street
Harrisburg, PA 17103

2. The name and address of Protestant's attorney are:

John W. Sweet, Esq.
620 South 13th Street
Harrisburg, PA 17103

3. Applicant has filed an Application with the Public Utility Commission (the "Commission") for the right to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Berks, Bucks, Chester, Delaware, Lancaster, Lehigh, Montgomery, Northampton and Philadelphia, to points in Pennsylvania, and return.

4. Protestant has a pending application for authority of the Commission in potential conflict with the authority sought by Applicant. Protestant's authority is at Docket No. A-2015-2475776.

5. Protestant submits that there is no need for the proposed service, thus approval of this application will not serve a useful public purpose or need, but will duplicate already existing service to the detriment of existing carriers.

6. Applicant failed to attach any financial information to its application that would indicate Applicant's financial fitness, thus Protestant believes and therefore avers that Applicant does not possess the requisite financial fitness to provide the proposed service.

7. Applicant failed to attach information to its application that would indicate how Applicant intends to operate, thus Protestant believes and therefore avers that Applicant does not possess the requisite technical fitness to provide the proposed service.

8. Applicant has submitted no evidence indicating that Applicant can meet the criteria in 52 Pa. Code § 41.14, thus approval of the Application is not necessary or proper for the service, accommodation, convenience, or safety of the public and would be contrary to public interest.

9. Protestant submits that entry of a new carrier would endanger or impair the operations of existing carrier to an extent that, on balance, the granting of authority would be contrary to public interest.


10. A restrictive amendment removing the Counties of Berks and Lancaster would protect Protestant's interest and result in a withdrawal of the protest.

11. Regarding any hearing on this matter, pursuant to Pennsylvania Public Utility Code 66 Pa. C.S. § 333(c), demand is made upon Applicant to furnish to Protestant's counsel a list of the names and addresses of any witnesses, along with names and addresses of any entity that the witnesses may represent and the subject matter of the witness's testimony. This is a continuing request and is applicable to all witnesses to be called.

WHEREFORE, Protestant, Amigo Cab, LLC respectfully requests that this Honorable Commission deny the application of Tyran Wheaton t/a En Route Medical Transport.

Dated: 12/7/15

Respectfully submitted,



John W. Sweet, Esq.
620 South 13th Street
Harrisburg, PA 17104
Counsel for Amigo Cab, LLC

VERIFICATION

I, Maher S. Ahmed, Business Manager of Amigo Cab, LLC, hereby verify that the statements made in the foregoing ***Protest*** are true and correct to the best of my knowledge, information and belief. I understand that the statements in the foregoing document are made subject to the penalties of 18 Pa.C.S. §4909 relating to unsworn falsification to authorities.

12/7/15

Date



Maher S. Ahmed, "Mark Saber"
Amigo Cab, LLC
2304 Walnut Street
Harrisburg, PA 17103

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing **Protest** by placing a true and correct copy thereof in the United States Mail, first class postage prepaid, addressed as follows:

VIA U.S. MAIL:

Tyran Wheaton t/a En Route Medical Transport
5453 Garfield Avenue
Pennsauken, NJ 08109

Dated: _____

12/7/15



John W. Sweet, Esq.
620 South 13th Street
Harrisburg, PA 17104
Counsel for Amigo Cab, LLC

NOTICE OF APPLICATION FOR MOTOR CARRIER AUTHORITY
PENDING BEFORE THE PENNSYLVANIA PUBLIC UTILITY
COMMISSION

DOCKET: A-2015-2475776

APPLICANT: Amigo Cab, LLC

DATE FILED: March 16, 2015

TERRITORY: Berks and Lancaster Counties, PA

STATUS: Pending