

THE
CUMMINGS
LAW FIRM



ATTORNEY AT LAW

Eric E. Cummings
110 N. Second Street
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Clearfield, PA 16830
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December 3, 2015

Rosemary Chiavetta, Secretary
PENNSYLVANIA PUBLIC UTILITY COMMISSION
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

RE: Lehigh Hauling, LLC

Dear Secretary Chiavetta:

I am transmitting herewith the original and one (1) copy of the Application for Motor Common Carrier of Property being filed on behalf of Lehigh Hauling, LLC.

Also enclosed is a filing fee check in the amount of One Hundred (\$100.00) Dollars, made payable to the "Commonwealth of Pennsylvania".

Finally, I have provided list of names, titles and addresses of all members of the limited liability company, and your PA Corporation Bureau Entity ID number.

If anything further is needed to complete this Application, please contact my office immediately. Thank you for your assistance in this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Eric E. Cummings". The signature is stylized and somewhat cursive.

Eric E. Cummings, Esquire

EEC/sms

Enclosures: Application
Check (\$100.00)
LLC Membership List

cc: Lehigh Hauling, LLC

RECEIVED
2015 DEC -7 AM 10:44
PA P.U.C.
SECRETARY'S BUREAU

Secretary
Pennsylvania Public Utility Commission
400 North Street, Second Floor
Harrisburg, PA 17120
(717) 772-7777
www.puc.pa.gov

Revised 7/9/15

RECEIVED
2015 DEC -7 AM 10:44
PA P.U.C.
SECRETARY'S BUREAU

Application for Motor Common Carrier of Property

THIS APPLICATION IS REQUIRED TO REQUEST A CERTIFICATE OF PUBLIC CONVENIENCE TO OPERATE AS A COMMERCIAL CARRIER OF PROPERTY FOR COMPENSATION BETWEEN POINTS IN PENNSYLVANIA.

1. **Legal Name of Applicant** (Individual, Partnership or Corporation)

Lehigh Hauling, LLC

- If you are an individual who has not formed any type of corporate entity, you should enter your name **as it will appear on your insurance documents**.
- If you are filing for a partnership, but **not a limited liability partnership**, the names of all partners must be entered on this line. Those names should be entered **as they will appear on your insurance documents**. This includes husbands and wives filing jointly.
- If you are filing for a corporate entity (corporation, limited liability company, or limited liability partnership), **even if you are the sole shareholder member**, you must enter the name **exactly as it appears on the registration papers from the Corporation Bureau of the Pennsylvania Department of State**.

2. **Trade Name** (Attach a copy of fictitious name registration if applicable)

This is any name which you will be operating under which differs from the **LEGAL NAME OF APPLICANT**. A **TRADE NAME** is considered a **FICTITIOUS NAME** if the identity of the applicant cannot be readily determined. *EXAMPLE: John Doe is the applicant and wants to use the name "Johnboy Trucking" as his trade name. People cannot readily determine that John Doe is the actual operator; therefore, the name is fictitious and must be registered as such. Trade names such as "John Doe Trucking" or "J. Doe Trucking" are not considered fictitious and would not have to be registered.*

3. **Do you currently hold PA PUC Authority?** **NO** **Previous Authority?** **NO**

If yes, at PUC No. A- _____

4. **Are you a business entity registered with the PA Department of State?** **NO**
If No, you must first register (see checklist)

If Yes, provide your **PA Corporation Bureau Entity ID Number** 47-4941094

(see checklist and indicate type of business entity registered) **Entity ID Number:** 6292349

Entity Type: Limited Liability Company

5. **Physical Address** (do not use post office box)

1233 E. Broad Street
Street Address

Tamaqua, PA 18252
City, State and Zip Code

570-668-9060 Telephone Number Schuylkill County

The address entered here should reflect the actual location of the business. This is the address the Commission needs in order to dispatch Enforcement Officers to inspect equipment.

6. **Mailing Address** (if different from Physical Address)

Same as Above
Street Address

City, State and Zip Code

This is the address to which the Commission will send all official documents issued by the Commission. If left blank, it will be assumed that the **MAILING ADDRESS** is the same as the **PHYSICAL ADDRESS**.

7. **Attorney** (if applicable)

Eric E. Cummings, Esquire (814) 765-9611
Attorney's Name & Telephone Number for this Filing

110 N. Second Street, Clearfield, PA 16830
Attorney's Address

An attorney's name should only be entered if an attorney is filing the application for a client and the application is being sent under the attorney's cover letter.

8. **Do you hold interstate operating authority?**

No Yes, at No. _____

9. **What type of commodities do you intend to transport?**

Coal, Waste Coal, Ash, Earth, Crushed Stone

10. **Certification:**

Applicant certifies that it is not now engaged in unauthorized intrastate transportation for compensation between points in Pennsylvania and will not engage in said transportation unless and until authorization is received from the Pennsylvania Public Utility Commission:

Applicant further certifies that it understands the requirements of the Pennsylvania Public Utility Commission, especially as they relate to safety and insurance and that it may be subject to civil penalties, suspension or cancellation of the Certificate for failure to comply with Commission requirements.


Applicant further certifies that it understands that it is subject to an annual assessment based upon its reported gross Pennsylvania intrastate revenues; said assessment to help defray expenses incurred in regulating Motor Common Carriers of Property; and acknowledges that failure to report revenue and pay its annual assessment may result in civil penalties, suspension or cancellation of the certificate.

Verification of Application

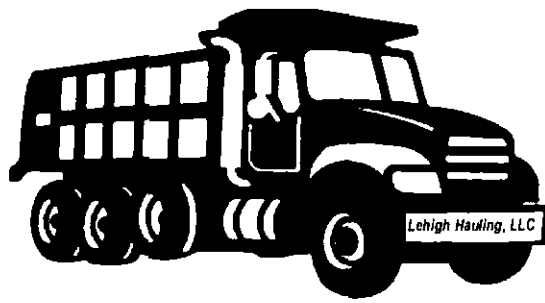
I/We hereby state that the statement(s) made in this application is/are true and correct to the best of my/our knowledge and belief.

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

DOUGLAS TOPKIS
(Print Name)

 11-19-15
(Signature) (Date)

The verification of the application must be completed by the applicant appearing on Line 1 of the application by the named individual, all partners if a partnership, a member (if a limited liability company), or by the President or Secretary (if a corporation).



Lehigh Hauling, LLC

1233 East Broad Street
Tamaqua, PA 18252

Phone 570-668-9060
Fax 570-668-9065

MEMBERS

PA CORPORATION BUREAU ENTITY ID #6292349

MEMBERS:

2011 JLK Investment Trust f/b/o Jud Kroh
11 Lloyd Avenue, Suite 200
Latrobe, PA 15650

2011 AHK Investment Trust f/b/o Abigail Kroh
11 Lloyd Avenue, Suite 200
Latrobe, PA 15650

2011 ZSK Investment Trust f/b/o Zach Kroh
11 Lloyd Avenue, Suite 200
Latrobe, PA 15650

2011 DSK Investment Trust f/b/o Scott Kroh and Issue
11 Lloyd Avenue, Suite 200
Latrobe, PA 15650

Lippe 2012 Family Trust
15563 Estancia Lane
Wellington, FL 33414

2005 Kirmar Trust, utd May 17, 2005
975 Georges Station Road
Greensburg, PA 15601

Bruce E. Toll, Individually
Toll Brothers, Inc.
250 Gibraltar Road
Horsham, PA 19044

MANAGER:

Douglas Topkis, Individually
1233 E. Broad Street
Tamaqua, PA 18252

Law Offices
KOERBER & CUMMINGS, LLC
ATTORNEYS - AT - LAW
110 NORTH SECOND STREET
P. O. Box 1320
CLEARFIELD, PENNSYLVANIA 16830

JOHNSTOWN, PA 159

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Rosemary Chiavetta, Secretary
PENNSYLVANIA PUBLIC UTILITY
COMMISSION
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

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