





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

IN REPLY PLEASE  
REFER TO OUR FILE

November 4, 1996

<A-00109681>  
A-00109681C9601

BRIAN C. HINKLEY  
HALLSTEAD PLAZA  
P O BOX 901  
HALLSTEAD PA 18822

JAF

Pennsylvania Public Utility Commission  
vs  
Brian C. Hinkley

To Whom It May Concern:

This is to advise you that an Order has been adopted by the Commission in Public Meeting on November 1, 1996 in the above entitled proceeding.

An Order has been enclosed for you records.

Very truly yours,

John G. Alford  
Secretary

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cert. Mail

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FOLDER

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17105-3265

Public Meeting held November 1, 1996

Commissioners Present:

John M. Quain, Chairman  
Lisa Crutchfield, Vice-Chairman  
John Hanger  
David W. Rolka  
Robert K. Bloom

Pennsylvania Public Utility Commission

~~A-00109681~~  
A-00109681C9601

v.

Brian C. Hinkley  
Hallstead Plaza  
P.O. Box 901  
Hallstead, PA 18822

O R D E R

BY THE COMMISSION:

On May 24, 1996, the Bureau of Transportation and Safety instituted a complaint at A-00109681C9601 against Brian C. Hinkley, respondent, alleging that he failed to maintain evidence of bodily injury and property damage liability insurance and cargo insurance on file with this Commission.

Respondent was duly notified that, if an answer was filed which admitted or failed to deny the allegations in the complaint, the Bureau of Transportation and Safety would request the Commission to enter an order revoking his certificate of public convenience.

On June 17, 1996, respondent filed an answer to the complaint which denied the allegations contained therein. Respondent averred that he has sold his business, including all tangible assets, and has, or will be, filing a transfer application with this Commission.

By letter dated July 12, 1996, the Insurance Section of the Bureau of Transportation and Safety acknowledged receipt of respondent's answer to the complaint and stated that, unless a transfer application is received by this Commission within twenty (20) days of the date of said letter, this Commission would have no recourse but to cancel respondent's certificate of public convenience at Docket No. A-00109681. The July 12, 1996, letter was sent to respondent by certified mail and was received and signed for by respondent on July 18, 1996.

Upon review of Commission files, the following conditions currently exist:

- (a) To date, respondent has failed to file evidence of bodily injury and property damage liability insurance and cargo insurance with this Commission.
- (b) To date, respondent has failed to file a transfer application with this Commission.
- (c) To date, respondent has failed to file with this Commission, a request for the voluntary suspension of his operating rights.
- (d) To date, respondent has failed to respond to the July 12, 1996, letter.

It appears that no useful purpose would be served by scheduling a hearing before an administrative law judge.

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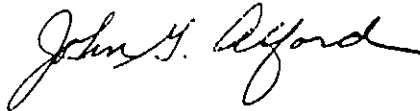
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THEREFORE, IT IS ORDERED:

1. That the complaint is sustained.
2. That the certificate of public convenience held by Brian Hinkley at Docket No. A-00109681 is hereby revoked without prejudice of respondent's right to file a new application.
3. That respondent cease and desist from further violation of the Public Utility Code, 66 Pa. C.S. §§101, et seq., and the regulations of this Commission, 52 Pa. Code §§1.1, et seq. In view of the cancellation of respondent's certificate of public convenience, he is specifically prohibited from rendering service as a common carrier by motor vehicle in intrastate commerce in the Commonwealth of Pennsylvania.

BY THE COMMISSION,



John G. Alford  
Secretary

(SEAL)

ORDER ADOPTED: November 1, 1996

ORDER ENTERED: NOV 04 1996