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April 7, 1993

Office of the Secretary (Filing Unit)
Pennsylvania Public Utility Commission
P.O. Box 3265, North Office Building B-18
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Re: PENNSYLVANIA PUBLIC UTILITY COMMISSION :
 : DOCKET NO.
 :
 v. :
 : A-00109534 F.6000
 :
 JOYCO, INC. t/d/b/a RAPID DELIVERY :

To the Secretary:

Enclosed for filing is the original and nine (9) copies
of

EXCEPTIONS BY APPLICANT TO TENTATIVE DECISION
DENYING GRANT OF EMERGENCY TEMPORARY
AUTHORITY

in the above-captioned matter.

Kindly acknowledge receipt on the enclosed extra copy
of this letter and return same in the self-addressed envelope
provided.

Sincerely,



LOUIS J. CARTER
Attorney for Applicant
Joyco, Inc. t/d/b/a
Rapid Delivery

DOCUMENT
FOLDER

LJC/kmd

(RpdLtrPU.315)

Enclosure: As above

cc: Joyco, Inc. t/d/b/a Rapid Delivery, Attn: H. Wool (w/encl)
H. Kirk House, Assistant Counsel (w/encl)
Bureau of Transportation (w/encl)
Arthur Liebersohn, Trustee

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ORIGINAL

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

APPLICATION OF : DOCKET NO.
JOYCO, INC. t/d/b/a RAPID DELIVERY : A-00109534, F.6000

a Corporation of the Commonwealth of Pennsylvania,
for emergency temporary authority to operate the
common carrier rights of Chariots of Fire Messenger
& Delivery Service, Inc., a corporation of the
Commonwealth of Pennsylvania, under the certificate
issued at A-00107486, pending disposition of the
application for transfer of the authority.

EXCEPTIONS BY APPLICANT TO TENTATIVE DECISION
DENYING GRANT OF EMERGENCY TEMPORARY AUTHORITY

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Attorney for Joyco, Inc.
t/d/b/a Rapid Delivery

Dated: April 7, 1993

DOCUMENT
FOLDER

EXCEPTIONS BY APPLICANT TO TENTATIVE DECISION
DENYING GRANT OF EMERGENCY TEMPORARY AUTHORITY

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

APPLICATION OF : DOCKET NO.
JOYCO, INC. t/d/b/a RAPID DELIVERY : A.00109534 F.6000

EXCEPTIONS BY APPLICANT TO TENTATIVE DECISION
DENYING GRANT OF EMERGENCY TEMPORARY AUTHORITY

AND NOW this 7th day of April 1993 comes the Applicant JOYCO, INC. t/d/b/a RAPID DELIVERY hereinafter ("Rapid") by its counsel, Louis J. Carter, Esq., and files these exceptions to the Commission's Tentative Decision entered March 18, 1993 which denied the grant of emergency temporary authority. Applicant submits the following exceptions and arguments in support thereof and the Statement of Bankruptcy Trustee in Support of these Exceptions.

PRELIMINARY STATEMENT

In summary, these exceptions argue that the Tentative Decision is in conflict with past precedents of the courts and the Commission, its rules and established doctrines in that it did not apply the standards set forth in (i) the Fischer-Hughes application case of the transfer from a bankrupt estate; (ii) the Massaro application of previously uncertificated carrier; and

(iii) the several cases of Pyle Corporation and others where the Commission approved ETAs to serve the convenience of the applicant in mergers and reorganizations without regard to shippers' needs.

BACKGROUND

A statement of the application appears in the Tentative Decision, in pertinent part, as follows:

BY THE COMMISSION:

This matter comes before the commission as application for emergency temporary authority filed February 9, 1993. The applicant has filed for temporary authority and for transfer of all of the authority held by Chariots of Fire Messenger & Delivery Service, Inc. [hereinafter referred to as Chariots or Chariots of Fire]

Joyco, Inc. t/d/b/a Rapid Delivery, is a currently certificated carrier domiciled in the city and county of Philadelphia. It holds authority to transport, as a Class B carrier, property between points in the city and county of Philadelphia including the 69th Street area. It now seeks to begin operating the rights held by Chariots of Fire Messenger & Delivery Service, Inc., pending disposition of the transfer application.

Chariots of Fire Messenger & Delivery Service, Inc., filed a voluntary petition under Chapter 7 of the Bankruptcy Code on June 19, 1992 and an order for relief was entered thereon and said case is pending in the United States Bankruptcy Court for the Eastern District of Pennsylvania. The applicant for emergency temporary authority has entered into an agreement to purchase the rights of Chariots of Fire Messenger & Delivery Service, Inc. for a total consideration of \$20,000. The Bankruptcy Court has approved the transaction pursuant to the applicable provisions of the Bankruptcy Code by

order of Bankruptcy Judge David A. Scholl on November 19, 1992. (Tentative Decision pg. 1 adopted March 11, 1993 and entered March 18, 1993)

EXCEPTIONS

1. The Contractual Obligation to the Bankrupt Estate was Ignored in Reaching the Tentative Decision

The foregoing history of the case omits a crucial fact, namely, that the trustee in bankruptcy placed a condition in the Agreement to Purchase PA PUC Operating Authority viz. that the applicant file an application for emergency or temporary authority.*/

It reads in pertinent part as follows:

"4.2 It shall be a condition of this agreement that BUYER will promptly file with the PUC application seeking emergency and regular temporary authority for BUYER to operate rights of SELLER pending action on the permanent application by the PUC."

(Agreement to Purchase PA PUC Operating Authority (from trustee in bankruptcy) dated 10th day of January 1993 between Arthur P. Liebersohn, Trustee for the Estate of Chariots of Fire Messenger & Delivery Service, Inc. and Joyco, Inc. t/a Rapid Delivery Service.)**/

*/The agreement with the trustee was filed with the Commission as Exhibit 12a-1 to the application for Permanent Authority which was filed with the application for Emergency Temporary Authority and Temporary Authority.

**/The applicant's name is misstated in the agreement as "Rapid Delivery Service, Inc." which was the predecessor's name. The buyer and applicant's proper name is "Joyco, Inc. t/d/b/a Rapid Delivery".

2. The Tentative Decision Is Contrary to the Commission's Decision in Fischer-Hughes where the Right to Acquire the Bankrupt's Rights Required the Transferee to Apply for Emergency Temporary Authority.

The Commission's Tentative Decision sets forth the general requirement of an immediate transportation need applicable to the grant of emergency or temporary authority, however it fails to apply that portion of the Commission's rules which provides that notwithstanding no evidence of immediate need the grant of TA or ETA is permitted if it is determined that there is a substantial benefit to be derived from the initiation of a competitive service. See PUC Rule of Admn. Practice & Procedure Sec. 3.384(b)(2).

This exception allowing for the grant of emergency temporary authority has been followed in a series of cases primarily in cases involving transfers due to bankruptcy, divestiture, merger, illness of transferor and year-end tax plans.

The most recent case is Fischer-Hughes of Allentown, Inc.'s ETA application at Docket A-00110545, F.6000 where the condition of the agreement with the bankrupt estate required the applicant to obtain temporary authority from the Commission. The Commission there ordered that, in accordance with the bankruptcy court's requirements, to apply for temporary authority. See "Application of Fischer-Hughes of Allentown, Inc., for emergency

temporary authority for transfer of the authority of Bair & Blaine Enterprises, Inc. t/d/b/a Diehl Storage Co. at A-00108845.", Docket No. A-00110545, F.6000. (adopted & entered November 13, 1992)

In the case at bar, the trustee in the Agreement to Purchase (made in accordance with the court's approval) required the applicant to apply for emergency temporary authority to insure service to the public and provide funds for the bankrupt estate.

The facts of this case are even stronger than those of the Fischer-Hughes case. There the applicant did not have a warehouse, or an office or terminal facilities for the operation of the rights being acquired or drivers and other personnel. All were to be acquired in the future. In addition, the staff did not require evidence of immediate need from public customers.

In this case, applicant Joyco, Inc. being presently certificated has the necessary office, terminal and drivers and does not have to do anything in the future in order to immediately serve the public waiting for this service.

On October 6, 1986, the Commission granted ETA authority to Metro Transportation Co. to allow purchasers to operate independently of Metro. There the staff was negotiating

to remove objections of secured creditors in a complaint proceeding in the Bankruptcy Court. The ETAs were extended an additional 90 days for the benefit of the Metro transferor.

The rights of the individual taxicab purchasers certainly deserve no higher priority than the rights of the purchaser-applicant in this case and should be given the same opportunity to commence service and begin to earn income to meet their obligations.

3. ETA Precedents in Transfer Cases other than Transfers from Bankrupt Estates-the Issue of need not Considered Determinative

The Commission has for many years granted ETAs in other than bankruptcy cases for a variety of reasons. In those discussed below, the requirement of proof of immediate need by shippers has been subsumed in the necessity to meet other aspects of the situation.

On May 21, 1992, in the case of the Application of the Pyle Corporation t/d/b/a A. Duie Pyle, Inc. at A.107226, F.002 the Commission granted the transferee emergency temporary authority because the transferor was ill and did not desire to continue active involvement in the business, wanted to reduce his work load and curtail his activities. The transferor had insufficient funds to relicense the fleet upon expiration of the current

licenses. Under those facts, the Commission granted emergency temporary authority.

In All American Moving Systems, Inc. application for emergency temporary authority at A.106545, F.600, the transferor was ill and unable to continue to operate the company which was in the business of transporting household goods and related commodities. Notwithstanding the fact that type of service is intermittent and notwithstanding the fact that the bulk of the transferor's service was not in the household goods business but in the transportation of frozen food and there was no evidence of refrigeration equipment nonetheless the Commission granted emergency temporary authority in that case.

In this case, the transferor Chariots is already economically sick and unable to meet its obligations and necessarily sought the protection of the Federal Bankruptcy Act. Exceptant submits that there is no reason to make a distinction between an ill shareholder and an ill corporation when both are in the same position economically. Further, no evidence was given in the Pyle case as to the needs of any supporting shippers.

In the Application of World Travel, Inc. t/d/b/a Royal Limo and Air Parcel Service, an application for emergency temporary authority at A.104561, F.3, the transferor, as in the

present case before the Commission, was under insurance suspension not operating its rights. It is true that the Commission noted that witnesses reported a lack of sufficient airport transfer service in the area but did not state that there was an emergency or immediate need. The Commission determined that there was "little likelihood that other carriers would be harmed by the grant of the ETA since this would merely amount to replacing one competitor with another." The staff and the Commission did not apply the same test in the case at bar.

On December 12, 1986 in Leaver-Cable Limousine, Inc. at A.107123, the transferor sold his funeral home business to the applicant Cable and an ETA was granted in order that the applicant could render limousine service as part as his funeral business. There was no evidence submitted of immediate need by the public, only the interests of the transferee.

In Universal All Continent, Inc. ETA application at docket A.110319, F.6000, the Commission in August of 1992 granted emergency temporary authority because of a likelihood that the transferor might have to suspend operations for lack of insurance. The report of the Commission did not disclose the extent to which any business was done with some 7 named shippers. There the Commission noted that it was adhering to the principal of the presumption of continuing need.

The Commission in the Universal All Continent case reiterated its practice set forth in many earlier cases. That decision specifically made reference to the case of Application of Lytle's Transfer & Storage, Inc., 73 Pa. P.U.C. 1 (1990) where in discussing the line of decisions, denying and approving emergency temporary transfer authority applications the Commission held that

Since the rights involved in an an (sic) emergency temporary authority transfer application already exist, and in the permanent authority application there is a presumption of continuing need, we believe that our foremost concern must always be the continuation of service that the public has come to rely upon. Verified statements from shippers in support of emergency temporary authority should not be required in transfer applications. Any statement that the transferor may not continue service to the public is a sufficient showing of immediate need for service by the transferee and will constitute "a discontinuance of existing service, failure of existing carriers to provide service or comparable situations", as required by 52 Pa. Code §3.384(b)(2). (underlining supplied)

Other similar precedents are as follows:

Again, on December of 1986 the Pyle Corporation at A.107226, F.600 entered into a plan and agreement of merger which required completion by the end of the year and the Commission granted emergency temporary authority on this basis.

At the same time, there was a corporate reorganization and Gemini Transportation Services, Inc. at A.107231 sought a

transfer of CCX Nationwide, Inc. and the Commission granted the ETA to allow the reorganization and transmission to transpire in an orderly and timely manner and present operational problems.

Thus, it is clear from the Commission's many decisions in this area that there are considerations which have as much or more weight in the determination of a fair and just result than the mere enumeration of immediate need by shippers. That is all in accordance with the tenets of the Rule 3.384(b)(2) that there can be substantial benefits to the public even where other carriers are able to render service to the shippers.

In summary, the Commission is duty bound to follow its many precedents applicable to this case and grant the ETA to the applicant. Further, comity requires that the work of the commission should facilitate the work of the bankruptcy trustee to conclude that proceeding as was done in the Yellow Cab Metro case cited above consistent with the long history of the PUC in matters such as this.

4. The Tentative Decision that there is no Continuing Need Violates the Decided Law of the Presumption of Continuing Necessity

The Tentative Decision in this case holds that the failure to file insurance necessitated a denial of the application because there was no continuing need for the service. Exceptant submits that such a holding violates the doctrine of

the presumption of confirming necessity. In effect, the decision points that the doctrine only applies in this case of permanent application and not for ETAs or TAs.

The Commonwealth Court again last year in Yellow Cab Co. v. Public Utility Com'n, 618 A.2d 1251 at 1253 (1992) reiterated the applicable rule stating, in pertinent part:

The PUC notes that once a public need for services is established under a common carrier certificate, this need is presumed to continue unabated at the time of a transfer application. Byerly v. Pennsylvania Public Utility Commission, 440 Pa. 521, 270 A.2d 186 (1970). (underlining supplied)

The effect of holding in this case that the doctrine is not applicable, would mean that, if for even one day, a carrier stops operating because of lack of insurance, or a proper tariff, any protestant would be able to nullify a certificate transfer because of lack of continuing necessity. Necessity is presumed to continue without cessation.

This Tentative Decision is in conflict with the basic doctrine of the presumption of continuing necessity. It has not been applied in any of the cases cited above and should not be applied in this case, and should continue to have but one exception, namely, where the carrier intentionally abandons its operation and certificate. Insolvency is not, and has never held to be, an intentional abandonment.

The action of the Commission here, in holding that the suspension for failure to carry insurance prevents operation of the rights creates an additional and unnecessary harm to the bankrupt's estate in that it would further delay, for months, operation of the rights and payment of the substantial purchase price.

5. Applicant's History Supports the Grant of Emergency Temporary Authority under the Holding in United Towing Service

In Jacqueline F. Massaro t/d/b/a United Towing Service, A.100663, F.6000 an application for an ETA was filed for authority to transport motor vehicles including tow-away service. On February 11, 1993, the Commission granted emergency temporary authority notwithstanding the fact that the applicant had operated for years without proper authority and notwithstanding the fact that there were at least two carriers authorized to provide the service requested.

That case is strikingly similar to the case at bar. Here the applicant has, until recently, been operating a business transporting property inside and outside Philadelphia county. There is now a complaint against the applicant at C9301 which arose out of that extra-territorial service. Applicant now only transports letters outside Philadelphia. Applicant in August 1991 applied for temporary and permanent authority to secure the rights needed to serve the counties surrounding Philadelphia.

The proceeding was stopped when it became apparent that applicant's former counsel had applied for the wrong authority. That same former counsel had represented the applicant when it purchased for \$105,000 rights which did not provide authority to serve the business accounts that were part of the purchase. That matter is now in litigation in the Common Pleas Court of Philadelphia county at docket May Term, 1992, No. 2938. A more detailed explanation history follows of applicant's good faith efforts to serve his customers.

A. The Factual Background Demonstrates A Good Faith Effort to Operate within Certificated Rights

Though Joyco, a corporation in which Howard Wool is the principal and other stockholders are his wife and son (N.T. 17-18)*, applicant acquired some three years ago the business of a messenger service which had been operated under the name Rapid Delivery Service, Inc. for some twenty years. Although the business acquired was principally messenger service in Philadelphia, with "very little business outside of Philadelphia" (N.T. 35-36) he was provided by the seller with a price list which contained prices for service to and from points in Pennsylvania outside of Philadelphia (N.T. 30, 36). He assumed that the business acquired provided him with the right to provide service between Philadelphia and the points on the price list.

*N.T. refers to notes of testimony on March 30, 1992 Docket No. A.109534, F.1, Am-A.

When he learned a year or two thereafter that the certificate did not permit service outside of Philadelphia, he (i) purchased additional rights which he believed would provide the additional authority, although they in fact did not, and (ii) he adopted the practice, still followed, of engaging other certificate messenger services to provide the service between Philadelphia and the suburban counties (N.T. 26-7); the only occasions when Rapid Delivery is used to provide service between Philadelphia and suburban points is when a regular customer threatens termination of their business relationship and Wool is unable to find a certificated carrier to perform the service (N.T. 32) or when only letters are to be transported.

Joyco filed the application at A.109534, F.1, Am-A to provide authority to serve outside of Philadelphia. Unfortunately, due to advice of his then counsel, now replaced, the additional authority sought was only for service within the suburban county area, and not between such areas and Philadelphia. No further amendment was made to request authority for the service when the rights of Chariots of Fire became available. Applicant has also applied for approval of the transfer of rights to serve parts of Delaware County from Charles S. Creighton t/d/b/a 5C Delivery Service. See Docket A.109534, F.1, Am-B.

In sum, the testimony and the applicant's efforts at the previous noted application and in this proceeding demonstrate a series of good faith efforts by Wool and Joyco to operate within the bounds of certificated authority, limited only by the need to serve customers principally employing authorized service, but demanding service beyond the area of applicant's authority.

In the landmark case of Application of Blue Streak Courier Service Inc. A.00104860 (1987), this Commission determined to grant a certificate to operate as a common carrier to a messenger service very similar in nature to the business of this applicant even though Blue Streak had operated entirely without authority for more than three years, and had continued its illegal operations for a period of more than four years after filing its application. The Commission did so on the basis that (i) it had operated "in ignorance of the Commission's regulations" for more than two years, until being informed of the requirement of certification by a prospective customer (Slip Opinion at 12), (ii) that when learning of the Commission regulations "it voluntarily came forward to legitimize itself" (Slip Opinion at 13), and (iii) that it had continued operations during the four year period following the application because it "faced a painful dilemma: either to cease operations and risk the danger of losing its going business by observing the letter of the law, or to risk the danger of losing it by not doing so...a classic 'Catch 22'" (Slip Opinion at 14).

There, the Initial Decision denied the application on the grounds that Blue Streak "had knowingly operated for almost four years without any Commission authority." (Slip Opinion at 1). The Commission on Blue Streak's Exceptions, granted it the requested certification. It concluded that

We believe that, under all the circumstances, Blue Streak's response was reasonable. Accordingly we conclude that in this situation of good faith ignorance or misunderstanding during which a new carrier becomes a going concern, followed by a properly drawn application and a candid expression of its intention to resolve the dilemma created thereby, is another 'narrowly defined circumstance' of good faith unlawful operation."

(Slip Opinion at 15)

It not only concluded that Blue Streak had met the standard of 52 Pa. Code Sec. 41.14(b), that the record had not demonstrated "that the applicant lacks a propensity to operate safely and legally", but also that "it is appropriate for us to consider evidence arising from these unauthorized services in the exercise of our discretion to determine the public need for the applicant's services, and the fitness of the applicant to provide them." (Slip Opinion at 15).

Here the applicant's conduct is far less egregious than that not precluding the grant of the application in Blue Streak. For here, the applicant has attempted, ever since learning of the certification requirement for service beyond Philadelphia, to avoid service in such unauthorized areas, by using certificated

carriers, and only providing service itself when such other certificated carriers are unavailable or where letters are being sent.

Moreover, here the applicant is making an even greater good faith attempt to avoid the dilemma described in Blue Streak, by risking the financial health of his operations by using other certificated carriers for unauthorized service, rather than rendering such service himself.

Finally, with respect to those occasions on which in the absence of the availability of another carrier, the applicant has rendered service itself, it is worth noting that to the extent to which such service involves the delivery on a same-day basis of letters and related materials, that such service does not require state certification at all because of the federal preemption effectuated by the Private Express Statute, 18 U.S.C. Sec. 1696.

B. Since 1992 Applicant's Support Witnesses Have Needed Expanded Service from Applicant

When it became apparent in the 1992 application proceeding at Folder 1, Am-A that former counsel had not made the proper application or secured the necessary support testimony, applicant surveyed his customers who signed the 22 support statements and letters which are attached as an appendix to these

Exceptions.

CONCLUSION

Applicant requests the Commission to grant these exceptions to the Tentative Decision so that applicant can forthwith commence operating the rights of Chariots of Fire Messenger and Delivery Service, Inc. because the Tentative Decision is contrary to law, particularly as to the continuance of necessity when the decision holds that the suspension for inability to pay for insurance ends the need for service. The transferee's voluntary decision also has the effect of causing additional and unnecessary harm to the bankrupt transferor's estate in that it will delay for months operation of the rights and the payment by the transferee, the applicant herein.

The record of applicant's efforts to correct errors in his operating authority and the many shipper statements support the fact that there is a need for the services.

Further, the Commission should follow its many precedents applicable to this case and grant the ETA to the applicant.

Finally, the principle of comity suggests that the commission should facilitate the work of the bankruptcy trustee to conclude that proceeding as was done in the Yellow Cab Metro

case cited above consistent with the long history of the PUC in bankruptcy matters. A support statement of the Trustee of the bankrupt estate of Chariots of Fire is attached.

Respectfully submitted,



LOUIS J. CARTER
Attorney for Joyco, Inc.
t/d/b/a Rapid Delivery

Dated: April 7, 1993

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

APPLICATION OF : DOCKET NO.
JOYCO, INC. t/d/b/a RAPID DELIVERY : A-00109534, F.6000

a Corporation of the Commonwealth of Pennsylvania, for emergency temporary authority to operate the common carrier rights of Chariots of Fire Messenger & Delivery Service, Inc., a corporation of the Commonwealth of Pennsylvania, under the certificate issued at A-00107486, pending disposition of the application for transfer of the authority.

STATEMENT OF BANKRUPTCY TRUSTEE
IN SUPPORT OF EXCEPTIONS TO THE
DENIAL OF EMERGENCY TEMPORARY AUTHORITY

I. BACKGROUND

This is the statement of Arthur P. Liebersohn, Trustee of the bankrupt estate of Chariots of Fire Messenger & Delivery Service, Inc. ("Chariots of Fire") at Docket 92-13745S Ch. 7 in the U.S. Bankruptcy Court for the Eastern District of Pennsylvania supporting the Exceptions of Joyco, Inc. t/d/b/a Rapid Delivery to the Tentative Decision denying Emergency Temporary Authority.

Bankruptcy Judge David A. Scholl on October 23, 1992 ordered that all interested parties be given notice that the property of the bankrupt estate of Chariots of Fire would be sold.

Thereafter, on November 19, 1992 upon consideration of the undersigned Trustee's motion for leave to sell the debtor's assets free and clear of liens and no objections having been filed, the trustee was authorized to sell the debtor Chariots' motor carrier operating authority at the Pennsylvania Public Utility Commission's Docket No. A.107486 to Howard Wool, President of Joyco, Inc. t/d/b/a Rapid Delivery for \$20,000 free and clear of liens.

Thereafter, on January 10, 1993, the Buyer having been informed through his counsel that no assessments were due to the Public Utility Commission, the agreement to purchase the PA PUC operating authority was entered into with Joyco, Inc. t/d/b/a Rapid Delivery [Service, Inc.]¹ assignee of Howard Wool its president.

II. THE TRUSTEE'S RESPONSIBILITIES

The concept of a trustee in bankruptcy is that of a creditor representative whose single effort is intended to replace that of multiple and wasteful and competitive efforts of individual creditors. The trustee is to collect available assets, reduce them to cash and distribute them to creditors. In doing so, the trustee owes a fiduciary duty to the debtor and creditors to act

¹The correct name of the buyer is Joyco, Inc. t/d/b/a Rapid Delivery.

fairly and protect their interest. Section 704(1) in describing the duties of the trustee specifically states that he shall "collect and reduce to money the property of the estate for which such trustee serves and close up such estate as expeditiously as is compatible with the best interest of the parties in interest...". (underlining supplied)

If a trustee fails or declines to prosecute an action on behalf of the estate, a creditor may file a motion with the bankruptcy court for leave to proceed with the action for the benefit of the estate.

Section 704(7) places a statutory duty on the trustee to give information concerning the estate and its administration to parties in interest. Hence, this statement.

III. REASONS FOR THE GRANT OF EMERGENCY TEMPORARY AUTHORITY

A. The Grant of Authority will help Assure Completion of the Sale of Rights

The trustee in this case decided, in the best interest of the estate, that the rights be sold as expeditiously as possible in order to secure funds to pay taxes due the federal government which is the primary creditor in this case.

In addition to the trustee's concern for the most expeditious disposition of the assets as noted above, he is further

concerned that unnecessary delay might affect the ability of the buyer, that is, the applicant Joyco Inc. to be able to fulfill its obligations to complete the purchase of the rights. The grant of the emergency temporary authority would help assure that Joyco, Inc. is financially able to complete the purchase of Chariots' rights. The trustee has been informed and believes that the lack of the rights requested and other regulatory delays have had a detrimental affect on the applicant.

The trustee has a duty to maximize the estate and even pursue the bankrupt's causes of actions. In this case, the trustee by reason of the purchase agreement, a party to this application for the commission.

B. The PUC is Requested to Act in Accord with the Principle of Comity

The trustee requests that the commission act in accordance with the principle of comity. The trustee realizes that the PUC does not have an absolute obligation on one hand to adhere to the request of the trustee but, on the other hand, courtesy, good will and a recognition of the responsibilities of the trustee is necessary and appropriate. See Public Utility Code Sec. 313, 66 Pa. C.S.A. Sec. 1313(a) which in addition to authorizing the commission to make joint investigations in joint hearings with an agency or official of the United States also

requires the commission to function under agreements and concurrent powers of the state to regulate commerce and an agency of the federal government.

WHEREFORE, the trustee requests that in consideration of all factors, that the PUC review its action in this matter and assist the trustee in the prompt completion of his duties by permitting the applicant, as was agreed between the trustee and the applicant, to commence service under this certificate in order to provide additional security for the recovery of the monies due under the contract and provide services to the public.

A handwritten signature in cursive script, appearing to read 'Arthur P. Liebersohn', written in dark ink.

Arthur P. Liebersohn, Trustee

VERIFICATION

The undersigned states that he is the Trustee in this action and verifies that the statements made in the foregoing

**STATEMENT OF BANKRUPTCY TRUSTEE
IN SUPPORT OF EXCEPTIONS TO THE
DENIAL OF EMERGENCY TEMPORARY AUTHORITY**

are true and correct to the best of his knowledge, information and belief. The undersigned understands that the statements therein are made subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities.



Arthur P. Liebersohn, Trustee

Dated: April 6, 1993

APPENDIX

APPLICATION OF	DOCKET NO.
JOYCO, INC. t/d/b/a RAPID DELIVERY	A.109534, F.6000

(To provide service between points in counties of Bucks, Chester, Delaware, Montgomery and Philadelphia)

Name of Supporting Shippers

Bowne of Philadelphia
Brownstein Tet. & Company Ltd.
Classic Embroidery, Ltd.
Dak Financial Equities, Inc.
Abramson & Denenberg, P.C.
Equivest Developoment, Inc.
1429 Walnut Street Associates
Greater Philadelphia Economic Development Coalition
Greater Philadelphia First Corporation
Greater Philadelphia International Network
David A. Koss
Pepper Hamilton Scheetz
Philadelphia Design & Distribution Center
Powers Enterprises, Inc.
Ira J. Pressman, Esq.
PRN Health Care, Inc.
Robert Morris Building Associates
Robinson Luggage
215 South Broad Associates
Spector, Gadon & Rosen
Timby Brown & Timby
Zaslow, DeSimone & Goldstein

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: Application of

Docket No.

JOYCO, INC. t/a RAPID DELIVERY

A109534 F1 Am -

APPLICATION FOR EMERGENCY/TEMPORARY AUTHORITY

APPENDIX "B" STATEMENT OF SUPPORTING WITNESS

Witness Name: JOHN J SWIDERS

Position: MANAGER

Organization/Company: BOWNE OF PHILADELPHIA

Address: 1635 MARKET ST SUITE 810 PHILADELPHIA, PA

P.O. & Zip: 19103

Tel. No. (215) 557-1870 Fax No. (215) 557-0478

A. Describe service needed.

- Complete messenger service
- Rush delivery service - same day
- Packages weighing less than 100 pounds

B. From what points or areas is service needed?

- From Philadelphia
- From five county area: Phila., Del., Chester, Montgomery and Bucks
- Others in Pennsylvania

C. Current and recent needs: How are they met?

By Rapid Delivery

Frequency of trips Circle one

Hourly, daily, weekly, monthly

D. When do you need the service of the applicant?

- Every day
- Several times a day
- Every week

E. How long will your need for service continue?

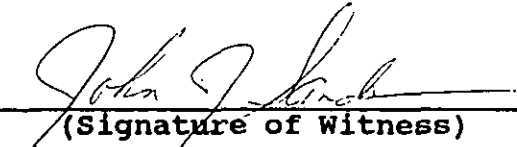
- Months
- Foreseeable future

Will you support the permanent authority application?

- Yes

- F. What are the consequences if applicant's service is not made available?
- Will have to make deliveries ourselves. We cannot trust another carrier
 - Will have to use the mail
 - Will have to use another carrier whose services we do not meet our needs
- G. What circumstances have created an immediate need for the requested service?
- Rapid Delivery
 - We have been expanding our business to areas beyond Philadelphia
 - We have found our business increasing and need more service
- H. What efforts did you make to obtain the service from existing carriers? Include the dates and results of these efforts.
- None. Rapid Delivery has been our carrier for rush delivery since MARCH, 1971
 - We didn't try to get another carrier because we must have someone familiar with our special needs and those of our customers
 - We must have one carrier only. We cannot change couriers because a small percent of our shipments go outside Philadelphia city limits.
- I. Names and addresses of existing carriers who have failed, been unable or refused to provide service, and their reasons.
- AMERICAN EXPEDITING - POOR SERVICE, ATTITUDE, PROFESSIONALISM
- J. Has your company supported a recent application for permanent, temporary or emergency temporary authority covering all or part of the requested service? If so, give the carrier's name, address and docket numbers, if known, and whether the application was granted or denied and the date of the action, if known.
- We have not supported any other carrier application
- K. Names, addresses & telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board.
- Not applicable: no unions

L. Signature of person giving statement.



(Signature of Witness)

Print name: JOHN J SANDERS

Address: 1635 MARKET STREET SUITE 810

P.O. & Zip: 19103

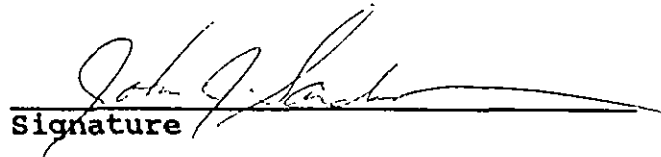
Tel #: (215) 557-1870

VERIFICATION

TO THE COMMISSION:

The undersigned deposes and says that (s)he is the person who signed the Support Statement for the above-captioned applicant and that (s)he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information and belief.

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


Signature

Dated: 4/22/92

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: Application of

Docket No.

JOYCO, INC. t/a RAPID DELIVERY

A109534 F1 Am -

APPLICATION FOR EMERGENCY/TEMPORARY AUTHORITY

APPENDIX "B" STATEMENT OF SUPPORTING WITNESS

Witness Name: Elliott P. Brownstein

Position: President

Organization/Company: Brownstein Test. & Company Ltd

Address: 125 Coulter Avenue

P.O. & Zip: Ardmore PA 19003

Tel. No. (215) 896 0830 Fax No. (215) 896 5816

A. Describe service needed.

- Complete messenger service
- Rush delivery service - same day
- Packages weighing less than 100 pounds

B. From what points or areas is service needed?

- From Philadelphia
- From five county area: Phila., Del., Chester, Montgomery and Bucks
- Others in Pennsylvania Destination - Five County Area

C. Current and recent needs: How are they met?

By Rapid Delivery
Frequency of trips Circle one
Hourly, daily, weekly monthly

D. When do you need the service of the applicant?

- Every day
- Several times a day
- Every week

E. How long will your need for service continue?

- Months
- Foreseeable future

Will you support the permanent authority application?

- Yes

- F. What are the consequences if applicant's service is not made available?
- Will have to make deliveries ourselves. We cannot trust another carrier
 - Will have to use the mail
 - Will have to use another carrier whose services we do not meet our needs
- G. What circumstances have created an immediate need for the requested service?
- Rapid Delivery
 - We have been expanding our business to areas beyond Philadelphia
 - We have found our business increasing and need more service
- H. What efforts did you make to obtain the service from existing carriers? Include the dates and results of these efforts.
- None. Rapid Delivery has been our carrier for rush delivery since July, 1990
 - We didn't try to get another carrier because we must have someone familiar with our special needs and those of our customers
 - We must have one carrier only. We cannot change couriers because a small percent of our shipments go outside Philadelphia city limits.
- I. Names and addresses of existing carriers who have failed, been unable or refused to provide service, and their reasons.
- Heaven Sent - Poor Service & Cost
- J. Has your company supported a recent application for permanent, temporary or emergency temporary authority covering all or part of the requested service? If so, give the carrier's name, address and docket numbers, if known, and whether the application was granted or denied and the date of the action, if known.
- We have not supported any other carrier application
- K. Names, addresses & telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board.
- Not applicable: no unions

L. Signature of person giving statement.

Elliott P. Brownstein

(Signature of Witness)

Print name: Elliott P. Brownstein

Address: 125 Coulter Ave

P.O. & Zip: Archmore PA 19003

Tel #: (215) 896 0830

VERIFICATION

TO THE COMMISSION:

The undersigned deposes and says that (s)he is the person who signed the Support Statement for the above-captioned applicant and that (s)he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information and belief.

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

Elliott P. Brownstein

Signature

Dated: 4/28/92

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: Application of

Docket No.

JOYCO, INC. t/a RAPID DELIVERY

A109534 F1 Am -

APPLICATION FOR EMERGENCY/TEMPORARY AUTHORITY

APPENDIX "B" STATEMENT OF SUPPORTING WITNESS

Witness Name: Roz ARANOW

Position: PRESIDENT Classic Embroidery, Ltd.

Organization/Company: _____

Address: 1119 SACKAMAXON ST PHILA PA

P.O. & Zip: 19125

Tel. No. 215 634 1818 Fax No. 215 634 1345

A. Describe service needed.

- Complete messenger service
- Rush delivery service - same day
- Packages weighing less than 100 pounds

B. From what points or areas is service needed?

- From Philadelphia
- From five county area: Phila., Del., Chester, Montgomery and Bucks
- Others in Pennsylvania
DESTINATION TO PHILA. & FIVE COUNTY AREAS

C. Current and recent needs: How are they met?

By Rapid Delivery

Frequency of trips Circle one

Hourly, daily, weekly, monthly

D. When do you need the service of the applicant?

- Every day
- Several times a day
- Every week

E. How long will your need for service continue?

- Months
- Foreseeable future

Will you support the permanent authority application?

Yes

F. What are the consequences if applicant's service is not made available?

- Will have to make deliveries ourselves. We cannot trust another carrier
- Will have to use the mail
- Will have to use another carrier whose services we do not meet our needs

G. What circumstances have created an immediate need for the requested service?

- Rapid Delivery
- We have been expanding our business to areas beyond Philadelphia
- We have found our business increasing and need more service

H. What efforts did you make to obtain the service from existing carriers? Include the dates and results of these efforts.

- None. Rapid Delivery has been our carrier for rush delivery since Aug., 1990
- We didn't try to get another carrier because we must have someone familiar with our special needs and those of our customers
- We must have one carrier only. We cannot change couriers because a small percent of our shipments go outside Philadelphia city limits.

I. Names and addresses of existing carriers who have failed, been unable or refused to provide service, and their reasons.

- NONE

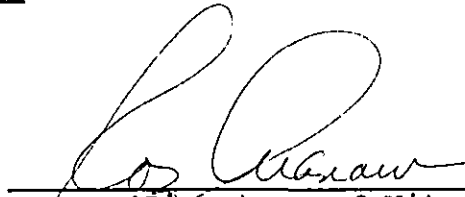
J. Has your company supported a recent application for permanent, temporary or emergency temporary authority covering all or part of the requested service? If so, give the carrier's name, address and docket numbers, if known, and whether the application was granted or denied and the date of the action, if known.

- We have not supported any other carrier application

K. Names, addresses & telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board.

- Not applicable: no unions

L. Signature of person giving statement.



(Signature of Witness)

Print name: Roz Arnow

Address: 1119 SHACKAMAXON STREET

P.O. & Zip: PHILA PA 19125

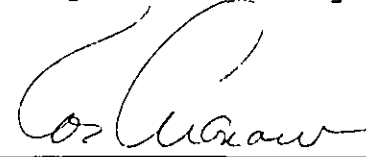
Tel #: 215 634 1818

VERIFICATION

TO THE COMMISSION:

The undersigned deposes and says that (s)he is the person who signed the Support Statement for the above-captioned applicant and that (s)he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information and belief.

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



Signature

Dated: 4/20/92

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: Application of

Docket No.

JOYCO, INC. t/a RAPID DELIVERY

A109534 F1 Am -

APPLICATION FOR EMERGENCY/TEMPORARY AUTHORITY

APPENDIX "B" STATEMENT OF SUPPORTING WITNESS

Witness Name: ALVIN Z. KOLCHINS

Position: PRES DAK FINANCIAL EQUITIES, INC

Organization/Company: DAK FINANCIAL EQUITIES, INC

Address: 166 E LEVENING MILL RD

P.O. & Zip: BALA CYNWYD - P.O BOX 2484 19004 PA 19004-2484

Tel. No. 664-1166 Fax No. 664-2888

A. Describe service needed.

- Complete messenger service
- Rush delivery service - same day
- Packages weighing less than 100 pounds

B. From what points or areas is service needed?

- From Philadelphia
- From five county area: Phila., Del., Chester, Montgomery and Bucks
- Others in Pennsylvania

C. Current and recent needs: How are they met?

By Rapid Delivery

Frequency of trips Circle one

Hourly, daily, weekly, monthly

D. When do you need the service of the applicant?

- Every day
- Several times a day
- Every week

E. How long will your need for service continue?

- Months
- Foreseeable future

Will you support the permanent authority application?

- Yes

APPENDIX "B" SHIPPERS SUPPORT STATEMENT TO ETA/TA APPLICATION Cont'd

F. What are the consequences if applicant's service is not made available?

- Will have to make deliveries ourselves. We cannot trust another carrier
- Will have to use the mail
- Will have to use another carrier whose services we do not meet our needs

G. What circumstances have created an immediate need for the requested service?

- Rapid Delivery
- We have been expanding our business to areas beyond Philadelphia
- We have found our business increasing and need more service

H. What efforts did you make to obtain the service from existing carriers? Include the dates and results of these efforts.

- None. Rapid Delivery has been our carrier for rush delivery since _____, 19__
- We didn't try to get another carrier because we must have someone familiar with our special needs and those of our customers
- We must have one carrier only. We cannot change couriers because a small percent of our shipments go outside Philadelphia city limits.

I. Names and addresses of existing carriers who have failed, been unable or refused to provide service, and their reasons.

NONE

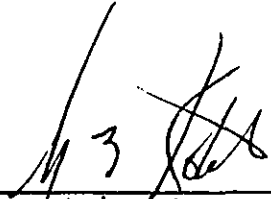
J. Has your company supported a recent application for permanent, temporary or emergency temporary authority covering all or part of the requested service? If so, give the carrier's name, address and docket numbers, if known, and whether the application was granted or denied and the date of the action, if known.

- We have not supported any other carrier application

K. Names, addresses & telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board.

- Not applicable: no unions

L. Signature of person giving statement.



(Signature of Witness)

Print name: ALVIN Z. KOLCHINS

Address: 166 E Laverings Mill Rd

P.O. & Zip: BATA SYMOUR, VA 24004-2484


Tel #: (215) 664-1166

VERIFICATION

TO THE COMMISSION:

The undersigned deposes and says that (s)he is the person who signed the Support Statement for the above-captioned applicant and that (s)he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information and belief.

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



Signature

Dated: 4-24-92

LAW OFFICES

Abramson & Denenberg, P.C.

SIMON J. DENENBERG

THOMAS BRUNO, II

JAMES STOVER

DAVID H. DENENBERG

SIXTH FLOOR

1200 WALNUT STREET

PHILADELPHIA, PA. 19107-5499

BENJAMIN ABRAMSON
1932 - 1978

* NEW JERSEY OFFICE
(609) 354-9385

** MEMBER D.C. BAR

Pa Public Utility Commission
Harrisburg, Pa.

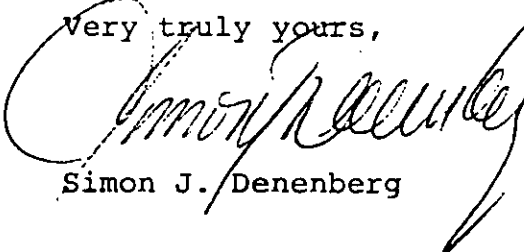
To Whom it may concern:

RE: JOYCO, INC. D/B/A Rapid Delivery

We support the emergency grant of authority in the following
counties:

Montgomery
Delaware

Very truly yours,



Simon J. Denenberg

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: Application of

Docket No.

JOYCO, INC. t/a RAPID DELIVERY

A109534 F1 Am -

APPLICATION FOR EMERGENCY/TEMPORARY AUTHORITY

APPENDIX "B" STATEMENT OF SUPPORTING WITNESS

Witness Name:

Deane C. Green

Position:

Property & Office Manager

Organization/Company:

Equipment Development, Inc.

Address:

100 N. 17th Street, Phila. Pa.

P.O. & Zip:

19103

Tel. No.

215-563-9010

Fax No.

215-563-1447

A. Describe service needed.

- Complete messenger service
- Rush delivery service - same day
- Packages weighing less than 100 pounds

B. From what points or areas is service needed?

- From Philadelphia
- From five county area: Phila., Del., Chester, Montgomery and Bucks
- Others in Pennsylvania

C. Current and recent needs: How are they met?

By Rapid Delivery

Frequency of trips Circle one

Hourly, daily, weekly, monthly

D. When do you need the service of the applicant?

- Every day
- Several times a day
- Every week

E. How long will your need for service continue?

- Months
- Foreseeable future

Will you support the permanent authority application?

- Yes

F. What are the consequences if applicant's service is not made available?

- Will have to make deliveries ourselves. We cannot trust another carrier
- Will have to use the mail
- Will have to use another carrier whose services we do not meet our needs

G. What circumstances have created an immediate need for the requested service?

- Rapid Delivery
- We have been expanding our business to areas beyond Philadelphia
- We have found our business increasing and need more service

H. What efforts did you make to obtain the service from existing carriers? Include the dates and results of these efforts.

- None. Rapid Delivery has been our carrier for rush delivery since July, 1990
- We didn't try to get another carrier because we must have someone familiar with our special needs and those of our customers
- We must have one carrier only. We cannot change couriers because a small percent of our shipments go outside Philadelphia city limits.

I. Names and addresses of existing carriers who have failed, been unable or refused to provide service, and their reasons.

- Don't recall*

J. Has your company supported a recent application for permanent, temporary or emergency temporary authority covering all or part of the requested service? If so, give the carrier's name, address and docket numbers, if known, and whether the application was granted or denied and the date of the action, if known.

- We have not supported any other carrier application

K. Names, addresses & telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board.

- Not applicable: no unions

L. Signature of person giving statement.



(Signature of Witness)

Print name: DIANE C. GREEN

Address: 100 N. 17th STREET - 7th Floor

P.O. & zip: PHILA, PA 19103

Tel #: 215-563-9010

VERIFICATION

TO THE COMMISSION:

The undersigned deposes and says that (s)he is the person who signed the Support Statement for the above-captioned applicant and that (s)he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information and belief.

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


Signature

Dated: 4/27/92

1429 WALNUT STREET

September 10, 1991

Pennsylvania Public Utility Commission
Harrisburg, Pennsylvania


Dear Sir/Madam:

RE: JOYCO, Inc. D/B/A/ Rapid Delivery

We support the emergency grant of authority in the following counties:

Montgomery County
Lancaster County

Very truly yours,



Diane Green
Property Manager

DG:sld

GREATER
PHILADELPHIA
ECONOMIC
DEVELOPMENT
COALITION

Suite 1315
123 South Broad Street
Philadelphia, PA 19109
(215) 546-4010
FAX (215) 790-9248

OFFICERS

M. Walter D'Alessio
Chairman

Gunnar E. Sarsten
Vice Chairman

Judith M. von Seldeneck
Secretary/Treasurer

COMMITTEE CHAIRMEN

Gregory C. Dillett
Marketing and Attraction

Peter K. Abom
Neighborhood Enterprise

Victor V. Coppola
New Ventures

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Bernard E. Anderson
Honorable Mary Ann Arty
Paul Baehr
Honorable Paul B. Bartle
David J. Belonger
Barbara L. Brownstein, Ph.D.
Christopher Cashman
Honorable Raymond R. Chnstman
John P. Claypool
Honorable Joseph E. Coleman
Victor V. Coppola
Patricia Gamson-Corbin
M. Walter D'Alessio
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J. Clayton Undercoffer, Esq.
Judith M. von Seldeneck
Honorable Gerri H. Walker
Honorable Andrew L. Warren
Christine Washington
Ward Williams
Cecilia Yep

EXECUTIVE DIRECTOR

Lynn Martin Haskin, Ph.D.

DIRECTOR

Gilbert A. Wetzel

August 30, 1991

Pennsylvania Utility Commission
Harrisburg, PA

Re: JOYCO, INC. D/B/A Rapid Delivery

To Whom It May Concern:

We support the emergency grant of authority in the following counties:

Montgomery County
Chester County
Delaware County
Bucks County
Lancaster County

Sincerely,

Gina C. Vare
Gina C. Vare
Office Manager

GCV/

GREATER
PHILADELPHIA
FIRST
CORPORATION

Suite 1315
123 South Broad Street
Philadelphia, PA 19109-1013
(215) 985-7458
FAX: (215) 790-9248

Chairman
Ronald J. Naples
Hunt Manufacturing Company

Vice Chairmen
Robert J. Hall
Philadelphia Newspapers, Inc.
Terrence A. Larsen
CoreStates Financial Corp
Samuel A. McCullough
Meridian Bancorp, Inc.

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Provident National Bank
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Insurance Company

Thomas F. Donovan
Mellon Bank (East)

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Michael J. Joyce
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SmithKline Beecham

Dean J. Markezin
Price Waterhouse

Robert McClements, Jr.
Sun Company, Inc.

John A. Miller
Provident Mutual Life
Insurance Company

John P. Mulroney
Rohm and Haas Company

Joseph Neubauer
ARA Services, Inc.

Joseph F. Paquette, Jr.
Philadelphia Electric Company

Seymour S. Preston III
Atochem North America

Richard C. Rishel
Continental Bank

J. Lawrence Shane
Scott Paper Company

Peter S. Strawbridge
Strawbridge & Clothier

James A. Unruh
Unisys Corporation

Robert M. Valentini
Bell of Pennsylvania

ARCO Chemical Company

Executive Director
John P. Claypool

Deputy Director
Mary G. Gregg

August 30, 1991

Pennsylvania Utility Commission
Harrisburg, PA

Re: JOYCO, INC. D/B/A Rapid Delivery

To Whom It May Concern:

We support the emergency grant of authority in the following counties:

Montgomery County
Chester County
Delaware County
Bucks County
Lancaster County

Sincerely,


John P. Claypool
Executive Director

GCV/me



August 30, 1991

Pennsylvania Utility Commission
Harrisburg, PA

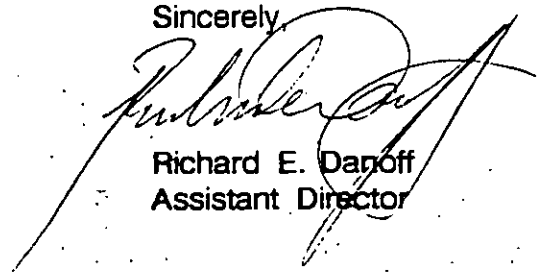
Re: JOYCO, INC. D/B/A Rapid Delivery

To Whom It May Concern:

We support the emergency grant of authority in the following counties:

Montgomery County
Chester County
Delaware County
Bucks County
Lancaster County

Sincerely,



Richard E. Danoff
Assistant Director

RED/

N

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: Application of

Docket No.

JOYCO, INC. t/a RAPID DELIVERY

A109534 F1 Am -

APPLICATION FOR EMERGENCY/TEMPORARY AUTHORITY

APPENDIX "B" STATEMENT OF SUPPORTING WITNESS

Witness Name: DAVID A. KOSS

Position: ATTORNEY

Organization/Company: SAME

Address: 300 E. LANCASTER AVE., WYKINWOOD, PA.

P.O. & Zip: 19096

Tel. No. 215-642-2025 Fax No. 215-642-2158

A. Describe service needed.

- Complete messenger service
- Rush delivery service - same day
- Packages weighing less than 100 pounds

B. From what points or areas is service needed?

- From Philadelphia
- From five county area: Phila., Del., Chester, Montgomery and Bucks
- Others in Pennsylvania

To what destinations?

FIVE COUNTY AREA

C. Current and recent needs: How are they met?

By Rapid Delivery

Frequency of trips Circle one

Hourly, daily, weekly, monthly

D. When do you need the service of the applicant?

- Every day
- Several times a day
- Every week

E. How long will your need for service continue?

- Months
- Foreseeable future

Will you support the permanent authority application?

Yes

F. What are the consequences if applicant's service is not made available?

Will have to make deliveries ourselves. We cannot trust another carrier

Will have to use the mail

Will have to use another carrier whose services which do not meet our needs

G. What circumstances have created an immediate need for the requested service?

Rapid Delivery

We have been expanding our business to areas beyond Philadelphia

We have found our business increasing and need more service

H. What efforts did you make to obtain the service from existing carriers? Include the dates and results of these efforts.

None. Rapid Delivery has been our carrier for rush delivery since JULY, 1990

We didn't try to get another carrier because we must have someone familiar with our special needs and those of our customers

We must have one carrier only. We cannot change couriers because a small percent of our shipments go outside Philadelphia city limits.

I. Names and addresses of existing carriers who have failed, been unable or refused to provide service, and their reasons.

NONE

J. Has your company supported a recent application for permanent, temporary or emergency temporary authority covering all or part of the requested service? If so, give the carrier's name, address and docket numbers, if known, and whether the application was granted or denied and the date of the action, if known.

We have not supported any other carrier application

K. Names, addresses & telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board.

Not applicable: no unions

I. Signature of person giving statement.

David A. Koss
(Signature of Witness)

Print name: DAVID A. KOSS

Address: 300 E. LANCASTER AVE.

P.O. & Zip: WTWNEWOOD, PA. 19-96

Tel #: 215-642-2025

VERIFICATION

TO THE COMMISSION:

The undersigned deposes and says that (s)he is the person who signed the Support Statement for the above-captioned applicant and that (s)he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information and belief.

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

David A. Koss
Signature

Dated: 4/28/92

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: Application of

Docket No.

JOYCO, INC. t/a RAPID DELIVERY

A109534 F1 Am -

APPLICATION FOR EMERGENCY/TEMPORARY AUTHORITY

APPENDIX "B" STATEMENT OF SUPPORTING WITNESS

Witness Name: MEL CONGLTON

Position: SUPERVISOR MAIL /MESSENGER

Organization/Company: REPPER HAMILTON SHERTZ

Address: 3000 TWO LOGAN SQ

P.O. & Zip: 19103 2799

Tel. No. 981 4033 Fax No. _____

A. Describe service needed.

- Complete messenger service
- Rush delivery service - same day
- Packages weighing less than 100 pounds

B. From what points or areas is service needed?

- From Philadelphia
- From five county area: Phila., Del., Chester, Montgomery and Bucks
- Others in Pennsylvania

C. Current and recent needs: How are they met?

By Rapid Delivery

Frequency of trips Circle one

Hourly, daily, weekly, monthly

D. When do you need the service of the applicant?

- Every day
- Several times a day
- Every week

E. How long will your need for service continue?

- Months
- Foreseeable future

Will you support the permanent authority application?

- Yes

APPENDIX "B" SHIPPERS SUPPORT STATEMENT TO ETA/TA APPLICATION Cont'd

F. What are the consequences if applicant's service is not made available?

- () Will have to make deliveries ourselves. We cannot trust another carrier
- () Will have to use the mail
- () Will have to use another carrier whose services we do not meet our needs

G. What circumstances have created an immediate need for the requested service?

- () Rapid Delivery
- () We have been expanding our business to areas beyond Philadelphia
- () We have found our business increasing and need more service

H. What efforts did you make to obtain the service from existing carriers? Include the dates and results of these efforts.

- () None. Rapid Delivery has been our carrier for rush delivery since JULY, 1990
- () We didn't try to get another carrier because we must have someone familiar with our special needs and those of our customers
- () We must have one carrier only. We cannot change couriers because a small percent of our shipments go outside Philadelphia city limits.

I. Names and addresses of existing carriers who have failed, been unable or refused to provide service, and their reasons.

- () INTERSEPT, AMERICAN Eagle

J. Has your company supported a recent application for permanent, temporary or emergency temporary authority covering all or part of the requested service? If so, give the carrier's name, address and docket numbers, if known, and whether the application was granted or denied and the date of the action, if known.

- () We have not supported any other carrier application

K. Names, addresses & telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board.

- () Not applicable: no unions

L. Signature of person giving statement.

Mel Conlita
(Signature of Witness)

Print name: MEL CONLITON

Address: 3000 TWO LOGAN SQ

P.O. & Zip: 19103 2799

Tel #: 748 1998

VERIFICATION

TO THE COMMISSION:

The undersigned deposes and says that (s)he is the person who signed the Support Statement for the above-captioned applicant and that (s)he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information and belief.

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

Mel Conlita
Signature

Dated: 4/27/92



September 10, 1991

Pennsylvania Public Utility Commission
Harrisburg, Pennsylvania

Dear Sir/Madam:

RE: JOYCO, Inc. D/B/A/ Rapid Delivery

We support the emergency grant of authority in the following counties:

Delaware County
Lancaster County
Chester County

Very truly yours,

A handwritten signature in cursive script that reads "Diane Green".

Diane Green
Property Manager

DG:sld

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: Application of

Docket No.

JOYCO, INC. t/a RAPID DELIVERY

A109534 F1 Am -

APPLICATION FOR EMERGENCY/TEMPORARY AUTHORITY

APPENDIX "B" STATEMENT OF SUPPORTING WITNESS

Witness Name: HARRY POWERS

Position: PRESIDENT

Organization/Company: POWERS ENTERPRISES, INC.

Address: 1248 GREENTREE LAKE, NARBERTH, PA 19072

P.O. & Zip: P.O. Box 445, NARBERTH, PA 19072

Tel. No. 215-664-0902 Fax No. 215-664-0381

A. Describe service needed.

- Complete messenger service
- Rush delivery service - same day
- Packages weighing less than 100 pounds

B. From what points or areas is service needed?

- From Philadelphia
- From five county area: Phila., Del., Chester, Montgomery and Bucks
- Others in Pennsylvania

C. Current and recent needs: How are they met?

By Rapid Delivery
Frequency of trips Circle one
Hourly, daily, weekly, monthly

D. When do you need the service of the applicant?

- Every day
- Several times a day
- Every week

E. How long will your need for service continue?

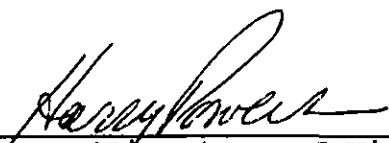
- Months
- Foreseeable future

Will you support the permanent authority application?

- Yes

- F. What are the consequences if applicant's service is not made available?
- Will have to make deliveries ourselves. We cannot trust another carrier
 - Will have to use the mail
 - Will have to use another carrier whose services we do not meet our needs
- G. What circumstances have created an immediate need for the requested service?
- Rapid Delivery
 - We have been expanding our business to areas beyond Philadelphia
 - We have found our business increasing and need more service
- H. What efforts did you make to obtain the service from existing carriers? Include the dates and results of these efforts.
- None. Rapid Delivery has been our carrier for rush delivery since 1/11, 1992
 - We didn't try to get another carrier because we must have someone familiar with our special needs and those of our customers
 - We must have one carrier only. We cannot change couriers because a small percent of our shipments go outside Philadelphia city limits.
- I. Names and addresses of existing carriers who have failed, been unable or refused to provide service, and their reasons.
- N/A
- J. Has your company supported a recent application for permanent, temporary or emergency temporary authority covering all or part of the requested service? If so, give the carrier's name, address and docket numbers, if known, and whether the application was granted or denied and the date of the action, if known.
- We have not supported any other carrier application
- K. Names, addresses & telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board.
- Not applicable: no unions

L. Signature of person giving statement.


(Signature of Witness)

Print name: HARRY POWERS

Address: 1248 GREENTREE LANE

P.O. & Zip: #445, NARBERTH, PA 19072

Tel #: 664-0902

VERIFICATION

TO THE COMMISSION:

The undersigned deposes and says that (s)he is the person who signed the Support Statement for the above-captioned applicant and that (s)he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information and belief.

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


Signature

Dated: 4/24/92

IRA J. PRESSMAN
ATTORNEY AT LAW
14TH FLOOR
1429 WALNUT STREET
PHILADELPHIA, PENNSYLVANIA 19102

IRA J. PRESSMAN
LAWRENCE B. SCHWARTZ

(215) 561-8000
FAX NO. (215) 561-9548

September 10, 1991

Pennsylvania Public Utility Commission
Harrisburg, Pennsylvania

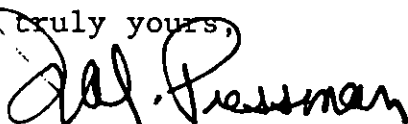
Dear Sir/Madam:

RE: JOYCO, Inc. D/B/A Rapid Delivery

I support the emergency grant of authority in the
following counties:

Chester County
Bucks County
Montgomery County

Very truly yours,



IRA J. PRESSMAN
IJP:du

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: Application of

Docket No.

JOYCO, INC. t/a RAPID DELIVERY

A109534 F1 Am -

APPLICATION FOR EMERGENCY/TEMPORARY AUTHORITY

APPENDIX "B" STATEMENT OF SUPPORTING WITNESS

Witness Name: MICHAEL P. WETSMAN

Position: PRESIDENT

Organization/Company: PRN HEALTH CARE INC

Address: 121 COULTER AVENUE

P.O. & Zip: ARDMORE, PA 19003

Tel. No. (215) 896-6030 Fax No. _____

A. Describe service needed.

- Complete messenger service
- Rush delivery service - same day
- Packages weighing less than 100 pounds

B. From what points or areas is service needed?

- From Philadelphia
- From five county area: Phila., Del., Chester, Montgomery and Bucks
- Others in Pennsylvania

C. Current and recent needs: How are they met?

By Rapid Delivery

Frequency of trips Circle one

Hourly, daily, weekly monthly

D. When do you need the service of the applicant?

- Every day
- Several times a day
- Every week

E. How long will your need for service continue?

- Months
- Foreseeable future

Will you support the permanent authority application?

- Yes

F. What are the consequences if applicant's service is not made available?

- Will have to make deliveries ourselves. We cannot trust another carrier
- Will have to use the mail
- Will have to use another carrier whose services we do not meet our needs

G. What circumstances have created an immediate need for the requested service?

- Rapid Delivery
- We have been expanding our business to areas beyond Philadelphia
- We have found our business increasing and need more service

H. What efforts did you make to obtain the service from existing carriers? Include the dates and results of these efforts.

- None. Rapid Delivery has been our carrier for rush delivery since _____, 19__
- We didn't try to get another carrier because we must have someone familiar with our special needs and those of our customers
- We must have one carrier only. We cannot change couriers because a small percent of our shipments go outside Philadelphia city limits.

I. Names and addresses of existing carriers who have failed, been unable or refused to provide service, and their reasons.

J. Has your company supported a recent application for permanent, temporary or emergency temporary authority covering all or part of the requested service? If so, give the carrier's name, address and docket numbers, if known, and whether the application was granted or denied and the date of the action, if known.

- We have not supported any other carrier application

K. Names, addresses & telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board.

- Not applicable: no unions

L. Signature of person giving statement.

(Signature of Witness)

Print name: _____

Address: _____

P.O. & Zip: _____

Tel #: _____

VERIFICATION

TO THE COMMISSION:

The undersigned deposes and says that (s)he is the person who signed the Support Statement for the above-captioned applicant and that (s)he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information and belief.

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



Signature

Dated: _____



**Robert
Morris
Building
Associates**

100 North 17th Street
Philadelphia, PA 19103
215 563-9010 FAX 215 563-1447

September 10, 1991

Pennsylvania Public Utility Commission
Harrisburg, Pennsylvania

Dear Sir/Madam:

RE: JOYCO, Inc. D/B/A/ Rapid Delivery

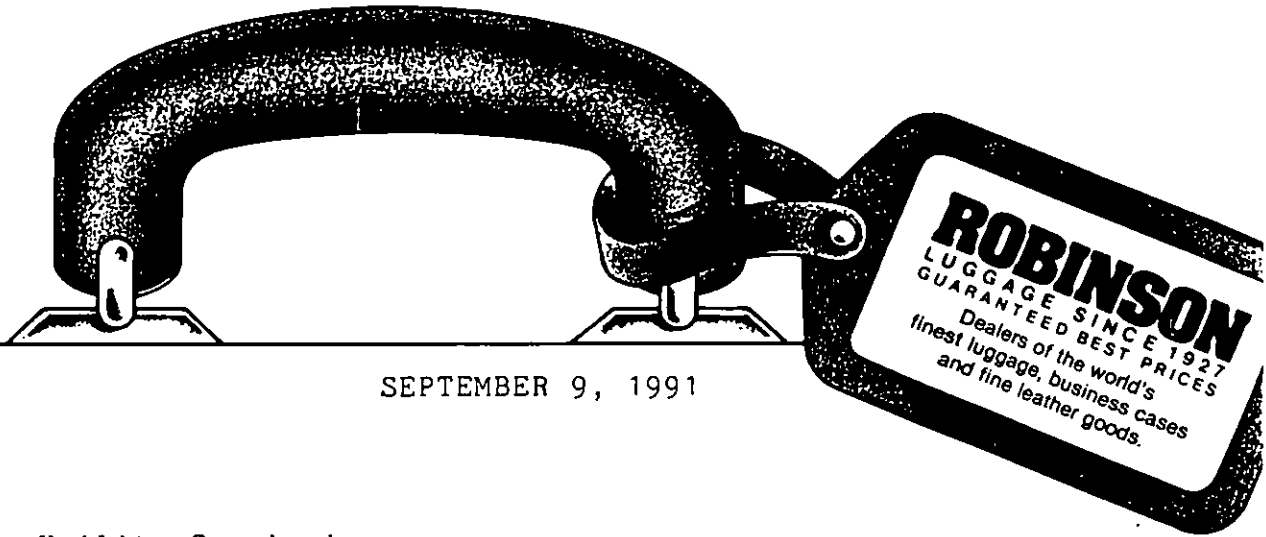
We support the emergency grant of authority in the following counties:

Chester County
Bucks County
Delaware County

Very truly yours,

Diane Green
Property Manager

DG:sld



SEPTEMBER 9, 1991

PA Public Utility Commission
Harrisburg, PA

To Whom It May Concern:

RE: JOYCO, Inc. D/B/A RAPID DELIVERY

We support the emergency grant of authority in the following
counties:

Montgomery, Chester, Delaware, Bucks, and Lancaster.

Sincerely yours,
Robinson Luggage Company

Charles P. Donato
Controller

215 SOUTH BROAD ASSOCIATES

ROBERT MORRIS BUILDING - 100 NORTH 17TH STREET PHILADELPHIA, PA 19103
215-563-9010 FAX 215-563-1447

September 10, 1991

Pennsylvania Public Utility Commission
Harrisburg, Pennsylvania

Dear Sir/Madam:

RE: JOYCO, Inc. D/B/A/ Rapid Delivery

We support the emergency grant of authority in the following counties:

Chester County
Bucks County
Montgomery County

Very truly yours,



Diane Green
Property Manager

DG:sld

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: Application of

Docket No.

JOYCO, INC. t/a RAPID DELIVERY

A109534 F1 Am -

APPLICATION FOR EMERGENCY/TEMPORARY AUTHORITY

APPENDIX "B" STATEMENT OF SUPPORTING WITNESS

Witness Name: Rocco Colantuono

Position: Facilities Mgr

Organization/Company: Inspector, Edison & Rosen

Address: 1700 Market St

P.O. & Zip: Phila Pa 19103

Tel. No. 241-8890 Fax No. 241-8844

A. Describe service needed.

- Complete messenger service
- Rush delivery service - same day
- Packages weighing less than 100 pounds

B. From what points or areas is service needed?

- From Philadelphia
- From five county area: Phila., Del., Chester, Montgomery and Bucks
- Others in Pennsylvania

C. Current and recent needs: How are they met?

By Rapid Delivery

Frequency of trips Circle one

Hourly, daily, weekly, monthly

D. When do you need the service of the applicant?

- Every day
- Several times a day
- Every week

E. How long will your need for service continue?

- Months
- Foreseeable future

Will you support the permanent authority application?

- Yes

F. What are the consequences if applicant's service is not made available?

- Will have to make deliveries ourselves. We cannot trust another carrier
- Will have to use the mail
- Will have to use another carrier whose services we do not meet our needs

G. What circumstances have created an immediate need for the requested service?

- Rapid Delivery
- We have been expanding our business to areas beyond Philadelphia
- We have found our business increasing and need more service

H. What efforts did you make to obtain the service from existing carriers? Include the dates and results of these efforts.

- None. Rapid Delivery has been our carrier for rush delivery since OCT, 1990
- We didn't try to get another carrier because we must have someone familiar with our special needs and those of our customers
- We must have one carrier only. We cannot change couriers because a small percent of our shipments go outside Philadelphia city limits.

I. Names and addresses of existing carriers who have failed, been unable or refused to provide service, and their reasons.

- AMERICAN EAGLE NOT Satisfied With the Service

J. Has your company supported a recent application for permanent, temporary or emergency temporary authority covering all or part of a requested service? If so, give the carrier's name, address and docket numbers, if known, and whether the application was granted or denied and the date of the action, if known. N.A

- We have not supported any other carrier application

K. Names, addresses & telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board.

- Not applicable: no unions

N.A

L. Signature of person giving statement.

Rocco Colantuono
(Signature of Witness)

Print name: Rocco Colantuono
Address: 1700 MARKET ST
P.O. & Zip: Philadelphia PA 19103
Tel #: 241-8890

VERIFICATION

TO THE COMMISSION:

The undersigned deposes and says that (s)he is the person who signed the Support Statement for the above-captioned applicant and that (s)he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information and belief.

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

Rocco Colantuono
Signature

Dated: 4-24

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: Application of

Docket No.

JOYCO, INC. t/a RAPID DELIVERY

A109534 F1 Am -

APPLICATION FOR EMERGENCY/TEMPORARY AUTHORITY

APPENDIX "B" STATEMENT OF SUPPORTING WITNESS

Witness Name:

ROBERT ECKSTEIN

Position:

DIRECTOR OF FINANCE

Organization/Company:

TIMBY BROWN & TIMBY

Address:

SUITE 3100 1518 MARKET ST

P.O. & Zip:

PHILADELPHIA PA 19103

Tel. No.

264-4141 (215)

Fax No.

264-4385 (215)

A. Describe service needed.

- Complete messenger service
 Rush delivery service - same day
 Packages weighing less than 100 pounds

B. From what points or areas is service needed?

- From Philadelphia
 From five county area: Phila., Del., Chester, Montgomery and Bucks
 Others in Pennsylvania

C. Current and recent needs: How are they met?

By Rapid Delivery

Frequency of trips Circle one

Hourly, daily, weekly, monthly

D. When do you need the service of the applicant?

- Every day
 Several times a day
 Every week

E. How long will your need for service continue?

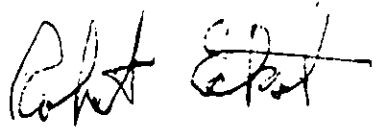
- Months
 Foreseeable future

Will you support the permanent authority application?

- Yes

- F. What are the consequences if applicant's service is not made available?
- Will have to make deliveries ourselves. We cannot trust another carrier
 - Will have to use the mail
 - Will have to use another carrier whose services we do not meet our needs
- G. What circumstances have created an immediate need for the requested service?
- Rapid Delivery
 - We have been expanding our business to areas beyond Philadelphia
 - We have found our business increasing and need more service
- H. What efforts did you make to obtain the service from existing carriers? Include the dates and results of these efforts.
- None. Rapid Delivery has been our carrier for rush delivery since July, 1990
 - We didn't try to get another carrier because we must have someone familiar with our special needs and those of our customers
 - We must have one carrier only. We cannot change couriers because a small percent of our shipments go outside Philadelphia city limits.
- I. Names and addresses of existing carriers who have failed, been unable or refused to provide service, and their reasons.
- quick couriers - "STINKO"
- J. Has your company supported a recent application for permanent, temporary or emergency temporary authority covering all or part of a requested service? If so, give the carrier's name, address and docket numbers, if known, and whether the application was granted or denied and the date of the action, if known.
- We have not supported any other carrier application
- K. Names, addresses & telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board.
- Not applicable: no unions

L. Signature of person giving statement.



(Signature of Witness)

Print name: ROBERT ECKSTEIN

Address: SUITE 3100 1818 MARKET ST

P.O. & zip: PHILADELPHIA PA 19103

Tel #: 215-564-4141

VERIFICATION

TO THE COMMISSION:

The undersigned deposes and says that (s)he is the person who signed the Support Statement for the above-captioned applicant and that (s)he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information and belief.

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



Signature

Dated: 7/23/92

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

RE: Application of

Docket No.

JOYCO, INC. t/a RAPID DELIVERY

A109534 F1 Am -

APPLICATION FOR EMERGENCY/TEMPORARY AUTHORITY

APPENDIX "B" STATEMENT OF SUPPORTING WITNESS

Witness Name: NEIL V. GOLDSTEIN

Position: PARTNER

Organization/Company: ZASLOW, DE SIMONE & GOLDSTEIN

Address: _____

P.O. & Zip: _____

Tel. No. 215-561-5200 Fax No. 215-561-2112

A. Describe service needed.

- Complete messenger service
- Rush delivery service - same day
- Packages weighing less than 100 pounds

B. From what points or areas is service needed?

- From Philadelphia
- From five county area: Phila., Del., Chester, Montgomery and Bucks
- Others in Pennsylvania

C. Current and recent needs: How are they met?

By Rapid Delivery

Frequency of trips Circle one

Hourly, daily, weekly, monthly

D. When do you need the service of the applicant?

- Every day
- Several times a day
- Every week

E. How long will your need for service continue?


- Months
- Foreseeable future

Will you support the permanent authority application?

Yes

- F. What are the consequences if applicant's service is not made available?
- Will have to make deliveries ourselves. We cannot trust another carrier
 - Will have to use the mail
 - Will have to use another carrier whose services we do not meet our needs
- G. What circumstances have created an immediate need for the requested service?
- Rapid Delivery
 - We have been expanding our business to areas beyond Philadelphia
 - We have found our business increasing and need more service
- H. What efforts did you make to obtain the service from existing carriers? Include the dates and results of these efforts.
- None. Rapid Delivery has been our carrier for rush delivery since _____, 19__
 - We didn't try to get another carrier because we must have someone familiar with our special needs and those of our customers
 - We must have one carrier only. We cannot change couriers because a small percent of our shipments go outside Philadelphia city limits.
- I. Names and addresses of existing carriers who have failed, been unable or refused to provide service, and their reasons.
- QUICK - TO SLOW
- J. Has your company supported a recent application for permanent, temporary or emergency temporary authority covering all or part of the requested service? If so, give the carrier's name, address and docket numbers, if known, and whether the application was granted or denied and the date of the action, if known.
- We have not supported any other carrier application
- K. Names, addresses & telephone numbers of all labor unions which represent, or which within the past 12 months have represented, or which have filed a petition to represent the employees of the supporting shipper with the National Labor Relations Board or the Pennsylvania Labor Relations Board.
- Not applicable: no unions

L. Signature of person giving statement.



(Signature of Witness)

Print name: NEIL V. GOLDSTEIN

Address: Suite 200, 110 S. 20th Street

P.O. & zip: Phila Pa. 19103

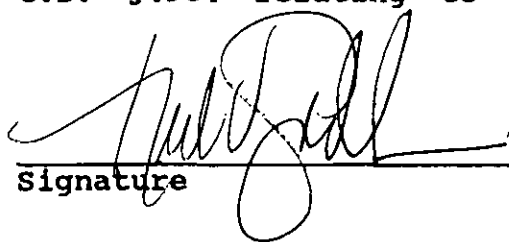
Tel #: 215-561-5200

VERIFICATION

TO THE COMMISSION:

The undersigned deposes and says that (s)he is the person who signed the Support Statement for the above-captioned applicant and that (s)he is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information and belief.

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



Signature

Dated: 4-23-92



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

May 24, 1993

IN REPLY PLEASE
REFER TO OUR FILE

A-00109534F6000

LOUIS J CARTER
7300 CITY LINE AVENUE
PHILADELPHIA PA 19151-2291

Application of Joyco, Inc. t/d/b/a Rapid Delivery

Dear Mr. Carter:

Receipt is acknowledged of your letter dated May 18, 1993 requesting the status of the above entitled proceeding.

This will advise you that on April 8, 1993, the exceptions to the tentative decision was assigned to the Law Bureau for report to the Commission.

We trust this information will be helpful to you.

Very truly yours,

DOCKETED
JUN 04 1993

John G. Alford
Secretary

cc: Law Bureau

JEP

**DOCUMENT
FOLDER**

LAW OFFICES
LOUIS J. CARTER
7300 CITY LINE AVENUE
PHILADELPHIA, PA. 19151-2291
(215) 879-8665

LOUIS J. CARTER*
JOEL E. MAZOR**
JILL EISEMAN BRONSON***

TELECOPIER # (215) 877-0955

May 18, 1993

IN REPLY PLEASE REFER TO FILE NO. 20416.151.3 ETA

KINDLY ADVISE AS TO THE STATUS OF THIS MATTER.

LOUIS J. CARTER *hufner*

RECEIVED

MAY 21 1993

LAW OFFICES
LOUIS J. CARTER
7300 CITY LINE AVENUE
PHILADELPHIA, PA. 19151-2291
(215) 879-8665

SECRETARY'S OFFICE
Public Utility Commission

LOUIS J. CARTER*
JOEL E. MAZOR**
JILL EISEMAN BRONSON**

TELECOPIER # (215) 877-0955

IN REPLY PLEASE REFER TO FILE NO.

20416.151.3 ETA

April 7, 1993

Sent UPS

* PENNA. & D.C. BAR
** PENNA. & N.Y. BAR

Office of the Secretary (Filing Unit)
Pennsylvania Public Utility Commission
P.O. Box 3265, North Office Building B-18
Harrisburg, PA 17105-3265

Re: PENNSYLVANIA PUBLIC UTILITY COMMISSION :
 : DOCKET NO.
 v. :
 : A-00109534 F.6000
 JOYCO, INC. t/d/b/a RAPID DELIVERY :

To the Secretary:

Enclosed for filing is the original and nine (9) copies
of

EXCEPTIONS BY APPLICANT TO TENTATIVE DECISION
DENYING GRANT OF EMERGENCY TEMPORARY
AUTHORITY

in the above-captioned matter.

Kindly acknowledge receipt on the enclosed extra copy
of this letter and return same in the self-addressed envelope
provided.

Sincerely,

Louis J. Carter

LOUIS J. CARTER
Attorney for Applicant
Joyco, Inc. t/d/b/a
Rapid Delivery

LJC/kmd
(RpdLtrPU.315)

Enclosure: As above

cc: Joyco, Inc. t/d/b/a Rapid Delivery, Attn: H. Wool (w/encl)
H. Kirk House, Assistant Counsel (w/encl)
Bureau of Transportation (w/encl)
Arthur Liebersohn, Trustee