

APPLICATION

A-00109534 F1 AMB

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

RECEIVED
93 FEB 17 PM 2:20

PA PUC
BUREAU OF
TRANSPORTATION
TELECOPIER # (215) 877-0955

IN REPLY PLEASE
REFER TO FILE NO.

20416.221U9534

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

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

February 16, 1993

Sent UPS

Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Attn: Bureau of Transportation
Application Section

Re: Application of	Docket No.
JOYCO, INC. t/a RAPID DELIVERY, Transferee	A.109534
CHARLES S. CREIGHTON t/d/b/a 5C DELIVERY SERVICE, Transferor	A.106772 F.1, Am-A

Ladies/Gentlemen:

Enclosed for filing are the original and two copies of
Application for Approval of Transfer and
Exercise of Common or Contract Carrier
Rights.

Also enclosed is Check No. 3788 in the amount of \$350
to cover the cost of the filing fee.

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

Sincerely,



LOUIS J. CARTER
Attorney for Transferee

LJC/kmd
(JoycoPUC.308)
Enclosures: As above
cc: Joyco, Inc. t/a Rapid Delivery, Attn: Howard Wool
Charles S. Creighton t/d/b/a 5C Delivery Service
Office of the Secretary (Filing Unit)



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

93 FEB 17 PM 2:20

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION
BUREAU OF TRANSPORTATION

Application of JOYCO, INC. t/a
RAPID DELIVERY SERVICE, INC.
(Applicant/Transferee-Buyer)

for approval of the transfer and to exercise the right
as a common carrier, described at Docket
(common-contract)

No. A-109534, Folder No. 1, issued to
Charles S. Creighton t/d/b/a 5C Delivery Service
(Transferor-Seller) A-106772

for transportation of property
(persons-property)

PUC USE ONLY
Docket No. A-109534
Folder No. F.1 AM-B

SEE INSTRUCTIONS BEFORE COMPLETING APPLICATION

1. JOYCO, INC. t/a RAPID DELIVERY SERVICE, INC.
(Full and correct name of applicant/transferee)

2. N/A
(Trade name, if any)

The trade name N/A been registered with the Secretary of the
(has or has not)

Commonwealth on N/A (attach copy of stamped registration form.)
(date)

3. 1933 Chestnut Street-rear (P.O. Box, if any)
(Business Street Address)

Philadelphia Phila. PA 19103 215-496-9600
(City) (County) (State) (Zip) (Telephone)

**DOCUMENT
FOLDER**

DOCKETED
APPLICATION DOCKET
APR 01 1993
ENTRY No. Jey

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

Louis J. Carter, Esq., 7300 City Line Ave., Phila. PA 19151 215-879-8665
(Name) (Address) (Telephone)

5. Any documents should be mailed to:

Transferee: Louis J. Carter, Esq., 7300 City Line Ave., Phila. PA 19151
(Name) (Address)

Transferor: Charles S. Creighton, 767 Windsor Circle, P.O. Box 221 Folcroft, PA 19032
(Name) (Address)

6. Applicant does hold Pa. PUC authority under Docket Number
(does or does not)

A- 109534 and operates as a common carrier.
(common or contract)

7. Applicant does hold Interstate Commerce Commission authority
(does or does not)

at Docket No. MC-255830.

8. Applicant is (check one):

Individual.

Partnership. Must attach a copy of the partnership agreement (unless a copy is presently on file with PUC), and list names and addresses of partners below (use additional sheet if necessary).

(Name)

(Address)

Corporation. Organized under the laws of the State of Pennsylvania
and qualified to do business in Pennsylvania by registering with the Secretary of the Commonwealth on August 6, 1990 (Attach copy of Certificate of Incorporation or Authority and statement of charter purpose). Include as an attachment a list of corporate officers and their titles and the names, addresses and number of shares held by each stockholder.

9. If applicant, its stockholders or partnership members are in control of or affiliated with any other carrier, state name of carrier(s), Docket Number(s) and nature of control or affiliation.

Applicant is affiliated with Print Express, Inc. at A-108984 by
Common ownership of capital stock.

10. Applicant proposes to acquire all of the operating rights now held
(all or part)
by transferor. Attach sheet describing rights to be transferred to applicant
and rights to be retained by transferor, if any. If any rights are to be omitted,
give reasons.

11. The reason for the transfer is that Transferor, due to loss of customers,
he had to sell two vans, and discontinue radio service and secure
other employment to earn his livelihood.

12a. The following must be attached:

Exhibit

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

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

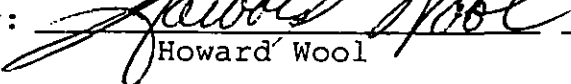
- Partnership Agreement.
- Trade Name registration certificate.
- 12 H Certificate of Incorporation. (Pa. Corporation only)
- Certificate of Authority. (Foreign ((out-of-state)) Corporation only)
- 12 I Statement of corporate charter purpose. (corporations only)
- 12 J List of corporate officers and stockholders. (corporations only)
- Copy of short form certificate showing date of death of transferor and name of executor
or administrator/administratrix.

13. Transferor attests that all general assessments and fines are paid, that no annual reports are due and agrees to continue to render the service which is to be transferred until this application is approved, whereupon transferor will surrender said certificate or permit for cancellation.
14. Transferee agrees to assume and pay any General Assessments that may be made against transferor as a common carrier for any and all operating periods up to the actual date of the transfer.

WHEREFORE, Transferee and Transferor request that the Commission grant the Transfer.


Transferee sign here: JOYCO, INC. t/a
RAPID DELIVERY SERVICE INC. Nov. 6, 1992
(each partner must sign) (Date)

(Corporate Seal)

By: 
Howard Wool

Transferor sign here: CHARLES S. CREIGHTON t/d/b/a
5C DELIVERY SERVICE Nov. 9, 1992

(Corporate Seal)

By: 
Charles S. Creighton

THIS MUST BE COMPLETED BY NOTARY PUBLIC
AFFIDAVIT OF TRANSFEREE/APPLICANT (Natural Person)

COMMONWEALTH OF PENNSYLVANIA :
: ss:
_____ County :

_____, being duly sworn (affirmed) according to law, deposes and says that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and he expects to be able to prove the same at the hearing hereof. The undersigned understands that the statements therein are made subject to the penalties of 18 Pa.C.S. Sec. 4904 relating to unsworn falsification to authorities.

Signature of Affiant

Sworn and subscribed before me this _____
day of _____ 19 _____
My Commission Expires _____

Signature of Official Administering Oath

AFFIDAVIT OF TRANSFEREE/APPLICANT (Corporation)

COMMONWEALTH OF PENNSYLVANIA :
: ss:
PHILADELPHIA _____ County :

Howard Wool _____, being duly sworn (affirmed) according to law, deposes and says that he is President of Joyco Inc. t/a Rapid Delivery Service,
(Office of Affiant) (Name of Corporation)

that he is authorized to and does make this affidavit for it; and that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and that he expects the said Joyco Inc. t/a Rapid Delivery to be able to prove the same
(Name of Corporation)

the same at the hearing hereof. The undersigned understands that the statements therein are made subject to the penalties of 18 Pa.C.S. Sec. 4904 relating to unsworn falsification to authorities.

Signature of Affiant

~~Sworn~~ and subscribed before me this _____
day of Nov. 19 92
~~My Commission Expires~~ _____

Signature of Official Administering Oath

THIS MUST BE COMPLETED BY NOTARY PUBLIC
AFFIDAVIT OF TRANSFEREE/APPLICANT (Natural Person)

COMMONWEALTH OF PENNSYLVANIA :
 : ss:
 _____ County :

_____, being duly sworn (affirmed) according to law, deposes and says that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and he expects to be able to prove the same at the hearing hereof. The undersigned understands that the statements therein are made subject to the penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities.

Signature of Affiant

Sworn and subscribed before me this _____
day of _____ 19 _____
My Commission Expires _____

Signature of Official Administering Oath

AFFIDAVIT OF TRANSFEROR/SELLER (Corporation)

COMMONWEALTH OF PENNSYLVANIA :
 : ss:
 Delaware _____ County :

Charles S. Creighton, being duly sworn (affirmed) according to law, deposes and says that he is President of 5C Delivery Service; (Office of Affiant) (Name of Corporation)

that he is authorized to and does make this affidavit for it; and that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and that he expects the said 5C Delivery Service to be able to prove the (Name of Corporation)

same at the hearing hereof. The undersigned understands that the statements therein are made subject to the penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn falsifications to authorities.

Charles S. Creighton
Signature of Affiant

~~Sworn~~ and subscribed before me this _____
day of Nov. 19 92
~~My Commission Expires~~ _____

~~Signature of Official Administering Oath~~

Exhibit 12 A
Sales Agreement

Joyco, Inc. t/a
Rapid Delivery
1933 Chestnut Street
Philadelphia, PA 19103

September 24, 1992

Charles S. Creighton
t/d/b/a 5C Delivery Service
767 Windsor Circle
P.O. Box 221
Folcroft, Delaware County, PA 19032

Re: Pennsylvania Public Utility Commission Certificate Dkt. No. A-00106772 F1 Am-A

Dear Mr. Creighton:

The undersigned offers to purchase the above-mentioned rights, exclusive of equipment, on the following terms:

1. The price is to be One Thousand Dollars (\$1,000.00).
2. The undersigned is depositing the entire amount to Louis J. Carter, Esq. as Escrowee.
3. The undersigned agrees that the Escrowee will hold the purchase money in escrow subject to the terms of an Agreement of Sale (as described in Para. 8 below).
4. The purchase price will be paid over upon approval of the transfer by the Pennsylvania Public Utility Commission.
5. You represent and warrant that title (the right to transfer) will be good and marketable and free of any claims or encumbrances. Should a claim of dormancy be made in the transfer proceeding, an adjustment mutually agreeable to the parties will be made to mitigate any legal costs should litigation be required or in the alternative Buyer may withdraw from the Agreement without any obligation and all purchase monies will be returned.
6. No brokers' commission or other fee shall be due by Buyer to Seller or any other third person.
7. Buyer's counsel will arrange to withdraw the Seller's Application for Discontinuance.

~~8. The full terms of this transaction shall be more fully set forth in an Agreement of Sale to be prepared by counsel, which document will be agreeable to the Buyer and Seller.~~

9. This offer shall expire five (5) days from the date hereof.

Seller's Acceptance and Agreement

Charles S. Creighton

Joyco, Inc. t/a
Rapid Delivery

By: Howard Wool

Howard Wool

Exhibit 12 B
List of Equipment

List of equipment to be used to render service

All vehicles are leased.

Exhibit "B"

Exhibit 12 C
Operating Authority

Charles S. Creighton t/d/b/a 5C Delivery Service
A-00106772, Folder 1, Am-A

Operating Authority to be transferred/retained

To transport, as a Class D carrier, property, in parcels and packages, no single parcel or package to exceed one hundred (100) pounds in weight, between points in the borough of Folcroft, Delaware County, and points within Delaware County within an airline distance of ten (10) statute miles of the limits thereof, and from points in said territory to points in the counties of Delaware, Philadelphia, Montgomery, Chester and Bucks, limited to the pick up and delivery of shipments on the same calendar day;

subject to the following condition:

That no right, power or privilege is granted to transport personal baggage of airline passengers arriving at the Philadelphia International Airport, located in the city and county of Philadelphia and the township of Tinicum, Delaware County.

Exhibit "C"

Exhibit 12 D
Statement of Financial Condition

ELLIOTT P. BROWNSTEIN, CPA
ROBERT V. TETI, CPA
ROBERT F. RULEY, CPA
ALAN B. MAY, CPA

125 COULTER AVENUE
ARDMORE, PENNSYLVANIA 19003
(215) 898-0830
FAX (215) 898-5816

Shareholders
Joyco, Inc.
1933 Chesnut Street
Philadelphia, PA 19103

We have compiled the accompanying balance sheet of JOYCO, INC., (an S Corporation) as of September 30, 1992 and the related statement of earnings and retained earnings for the nine month period then ended, in accordance with Statements on Standards for Accounting and Review Services issued by the American Institute of Certified Public Accountants.

A compilation is limited to presenting, in the form of financial statements and supplementary schedules information that is the representation of management. We have not audited or reviewed the accompanying financial statements and accordingly, do not express an opinion or any other form of assurance on them.

Management has elected to omit substantially all of the disclosures and the statement of cash flows required by generally accepted accounting principles. If the omitted disclosures were included in the financial statements, they might influence the user's conclusions about the Company's financial position and results of operations. Accordingly, these financial statements are not designed for those who are not informed about such matters.

The Company, with the consent of its shareholders, has elected under the Internal Revenue Code to be an S Corporation. In lieu of Corporation income taxes, the shareholders of an S Corporation are taxed on their proportionate share of the Company's taxable income. Therefore, no provision or liability for federal income taxes has been included in these financial statements.

The information included in the accompanying schedules is presented only for supplementary analysis purposes. Such information has been compiled from information that is the representation of management, without audit or review. Accordingly, we do not express an opinion or any other form of assurance on the supplementary information.

Brownstein Teti & Company Ltd

October 28, 1992

MEMBER AMERICAN INSTITUTE OF CERTIFIED PUBLIC ACCOUNTANTS • PENNSYLVANIA INSTITUTE OF CERTIFIED PUBLIC ACCOUNTANTS

Joyco, Inc.
Balance Sheet

September 30, 1992

ASSETS

Current Assets	
Cash	\$ 21,641
Accounts Receivable Trade	71,122
Due from H. Wool Co.	45
Prepaid Taxes	600
	<hr/>
Total Current Assets	93,408
	<hr/>
Property and Equipment	
Machinery and Equipment	2,136
	<hr/>
Total	2,136
Less: Accumulated depreciation	2,136
	<hr/>
Total Property and Equipment	0
	<hr/>
Other Assets	
PUC Rights	5,500
Restrictive Covenant	31,275
	<hr/>
Total Other Assets	36,775
	<hr/>
Total Assets	\$ 130,183
	<hr/> <hr/>

See accompanying accountants' compilation report
which is an integral part of these statements

Joyco, Inc.
Balance Sheet

September 30, 1992

LIABILITIES

Current Liabilities	
Current Maturities Long Term Debt	\$ 38,471
Accounts Payable	2,469
Payroll Taxes Payable	3,191
	<u>44,131</u>
Total Current Liabilities	
	<u>44,131</u>
Long Term Debt	
Loan Payable-Priority One	25,246
Loan Payable-United Valley Bank	35,010
Loan Payable-Officer	9,419
	<u>69,676</u>
Total	69,676
Less: Current Maturities Long Term Debt	(38,471)
	<u>31,205</u>
Total Long Term Debt	<u>31,205</u>
Total Liabilities	<u>75,336</u>

STOCKHOLDERS' EQUITY

Common Stock	1,000
Retained Earnings (Deficit)	53,347
	<u>54,347</u>
Total Stockholders' Equity	<u>54,347</u>
Total Liabilities & Stockholders' Equity	\$ <u>130,183</u>

See accompanying accountants' compilation report
which is an integral part of these statements

Statement of Earnings and Retained Earnings

	From Jul 1, 1992 Percent To Sep 30, 1992		From Jan 1, 1992 Percent To Sep 30, 1992	
Income				
Sales	\$ 200,352	100.0	\$ 471,022	100.0
	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Total Income	200,352	100.0	471,022	100.0
	<u> </u>	<u> </u>	<u> </u>	<u> </u>
General and Administrative	176,902	88.3	435,513	92.5
	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Net Income	23,450	11.7	35,509	7.5
	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Begin Retained Earn			18,339	
			<u> </u>	
End Retained Earn			\$ 53,847	
			<u> </u>	

See accompanying accountants' compilation report
which is an integral part of these statements

Exhibit 12 E
Statement of Unpaid Business Debts

STATEMENT OF HOW TRANSFEROR'S DEBTS WILL BE PAID

Unpaid debts of Transferor will be paid from proceeds
of sale.

Exhibit 12 F
Statement of Safety Program

ATTACHMENT IN RESPONSE TO QUESTION SAFETY PROGRAM

Safety program. Statement of existing or proposed practices and procedures, such as training of drivers and maintenance of vehicles, to provide for safe operations.

I, the undersigned, certify that I have access to and am familiar with all applicable regulations of the Pennsylvania Public Utility Commission and the U.S. Department of Transportation relating to the safe operation of commercial vehicles and the safe transportation of hazardous materials and I will comply with these regulations and see that my drivers and other employees are conversant with them. Applicant will verify the physical qualifications of drivers and maintain a drivers qualification file and will instruct the drivers in the inspection of equipment to be satisfied that they are in proper working order.

Applicant does and shall maintain insurance coverage sufficient to comply with the law and regulations.

Exhibit "F"

Exhibit 12 G
Statement of Transferee's experience

Statement of transferee's experience

Applicant's President Howard Wool verifies that since 1989 he has operated the business of the transferee and an affiliated company. Prior thereto, he was for many years engaged in various business ventures.

Exhibit 12 H
Certificate of Incorporation

ARTICLES OF INCORPORATION

PLEASE INDICATE (CHECK ONE) TYPE CORPORATION:
 DOMESTIC BUSINESS CORPORATION
 DOMESTIC BUSINESS CORPORATION A CLOSE CORPORATION - COMPLETE BACK
 DOMESTIC PROFESSIONAL CORPORATION ENTER BOARD LICENSE NO.

FEE
\$75.00

COMMONWEALTH OF PENNSYLVANIA
 DEPARTMENT OF STATE - CORPORATION BUREAU
 308 NORTH OFFICE BUILDING, HARRISBURG, PA 17120

010 NAME OF CORPORATION (MUST CONTAIN A CORPORATE INDICATOR UNLESS EXEMPT UNDER 15 P.S. 2908 B)
 Joyco, Inc.

011 ADDRESS OF REGISTERED OFFICE IN PENNSYLVANIA (P.O. BOX NUMBER NOT ACCEPTABLE)
 19 Overbrook Parkway

012 CITY Philadelphia 033 COUNTY Philadelphia 013 STATE PA 064 ZIP CODE 19151

050 EXPLAIN THE PURPOSE OR PURPOSES OF THE CORPORATION

Delivery Service

(ATTACH 8 1/2 x 11 SHEET IF NECESSARY)

The Aggregate Number of Shares, Classes of Shares and Per Value of Shares Which the Corporation Shall have Authority to Issue:

040 Number and Class of Shares 10,000	041 Stated Per Value Per Share if Any No Par	042 Total Authorized Capital 1,000	031 Term of Existence Perpetual
--	---	---------------------------------------	------------------------------------

The Name and Address of Each Incorporator, and the Number and Class of Shares Subscribed to by each Incorporator

060 Name	061, 062, 063, 064 Address (Street, City, State, Zip Code)	Number & Class of Shares
Joyce Wool	19 Overbrook Pkwy., Phila., PA 19151	45
Brad Wool	19 Overbrook Pkwy., Phila., PA 19151	10
Howard Wool	19 Overbrook Pkwy., Phila., PA 19151	45
(ATTACH 8 1/2 x 11 SHEET IF NECESSARY)		

IN TESTIMONY WHEREOF, THE INCORPORATOR (S) HAS (HAVE) SIGNED AND SEALED THE ARTICLES OF INCORPORATION

THIS 1st DAY OF July 1990

Joyce Wool
Brad Wool

Howard Wool

— FOR OFFICE USE ONLY —

030 FILED AUG 6 1990 <i>Christopher A. Lewis</i>	002 CODE	003 REV BOX	SEQUENTIAL NO.	100 MICROFILM NUMBER 9040 91
	REVIEWED BY <i>JD</i>	004 SIC	AMOUNT \$	001 CORPORATION NUMBER 1588585
	DATE APPROVED	CERTIFY TO <input type="checkbox"/> REV. <input type="checkbox"/> L & I <input type="checkbox"/> OTHER	INPUT BY	(REFILE) AUG 6 1990
	DATE REJECTED	MAILED BY DATE	VERIFIED BY	LOG OUT LOG OUT (REFILE)

Secretary of the Commonwealth
 Department of State
 Commonwealth of Pennsylvania

Exhibit "H"

Exhibit 12 I
Statement of Corporate Charter Purpose

ARTICLES OF INCORPORATION

PLEASE INDICATE (CHECK ONE) TYPE CORPORATION:

- DOMESTIC BUSINESS CORPORATION
- DOMESTIC BUSINESS CORPORATION
A CLOSE CORPORATION - COMPLETE BACK
- DOMESTIC PROFESSIONAL CORPORATION
ENTER BOARD LICENSE NO.

FEE
\$75.00

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE - CORPORATION BUREAU
308 NORTH OFFICE BUILDING, HARRISBURG, PA 17120

010 NAME OF CORPORATION (MUST CONTAIN A CORPORATE INDICATOR UNLESS EXEMPT UNDER 15 P.S. 2908 B)
Joyco, Inc.

011 ADDRESS OF REGISTERED OFFICE IN PENNSYLVANIA (P.O. BOX NUMBER NOT ACCEPTABLE)
19 Overbrook Parkway

012 CITY Philadelphia 033 COUNTY Philadelphia 013 STATE PA 064 ZIP CODE 19151

020 EXPLAIN THE PURPOSE OR PURPOSES OF THE CORPORATION

Delivery Service

(ATTACH 8 1/2 x 11 SHEET IF NECESSARY)

The Aggregate Number of Shares, Classes of Shares and Per Value of Shares Which the Corporation Shall have Authority to Issue:

040 Number and Class of Shares 10,000	041 Stated Per Value Per Share if Any No Par	042 Total Authorized Capital 1,000	031 Term of Existence Perpetual
--	---	---------------------------------------	------------------------------------

The Name and Address of Each Incorporator, and the Number and Class of Shares Subscribed to by each Incorporator

060 Name	061, 062 063, 064 Address (Street, City, State, Zip Code)	Number & Class of Shares
Joyce Wool	19 Overbrook Pkwy., Phila., PA 19151	45
Brad Wool	19 Overbrook Pkwy., Phila., PA 19151	10
Howard Wool	19 Overbrook Pkwy., Phila., PA 19151	45

(ATTACH 8 1/2 x 11 SHEET IF NECESSARY)

IN TESTIMONY WHEREOF, THE INCORPORATOR (S) HAS (HAVE) SIGNED AND SEALED THE ARTICLES OF INCORPORATION

THIS 17 DAY OF July 1990

Joyce Wool
Brad Wool

Howard Wool

- FOR OFFICE USE ONLY -

030 FILED AUG 6 1990 <i>Christopher A. Lewis</i>	002 CODE	003 REV BOX	SEQUENTIAL NO.	100 MICROFILM NUMBER 9040 91
	REVIEWED BY <i>JD</i>	004 SICC	AMOUNT \$	001 CORPORATION NUMBER 1588585
	DATE APPROVED	CERTIFY TO <input type="checkbox"/> REV. <input type="checkbox"/> L & I <input type="checkbox"/> OTHER	INPUT BY	(REFILE) AUG 6 1990
	DATE REJECTED	MAILED BY DATE	VERIFIED BY	LOG OUT LOG OUT (REFILE)

Exhibit "I"

Exhibit 12 J
List of Corporate Officers and Stockholders

List of Corporate Officers and Stockholders

Officers

Howard Wool	-	President, Secretary, Treasurer
Joyce Wool	-	Vice President, Asst. Secretary, Assistant Treasurer
Brad Wool	-	Vice President, Asst. Secretary

Stockholders & Respective Share Ownership

Howard Wool & Joyce Wool	(90%)
Brad Wool	(10%)

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held September 17, 1987

Commissioners Present:

Bill Shane, Chairman
Linda C. Taliaferro
Frank Fischl
William H. Smith

Application of Charles S. Creighton,
t/d/b/a 5C Delivery Service, for
the right to begin to transport, as
a common carrier, by motor vehicle,
property, in parcels and packages,
no single parcel or package to exceed
one hundred (100) pounds in weight,
between points in the borough of
Folcroft, Delaware County and within
an airline distance of fifteen (15)
statute miles of the limits thereof,
and from points in said territory,
to points in the counties of Delaware,
Philadelphia, Montgomery, Chester
and Bucks, limited to the pick up
and delivery of shipments on the same
calendar day.

A-00106772

Petrikin, Wellman, Damico, Carney & Brown, by Kristine F. Hughey, for
the applicant.
Raymond A. Thistle, Jr., for the protestant, Metro Transportation Co.,
t/a Yellow Cab Co.
William H.R. Casey for the protestant, Hatboro Delivery Service, Inc.
Ominsky & Welsh, P.C., by Joseph S. Ziccardi, for the protestant, Flite
Line Service, Inc.
Joseph J. Carroll for the protestant, STS Motor Freight, Inc.
Bock and Finkelman, by Harris T. Bock, for the protestant, Pony Express
Courier Corporation.
Louis J. Carter for the protestant, American Eagle Express, Inc.
Abrahams & Loewenstein, by Alan Kahn, for the protestant, Jamour, Inc.,
t/d/b/a Quick Courier Service.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application for permanent authority filed February 12, 1986. A corresponding application for emergency temporary authority was filed on the same date and an application for temporary authority was filed on March 3, 1986. Public notice of the applications was given in the Pennsylvania Bulletin of March 15, 1986. Seven protests were filed to the applications.

By tentative decision adopted March 27, 1986, we denied emergency temporary authority. We also denied temporary authority by a tentative decision adopted May 1, 1986. The applicant filed timely exceptions to this decision and by order adopted July 24, 1986, we granted the exceptions and approved temporary authority for the applicant to serve three named shippers. One protestant, American Eagle Express, Inc., filed a petition for reconsideration and rescission of this order. This protestant subsequently withdrew its protest; by our action today, we shall dismiss the petition as moot.

At a hearing held September 25, 1986, Administrative Law Judge Sheldon W. Farber accepted a restrictive amendment submitted by applicant's counsel. By order dated October 22, 1986, Judge Farber directed the applicant to proceed under modified administrative procedure, upon receipt of written withdrawals from all of the protestants. All of the protests were withdrawn, contingent upon the Commission's acceptance of the restrictive amendment, as follows:

To transport property, in parcels and packages, no single parcel or package to exceed one hundred pounds (100) pounds in weight, between points in the borough of Folcroft, Delaware County and points within Delaware County within an airline distance of ten (10) statute miles of the limits thereof, and from points in said territory to points in the counties of Delaware, Philadelphia, Montgomery, Chester and Bucks, limited to the pick up and delivery of shipments on the same calendar day; Provided that no right, power or privilege shall be granted to the applicant to transport personal baggage of airline passengers arriving at airports in the city and county of Philadelphia from said airport to points in the said city and county and within an airline distance of sixty (60) statute miles of the limits of said city and county.

The now unopposed application is certified to the Commission for its decision without further oral hearing. The record consists of verified statements filed on behalf of the applicant and five supporting shippers.

*Copy of record
1/25/88*

Charles S. Creighton is a sole proprietor operating under the duly registered trade name of 5C Delivery Service (applicant). He will operate from his residence in Folcroft, Delaware County. Four Ford vans are available to perform the service; to expedite delivery, mobile radios and a beeper service will be used by drivers. As evidence of his financial capacity to perform the proposed service, the applicant reports total assets of \$44,476, with liabilities of \$18,193, leaving a net worth of \$26,283.

Harry S. Caruso, president of Sperry Graphic Company, submitted a verified statement in support of the application. This shipper distributes ring binders from its facility in Folcroft, Delaware County, to industries, corporations and stationery outlets in the Delaware Valley. Approximately thirty shipments will be tendered to the applicant each week for same day delivery to customers.

Steven Lee Holtzin, vice president of Yoder & Armstrong Printing, submitted a verified statement in support of the application. In connection with its printing business, located in East Lansdowne, Delaware County, this shipper requires the emergency delivery of printed materials to its customers on the average of four times per week.

Thomas M. Foy, president of Standard Business & Systems Company, submitted a verified statement in support of the application. This Collingdale, Delaware County, firm ships business forms on an expedited basis to corporations, offices and businesses located in the Delaware Valley. It expects to use the applicant's service about five times per week.

Terry A. Hays, general manager of Ergang Stanton Company, submitted a verified statement in support of the application. This shipper plans to use the applicant to transport advertising specialty items from its Lester, Delaware County, facility to its customers approximately twice each week.

John P. Gillon, the owner of Gillon Printing, submitted a verified statement in support of the application. He expects to call on the applicant to deliver, on a same day basis, printed matter from his Norwood, Delaware County, shop to his customers.

Turning to the condition to the amended application relating to prohibit the transportation of airline passenger baggage from airports in the city and county of Philadelphia, we note that the applicant has restricted the right so that all moves must originate in Delaware County. We recognize that the Philadelphia International Airport is partially located in Delaware County and shall modify the condition to prohibit transportation from that airport. The applicant and protestants should be aware, however, that the vast majority of airline baggage transportation is interstate in nature and, therefore, beyond this Commission's jurisdiction.

After a review of the record before us, we find it sufficient to warrant approval of the application, as amended and modified.

We find that:

1. The applicant is fit to hold a certificate of public convenience.
2. The applicant has demonstrated that there is a public need for the proposed service, as amended and modified.
3. Approval of the application, as amended and modified, is necessary for the accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application, as amended and modified, be and is hereby approved granting the following right:

To transport, as a Class D carrier, property, in parcels and packages, no single parcel or package to exceed one hundred (100) pounds in weight, between points in the borough of Folcroft, Delaware County, and points within Delaware County within an airline distance of ten (10) statute miles of the limits thereof, and from points in said territory to points in the counties of Delaware, Philadelphia, Montgomery, Chester and Bucks, limited to the pick up and delivery of shipments on the same calendar day;

subject to the following condition:

That no right, power or privilege is granted to transport personal baggage of airline passengers arriving at the Philadelphia International Airport, located in the city and county of Philadelphia and the township of Tinicum, Delaware County.

IT IS FURTHER ORDERED: That the petition for reconsideration and rescission of the grant of temporary authority, filed by American Eagle Express, Inc., be and is hereby dismissed.

IT IS FURTHER ORDERED: That the authority granted herein, to the extent that it duplicates authority now held by or subsequently granted to the carrier, shall not be construed as conferring more than one operating right.

IT IS FURTHER ORDERED: That upon compliance with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of this Commission relative to the filing and acceptance of evidence of insurance and a tariff establishing just and reasonable

rates, a certificate issue evidencing the Commission's approval of the right to operate as above-determined.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

BY THE COMMISSION,

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: September 17, 1987

ORDER ENTERED: SEP 25 1987

March 9, 1993

IN REPLY PLEASE
REFER TO OUR FILE

Louis J. Carter, Esquire
7300 City Line Avenue
Philadelphia, PA 19151-2291

IN RE: Transfer Application of JOYCO, INC. t/a RAPID DELIVERY SERVICE, INC.
for the authority of Charles S. Creighton t/d/b/a 5C Delivery

Dear Sir:

In the matter of the above entitled transfer application, Charles S. Creighton, t/d/b/a 5C Delivery has an outstanding assessment balance of \$49.00. This information was received from Louis Miller of our assessment section. I cannot process the transfer application until this balance has been paid.

If you have any questions about this balance, please contact Mr. Miller at (717) 787-5620.

Very truly yours,

Joan E. Gorenc
Application Examiner
Bureau of Transportation

March 9, 1993

IN REPLY PLEASE
REFER TO OUR FILE

Louis J. Carter, Esquire
7300 City Line Avenue
Philadelphia, PA 19151-2291

IN RE: Transfer Application of JOYCO, INC. t/a RAPID DELIVERY SERVICE, INC.
for the authority of Charles S. Creighton t/d/b/a 5C Delivery

Dear Sir:

In the matter of the above entitled transfer application, Charles S. Creighton, t/d/b/a 5C Delivery has an outstanding assessment balance of \$49.00. This information was received from Louis Miller of our assessment section. I cannot process the transfer application until this balance has been paid.

If you have any questions about this balance, please contact Mr. Miller at (717) 787-5620.

Very truly yours,

Joan E. Gorenc
Application Examiner
Bureau of Transportation

AS20

92

PU

732790

UT CODE: 732790

NAME: CREIGHTON, CHARLES S.

UT TYPE: TK

T/A: T/A 5C DELIVERY SERVICE

767 WINDSOR CIRCLE, P.O. BOX 221

A-00106772

FOLCROFT PA 19032

BILLING REGISTER

BALANCE

PAYMENTS

REVENUE

\$49.00

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12

AMOUNT	TYPE	DATE
\$34.00		02/05/92
\$484.00		07/03/92

AMOUNT	TYPE	DATE
\$86,325	R	03/31/92

CURRENT:

\$549.00

12/09/92

PRIOR:

\$18.00

ADD1:

ADD2:

STATUS: A

REMARKS:

*4/1/93
 as of this date,
 Lou Miller is in
 receipt of \$49.00
 check for this assessment.*

DATE:

SUBJECT: Assessment Balance of Transferor

TO: Louis Miller, Assessment Specialist

FROM: David Ehrhart, Supervisor
Application Section


We are in receipt of an application to transfer the authority held by:

Name Creighton, Charles S., T/A 5c Delivery Service
A# 00106772
Utility Code 732790

Please review your records, indicate below the current assessment balance of this carrier and return this memo to me.

Balance 49.00
Signed Louis Miller
Date 3/8/93

Thanks for your help and cooperation.

Thank you so much!!


RECEIVED
BUDGET, FISCAL & ASSESSMENT
93 MAR -14 AM 11:01
PA PUC

April 16, 1993

IN REPLY PLEASE
REFER TO OUR FILE

■
LOUIS J CARTER
ATTORNEY AT LAW
7300 CITY LINE AVENUE
PHILADELPHIA PA 19151
■

In re: A-00109534, F. 1, Am-B - Application of Joyco, Inc.,
t/d/b/a Rapid Delivery

Dear Sir:

Acknowledgement is made of an application filed by you on behalf of Joyco, Inc., t/d/b/a Rapid Delivery for the rights of Charles S. Creighton, t/d/b/a 5C Delivery.

The application has been captioned as attached and will be submitted for review, provided no protests are filed on or before May 10, 1993. If protests are filed, you will be advised as to further procedure.

This application is accepted with the understanding that Charles S. Creighton, t/d/b/a 5C Delivery will continue to render the service covered by his certificate and comply with all the rules of the Commission, including the carrying of continuous insurance, until final disposition is made of the application by the Commission.

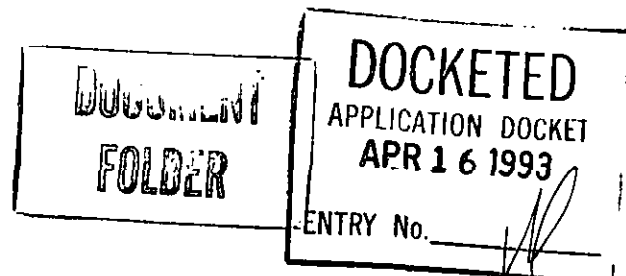
You are further advised that the above application will be published in the Pennsylvania Bulletin of April 17, 1993.

Very truly yours,

David Ehrhart
Supervisor - Application Section
Bureau of Transportation

DE:RP:11

cc: Applicant
1933 Chestnut Street Rear
Philadelphia, PA 19103



A-00109534, Folder 1, Am-B JOYCO, INC., t/d/b/a RAPID DELIVERY (1933 Chestnut Street - Rear, Philadelphia, Philadelphia County, PA 19103), a corporation of the Commonwealth of Pennsylvania, inter alia - property, between points in the city and county of Philadelphia, including the 69th Street area: SO AS TO PERMIT the transportation of property, in parcels and packages, no single parcel or package to exceed one hundred (100) pounds in weight, between points in the borough of Folcroft, Delaware County, and points within Delaware County within an airline distance of ten (10) statute miles of the limits thereof, and from points in said territory to points in the counties of Delaware, Philadelphia, Montgomery, Chester and Bucks, limited to the pick up and delivery of shipments on the same calendar day; subject to the following condition: That no right, power or privilege is granted to transport personal baggage of airline passengers arriving at the Philadelphia International Airport, located in the city and county of Philadelphia and the township of Tinicum, Delaware County; which is to be a transfer of the rights authorized under the certificate issued at A-00106772 to Charles S. Creighton, t/d/b/a 5C Delivery, subject to the same limitations and conditions. Attorney: Louis J. Carter, 7300 City Line Avenue, Philadelphia, PA 19151.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

Published in Pennsylvania Bulletin

APR 17 1993

BUREAU OF TRANSPORTATION
COMMON CARRIER
April 1993

A-00109534
F. 1
Am-B

Application of Joyco, Inc., t/d/b/a Rapid Delivery, a corporation of the Commonwealth of Pennsylvania, for amendment to its common carrier certificate, which grants the right, inter alia, to transport, by motor vehicle, property between points in the city and county of Philadelphia, including the 69th Street area: SO AS TO PERMIT the transportation of property, in parcels and packages, no single parcel or package to exceed one hundred (100) pounds in weight, between points in the borough of Folcroft, Delaware County, and points within Delaware County within an airline distance of ten (10) statute miles of the limits thereof, and from points in said territory to points in the counties of Delaware, Philadelphia, Montgomery, Chester and Bucks, limited to the pick up and delivery of shipments on the same calendar day; subject to the following condition: That no right, power or privilege is granted to transport personal baggage of airline passengers arriving at the Philadelphia International Airport, located in the city and county of Philadelphia and the township of Tinicum, Delaware County; which is to be a transfer of the rights authorized under the certificate issued at A-00106772 to Charles S. Creighton, t/d/b/a 5C Delivery, subject to the same limitations and conditions.

JG:11
4/6/93

Application received: 2/17/93
Application docketed: 4/1/93

NH

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
APR 16 1993
ENTRY No.

Protests due MAY 10 1993