

**WILLIAM G. SCHWAB AND ASSOCIATES**  
**ATTORNEYS AT LAW**

811 Blakeslee Boulevard Drive East  
Post Office Box 56  
Lehighton, Pennsylvania 18235

(610) 377-5200  
(717) 669-6300  
Fax  
(610) 377-5209  
Internet  
schwab@postoff  
ice.ptd.net

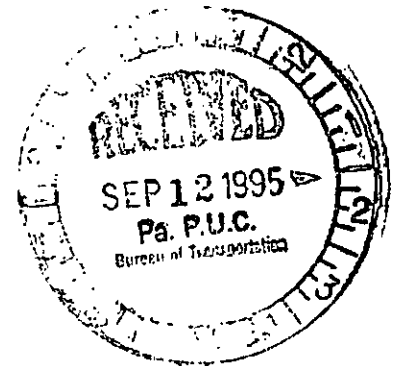
Michael S. Greek

Of Counsel

David L. Masenheimer

September 8, 1995

Attn: Applications Section  
Pa. Public Utilities Commission  
North Office Building  
P.O. Box 3265  
Harrisburg, PA 17105-3265



RE: BHPH, Inc.  
Our File No. 941-25

Dear Sir/Madam:

Enclosed please find an Application for Motor Carrier Certificate or Permit for a Limousine Service, along with a Verified Statement of Applicant, which I wish to duly file of record with your office on behalf of my client, BHPH, Inc. I have also enclosed a certified check in the amount of \$350.00 made payable to the State Treasurer, representing the filing fee for same.



Thank you for your cooperation in this matter. Should you have any questions, please do not hesitate to contact me.

Very sincerely yours,

William G. Schwab

WGS/mms

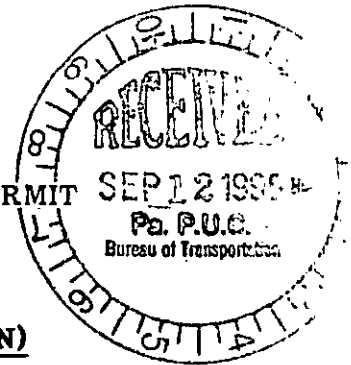
Enclosures

cc: Mr. George F. Mermon (w/enclosures)

CERTIFIED MAIL-  
RETURN RECEIPT REQUESTED

BEFORE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

APPLICATION FOR MOTOR CARRIER CERTIFICATE OR PERMIT



(SEE INSTRUCTIONS BEFORE PREPARING APPLICATION)

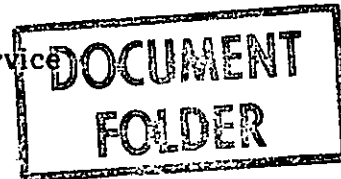
In re: Application of  
BHPH, INC.

APPLICATION DOCKET  
No. A-112473  
Folder No.

for a certificate of public convenience or a permit  
evidencing the Commission's approval of the right and  
privilege of operating motor vehicles as a motor  
carrier for the transportation of **PERSONS**.

(Check one only)

- |   |   |
|---|---|
| <input type="checkbox"/> Airport Transfer Service | <input type="checkbox"/> Call or Demand Service       |
| <input type="checkbox"/> Group & Party Service    | <input checked="" type="checkbox"/> Limousine Service |
| <input type="checkbox"/> Scheduled Route Service  | <input type="checkbox"/> Paratransit Service          |



TO PENNSYLVANIA PUBLIC UTILITY COMMISSION:

1. BHPH, INC.  
(Full and correct name of applicant)

2. NONE  
(Trade name, if any)

The trade name \_\_\_\_\_ been registered with the Secretary of the  
(has or has not)

Commonwealth on \_\_\_\_\_ (attach copy of stamped registration form).  
(date)

3. Route 309 South Box 384  
(Business Street Address) (P.O. Box, if any)

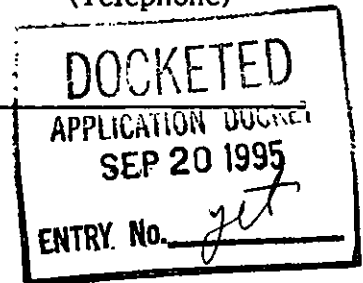
Tamaqua Schuylkill PA 18252 717-668-6638  
(City) (County) (State) (Zip) (Telephone)

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

William G. Schwab P.O. Box 56 Lehighton PA 18235 610-377-5200  
(Name) (Address) (Telephone)

5. Any notice, process or order of the PUC should be served upon:

George F. Mermou Box 384 Tamaqua PA 18252  
(Name) (Address)



6. Applicant does not hold Pa. PUC authority under Docket No. \_\_\_\_\_  
(does or does not)  
and operates as a \_\_\_\_\_ carrier.  
(common or contract)

7. Applicant does not hold Interstate Commerce Commission authority  
(does or does not)  
at Docket No. \_\_\_\_\_.

8. Applicant is (check one):

Individual.

Partnership. Attach copy of partnership agreement and list names and addresses of partners below (use additional sheet if necessary).

\_\_\_\_\_  
(Name)

\_\_\_\_\_  
(Address)

Corporation. Organized under the laws of the State of \_\_\_\_\_ and qualified to do business in Pennsylvania by registering with the Secretary of the Commonwealth on \_\_\_\_\_ (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. Attach the following, as appropriate (check those attached):

A  Partnership Agreement.

B  Trade Name registration form.

C  Certificate of Incorporation or Authority.

D  Statement of corporate charter purpose.

E  List of corporate officers and stockholders.

F  Map for Scheduled Route Service.

10. That the nature and character of the service to be rendered by applicant is the transportation of persons as a  Common  Contract carrier by means of motor vehicles as follows:

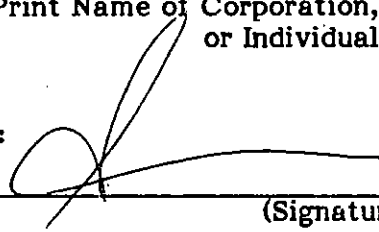
Provide limousine service in luxury equipment with seating capacity of 10 passengers or, less excluding driver <sup>between</sup> ~~from~~ <sup>at of Schuylkill County,</sup> points within 35 mile radius of Tamaqua, PA to other parts in Pennsylvania and return.

11. Applicant is not now engaged in any intrastate transportation of persons for compensation in Pennsylvania (except as authorized by the certificates of public convenience or permits specified in Paragraph 6) and will not engage in the transportation for which approval is herein sought unless and until authorization for such transportation shall be received.

**CORPORATE SEAL**

BHPH, INC.  
\_\_\_\_\_  
(Print Name of Corporation, Partnership, Trade-Name or Individual)\*

By:

  
\_\_\_\_\_  
(Signature)  
\_\_\_\_\_  
(Signature)  
\_\_\_\_\_  
(Signature)

\*If a partnership, each partner must sign; if a corporation, at least one officer must sign, and corporate seal affixed.

BEFORE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

---

IN RE: APPLICATION OF BHPH, INC.

---

VERIFIED STATEMENT OF APPLICANT, GEORGE F. MERMON,  
PRESIDENT OF BHPH, INC.

---

GEORGE F. MERMON, President of BHPH, INC., being duly sworn according to law, deposes and states the following:

1. The applicant is BHPH, Inc., a Pennsylvania corporation, with offices located at Route 309 South, Box 384, Tamaqua, Schuylkill County, Pennsylvania.
2. Said affiant is duly authorized as President and Chief Executive Officer of BHPH, Inc. to present evidence on behalf of the applicant.
3. There have been no amendments to the authority requested in the application.
4. The applicant does not have any current Commission-regulated operations. Applicant's transportation experience has been related to the sale and repair of vehicles.
5. There will be no terminal facilities. All communications will be done by cellular telephone, with the service provided by hourly duly licensed drivers as needed or hired on a part-time basis.
6. The equipment would be owned by the corporation, which would include limousines and luxury vans, with a seating capacity of ten (10) passengers or less, excluding the driver.
7. The applicant is not affiliated with any other concerns.


8. Monthly safety meetings for all drivers with mandatory vehicle safety checks will be held before any trip. Scheduled maintenance of all vehicles will be conducted, pursuant to the manufacturer's recommendations.

9. Attached hereto is a copy of the current balance sheet and income tax statement.

10. Currently this service does not exist in the Tamaqua area, and it would be a new service to the area.

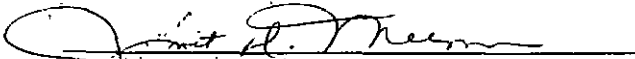
11. The service that will be provided will be limousine service, originating within a radius of thirty-five (35) miles of Tamaqua, Pennsylvania and travelling to various points in the Commonwealth of Pennsylvania.

Dated:

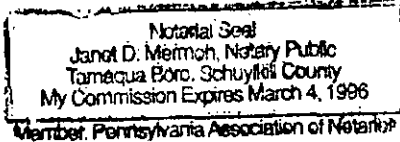
  
\_\_\_\_\_

GEORGE F. MERMON, Affiant

Sworn and subscribed  
before me this 1<sup>st</sup>  
day of September, 1995.

  
\_\_\_\_\_  
Notary Public

My Commission Expires:



**WILLIAM G. SCHWAB AND ASSOCIATES**  
**ATTORNEYS AT LAW**

811 Blakeslee Boulevard Drive East  
Post Office Box 56  
Lehighton, Pennsylvania 18235

(610) 377-5200  
(717) 669-6300  
Fax  
(610) 377-5209  
Internet  
schwab@postoffice.ptd.net

Michael S. Greek

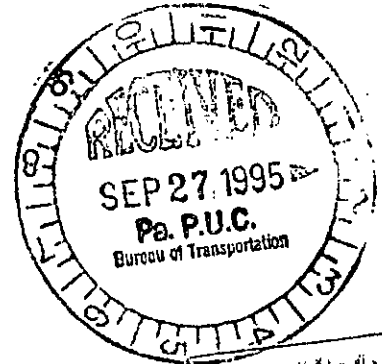
Of Counsel

David L. Masenheimer

September 26, 1995

Attn: Gale Travitz  
Pennsylvania Public Utilities Commission  
North Office Building  
P.O. Box 3265  
Harrisburg, PA 17105-3265

RE: BHPH, Inc.  
Our File No. 941-25



Dear Ms. Travitz:

Per your recent request, enclosed please find a copy of the incorporation papers for BHPH, Inc.

I would also request that you change the wording of paragraph ten (10) of the Application for Motor Carrier Certificate or Permit, which was previously forwarded to you on behalf of BHPH, Inc., to read as follows:

"Provide limousine service in luxury equipment between points within an air line radius of 35 statute miles of the City of Tamaqua, Schuylkill County, Pennsylvania, and from points in said territory to points in Pennsylvania and return."

Thank you for your cooperation in this matter. Should you have any questions, please do not hesitate to contact me.

Very sincerely yours,

William G. Schwab

WGS/mms

Enclosure

Microfilm Number \_\_\_\_\_

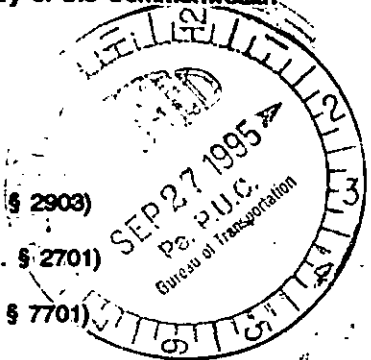
Filed with the Department of State on MAR 05 1992  
*[Signature]*

Entity Number \_\_\_\_\_

ACTING Secretary of the Commonwealth

ARTICLES OF INCORPORATION

DSCB:15-1306 (Rev 89)



Indicate type of domestic corporation (check one):

- Business stock (15 Pa. C.S. § 1306)
- Business nonstock (15 Pa. C.S. § 2102)
- Business statutory close (15 Pa. C.S. § 2304a is applicable)
- Professional (15 Pa. C.S. § 2903)
- Management (15 Pa. C.S. § 2701)
- Cooperative (15 Pa. C.S. § 7701)

1. The name of the corporation is: BHPH, Inc.

This corporation is incorporated under the provisions of the Business Corporation Law of 1988.

2. The address of this corporation's initial (a) registered office in this Commonwealth or (b) commercial registered office provider and the county of venue is:

(a) Route 309, Box 384, Tamaqua PA 18252 Schuylkill

Number and Street City State Zip County

(b) \_\_\_\_\_  
Name of Commercial Registered Office Provider County

For a corporation represented by a commercial registered office provider, the county in (b) shall be deemed the county in which the corporation is located for venue and official publication purposes.

3. The aggregate number of shares authorized is: 10,000 (other provisions, if any, attach 8 1/2 x 11 sheet)

4. The name and address, including street and number, if any, of each incorporator is:

Name	Address	Signature	Date
<u>William G. Schwab</u>	<u>811 Blakeslee Blvd. Dr. East Lehighton, PA 18235</u>	<i>[Signature]</i>	<u>2/21/92</u>

5. The specified effective date, if any, is: \_\_\_\_\_  
month day year hour, if any

6. Any additional provisions of the articles, if any, attach an 8 1/2 x 11 sheet.

7. Statutory close corporation only: Neither the corporation nor any shareholder shall make an offering of any of its shares of any class that would constitute a "Public Offering" within the meaning of the Securities Act of 1933 (15U.S.C. § 77A et seq.).

8. Business cooperative corporations only: (Complete and strike out inapplicable term) The common bond of membership among its members/shareholders is: N/A



Department of State  
Corporation Bureau  
308 North Office Building  
Harrisburg, PA 17120-0029

Robert P. Casey  
Governor

Christopher A. Lewis  
Secretary of the Commonwealth

Charles A. Ottaviano  
Director, Corporation Bureau

**Instructions for Completion of Form:**  
DSCB:15-1306 (Rev 89)-2

- A. One original of this form is required. The form shall be completed in black or blue-black ink in order to permit reproduction. The filing fee for this form is \$75 made payable to the Department of State. PLEASE NOTE: A separate check is required for each form submitted.
- B. The following, in addition to the filing fee, shall accompany this form:
- (1) Three copies of a completed form DSCB:15-134A (Docketing Statement).
  - (2) Any necessary copies of form DSCB:17.2 (Consent to Appropriation of Name) or form DSCB:17.3 (Consent to Use of Similar Name).
  - (3) Any necessary governmental approvals.
- C. For general instructions relating to the incorporation of business corporations see 19 Pa. Code Ch. 23 (relating to business corporations generally). These instructions relate to such matters as corporate name, stated purposes, term of existence, nonstock status, authorized share structure and related authority of the board of directors, inclusion of names of first directors in the Articles of Incorporation, optional provisions on cumulative voting for election of directors, etc.
- D. One or more corporations or natural persons of full age may incorporate a business corporation.
- E. 15 Pa. C.S. § 1307 (relating to advertisement) requires that the incorporators shall advertise their intention to file or the corporation shall advertise the filing of articles of incorporation. Proofs of publication of such advertising should not be submitted to, and will not be received by or filed in, the Department, but should be filed with the minutes of the corporation.
- F. This form and all accompanying documents shall be mailed to:

Department of State  
Corporation Bureau  
308 North Office Building  
Harrisburg, PA 17120-0029

- G. To receive confirmation of the file date prior to receiving the microfilmed original, send either a self-addressed, stamped postcard with the filing information noted or a self-addressed, stamped envelope with a copy of the filing document.

**WILLIAM G. SCHWAB AND ASSOCIATES**  
**ATTORNEYS AT LAW**

811 Blakeslee Boulevard Drive East  
Post Office Box 56  
Lehighton, Pennsylvania 18235

(610) 377-5200  
(717) 669-6300  
Fax  
(610) 377-5209  
Internet  
schwab@postoff  
ice.ptd.net

Michael S. Greek

Of Counsel  
David L. Masenheimer

September 28, 1995

Attn: Gale Travitz  
Pennsylvania Public Utilities Commission  
North Office Building  
P.O. Box 3265  
Harrisburg, PA 17105-3265

RE: BHPH, Inc.  
Our File No. 941-25



Dear Ms. Travitz:

This will confirm our telephone conversation of September 27, 1995, in reference to the above-captioned matter.

As we discussed, I wish to request an amendment to paragraph ten (10) of the Application for Motor Carrier Certificate or Permit to read as follows:

"Provide limousince service in luxury equipment between points in the City of Tamaqua and within thirty-five (35) airline miles of said city."



Thank you for your cooperation in this matter. Should you have any questions, please do not hesitate to contact me.

Very sincerely yours,

  
William G. Schwab.

WGS/mms

cc: Mr. George Mermon



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

IN REPLY PLEASE  
REFER TO OUR FILE

October 13, 1995

WILLIAM G SCHWAB  
811 BLAKESLEE BOULEVARD DRIVE EAST  
PO BOX 56  
LEHIGHTON PA 18235

In re: A-00112473 - Application of BHPH, Inc.

Dear Sir:

The application cited above has been captioned as attached and will be submitted for review provided no protests are filed on or before November 6, 1995. If protests are filed, you will be advised as to further proceeding.

You are further advised that the above application will be published in the Pennsylvania Bulletin of October 14, 1995.

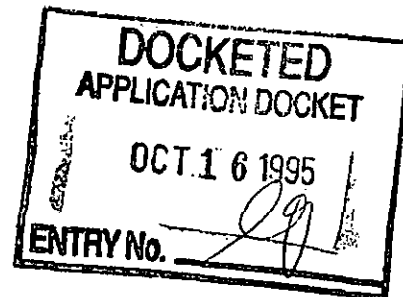
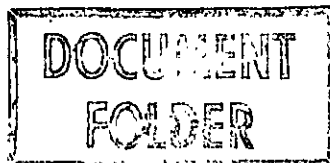
Very truly yours,

Peter S. Marzolf, Supervisor  
Application Review Section  
Bureau of Transportation & Safety

PSM:lg

cc: Applicant

BHPH INC  
ROUTE 309 SOUTH  
TAMAQUA PA 18252



A112473 BPHH, INC. (Route 309 South, Tamaqua, Schuylkill County, PA 18252), a corporation of the Commonwealth of Pennsylvania - persons in limousine service, between points in the city of Tamaqua and within an airline radius of thirty-five (35) statute miles of the limits of said city, and from points in said territory, to points in Pennsylvania, and return. Attorney: William G. Schwab, 811 Blakeslee Boulevard Drive East, P.O. Box 56, Lehighton, PA 18235.

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

Published in Pennsylvania Bulletin OCT 14 1995

BUREAU OF TRANSPORTATION & SAFETY  
COMMON CARRIER  
SEPTEMBER, 1995

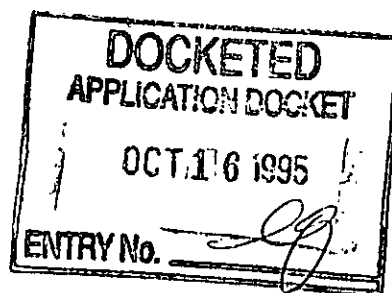
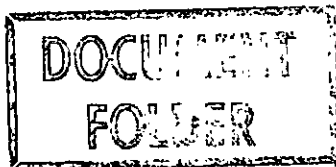
A-00112473

Application of BHPH, Inc., a corporation of the Commonwealth of Pennsylvania, for the right to begin to transport, as a common carrier by motor vehicle, persons in limousine service, between points in the city of Tamaqua and within an airline radius of thirty-five (35) statute miles of the limits of said city, and from points in said territory, to points in Pennsylvania, and return.

GET:rs

10/2/95

Application Received: 09/12/95  
Application Docketed: 09/20/95



NOV 06 1995

Protests due \_\_\_\_\_