

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00 :  
 2. BUREAU: TAS :  
 3. SECTION(S): : 4. PUBLIC MEETING DATE:  
 5. APPROVED BY: : 00/00/00  
 DIRECTOR: :  
 SUPERVISOR: :  
 6. PERSON IN CHARGE: : 7. DATE FILED: 10/29/04  
 8. DOCKET NO: A-00109798C0401 : 9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: BUREAU OF TRANSPORTATION & SAFETY

RESPONDENT/APPLICANT: MATTHEWS, FLOYD C.

COMP/APP COUNTY:

UTILITY CODE: 700441

ALLEGATION OR SUBJECT

FAILED TO PAY ASSESSMENT IN THE AMOUNT OF \$368.00.

**DOCKETED**

NOV 05 2004

DOCUMENT  
FOLDER

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY  
COMMISSION, BUREAU OF  
TRANSPORTATION AND SAFETY

v.

DOCKET NO. A-00109798

SECRETARIAT'S BUREAU  
NOV 05 11:10:29

MATTHEWS, FLOYD C.  
T/A MATTHEWS, F. C. TRUCKING

COMPLAINT

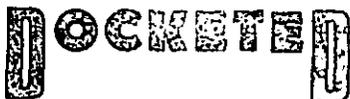
The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That MATTHEWS, FLOYD C., T/A MATTHEWS, F. C. TRUCKING, respondent, maintains his principal place of business at 3292 GEORGETOWN ROAD, STONEBORO, PA 16153.
2. That respondent was issued a certificate of public convenience by this Commission on March 10, 1992, at Docket No. A-00109798.
3. That, on August 11, 2004 respondent was sent an initial assessment of \$368.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$368.00.
4. That respondent has an outstanding assessment of \$368.00.
5. That respondent failed to file objections to the assessment, pursuant to 66 Pa. C.S. §510(c).
6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa. C.S. §510(c).

WHEREFORE, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P.O. Box 3265  
Harrisburg, PA 17105-3265



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VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Date: 10-27-04

Wendy J. Keezel  
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code §1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa. C.S. §3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B).

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

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

Date of Service: November 8, 2004  
Docket Number: A-00109798C0401

FLOYD C MATTHEWS  
T/A F C MATTHEWS TRUCKING  
3292 GEORGETOWN ROAD  
STONEBORO PA 16153

Pennsylvania Public Utility Commission Bureau of Transportation and Safety  
v.  
FLOYD C MATTHEWS, T/A F C MATTHEWS TRUCKING

Dear Sir/Madam:

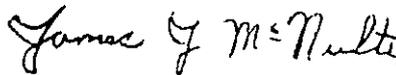
The Pennsylvania Public Utility Commission has delegated its authority to initiate prosecutory proceedings to several bureaus in the Commission with enforcement responsibilities.

Pursuant to this delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff has filed the attached complaint against you.

Please refer to the Notice page at the conclusion of this complaint for detailed instructions on how to proceed. Alternative formats of this material are available for persons with disabilities.

Any questions may be directed to the Technical Review Section of the Bureau of Transportation and Safety at (717) 787-1168.

Very truly yours,



James J. McNulty  
Secretary

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FOLDER

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COMMONWEALTH OF PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

DATE: February 24, 2005

SUBJECT: Closing of Records Listed Below

TO: James J. McNulty  
Secretary

FROM: *Sheryl A. Keyser*  
Sheryl A. Keyser, Clerical Supervisor  
Bureau of Transportation and Safety

Please be advised that the Bureau of Transportation and Safety Prosecutory Staff hereby request that the below records be closed and docketed as such. Full payments of the Assessments and fines have been made.

Thank you for you cooperation in this matter.

A-00109798C0401

FLOYD C MATTHEWS  
T/A F C MATTHEWS TRUCKING

DOCUMENT  
FOLDER

**DOCKETED**  
MAR 24 2005