

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY
COMMISSION

KJR

DEC 2 1992

SECRETARY OF REVENUE
Public Service Commission

In Re: Application of Gabler Trucking, Inc., A.109226, F.1, Am-E

FURTHER RESTRICTIVE AMENDMENT

AND NOW COMES the Applicant, by its attorney, David H. Radcliff, Esquire, and restrictively amends its application so that it shall read as follows:

"To transport, as a Class D carrier, property (except property in bulk and household goods in use) between points in the county of Franklin and from points in said county to points in Pennsylvania, and vice versa.

subject to the following conditions:

- (1) No right, power or privilege is granted to provide transportation to or from hospitals.
- (2) No right, power or privilege is granted to provide transportation for Owens-Brockway Glass Container Division or to or from the facilities of that company located in the borough of Brockway, Jefferson County, the townships of Snyder, Warsaw, Washington and Polk, Jefferson County, or in the County of Clearfield.
- (3) No right, power or privilege is granted to transport shipments which weigh less than 200 pounds, a shipment being defined as a lot of parcels and packages moving from one consignor to one consignee on one day on one bill of lading.
- (4) No right, power or privilege is granted to perform transportation for the Commonwealth of Pennsylvania and its State Agencies.

DOCKETED

DEC 09 1992

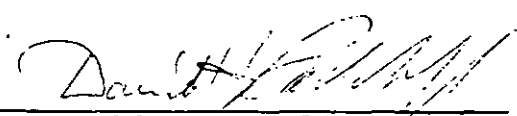
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Gabler Trucking
HBB, PA

- (5) No right, power or privilege is granted to transport checks, deposit tickets, notes, money orders, drafts, traveler's checks, commercial papers, documents, written instruments, office supplies, cash, letters, evidence of indebtedness and securities, either for, to or from banks and banking institutions.
- (6) No right, power or privilege is granted to transport property for Reynolds and Reynolds of Chambersburg, T. B. Woods and Son Company of Chambersburg, Frick Company of Waynesboro, Jerry Conn Associates, Inc., of Chambersburg, and Jerr Dan of Green Castle.

GABLER TRUCKING, INC.

By



David H. Radcliff
Its Attorney

November 6, 1992

**DOCUMENT
FOLDER**

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held November 21, 1990

Commissioners Present:

William H. Smith, Chairman
Frank Fischl
David W. Rolka
Joseph Rhodes, Jr.

DOCKETED
DEC 09 1992

Application of Gabler Trucking, Inc., a corporation of the State of Delaware, for the transfer of all of the operating rights of H. C. Gabler, Inc. under the certificates issued at A-00083975, Fs. 3, 4, 5 and 6; subject to the same limitations and conditions.

A-00109226

RECEIVED

DEC 8 1992

SECRETARYS OFFICE
Public Utility Commission

Graf, Andrews & Radcliff, P.C. by David H. Radcliff for the applicant.

CORRECTED ORDER

BY THE COMMISSION:

This matter comes before the Commission on an application filed March 8, 1990. An application for temporary authority was also filed. Public notice of the applications was given in the Pennsylvania Bulletin of April 14, 1990. No protests were filed and the unopposed application is certified to the Commission for its decision without an oral hearing.

Gabler Trucking, Inc. (applicant), a corporation of the State of Delaware, is domiciled at 1580 Gabler Road, Chambersburg, Franklin County. The applicant was incorporated on January 17, 1990 and registered with the Commonwealth of Pennsylvania as a foreign corporation, on March 26, 1990. Officers and directors of the applicant are Harold C. Gabler, Jr., president/director; P. Thomas Gabler, vice president/director; Harmon C. Piper, secretary-treasurer; and Ernest P. Weimer, director.

Ernest P. Weimer will initially hold the stock of the applicant as nominee for ENW-IV Holdings, Inc. (ENW-IV). After payment of the consideration for the rights and other assets of H. C. Gabler, Inc. (transferor), Mr. Weimer's stock will be turned over to ENW-IV or its nominee. In the event payment of

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Gabler Trucking. AB

the consideration is not made, the stock of the applicant will be held by Harold C. Gabler, Harold C. Gabler, Jr., Eleanor Gabler and P. Thomas Gabler.

The applicant is seeking to acquire by transfer, the forty-nine (49) common carrier rights held by the transferor at A-00083975, Folders 3, 4, 5 and 6. In addition to the common carrier rights of the transferor, the applicant is also acquiring the following assets and liabilities, as of December 31, 1989:

| | | |
|--|---|-----------------------|
| Total Current Assets | - | \$1,855,250.71 |
| Total Tangible Property | - | \$2,096,914.97 |
| Other Property | - | \$ 20,154.46 |
| Total Assets | - | <u>\$3,972,320.14</u> |
| Total Current Liabilities | - | \$2,013,463.59 |
| Total Long-Term Debt | - | \$1,288,207.68 |
| Total Deferred Credits | - | <u>\$ 88,657.54</u> |
| Total Liabilities/ Stockholders' Equity | - | \$3,390,328.81 |
| Net Worth | - | \$ 581,991.33 |

The Transfer Agreement, dated November 1, 1989, between ENW-IV and the transferor, sets forth that ENW-IV will acquire the authority issued by the Interstate Commerce Commission, the Pennsylvania Public Utility Commission and the State Commissions of Maryland and North Carolina and the hereinbefore described assets and liabilities for the total consideration of \$750,000. The total consideration to be paid in cash at settlement. Upon approval of the transfer application, the transferor will retain no motor carrier operating authority.

A review of the record before us indicates that the applicant possesses the requisite experience, equipment and financial capacity to provide the proposed service.

The authority to be transferred has been operated by the transferor, therefore, it is presumed that there is a continuing public need, which may be overcome only by evidence to the contrary. In re: Byerly, 440 Pa. 521 (1970); Hostetter v. Pa. P.U.C., 160 Super. Ct. 94 (1947). Since the record is void of any such evidence, this presumption of continuing public need applies in this transfer proceeding.

We find:

1. That the applicant is fit, willing and able to provide the service proposed.

2. That transfer of the authority is in the public interest and is necessary for the continued accommodation and convenience of the public;
THEREFORE,

IT IS ORDERED: That the transfer application be and is hereby approved and that a certificate be issued granting the applicant the following rights:

- (1) To transport, as a Class D carrier, milk from points in the townships of Saint Thomas and Hamilton to the boroughs of Chambersburg, Mercersburg and Greencastle, Franklin County, and the borough of Shippensburg, Cumberland County;
- (2) To transport, as a Class D carrier, fruit and vegetables from farms and orchards to canneries and packing, storage and freight houses between points in the counties of Franklin and Adams;
- (3) To transport, as a Class D carrier, farm products, farm machinery and supplies from points in the townships of Hamilton and Saint Thomas to the borough of Chambersburg, Franklin County, and vice versa; provided such transportation shall either originate or terminate at a farm;
- (4) To transport, as a Class D carrier, heavy or bulky machinery for the Chambersburg Implement Company from the city of Harrisburg, Dauphin County to points within fifteen (15) miles by the usually traveled highways of the limits of the borough of Chambersburg, Franklin County, excluding the said borough;
- (5) To transport, as a Class D carrier, apples and apple products from the plant of the Knouse Corporation in the borough of Chambersburg, Franklin County, to the village of Peach Glen, Adams County, and vice versa;
- (6) To transport, as a Class D carrier, powdered milk from the plant of the Hershey Creamery Company in the borough of Chambersburg, Franklin County, to points within one hundred fifty (150) miles by the usually traveled highways of the limits thereof, excluding transportation from the Hershey Creamery Company's plant in the borough of Chambersburg, Franklin County, to points on the route of Horn's Motor Express and the routes of its connecting carriers, namely, Motor Freight Express, from the city of Harrisburg, Dauphin County, to the cities of Lancaster and Philadelphia, and Hall's Motor Transit Company, from the city of Harrisburg, Dauphin County, to the cities of Sunbury, Williamsport, Wilkes-Barre and Scranton;

- (7) To transport, as a Class D carrier, cream from the borough of Chambersburg, Franklin County, to the city of Harrisburg, Dauphin County;
- (8) To transport, as a Class D carrier, apples and peaches from points in the counties of Franklin and Adams to points within two hundred (200) miles by the usually traveled highways of the limits thereof;
- (9) To transport, as a Class C carrier, apples and apple products for the Knouse Corporation located in the borough of Chambersburg, Franklin County, and the village of Peach Glen, Adams County, to points within two hundred (200) miles by the usually traveled highways of the limits thereof;
- (10) To transport, as a Class D carrier, packing house supplies, cannery supplies, farm supplies and food products in containers between canneries, packing houses, storage houses and freight houses in the counties of Franklin and Adams, and from said places to farms in the said counties, and vice versa;
- (11) To transport, as a Class D carrier, frozen foods from the plants of Knouse Foods, Inc., and Knouse Foods Cooperative, Inc. in the villages of Peach Glen and Orrtanna, Adams County, to points in Pennsylvania, and vice versa;
- (12) To transport, as a Class D carrier, empty containers and materials and supplies used in the production of food products from points in Pennsylvania west of U.S. Highway Route 15 to the plants of Knouse Foods, Inc., and Knouse Foods Cooperative, Inc., in the village of Orrtanna, Adams County;
- (13) To transport, as a Class D carrier, dry sugar in bulk from points in Pennsylvania to the plants of Knouse Foods, Inc., and Knouse Foods Cooperative, Inc., in the borough of Chambersburg, Franklin County;

with Right Nos. 12 and 13 subject to the following conditions:

That no right, power or privilege is granted to transport any property from the borough of Martinsburg, Blair County, and points within an airline distance of thirty (30) miles of the limits of said borough;

That no right, power or privilege is granted to transport glass containers from the borough of South Connellsville, Fayette County;

That no right, power or privilege is granted to transport commodities in bulk in tank vehicles or in hopper-type vehicles, except dry sugar in bulk;

- (14) To transport, as a Class D carrier, fruits, fresh and canned, farm products and supplies, from points in the county of Adams to points in Pennsylvania, and vice versa;
- (15) To transport, as a Class D carrier, fruits from storage houses in the county of Adams to other points in Pennsylvania;
- (16) To transport, as a Class D carrier, fresh fruit from orchards and packing houses in the counties of Adams, Franklin, Cumberland and York for Musselman Fruit Products Division of Pet, Inc. to its canneries at Gardners and Biglerville, Adams County.
- (17) To transport, as a Class D carrier, canned products from such canneries to other points in Pennsylvania, and empty containers, supplies and returned goods from other points in Pennsylvania to the canneries;
- (18) To transport, as a Class D carrier, fresh fruit for the Knouse Corporation of the same nature and in the same manner as for Musselman Fruit Products Division of Pet, Inc. to its cannery at Peach Glen, Adams County.
- (19) To transport, as a Class D carrier, feed, constituent parts of feed, and fertilizer for L.A. Gulden from Philadelphia, to applicant's warehouse at Biglerville, Adams County, and to farmers and dealers in the counties of York, Adams, Franklin, Fulton, Perry, Cumberland and Dauphin either directly from Philadelphia or from the applicant's warehouse;
- (20) To transport, as a Class D carrier, foodstuffs from canneries, packing houses and storage places operated in connection therewith in Adams County, and materials and supplies used in said canneries and packing houses to points in Pennsylvania, and vice versa;

with Right No. 20 subject to the following condition:

That no right, power or privilege is granted to transport frozen or other commodities requiring refrigeration trucks from points in the city of Harrisburg, Dauphin County,

and points within an airline distance of ten
(10) miles of the limits of said city;

- (21) To transport, as a Class D carrier, packing house supplies and equipment and clay products between points in the county of Adams.
- (22) To transport, as a Class D carrier, packing house supplies and equipment and clay products, from points in the county of Adams to other points in Pennsylvania, and vice versa;
- (23) To transport, as a Class D carrier, building materials between points in the counties of Adams, Cumberland, York, Franklin, Perry, Lancaster and Dauphin, provided no haul shall exceed a distance of twenty-five (25) miles from point of origin to point of disposal, and excluding the transportation of brick or by-products of brick from the city of Harrisburg, Dauphin County, as a point of origin;
- (24) To transport, as a Class B carrier, property between points in the borough of Biglerville, Adams County;
- (25) To transport, as a Class D carrier, sugar in bags from points in the city and county of Philadelphia to points in the county of Franklin;
- (26) To transport, as a Class D carrier, grass stop, in rolls, metal stove shovels, metal roofing and siding and fabricated metal building products, from the plant site of Penn Supply and Metal Corporation in the city and county of Philadelphia to points in Pennsylvania, with the right to return materials and supplies used in the manufacture of said commodities;

with Right No. 26 subject to the following conditions:

That no right, power or privilege is granted to provide service to or from points in the city and county of Philadelphia and points within an airline distance of thirty-five (35) statute miles of the Philadelphia City Hall;

That no right, power or privilege is granted to provide service from the plants of the Bethlehem Steel Corporation in Cambria County;

- (27) To transport, as a Class D carrier, such merchandise as is dealt in by wholesale, retail and chain grocery food business houses (except commodities in bulk),

between points in the borough of Hanover and the township of Penn, York County, and from points in said borough and township to points in that part of Pennsylvania west of U.S. Highway Route 219, and vice versa;

- (28) To transport, as a Class D carrier, property from the plant site of PPG Industries, Inc., in the township of South Middleton, Cumberland County, to points in Pennsylvania, and vice versa;

with Right No. 28 subject to the following conditions:

That no right, power or privilege is granted to transport commodities in bulk in dump vehicles or tank vehicles;

That no right, power or privilege is granted to transport property which, because of size or weight, requires special handling or the use of special equipment such as winch trucks or tractors, pole trailers, extendible trailers or carryalls;

That no right, power or privilege is granted to transport household goods in use;

That no right, power or privilege is granted to transport junk, scrap iron, metal borings and metal turnings for Maryland Metals, Inc. to points in the borough of Lewistown, Mifflin County, and to that part of Pennsylvania bounded on the east by U.S. Highway Route 219 and on the north by U.S. Highway Routes 322 and 62, including points on said routes, and to plants of the Bethlehem Steel Company in the county of Cambria;

- (29) To transport, as a Class D carrier, foodstuffs, pet foods, drugs, waxes and polishes, and paper and wrapping items (excluding commodities in bulk), from the warehouse of D. Westervelt, Inc., in the borough of Hanover, York County, to points in that part of Pennsylvania on and east of U.S. Highway Route 219 and vice versa;

with Right No. 29 subject to the following condition:

That no right, power or privilege is granted to transport any single shipment weighing less than 10,000 pounds;

- (30) To transport, as a Class D carrier, foodstuffs (except in bulk) in vehicles equipped to protect

from heat or cold, from the facilities of Hershey Foods Corporation in the township of Derry, Dauphin County, to points in Pennsylvania; and the return of materials and supplies (except in bulk) used in the production of foodstuffs, in vehicles equipped to protect from heat or cold;

- (31) To transport, as a Class D carrier, foodstuffs (except in bulk) from the facilities of San Giorgio Macaroni, Inc., in the city of Lebanon, Lebanon County, to points in Pennsylvania; and the return of materials and supplies (except in bulk) used in the production of foodstuffs;

with Right No. 31 subject to the following conditions:

That no right, power or privilege is granted to render service to or from points in the counties of Berks, Blair, Bucks, Carbon, Centre, Chester, Clinton, Columbia, Delaware, Huntingdon, Juniata, Lackawanna, Lehigh, Luzerne, Lycoming, Mifflin, Monroe, Montgomery, Montour, Northampton, Northumberland, Schuylkill, Snyder, Union and Wyoming.

That no right, power or privilege is granted to transport containers, closures, cartons or boxes from Brockway Glass Company, Inc., in the city of Washington, Washington County.

- (32) To transport, as a Class D carrier, property from the facilities of Calgon Consumer Products Company, Inc., subsidiary of Merck & Co., Inc., in Falls Township, Bucks County, to points in Pennsylvania (excluding points in the counties of Philadelphia, Chester, Delaware, Bucks, Montgomery, Franklin, Perry, Adams, Dauphin, York, Lancaster and Lebanon);

with Right No. 32 subject to the following conditions:

Provided that transportation to points in the county of Cumberland shall be limited to the facilities of Dauphin Distribution Services Co.

Provided that no right, power or privilege is granted to perform transportation to points in the city of Pittsburgh, Allegheny County, and points within an airline distance of thirty-five (35) statute miles of the limits of said city; points in the borough of Lewistown, Mifflin County, and points

within an airline distance of ten (10) statute miles of the limits thereof; points in the borough of State College, Centre County, and points within an airline distance of ten (10) statute miles of the limits thereof; and points in the borough of Huntingdon, Huntingdon County, and points within an airline distance of five (5) statute miles of the limits thereof;

- (33) To transport, as a Class D carrier, soap, soap products and cleaning compounds marketed by Armour-Dial, Inc., from the plant site of Purex Corp., in the borough of Bristol, Bucks County, to points in Pennsylvania (excluding points in the counties of Philadelphia, Chester, Delaware, Bucks, Montgomery, Franklin, Perry, Adams, Dauphin, York, Lancaster and Lebanon);

with Right No. 33 subject to the following conditions:

Provided that deliveries to points in Cumberland County shall be limited to the facilities of Dauphin Distribution Services Co.;

Provided that no right, power or privilege is granted to perform transportation to points in the city of Pittsburgh, Allegheny County, and points within an airline distance of thirty-five (35) statute miles of the limits of said city; points in the borough of Lewistown, Mifflin County, and points within an airline distance of ten (10) statute miles of the limits thereof; points in the borough of State College, Centre County, and points within an airline distance of ten (10) statute miles of the limits thereof; and points in the borough of Huntingdon, Huntingdon County, and points within an airline distance of five (5) statute miles of the limits thereof;

Provided that no right, power or privilege is granted to perform transportation to points in the borough of Martinsburg, Blair County, and points within an airline distance of thirty (30) statute miles of the limits of said borough, plus the city of Johnstown, Cambria County, and the boroughs and townships contiguous thereto;

- (34) To transport, as a Class D carrier, such merchandise as is dealt in by wholesale, retail, and chain grocery food houses (except commodities in bulk), from the plant sites, warehouses and distribution centers of:

1. Hanover Terminals, Inc. and Hanover Brands, Inc. in the borough of Hanover and the township of Penn, York County;
2. D. Westervelt, Inc., in the boroughs of Hanover, New Freedom, and Shrewsbury and the township of Penn, York County;
3. California Cannery and Growers in the township of Conewago, Adams County;

with Right No. 34 subject to the following conditions:

Provided that no right, power or privilege is granted:

To perform transportation of containers from the city of Clarion and the township of Paint, Clarion County;

To transport any single shipment weighing less than 10,000 pounds from points in the borough of Hanover and the township of Penn, York County, to points on the east of U.S. Highway 219, and vice versa; and

To transport any single shipment weighing less than 10,000 pounds from the boroughs of New Freedom and Shrewsbury, York County, and the township of Conewago, Adams County, to points in Pennsylvania, and vice versa, except to and from points on and west of U.S. Highway 220 and points on and south of U.S. Highway 22;

- (35) To transport, as a Class D carrier, such merchandise as is dealt in by wholesale, retail and chain grocery food business houses (except commodities in bulk) from the plant sites and warehouses of Dauphin Distribution Services Co., in the borough of Camp Hill and the township of Hampden, Cumberland County, to points in Pennsylvania;

with Right No. 35 subject to the following condition:

That no right, power or privilege is granted to render service to the borough of Martinsburg, Blair County, and points within an airline distance of thirty (30) statute miles of the limits of said borough, except on multiple delivery shipments involving destinations both within and beyond said territory on the same truckload;

- (36) To transport, as a Class D carrier, such merchandise as is dealt in by wholesale, retail and chain food grocery business houses, except commodities in bulk, from points in that part of Pennsylvania on and west of U.S. Highway Route 219, and from the shipping facilities of the Durkee Foods Division of SCM Corporation in the city of Bethlehem, Lehigh and Northampton Counties, the borough of Pen Argyl, and the township of Plainfield, Northampton County, to the facilities of Dauphin Distribution Services Co., in the borough of Camp Hill and the township of Hampden, Cumberland County;

with Right No. 36 subject to the following condition:

That transportation from the shipping facilities of the Durkee Foods Division of SCM Corporation shall be limited to shipments of thirty thousand (30,000) pounds or more;

- (37) To transport, as a Class D carrier, animal feed, from the facilities of Perk Foods Company, Division of C.H.B. Foods, Inc., located in the township of Lower Allen, Cumberland County, to points in Pennsylvania;
- (38) To transport, as a Class D carrier, such commodities as are dealt in by wholesale, retail, chain grocery and food business houses, from points in the county of Cumberland, to points in Pennsylvania, and vice versa;
- (39) To transport, as a Class D carrier, such commodities as are dealt in by wholesale, retail, chain grocery and food business houses, from the facilities of H.J. Heinz Company, located in the county of Allegheny, to points in Pennsylvania, and vice versa;

with Right Nos. 38 and 39 subject to the following condition:

That no right, power or privilege is granted to provide service from the facilities of Ralston Purina Company;

- (40) To transport, as a Class D carrier, commodities as are dealt in by wholesale, retail and chain grocery and food business houses, for the Pillsbury Company, from the plantsite of said company, located in the township of West Sadsbury, Chester County, to points in Pennsylvania, and vice versa.
- (41) To transport, as a Class D carrier, property for the Dial Corporation, between the facilities owned,

leased or utilized by the Dial Corporation, and from said facilities to points in Pennsylvania, and vice versa;

subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk.

- (42) To transport, as a Class D carrier, milk and farm products, fruit and vegetables from points in the townships of Greene, Guilford and Southampton, Franklin County, and within three (3) miles of the limits of said townships to other points in Pennsylvania within fifty (50) miles by the usually traveled highways of the limits of said townships, and vice versa;
- (43) To transport, as a Class D carrier, household goods, in use, from points in the borough of Chambersburg, Franklin County, and within three (3) miles of the limits of said borough to other points in Pennsylvania, and vice versa, provided that such transportation shall originate or terminate at a farm or a rural dwelling;
- (44) To transport, as a Class D carrier, fruit from orchards and packers in the county of Franklin to other points in Pennsylvania;
- (45) To transport, as a Class D carrier, fruit juices from the village of Scotland, Greene Township, Franklin County, to points in Pennsylvania, and the return of empty containers to points in the said village, provided that no fruit juices shall be transported to points on the direct lines of Horn's Motor Express, nor shall any empty containers be transported from or to points on the direct lines of Horn's Motor Express;
- (46) To transport, as a Class D carrier, containers and container parts, from the plant site of Continental Can Company in the city of Lancaster, Lancaster County and its warehouses in the county of Lancaster, to points in Pennsylvania (except points in the county of Adams);

with Right No. 46 subject to the following condition:

That the service herein authorized shall be limited to transportation in high-cube and extra high-cube van trailers having a rear door opening of one hundred (100) inches or more;

- (47) To transport, as a Class D carrier, dry pyrophyllite, in flatbed vehicles, dump vehicles and pneumatic tank vehicles, from points in the townships of South Middleton and Dickinson, Cumberland County, to points in Pennsylvania; provided that transportation to points within thirty (30) miles of the limits of the borough of Martinsville, Blair County, shall be confined to transportation in dump vehicles and pneumatic tank vehicles;
- (48) To transport, as a Class D carrier, slate dust, in bulk, and ground, crushed and pulverized slate, in bulk, from the plant of Roofing Granule Division of the Ruberoid Company in the township of Peach Bottom, York County, to points in Pennsylvania;
- (49) To transport, as a Class D carrier, raw milk, in bulk in tank trucks, for Cherry Lane Dairy, Shively's Dairy and Chambersburg Dairy Products, all located in the borough of Chambersburg, Arthur's Dairy located in the borough of Waynesboro and Miller and Read's Dairy located in the borough of Shippensburg, between points in the borough of Chambersburg, Franklin County, and within sixty (60) miles of the limits of the borough of Chambersburg and from points in the said territory to points within two hundred fifty (250) miles of the limits of the said borough of Chambersburg;

with Right No. 49 subject to the following conditions:

FIRST: That no right, power or privilege is granted to perform transportation for:

- (1) Abbott's Dairies, Inc.;
- (2) Sealtest Supplee Division of National Dairy Products;
- (3) Harbison's;
- (4) Foremost Dairies;
- (5) Breyer's Ice Cream Co. Division of National Dairy Products;
- (6) Lancaster Milk Co.;
- (7) Penn-Dairies, Inc.;
- (8) Hershey Creamery, Inc.;
- (9) Hershey Chocolate Company;
- (10) Rakestraw's Dairy Products;
- (11) Harrington Dairies, Inc.;

their present or future subsidiaries, affiliates, successors or assigns;

SECOND: That no right, power or privilege is granted to perform transportation to points in the cities

of Harrisburg, York and Philadelphia and points
in the counties of Northumberland, Union, Snyder,
Centre and Clinton.

subject to the following conditions:

1. That the approval hereby given is not to be understood as committing the Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the property and rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.
2. That applicant shall not record in its utility accounts any amount representing the rights herein granted in excess of the actual cost of such rights to the original holder thereof.
3. That the applicant charge to Account 1550, Other Intangible Property, \$750,000, being the amount of the consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under condition 2 above; and subject to further adjustment due to any normal interim transactions to the date of actual transfer.
4. That the accounts of the transferee shall reflect the same book values as the records of the transferor at the effective date of the transfer, any previously recorded appreciation having been deleted therefrom; provided that the applicant shall not record in its utility accounts any amounts representing the rights herein granted in excess of the actual cost of such rights to the original holder thereof.
5. That the certificate holder shall not transfer, sell or in any way convey any of its outstanding capital stock to any individual, partnership, corporation or any entity, without the prior filing of an application and approval thereof by the Commission under 66 PA C.S.A. Section 1102(a)(3).

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 the applicant shall not engage in any transportation granted herein until it has complied 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.

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.

IT IS FURTHER ORDERED: That upon compliance with this order, the rights granted the transferor, H. C. Gabler, Inc., at A-00083975, Fs. 3, 4, 5 and 6 be cancelled and the record be marked closed.

IT IS FURTHER ORDERED: That the application for temporary authority filed at A-00109226 be and is hereby dismissed.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Jerry Rich", written over a circular stamp or mark.

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: November 21, 1990

ORDER ENTERED: NOV 28 1990

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held June 27, 1991

Commissioners Present:

William H. Smith, Chairman
Joseph Rhodes, Jr., Vice-Chairman
Wendell F. Holland, Commissioner
David W. Rolka, Commissioner

Application of Gabler Trucking, Inc., a corporation of the State of Delaware, for amendment to its common carrier certificate, which grants the right, inter alia, to transport, by motor vehicle, property for Dial Corporation, between the facilities owned, leased or utilized by the Dial Corporation, and from said facilities to points in Pennsylvania, and vice versa; subject to the following condition: That no right, power or privilege is granted to transport commodities in bulk: SO AS TO PERMIT the transportation of property (except household goods in use, Classes A and B explosives, commodities in bulk and commodities which, because of size or weight, require the use of special equipment or special permits for their transportation) from the facilities of Borden, Inc., Food Service Division in the borough of Chambersburg, Franklin County, to points in Pennsylvania, and vice versa.

A-00109226
F. 1
Am-A

Christian V. Graf for the applicant.

O R D E R

BY THE COMMISSION:

This application, filed March 8, 1991, is before the Commission for its decision without oral hearing. Public notice of the application was given in the Pennsylvania Bulletin of March 30, 1991. The record, which consists of statements entered by the applicant and the supporting shipper is now certified to the Commission for its decision. Emergency temporary authority was granted by order adopted March 22, 1991 and entered March 25, 1991. Application for temporary authority is herewith dismissed.

The applicant, Gabler Trucking, Inc., (Gabler or applicant) is a corporation of the State of Delaware, domiciled at 1580 Gabler Road, Chambersburg, Franklin County. Harold C. Gabler, Jr. is president, P. Thomas Gabler is vice-president and Harmon Pipe is secretary-treasurer. Gabler owns and operates seventy-five tractors, three hundred eighty five trailers and forty-two refrigerated trailers. Applicant also leases one hundred fifteen tractors and drivers. Applicant's Chambersburg terminal is three miles from the supporting shipper's facilities.

This facility also contains a major repair garage and corporate offices. Two other terminals will be used to service the requirements of the shipper, Borden, Inc., Food Service Division. One is at Aspers, Adams County, thirty miles east of Chambersburg. The other is located at New Kingstown, Cumberland County about forty miles from Chambersburg. All facilities have docks for consolidation of LTL traffic, any location will be used for service to Borden.

Borden, Inc., Foodservice Division's new plant at Chambersburg is due to be completed in early 1991. The 400,000 square foot "hyper-plant" will produce and distribute individual serving packets of condiments, jellies, creamers and seasonings according to a verified statement entered by Randy Moberg, transportation manager. A broad spectrum of ingredients and packaging materials will be received at the new plant.

The new Chambersburg plant will serve points in the northeastern United States bounded by the states of Indiana on the west, Kentucky and South Carolina to the south, including points within those states. Pennsylvania is in the center of the service area. Therefore, service between this plant and all points in Pennsylvania is required. Borden, Inc., Food Service Division has customers at virtually all points in Pennsylvania. Representative destinations for such customers are; Allentown, Altoona, Bridgeville, Chambersburg, DuBois, Harrisburg, Lancaster, Oaks, Philadelphia and Mechanicsburg. Shipments to Pennsylvania are not moved in an acceptable fashion since the carriers offer fragmented service areas, and do not understand or supply the service required of the shipper.

Mr. Moberg states that, beginning in October 1990, he has sought carriers with state-wide authority and specialized equipment (refrigerated units) who could handle Borden's need. Only general commodity carriers have been located, none with adequate authority or refrigerated equipment.

DISCUSSION AND FINDINGS

The facility to be served is a new facility from which general commodity carriers currently hold authority. However, the shipper has found no certificated carrier who can supply the specialized equipment required, and is able to serve its statewide needs. A review of the record before us shows that the product to be transported requires specialized equipment and that the applicant is prepared to provide that equipment.

It has been the policy of this Commission to grant authority "from the facilities" of a shipper only when sufficient support was received from several different shippers. No such support is present in the instant application. The attorney of record agrees that the authority granted be modified to read for the supporting shipper, Borden, Inc., Foodservice Division.

There is sufficient evidence to warrant the grant of authority;
THEREFORE,

IT IS ORDERED: That the application, as modified, be and is hereby approved and that the certificate issued to the applicant on October 26, 1990, be further amended to include the following right:

To transport as a Class D carrier property for Borden, Inc., Foodservice Division, from its facility in the borough of Chambersburg, Franklin County, to points in Pennsylvania and vice versa;

subject to the following condition:

That no right, power or privilege be granted to transport household goods in use, Classes A and B explosives, commodities in bulk and commodities which, because of size or weight, require the use of special equipment or special permits for their transportation.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it shall have complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of this Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

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.

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 the application for temporary authority be herewith dismissed.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Jerry Rich", written over a large, stylized, looped flourish.

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: June 27, 1991

ORDER ENTERED: JUL 3_ 1991

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held February 27, 1992

Commissioners Present:

David W. Rolka, Chairman
Joseph Rhodes, Jr., Vice-Chairman
Wendell F. Holland, Commissioner

Application of Gabler Trucking, Inc., a corporation of the State of Delaware, for amendment to its common carrier certificate, which grants the right, inter alia, to transport, by motor vehicle, animal feed, from the facilities of Perk Foods Company, Division of C.H.B. Foods, Inc., located in the township of Lower Allen, Cumberland County, to points in Pennsylvania: SO AS TO PERMIT the transportation of property, for Food Lion, from its facilities located in the township of Antrim, Franklin County, to points in Pennsylvania, and vice versa.

A-00109226
F. 1
Am-B

David H. Radcliff for the applicant.
Peter G. Loftus for the protestant, Seaboard Tank Lines, Inc.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed October 15, 1991. Public notice of the application was given in the Pennsylvania Bulletin of November 23, 1991. One protest was filed to the application but was withdrawn contingent upon the Commission's acceptance of a restrictive amendment prohibiting the transportation of petroleum, petroleum products and dry litharge, in bulk. The now unopposed application is certified to the Commission for its decision without oral hearing. The record consists of verified statements submitted by the applicant and the supporting shipper.

Gabler Trucking, Inc. (Gabler or applicant), is a Delaware corporation with its principal place of business in Chambersburg, Franklin County. It is the successor of H. C. Gabler, Inc., and presently operates under fifty

paragraphs of rights. The applicant operates terminals in Chambersburg, Aspers, Adams County, and Silver Springs, Cumberland County. A fleet of 140 tractors and 400 trailers is available to perform the proposed service. As a currently certificated carrier, the applicant has a comprehensive safety program for drivers and vehicles in place. As evidence of its financial capacity to perform the additional service, Gabler reports assets of \$4,090,069, with liabilities of \$3,855,757, leaving a shareholders' equity of \$234,312.

By this application, Gabler seeks the additional right to transport property (except petroleum, petroleum products and dry litharge, in bulk) for Food Lion, from its facilities in Antrim Township, Franklin County, to points in Pennsylvania, and vice versa.

Gary Hart, transportation procurement specialist for Food Lion, submitted a verified statement in support of the amended application. Food Lion is a supermarket chain with three stores in Pennsylvania and more planned for the future. It operates a warehouse facility in Antrim Township, Franklin County, which receives inbound shipments from suppliers and ships outbound shipments to its retail stores. Approximately one hundred truckloads per year are expected to be handled by the facility. Suppliers are located throughout the state, including such points as Allentown, Bristol, Chester, Erie, Hanover, Lancaster, New Castle, Pittsburgh, Reading and Shiremanstown. The applicant presently serves the shipper in interstate commerce and Food Lion is satisfied with the quality of its service.

After a complete review of the record before us, we find:

1. That the applicant has shown that there is a public need for the proposed service, as amended.
2. That the applicant possesses the necessary equipment, experience, and financial capacity to perform the proposed service, as amended.
3. That approval of the application, as amended, is necessary for the accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application, as amended, be and is hereby approved and that the certificate issued to the applicant on October 6, 1990, as amended, be further amended to include the following right:

To transport, as a Class D carrier, property, for Food Lion, from its facilities in Antrim Township, Franklin County, to points in Pennsylvania, and vice versa;

subject to the following condition:

That no right, power or privilege is granted to transport petroleum and petroleum products, in bulk, and dry litharge, in bulk.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it shall have complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of the Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

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

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,



John G. Alford
Secretary

(SEAL)

ORDER ADOPTED: February 27, 1992

ORDER ENTERED: March 10, 1992

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held June 19, 1992

Commissioners Present:

David W. Rolka, Chairman
Joseph Rhodes, Jr., Vice-Chairman
Wendell F. Holland, Commissioner

Application of Gabler Trucking, Inc.,
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, fruit from orchards and packers
in the county of Franklin to other points
in Pennsylvania: SO AS TO PERMIT the
transportation of property, for Nursery
Supplies, Inc., between its facilities in
the counties of Bucks and Franklin, and
from said facilities, to points in Penn-
sylvania, and vice versa.

A-00109226
F. 1
Am-C

David H. Radcliff for the applicant.
Peter G. Loftus for the protestant, Seaboard Tank Lines, Inc.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed October 21, 1991. Public notice of the application was given in the Pennsylvania Bulletin of December 7, 1991. One protest was filed to the application but was withdrawn contingent upon the Commission's acceptance of a restrictive amendment prohibiting the transportation of petroleum, petroleum products and dry litharge, in bulk. The now unopposed application is certified to the Commission for its decision without oral hearing. The record consists of verified statements submitted by the applicant and the supporting shipper.

Gabler Trucking, Inc. (Gabler or applicant), is a Delaware corporation with its principal place of business in Chambersburg, Franklin County. It is the successor of H. C. Gabler, Inc., and presently operates under fifty paragraphs of rights. The applicant operates terminals in Chambersburg,

Aspers, Adams County, and Silver Springs, Cumberland County. A fleet of 140 tractors and 400 trailers is available to perform the proposed service. As a currently certificated carrier, the applicant has a comprehensive safety program for drivers and vehicles in place. As evidence of its financial capacity to perform the additional service, Gabler reports assets of \$4,090,069, with liabilities of \$3,855,757, leaving stockholders' equity of \$234,312.

Francis R. Quinn, traffic and shipping manager for Nursery Supplies, Inc. submitted a verified statement in support of the application. Nursery Supplies manufactures plastic flower pots. Nursery Supplies has two facilities, its principal headquarters and a manufacturing plant in Fairless Hills, Bucks County and a manufacturing and storage facility being constructed at Chambersburg, Franklin County. Shipments are received at both locations from points throughout the state. Shipments will be made from both facilities to points throughout Pennsylvania. Truckload service is required with multiple pickups and deliveries in dry van trailers. Gabler presently serves the shipper in interstate commerce and satisfies its requirements.

After a complete review of the record before us, we find:

1. That the applicant has shown that there is a public need for the proposed service, as amended.
2. That the applicant possesses the necessary equipment, experience, and financial capacity to perform the proposed service, as amended.
3. That approval of the application, as amended, is necessary for the accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application, as amended, be and is hereby approved and that the certificate issued to the applicant on October 6, 1990, as amended, be further amended to include the following right:

To transport, as a Class D carrier, property, for Nursery Supplies, Inc., between its facilities in Bucks and Franklin Counties and from said facilities to points in Pennsylvania, and vice versa;

subject to the following condition:

That no right, power or privilege is granted to transport petroleum and petroleum products, in bulk, and dry litharge, in bulk.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it shall have complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of the Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

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

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,



John G. Alford
Secretary

(SEAL)

ORDER ADOPTED: June 19, 1992

ORDER ENTERED: JUL 1 1992

PM-31
(Rev. 10/84)

DEC 9 1992
OFFICE OF THE SECRETARY
INTERSTATE COMMERCE COMMISSION

DOCKETED

INTERSTATE COMMERCE COMMISSION

PERMIT

SERVICE DATE

DEC 09 1992

MC-27817 Sub 184*

NOV 2 1990

GABLER TRUCKING, INC.
Chambersburg, PA

This Permit is evidence of the carrier's authority to engage in transportation as a contract carrier by motor vehicle.

This authority will be effective as long as the carrier maintains compliance with the requirements pertaining to insurance coverage for the protection of the public (49 CFR 1043); the designation of agents upon whom process may be served (49 CFR 1044); the execution of contracts (49 CFR 1053)*; and for passenger carriers, tariffs or schedules (49 CFR 1312).

This authority is subject to any terms, conditions, and limitations as are now, or may later be, attached to this privilege.

The transportation service to be performed is described on the reverse side of this document.

By the Commission.

SIDNEY L. STRICKLAND, JR.
Secretary.

(SEAL)

*While the execution of contracts must be accomplished, it is unnecessary to file them with the Commission.

NOTE: If there are discrepancies regarding this Permit, please notify the Commission within 30 days.

**DOCUMENT
FOLDER**

A-3
A-00109 226 AM-E
11-18-92 DRK
Gabler Trucking
HBB PA

To operate as a contract carrier, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting general commodities (except classes A and B explosives, household goods, and commodities in bulk), between points in the United States, under continuing contract(s) with commercial shippers or receivers of such commodities.

*This permit cancels Permit MC-27817 Sub 181, issued April 28, 1987, acquired pursuant to MC-FC-84510.

DEC 09 1992
PM-26
(Rev. 10/84)

INTERSTATE COMMERCE COMMISSION

SERVICE DATE

CERTIFICATE

SEP 17 1991

DOCKETED
DEC 09 1992

No. MC-27817 Sub 183*

GABLER TRUCKING, INC.
CHAMBERSBURG, PA

This Certificate is evidence of the carrier's authority to engage in transportation as a common carrier by motor vehicle.

This authority will be effective as long as the carrier maintains compliance with the requirements pertaining to insurance coverage for the protection of the public (49 CFR 1043); the designation of agents upon whom process may be served (49 CFR 1044); and tariffs or schedules (49 CFR 1312). The carrier shall also render reasonably continuous and adequate service to the public. Failure to meet these conditions will constitute sufficient grounds for the suspension, change, or revocation of this authority.

This authority is subject to any terms, conditions, and limitations as are now, or may later be, attached to this privilege.

For common carriers with irregular route authority: Any irregular route authority authorized in this Certificate may not be tacked or joined with your other irregular route authority unless joinder is specifically authorized.

The transportation service to be performed is described on the reverse side of this document.

By the Commission.

SIDNEY L. STRICKLAND, JR.
Secretary

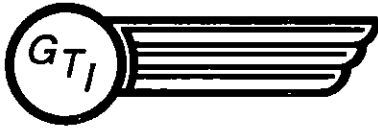
(SEAL)

NOTE: If there are any discrepancies regarding this document, please notify the Commission within 30 days.

**DOCUMENT
FOLDER**

A-4
A-00109226, Am-E
11-18-92 DRK
Gabler Trucking
HBB, PA

commodities in bulk, and those requiring special equipment), between points in CT, DE, IL, IN, KY, ME, MD, MI, NH, MA, NJ, NY, NC, OH, J PA, RI, SC, VT, VA, WV, and DC, restricted to traffic originating at or destined to the facilities used by Heinz USA, Division of H. J. Heinz Co.; (145) such commodities as are dealt in by retail, wholesale, and chain grocery and food business houses (except in bulk), between the facilities of Dauphin Distribution Services Co. at or near Camp Hill, Mechanicsburg and Silver Spring Township, PA, on the one hand, and, on the other, CT, MA, RI, VT, NY and ME; (146) canned and preserved foodstuffs (except frozen), in containers, vegetables, cooking or salad oils, vegetable oil shortening, and matches (except in bulk), between the facilities of Hunt-Wesson Foods, Inc., at or near Charlotte, NC, on the one hand, and, on the other, points in VA, WV, MD, and DC; (147)(a) such commodities as are dealt in, or used by, chain grocery and food business houses (except commodities in bulk), and (b) materials, equipment, and supplies used in the manufacture and distribution of the commodities in (a) (except commodities in bulk), between points in CT, DE, IL, IN, KY, ME, MD, MA, MI, NJ, NH, NY, NC, OH, PA, RI, SC, TN, VT, VA, WV, and DC; (148)(a) plastic articles, and (b) materials, equipment, and supplies used in the manufacture and distribution of the commodities in (a) (except commodities in bulk), between points in Fredericks County, VA, New Castle County, DE, Spartansburg and Aiken counties, SC, on the one hand, and, on the other points in the United States (except AK and HI); (149) general commodities (except classes A and B explosives), (a) between the facilities of the General Electric Company, on the one hand, and, on the other, St. Louis, MO, and points in CT, DE, IL, IN, KY, ME, MD, MA, MI, NH, NJ, NY, NC, OH, PA, RI, SC, TN, VT, VA, WV, and DC; (150) metal products, between points in Philadelphia County, PA, on the one hand, and, on the other, points in CT, DE, IL, IN, KY, ME, MD, MA, MI, NH, NJ, NY, NC, OH, PA, RI, SC, TN, VT, VA, WV, and DC; and (b) between points in Berkeley County, WV, Franklin, Cumberland, Adams and York Counties, PA; and Gibson County, TN, on the one hand, and, on the other, points in CT, DE, IL, IN, KY, ME, MD, MA, MI, NH, NJ, NY, NC, OH, PA, RI, SC, TN, VT, VA, WV, and DC; (151) foodstuffs (a) between points in Cumberland County, ME, on the one hand, and, on the other, points in AL, GA, MO, WI, and MN; and (b) between points in Marion County, MO, on the one hand, and, on the other, points in AL, CT, DE, GA, IL, IN, KY, ME, MD, MA, MN, MO, NJ, NY, NH, NC, OH, PA, RI, SC, TN, VT, VA, WV, WI, and DC; (152) general commodities (except classes A and B explosives; Poison A; liquefied compressed gas or compressed gas; highway route controlled quantity radioactive materials as defined §173.403; or hazardous substances transported in cargo tanks, portable tanks or hopper type vehicles with capacities in excess of 3,500 water gallons; household goods, and commodities in bulk), between those points in the United States in and east of MN, IA, MO, AR, and LA.



GABLER TRUCKING, INC.

P.O. BOX 1089 • CHAMBERSBURG, PA. 17201 • 717-261-1492 • FAX 717-264-8967

RECEIVED

DEC 8 1992

Equipment List of Company Owned Tractors and Trailers

SECRETARYS OFFICE
Public Utility Commission

| | |
|---|-----|
| Company Tractors | 93 |
| Company Dry Vans | 306 |
| Company Temperature Controlled Trailers | 35 |
| Company Flat Bed Trailers | 5 |
| Company Drop Deck Trailers | 1 |

Independent Contractors Under Permanent
Lease to Gabler Trucking, Inc. 51

POCKETED

DEC 09 1992

**DOCUMENT
FOLDER**

A-5
A-00109226, F001, Am-E
11-18-92 DRK
Gabler Trucking
HBE, PA



U.S. Department
of Transportation
**Federal Highway
Administration**

400 Seventh St., S.W.
Washington, D.C. 20590

DECEMBER 4, 1986

IN REPLY REFER TO:
HFO-10
010579

H. C. GABLER, INC.
RD #3 P O BOX 220
CHAMBERSBURG PA 17201

DEAR SIRs:

IN ACCORDANCE WITH THE PROVISIONS OF TITLE 49, CODE OF FEDERAL REGULATIONS, PART 385, YOUR MOTOR CARRIER SAFETY RATING AS OF THIS DATE IS: SATISFACTORY.

THIS RATING RESULTED FROM A RECENT REVIEW AND EVALUATION OF YOUR COMPLIANCE WITH THE FEDERAL MOTOR CARRIER SAFETY AND/OR HAZARDOUS MATERIALS REGULATIONS, AND INCLUDED RECORDS MAINTAINED BY THE OFFICE OF MOTOR CARRIERS (STATE AND OFFICE CONTACT REPORTS). A SATISFACTORY RATING MEANS THAT NO SUBSTANTIAL VIOLATIONS OF THOSE REGULATIONS WERE DISCOVERED.

DOCKETED
DEC 09 1992

SINCERELY YOURS,

GERALD J. DAVIS
CHIEF, FEDERAL PROGRAMS DIVISION

CC: HMC - 03
FILE
READER FILE

**DOCUMENT
FOLDER**

A-6
A-00109226, 7001-Am E
11-18-92 DRK
Gabler Trucking
HBB, PA

GABLER TRUCKING, INC.
 BALANCE SHEET
 September 30, 1992

STATEMENT 10

THIS YEAR LAST YEAR

ASSETS

CURRENT ASSETS

| | | | |
|---------|-------------------------------|-----------------|-----------------|
| 1011000 | CASH F & M TRUST CO | (550,323.69) | (412,612.45) |
| 1012000 | WORKING FUNDS | 1,657.50 | 1,207.50 |
| 1023000 | MISC SPECIAL INS DEPOSITS | 160,499.75 | 35,376.00 |
| 1131000 | ACCTS REC CUSTOMER-REVENUE | 1,077,229.40 | 1,402,600.87 |
| 1135000 | ACCOUNTS RECEIVABLE - TIRES | 787.40 | 14,399.43 |
| 1135010 | ACCOUNTS RECEIVABLE-WIN SALES | 1,216.46 | - |
| 1138000 | ALLOWANCE FOR UNCOLLECT ACCTS | - | (30,123.07) |
| 1141000 | PREPAID LICENSE AND FEES | 62,041.40 | 41,567.52 |
| 1141010 | PREPAID STATE INCOME TAX | 526.00 | 4,318.00 |
| 1141020 | PREPAID FEDERAL INCOME TAX | - | 19,461.96 |
| 1141040 | PREPAID REAL & PROPERTY TAXES | 11,957.74 | 14,397.73 |
| 1142000 | PREPAID INSURANCE FIRE & LIAB | 39,809.13 | 154,465.00 |
| 1142010 | PREPAID LIFE INS ON OFFICERS | - | 13,587.76 |
| 1146000 | PREPAID TIRES AND TUBES | 120,663.28 | 168,067.34 |
| 1151030 | INVENTORY DIESEL GAS & OIL | 10,765.28 | 28,883.55 |
| 1151040 | INV SHOP MATERIALS & SUPPLIES | 106,403.98 | 107,028.98 |
| | TOTAL CURRENT ASSETS.... | \$ 1,043,233.63 | \$ 1,562,626.12 |

TANGIBLE PROPERTY

| | | | |
|--------------|--------------------------------|----------------|----------------|
| 1223000 | SERVICE CARS & EQUIPMENT | 110,219.52 | 149,459.44 |
| LESS 1224000 | ACCU DEPR SERVICE CARS & EQUIP | (88,458.29) | (114,057.17) |
| | NET VALUE | 21,761.23 | 35,402.27 |
| 1221010 | REVENUE EQUIPMENT TRACTORS | 1,720,462.18 | 1,468,749.56 |
| LESS 1222010 | ACCU DEPR REV EQUIP TRACTORS | (907,167.12) | (840,029.94) |
| | NET VALUE | 813,295.06 | 628,719.62 |
| 1221020 | REVENUE EQUIPMENT VAN TRAILERS | 3,819,616.82 | 4,042,086.69 |
| LESS 1222020 | ACCU DEPR REV EQUIP VAN TRAILR | (2,610,912.44) | (2,496,374.21) |
| | NET VALUE | 1,208,704.38 | 1,545,712.48 |
| 1233000 | SHOP & GARAGE EQUIPMENT | 19,422.02 | 18,739.36 |
| LESS 1234000 | ACCU DEP SHOP & GARAGE EQUIP | (16,747.51) | (16,278.31) |
| | NET VALUE | 2,674.51 | 2,461.05 |
| 1235000 | FURNITURE & OFFICE EQUIPMENT | 56,676.49 | 56,676.49 |
| LESS 1236000 | ACCU DEPR FURN & OFFICE EQUIP | (45,332.24) | (38,188.86) |
| | NET VALUE | 11,344.25 | 18,487.63 |
| 1237000 | MISCELLANEOUS EQUIPMENT | 96,132.25 | 91,602.25 |

DOCKETED
 DEC 09 1992

A-7
 A-00109226, Fool-Am-E
 11-18-92 DRK
 Gabler Trucking
 HBG PA

GABLER TRUCKING, INC.
 BALANCE SHEET
 September 30, 1992

STATEMENT 10

| | THIS YEAR | LAST YEAR |
|--|--------------|--------------|
| LESS 1238000 ACCU DEPR MISC EQUIPMENT | (84,447.66) | (79,102.47) |
| NET VALUE | 11,684.59 | 12,499.78 |
| 1235010 COMPUTER HARDWARE | 87,786.30 | 90,048.70 |
| LESS 1236010 ACCU DEPR COMPUTER HARDWARE | (75,764.96) | (74,807.32) |
| NET VALUE | 12,021.34 | 15,241.38 |
| 1235020 TELEPHONE AND COMMUNICATION EQ | 13,692.82 | 60,725.62 |
| LESS 1236020 ACCU DEPR TELEPHONE & COMM EQ | (12,365.38) | (58,370.75) |
| NET VALUE | 1,327.44 | 2,355.07 |
| 1235030 COMPUTER SOFTWARE | 96,776.26 | 94,566.26 |
| LESS 1236030 ACCU DEPR COMPUTER SOFTWARE | (22,668.00) | (4,925.55) |
| NET VALUE | 74,108.26 | 89,640.71 |
| 1241000 IMPROVEMENT LEASEHOLD PROPERTY | 2,516.00 | 2,516.00 |
| LESS 1242000 ACCU DEPR IMP L PROP | (272.48) | (20.96) |
| NET VALUE | 2,243.52 | 2,495.04 |
| TOTAL TANGIBLE PROPERTY | 2,159,164.58 | 2,353,015.03 |

INTANGIBLE PROPERTY

| | | |
|---|------------|------------|
| 1313000 ORGANIZATION COSTS | 8,481.98 | 8,481.98 |
| 1314000 ACCU AMORT ORGANIZATION COSTS | (3,623.07) | (1,926.75) |
| NET VALUE | 4,858.91 | 6,555.23 |
| 1313010 START UP COSTS | 2,848.55 | 2,848.55 |
| 1314010 ACCU AMORT START UP COSTS | (1,234.08) | (664.43) |
| NET VALUE | 1,614.47 | 2,184.12 |
| 1341010 H EARL PITZER RIGHTS 57 | 9,100.00 | 9,100.00 |
| LESS 1342010 ACCU AMORTIZATION PITZER RT 57 | (9,100.00) | (9,100.00) |
| NET VALUE | - | - |
| 1341100 W R FIELDS RIGHTS | 200.00 | 200.00 |
| LESS 1342100 ACCU AMORT W R FIELDS | (200.00) | (200.00) |
| NET VALUE | - | - |
| 1341110 SPROW & ZIMMERMAN RIGHTS | 1,000.00 | 1,000.00 |
| LESS 1342110 ACCU AMORT SPROW AND ZIMMERMAN | (1,000.00) | (1,000.00) |
| NET VALUE | - | - |
| TOTAL INTANGIBLE PROPERTY | 6,473.38 | 8,739.35 |

GABLER TRUCKING, INC.
BALANCE SHEET
September 30, 1992

STATEMENT 10

| | THIS YEAR | LAST YEAR |
|------------------------------------|---------------------|---------------------|
| INVESTMENTS | | |
| 1512000 WORKING ADVANCES EMPLOYEES | 1,150.00 | 1,125.00 |
| TOTAL OTHER DEFERRED ITEMS... | 1,150.00 | 1,125.00 |
| TOTAL ASSETS | <u>3,210,021.59</u> | <u>3,925,505.50</u> |

GABLER TRUCKING, INC.
BALANCE SHEET
September 30, 1992

STATEMENT 10

| | THIS YEAR | LAST YEAR |
|--|------------|------------|
| LIABILITIES | | |
| CURRENT LIABILITIES | | |
| 2033010 ACCR SOCIAL SECURITY TAXES | 38,484.17 | 67,614.63 |
| 2033020 ACCR WITHHOLDING TAXES FEDERAL | 7,814.39 | 9,629.05 |
| 2033030 ACCR WITHHOLDING TAXES VA | 659.80 | 644.63 |
| 2033040 ACCR WITHHOLDING TAXES PENNA | 3,748.98 | 3,617.31 |
| 2033050 OTHER EMPLOYEE DEDUCTIONS | 53.90 | 769.00 |
| 2033070 ACCR WITHHOLDING TAXES MD | 1,708.11 | 1,563.50 |
| 2033080 ACCR WAGE TAX CHAMBERSBURG | 347.60 | 5,393.06 |
| 2033090 EMP OCCUPATION PRIVILEGE TAX | - | 180.00 |
| 2033100 ACCR WITHHOLDING TAX WV | 440.89 | 445.99 |
| 2033110 CHRISTMAS CLUB FUND | (90.00) | 408.00 |
| 2033130 ACCR WAGE TAX ASPERS | 473.00 | 444.84 |
| 2033140 ACCR WITHHOLDING TAXES NC | 464.71 | 478.68 |
| 2033150 ACCR EMP SAVINGS CHAMBERSBURG | 2,610.00 | 1,420.00 |
| 2033160 ACCR WITHHOLDING TAX N YORK | - | 306.80 |
| 2033170 ACCR EMPE RETIREMENT FUND | 127.80 | 127.80 |
| 2033190 ACCR EMPE SAVINGS GETTYSBURG | 150.00 | 160.00 |
| 2033200 PA U/C TAX | (6.06) | - |
| 2033210 WV UNEMPLOYMENT COMP WITHHELD | - | 129.22 |
| 2034000 ACCOUNTS PAYABLE | 244,687.45 | 302,959.04 |
| 2034010 ACCTS PAYABLE-PALLETS | 30,460.50 | 23,426.12 |
| 2034020 ACCTS PAYABLE-LEASED PAYROLL | 50,103.09 | 56,252.05 |
| 2034040 ACCT PAYABLE-PAUL REVERE PLAN | - | 24.23 |
| 2041000 SALARIES & WAGES PAYABLE | 36,157.82 | 42,639.45 |
| 2113000 ACCRUED REAL ESTATE & P TAXES | 2,385.78 | 7,597.17 |
| 2115010 ACCRUED VIRGINIA SALES TAXES | 111.46 | - |
| 2115020 ACCRUED PA SALES TAXES | (7.25) | (11.86) |
| 2115040 ACCRUED GROSS RECEIPTS TAXES | 7,376.00 | 6,000.00 |
| 2122000 ACCRUED STATE INCOME TAXES | - | 464.00 |
| 2141000 ACCRUED INTEREST PAYABLE | 10,201.93 | 11,867.02 |
| 2161010 F AND M TRUST CO WITHIN 1 YR | 506,100.00 | 541,400.00 |
| 2161020 VALLEY BANK TRLS WITHIN 1 YR | 240,438.00 | 201,938.00 |
| 2161050 H.C. GABLER INC. WITHIN 1 YR | 215,104.25 | 199,500.00 |
| 2161070 WHIRLPOOL ACCEPTANCE W/ 1 YR | 114,440.00 | 114,440.00 |
| 2161090 AMPLICON FINANCIAL WITHIN 1 YR | 28,713.00 | 28,713.00 |
| 2161100 ASSOCIATES COMMERCIAL WITHIN 1 | 136,538.94 | 136,538.94 |
| 2161110 F & M BANK EQUIP-WITHIN 1 YEAR | - | 30,000.00 |
| 2161120 H.C. GABLER SR WITHIN 1 YEAR | 26,380.36 | - |
| 2173000 ACCR CARGO LOSS & DAMAGE CLAIM | 36,505.13 | 27,645.75 |
| 2181020 ESTIMATED INSURANCE PREMIUMS | 120,214.85 | 243,657.17 |
| 2181030 ACCRUED VACATION WAGES | 30,107.56 | 37,751.03 |

GABLER TRUCKING, INC.
 BALANCE SHEET
 September 30, 1992

STATEMENT 10

THIS YEAR LAST YEAR

TOTAL CURRENT LIABILITIES \$ 1,893,206.16 \$ 2,066,133.62

LONG TERM DEBTS DUE AFTER ONE YEAR

| | | |
|--|------------|------------|
| 2331020 VALLEY BANK TRAILERS LONG TERM | 274,734.33 | 307,006.05 |
| 2331050 HC GABLER INC LONG TERM | 273,518.92 | 261,125.00 |
| 2331070 WHIRLPOOL ACCEPTANCE LONG TERM | 171,659.50 | 286,099.30 |
| 2331090 AMPLICON FINANCIAL LONG TERM | 44,617.96 | 75,753.29 |
| 2331100 ASSOCIATE COMMERCIAL LONG TERM | 330,495.62 | 485,017.33 |
| 2331110 F & M BANK-LONG TERM | - | 98,716.99 |
| 2331120 LONG TERM H C GABLER | 34,508.69 | - |

TOTAL LONG TERM DEBTS.... \$ 1,129,535.02 \$ 1,513,717.96

DEFERRED CREDITS

| | | |
|--|-----------|------------|
| 2412000 INDEPENDENT CONTRACTOR RESERVE | 88,150.00 | 123,900.00 |
| 2412050 DEFERRED CREDIT - REV DUP PYMT | 11,542.62 | 12,698.06 |

TOTAL DEFERRED CREDITS.... \$ 99,692.62 \$ 136,598.06

CAPITAL STOCK

| | | |
|-------------------------------|------------|------------|
| 2641010 ADDITIONAL IN CAPITAL | 612,236.54 | 612,236.54 |
|-------------------------------|------------|------------|

TOTAL CAPITAL STOCK.... \$ 612,236.54 \$ 612,236.54

RETAINED EARNINGS

| | | |
|--|--------------|--------------|
| 2652000 RETAINED EARNINGS PRIOR YEARS | (477,143.80) | (104,033.67) |
| 2911000 RETAINED EARNINGS YEAR TO DATE | (47,504.95) | (299,147.01) |

TOTAL RETAINED EARNINGS.... \$ (524,648.75) \$ (403,180.68)

GABLER TRUCKING, INC.
BALANCE SHEET
September 30, 1992

STATEMENT 10

THIS YEAR

LAST YEAR

TOTAL LIABILITIES... \$ 3,210,021.59 \$ 3,925,505.50
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