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RICHARD E. MYERS

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OCT 10 2001

PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

DOCUMENT
FOLDER

October 10, 2001

Pennsylvania Public Utility Commission
Keystone Building
400 N. Commonwealth Avenue
Harrisburg, Pennsylvania 17101

In re: Suzanne Diehl Stewart t/d/b/a Diehl Moving
and Storage, A-00109630

Gentlemen:

Enclosed is a Petition for Reinstatement of Operating
Authority filed in triplicate on behalf of Suzanne Diehl Stewart.

Mrs. Stewart's authority was revoked when her new
insurance carriers failed to make the proper insurance filings.

If possible, can you walk this matter into the
Commissioner's meeting on October 12, 2001. Mrs. Stewart has a
backlog of work which was previously scheduled and reinstatement of
her authority is crucial to her continued operations and service to
the community.

Sincerely yours,

Richard E. Myers
Richard E. Myers

Encl.

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OCT 10 2001

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

DOCKETED

OCT 26 2001

DOCUMENT
FOLDER

In re:

SUZANNE DIEHL STEWART
T/D/B/A DIEHL MOVING AND
STORAGE

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PUC No. A-00109630

PETITION FOR REINSTATEMENT OF OPERATING AUTHORITY

The petition of Suzanne Diehl Stewart respectfully represents:

1. Your petitioner is Suzanne Diehl Stewart, t/d/b/a Diehl Moving and Storage, with a mailing address of P. O. Box 1866, Westmoreland County, Pennsylvania.

2. The petitioner operates a moving and storage business under authority from the Public Utility Commission issued at the above number.

3. By letter dated July 31, 2001 from the Public Utility Commission, the petitioner was advised of the suspension of operating authority effective August 2, 2001 for expired insurance.

4. Effective August 1, 2001, your petitioner changed insurance carriers and obtained insurance coverage from Connecticut Indemnity Company and Progressive Insurance Company, who obtained certain coverages for the petitioner through Mountain Laurel Assurance Co.

5. A copy of the suspension notice was provided to the petitioner's insurance agent who indicated the proper filing would

be made.

6. On August 27, 2001, the Commission filed a complaint to revoke petitioner's operating authority for failure to have insurance coverage. The complaint indicated that the matter could be resolved by filing proof of insurance.

7. The petitioner called her insurance agent and then faxed him a copy of the complaint. In reply, she received a copy of a fax to Progressive Insurance Company from her agent requesting the proper filings be made with the Pennsylvania Public Utility Commission. A copy of the fax is enclosed as Exhibit A.

8. By letter dated September 15, 2001, the insurance agent, U. S. Casualty Corp, was advised that the insurance filings had been made, a copy of which is attached hereto as Exhibit B.

9. By order dated October 3, 2001, the petitioner was notified that her certificate of public convenience had been cancelled for failure to provide proof of insurance.

10. Subsequent investigation by petitioner revealed that the filing had been made under her mother's name, Esther J. Diehl, who is listed as an additional insured under petitioner's policy, rather than under petitioner's name. A copy of the incorrect filing is attached as Exhibit C.

11. On October 9, 2001, Mountain Laurel Assurance Co, filed an amended Form E to correct the insured's name with insurance effective from August 1, 2001. A copy is attached as Exhibit D.

12. On October 9, 2001, Connecticut Indemnity Co. filed Form H showing the proper name on the insurance with coverage

effective from August 1, 2001. A copy is attached as Exhibit E.

13. At all times since August 1, 2001, the petitioner has had proper insurance coverage, but due to clerical error or oversight the insurance companies failed to file the proper forms with the Commission.

WHEREFORE, your petitioner respectfully requests this Honorable Commission to reinstate her certificate of public convenience.

Respectfully submitted,

Suzanne Diehl Stewart
Suzanne Diehl Stewart

Suzanne Diehl Stewart, being duly sworn according to law, deposes and says that the facts set forth are true and correct.

Suzanne Diehl Stewart
Suzanne Diehl Stewart

Sworn and subscribed to
before me this 10th day
of October, 2001.

Jane G. Conly
Notary Public

Notarial Seal
Jane G. Conly, Notary Public
Hempfield Twp., Westmoreland County
My Commission Expires June 26, 2005
Member, Pennsylvania Association of Notaries

FAX

UNITED STATES CASUALTY CORPORATION

3534 LAKETON ROAD
PITTSBURGH, PA. 15235
PHONE: (412) 371-5744
FAX (412) 371-5886

DATE: 8/28/01

NUMBER OF PAGES (INCLUDING COVER) 10

FAX NUMBER 440-603-4555

TO: Progressive - filing dept

FROM: BECKY GAIDA

RE: Esther Diehl + Suzanne Stewart

MESSAGE: D/B/A Diehl Moving + Storage

please see attached! Need filing
ASAP

Thanks
Becky

progressive

SEPTEMBER 15, 2001

U S CASUALTY CORP
3534 LAKETON RD
PITTSBURGH, PA 15235

Re: Policy # CA 4703093-0
ESTHER DIEHL
PO BOX 1866
GREENSBURG, PA 15601

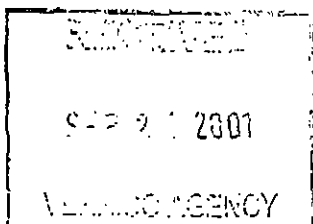
Enclosed is a Form F.

This is to confirm that Form E filings have been made for the indicated state(s) with the effective date of 08/01/01.

Please forward the original Form F to the insured and use the other copies to update your files.

Thank You,

State Permit Issuance and Verification



Commercial Vehicle Division
1-800-444-4487

EXHIBIT B

UNIFORM MOTOR CARRIER BODILY INJURY AND PROPERTY DAMAGE LIABILITY INSURANCE ENDORSEMENT

It is agreed that:

1. The Certification to the policy, by proof of financial responsibility under the provisions of any State motor carrier law or regulations promulgated by any State Commission having jurisdiction with respect thereto, amends the policy to provide insurance for automobile bodily injury and property damage liability in accordance with the provisions of such law or regulations to the extent of the coverage and limits of liability required thereby; provided only that the insured agrees to reimburse the company for any payment made by the company which it would not have been obligated to make under the terms of this policy except by reason of the obligation assumed in making such certification.
2. The Uniform Motor Carrier Bodily Injury and Property Damage Liability Certificate of Insurance has been filed with the State Commissions indicated below.
3. This endorsement may not be canceled without cancellation of the policy to which it is attached. Such cancellation may be effected by the company or the insured giving thirty (30) days' notice in writing to the State Commission with which such certificate has been filed, such thirty (30) days' notice to commence to run from the date the notice is actually received in the office of such Commission.

Attached to and forming part of policy No. CA 4703093-0

Issued by MOUNTAIN LAUREL ASSURANCE CO
 Company, of CLEVELAND, OH
 to ESTHER DIEHL / DBA: DIEHL MOVING & STORAGE
 of GREENSBURG, PA

Dated at CLEVELAND, OH this 14 day of SEPTEMBER 20 01

Countersigned by *[Signature]*
Authorized Signature

X - INDICATES STATE COMMISSIONS WITH WHOM UNIFORM MOTOR CARRIER BODILY INJURY AND PROPERTY DAMAGE LIABILITY CERTIFICATE OF INSURANCE HAS BEEN FILED							
ALABAMA		ILLINOIS		MONTANA		RHODE ISLAND	
ALASKA		INDIANA		NEBRASKA		SOUTH CAROLINA	
ARIZONA		IOWA		NEVADA		SOUTH DAKOTA	
ARKANSAS		KANSAS		NEW HAMPSHIRE		TENNESSEE	
CALIFORNIA		KENTUCKY		NEW JERSEY		TEXAS	
COLORADO		LOUISIANA		NEW MEXICO		UTAH	
CONNECTICUT		MAINE		NEW YORK		VERMONT	
DELAWARE		MARYLAND		NORTH CAROLINA		VIRGINIA	
DISTRICT OF COLUMBIA		MASSACHUSETTS		NORTH DAKOTA		WASHINGTON	
FLORIDA		MICHIGAN		OHIO		WEST VIRGINIA	
GEORGIA		MINNESOTA		OKLAHOMA		WISCONSIN	
HAWAII		MISSISSIPPI		OREGON		WYOMING	
IDAHO		MISSOURI		PENNSYLVANIA	X	ICC	

08/01/02

FORM E
UNIFORM MOTOR CARRIER BODILY INJURY AND PROPERTY
DAMAGE LIABILITY CERTIFICATE OF INSURANCE

Filed with PA PUBLIC UTIL COMM
PO BOX 3265
HARRISBURG, PA 17105-3265 (hereinafter called Commission)

This is to certify that the MOUNTAIN LAUREL ASSURANCE CO (hereinafter called Company)
P.O. BOX 94739, CLEVELAND, OHIO 44101
has issued to: EATHER DIEHL PO BOX 1856
DBA: DIEHL MOVING & STORAGE GREENSBURG, PA 15601

a policy or policies of insurance effective from 08/01/01 12:01 A.M. standard time at the address of the insured stated in said policy or policies and continuing until canceled as provided herein, which, by attachment of the Uniform Motor Carrier Bodily Injury and Property Damage Liability Insurance Endorsement, has or have been amended to provide automobile bodily injury and property damage liability insurance covering the obligations imposed upon such motor carrier by the provisions of the motor carrier law of the State in which the Commission has jurisdiction or regulations promulgated in accordance therewith.

Whenever requested, the Company agrees to furnish the Commission a duplicate original of said policy or policies and all endorsements thereon.

This certificate and the endorsement described herein may not be canceled without cancellation of the policy to which it is attached. Such cancellation may be effected by the Company or the insured giving thirty (30) days' notice in writing to the State Commission, such thirty (30) days' notice to commence to run from the date notice is actually received in the office of the Commission.

Countersigned at 6300 WILSON MILLS RD., MAYFIELD VILLAGE, OH 44143
this 14 day of SEPTEMBER, 2001

Insurance Company File No. CA 4703093-0
(Policy Number)

John Mark
Authorized Company Representative

This form determined by the National Association of Regulatory Utility Commissioners and promulgated by the Interstate Commerce Commission pursuant to the provisions of Section 202(b) (2) of the Interstate Commerce Act (49 U.S.C. sec. 302(b) (2)). IRB 5539B (Ed. 08-92)

EXHIBIT C

AMENDED INSUREDS NAME

08/01/02

FORM E

UNIFORM MOTOR CARRIER BODILY INJURY AND PROPERTY
DAMAGE LIABILITY CERTIFICATE OF INSURANCE

PA PUBLIC UTIL COMM
PO BOX 3265

Filed with HARRISBURG, PA 17105-3265

(hereinafter called Commission) 109630

This is to certify that the MOUNTAIN LAUREL ASSURANCE CO
P.O. BOX 94739, CLEVELAND, OHIO 44101-

(hereinafter called Company)

SUZANNE DIEHL STEWART
PO BOX 1866
GREENSBURG, PA 15601

has
issued to

08/01/01

a policy or policies of insurance effective from 12:01 A.M. standard time at the address of the insured stated in said policy or policies and continuing until canceled as provided herein, which, by attachment of the Uniform Motor Carrier Bodily Injury and Property Damage Liability Insurance Endorsement, has or have been amended to provide automobile bodily injury and property damage liability insurance covering the obligations imposed upon such motor carrier by the provisions of the motor carrier law of the State in which the Commission has jurisdiction or regulations promulgated in accordance therewith.

Whenever requested, the Company agrees to furnish the Commission a duplicate original of said policy or policies and all endorsements thereon.

This certificate and the endorsement described herein may not be canceled without cancellation of the policy to which it is attached. Such cancellation may be effected by the Company or the insured giving thirty (30) days' notice in writing to the State Commission, such thirty (30) days' notice to commence to run from the date notice is actually received in the office of the Commission.

Commenced at 6300 WILSON HILLS RD., MAYFIELD VILLAGE, OH 44143

this 09 day of OCTOBER, 20 01

Insurance Company File No.

CA 4703093-0
(Policy Number)

John Mark
Authorized Company Representative

This form determined by the National Association of Regulatory Utility Commissioners and promulgated by the Interstate Commerce Commission pursuant to the provisions of Section 203(b) (1) of the Interstate Commerce Act (49 U.S.C. sec. 102(b) (2)).

4RB 3538B
(Ed. 08-82)

10/09/01 TUE 14:48 FAX 01405165084

PROGRESSIVE

ORIGINAL

DATE: October 15, 2001

SUBJECT: A-00109630

DOCKETED
OCT 26 2001

TO: Office of Special Assistants

FROM: James J. McNulty, Secretary

LAF

DOCUMENT
FOLDER

Suzanne Diehl Stewart t/d/b/a Diehl Moving and Storage

Attached is a copy of a Petition for Reinstatement filed by Suzanne Diehl Stewart t/d/b/a Diehl Moving and Storage, in connection with the above docketed proceeding.

This matter is assigned to your Office for appropriate action.

Attachment

cc: TSL
Tas-Tech

laf