



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

July 8, 1992

KRP/

IN REPLY PLEASE
REFER TO OUR FILE

A-00109823

JOSEPH F SAPORITO ESQUIRE
490 NORTH MAIN STREET
PITTSTON PA 18640

DOCUMENT
FOLDER

Application of P.A. Mangione Trucking, Inc.

In accordance with the provisions of Act 294 of 1978 (66 Pa. C.S. §332(h)), the decision of the Administrative Law Judge in this proceeding has become final without further Commission action and the compliance order is enclosed.

A Certificate of Public Convenience evidencing the Commission's approval of the right to operate will not be issued until the applicant has complied with the following insurance and tariff requirements:

- I. Arrange through an insurance agent to have an insurance company file the following forms with the Commission.
 - a. A Form E as evidence of minimum public liability and property damage insurance coverage as shown on the back of this sheet.
 - b. A Form H or Form UCPC-31 as evidence of cargo insurance coverage in an amount not less than \$5,000 per vehicle. Under certain circumstances, exemption from the cargo insurance requirement may be secured by filing the enclosed Form PUC-288.
- II. Prepare and file a tariff according to the enclosed instructions except applicants for transfer of authority must file a tariff adoption supplement which will be forwarded by separate cover at a later date.

DOCKETED

JUL 22 1992

Minimum Limits for PA Public Utility Commission Authorized Service

Passenger Carriers:

- 15 passengers or less: \$35,000 combined single limit per accident per vehicle to cover liability because of bodily injury, death or property damage.
- \$25,000 first party medical benefits, \$10,000 first party wage loss benefits and shall conform to 75 Pa. C.S. §§1701-1798 (relating to Motor Vehicle Financial Responsibility Law).
- First party coverage of the driver of certificated vehicles shall meet the requirements of 75 Pa. C.S. §1171 (relating to required benefits).
- 16 to 28 passengers: \$1,000,000 combined single limit per accident per vehicle to cover liability because of bodily injury, death or property damage.
- 29 passengers or more: \$5,000,000 combined single limit per accident per vehicle to cover liability because of bodily injury, death or property damage.

Property Carriers:

- Common or Contract: \$300,000 combined single limit per accident per vehicle to cover liability because of bodily injury, death or property damage.
- Insurance coverage of motor carriers of property shall meet the requirements of 75 Pa. C.S. §1701-1798 (relating to Motor Vehicle Financial Responsibility Law).
- Common only: \$5,000 per accident per vehicle for loss or damage to cargo.

No motor carrier shall operate or engage in any transportation until compliance with all of the above requirements and a certificate of public convenience has been issued authorizing actual operations. Motor carriers operating without complying with the above requirements will be subject to the penalty provisions of the Public Utility Code.

Commission regulations require compliance with all of the above requirements within sixty days of the date of this letter. Failure to comply within the sixty day period will cause the Commission to rescind this action and dismiss the application without further proceedings.

If you foresee any problems in meeting these requirements, please direct your questions to the following contact persons:

Insurance Filings: Mr. William P. Hoshour-Insurance Section
(717) 783-5933

Tariff Filings: Mr. Joseph Machulsky-Tariff Section
(717) 787-5521

Very truly yours,



John G. Alford
Secretary

smk
Enclosures
CERTIFIED MAIL
RECEIPT REQUESTED

P A MANGIONE TRUCKING INC
510 SOUTH MAIN STREET
PITTSTON PA 18640

**DOCUMENT
FOLDER**

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Application of P. A. Mangione Trucking, Inc., for approval of the transfer and to exercise the right as a common carrier, described at Docket Number A. 00108238, Folder No. 1, issued to Joseph W. Knorr for transportation of property.

A-109823

DOCKETED
JUL 22 1992

O R D E R

In accordance with the provisions of Act 294 of 1978 (66 Pa. C.S. §332(h)), the decision of Administrative Law Judge Richard M. Lovenwirth dated March 10, 1992, has become final without further Commission action; THEREFORE,

IT IS ORDERED:

1. That the Application of P. A. Mangione Trucking, Inc., for the transfer of all the rights held by Joseph W. Knorr at A-00108238 be APPROVED and that a certificate be issued granting the following rights:

To transport, as a Class D carrier, coal, culm, silt, cinders, sand, gravel and stone between points in the City of Scranton, Lackawanna County, and within an airline distance of fifty (50) statute miles of the limits thereof.

subject to the following conditions:

That no right, power or privilege is granted to transport coal from points in the counties of Luzerne and Schuylkill to points in the counties of Sullivan and Lycoming.

That no right, power or privilege is granted to render service in the counties of Monroe and Pike.

Subject, further, to the following general conditions:

A. That the approval hereby given is not to be understood as committing this Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefore, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.

B. 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.

C. That the applicant charge to Account 1550, Other Intangible Property, the sum of \$2,000.00, being the amount of consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under Condition B above.

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

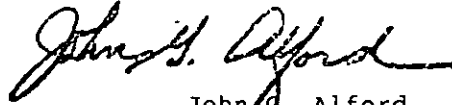
IT IS FURTHER ORDERED: That upon compliance with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of the Commission relating to the filing of evidence of insurance and the filing of a tariff establishing just and reasonable rates, a certificate issue evidencing the Commission's approval of the right to operate as above-determined.

4. 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 this Commission under Section 1102(3) of the Public Utility Code, 66 Pa. C.S.A. §1102(3).

5. That in the event said application has not, on or before 60 days from the date of service of this order, complied with the requirements set forth above, the application shall be dismissed without further proceedings.

6. That upon compliance with this order the rights granted the transferor, Joseph W. Knorr (at A-00108238), be cancelled and the record be marked closed.

BY THE COMMISSION,



John G. Alford
Secretary

(SEAL)

ORDER ENTERED: JUL - 8 1992



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

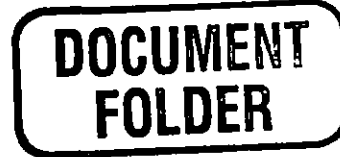
KJR

July 15, 1992

IN REPLY PLEASE
REFER TO OUR FILE

R-16

JOSEPH F SAPORITO ESQUIRE
490 NORTH MAIN STREET
PITTSBURGH PA 15201



Re: A-00109823 - P. A. Mangione Trucking, Inc.

Dear Mr. Saporito:

Under date of July 8, 1992, the Secretary's office transmitted to you the Commission's compliance order adopted July 8, 1992, evidencing approval of the above application which is in effect a transfer of the rights formerly held by Joseph W. Knorr at A-00108238, F. 1. The letter transmitting the order directs attention to the requirement for the filing of a tariff.

In accordance with the provisions of Pa. Code, Title 52, Section 23.13(c), you should immediately arrange to file adoption supplements with us whereby the tariff of the former operator will become the tariff of the latter, and no change in rates is permitted to cover the transfer of rights. To assist you in meeting this tariff requirement, we are enclosing three copies of the necessary supplement to be properly executed by you, the original and one copy of which must be returned to us for filing and the remaining one to be retained for your records. Upon the proper filing of the adoption supplements, the tariff requirements will be satisfied.

Very truly yours,
Barry L. Ernst, Director
Bureau of Transportation

By: Joseph M. Machulsky, Chief
Financial Document Section

Enclosure (1 set)

cc: P. A. Mangione Trucking, Inc.
510 South Main Street
Pittston, PA 18640

Contact Person: G. B. Harry
(717) 783-5937