



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120

KJR

October 3, 1991

IN REPLY PLEASE
REFER TO OUR FILE

R-16

TIMOTHY R ENGLER T/A ENGLER FAMILY MOVING
805 ATLANTIC AVENUE
PO BOX 123
FRANKLIN PA 16323

DOCUMENT
FOLDER

Re: A-00109827, Timothy R. Engler, t/d/b/a Engler Family Moving

Dear Mr. Engler:

Under date of 10-2-91, the Secretary's office transmitted to you the Commission's compliance order adopted 9-26-91, evidencing approval of the above application which is in effect a transfer of the rights formerly held by Ronald H. Schilk at A-00100721. The letter transmitting the order directs attention to the requirement for the filing of a tariff.

Pa. Code, Title 52, Section 23.13(c) provides that in the case of change in ownership, etc., if feasible to do so, the tariffs of the former operator shall be adopted by the new operator, and no change in rates is permitted to cover the transfer of rights.


In this instance it is not possible to meet the tariff requirements by the adoption of the former tariff for the reason that the present tariff's description of operating authority does not conform with the approval of this application.

It will be necessary, therefore, to file a new tariff which should be designated Freight Pa. P.U.C. No. 1. The tariff should name the same rates, rules and regulations as were filed by the former operator and may be issued to become effective on one day's notice under authority of Pa. Code, Title 52, Section 23.42.

We notice that rates for a part of the authorized service being transferred are provided in tariffs published by Tristate Household Goods Tariff Conference, Inc., Agent.

Should you elect to participate in the agency publication(s), two copies of a suitable power of attorney should be included with the filing. If you do not elect to participate in the agency publication(s), a new tariff or tariffs should be filed containing the same rates, rules and regulations currently on file, for a minimum of 30 days.

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


By: Joseph M. Machulsky, Chief
Financial Document Section

cc: Tristate
P.O. Box 2006
Bristol, PA 19007

New Power of Attorney to be designated:
Pa. F. 1 No. 1 cancels 1 (series of transferor)

Contact Person: G.L. Baker
(717) 783-5936