

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED

DOCKET NO. A-2015-2520130

FEB 15 2016

Application of Metro Transportation, LLC

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

PROTEST ON BEHALF OF
ERIE TRANSPORTATION SERVICES, INC., D/B/A ERIE YELLOW CAB AND
REQUEST FOR ORAL HEARING

Erie Transportation Services, Inc., t/d/b/a Erie Yellow Cab hereby files the within Protest to the above-captioned Application of Metro transportation, LLC ("Applicant") and in support thereof sets forth as follows:

1. Applicant filed an application for authority as published in the Pennsylvania Bulletin and as set forth in Appendix A.
2. The name and business addresses of the Protestant are set forth in Appendix A which is attached hereto.
3. By this application, Applicant seeks authority to transport persons, as common carrier, by motor vehicle, in call or demand service, in Erie City, Erie County.
5. Protestant holds call and demand operating rights from the Commission at Docket A-108419. The relevant portion of Protestant's authority is attached hereto as Appendix A-1. The operating rights sought by this Application are in direct conflict with the operating rights issued to Protestant for the City of Erie, Pennsylvania. Protestant will provide more specific evidence of their authority and operations at the hearing.

6. Protestant is presently providing service in the application area Erie, Pennsylvania, and is willing and able to provide additional service. There is no need or demand for additional service in Protestant's authorized territory. The proposed service is not necessary or proper for the service, accommodation, convenience or safety of the public.

7. It is believed and therefore averred that the Applicant does not possess the technical and financial ability to provide the proposed service and lacks a propensity to operate safely and legally.

8. It is believed and therefore averred that Applicant's proposed service area is too broad, and that Applicant lacks the ability to service the entire area, together with the territory it is presently serving.

9. Protestant does not have any restrictive amendment to propose which would satisfy its interests in this proceeding.

10. Protestant hereby requests that this application be set for an oral hearing so that Protestant may be able to cross-examine Applicant's witnesses and present evidence to the issues relative to the application. Protestants represent that it will appear at the hearing to present evidence relative to the issues involved in this application.

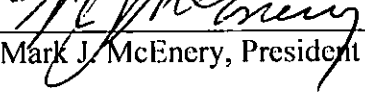
11. Pursuant to Section 333(c) of the Public Utility Code (66 Pa.C.S.A. §333(c)), Protestant hereby request a list of Applicant's witnesses who are expected to testify in the above-captioned proceeding, together with the subject matter of their anticipated testimony and, in particular, any complaints or other evidence pertaining to the service or operations of Protestants.

WHEREFORE, Protestants respectfully request that the granting of the application be withheld; that the proceedings be assigned for oral hearing with leave to Protestant to participate fully therein; and that Applicant be required to make available at the hearing competent evidence for examination on all material and relevant facts bearing on the application.

Respectfully submitted,

ERIE TRANSPORTATION SERVICES,
INC.

Date: 2/15/2016

By: 
Mark J. McEnery, President

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Re: Application of Metro Transportation, LLC
Docket No. A-2015-2520130

APPENDIX A

SCOPE OF AUTHORITY SOUGHT:

By application published in the Pennsylvania Bulletin on Saturday January 31, 2016, Applicant seeks authority to transport persons, as common carrier, by motor vehicle, in call or demand service, in: City of Erie, Erie County, Pa.

INTERESTS OF PROTESTANTS:

1. Erie Transportation Services, Inc., t/d/b/a Erie Yellow Cab, 129 East 26th Street, Erie, Pa. 16504 is a common carrier that holds authority at Docket No. A-109419, to transport, as common carrier, persons in call and demand service, from points (Insert territory) A copy of the relevant authority is attached hereto as Exhibit A-1. All of the Protestant's authority is relevant to this application.

NOTE: Attach a copy of your rights as Exhibit A-1.

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

DATE _____

SERVICE _____

NOV 26 1988

BUREAU OF TRANSPORTATION
COMMON CARRIER
NOVEMBER 1988

A-00108419

Application of Erie Transportation Services, Inc., a corporation of the Commonwealth of Pennsylvania, for the right to begin to transport, as a common carrier, by motor vehicle, persons upon call or demand in the city of Erie, boroughs of Wesleyville and Fairview and the townships of Lawrence Park, Millcreek and Fairview, all in Erie County; which is to be a transfer of the rights authorized under the certificate issued at A-00103261 to Erie Cab Company, a corporation of the Commonwealth of Pennsylvania, subject to the same limitations and conditions.

FW:kmb
11/4/88

Application received: 10/16/88
Application docketed: 11/3/88

NH

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
NOV 28 1988
ENTRY No. *AK*

DEC 19 1988

Protests due on No Hearings _____
Protests due on Hearings - (5 days prior to date of hearing)
Notice of the above application was mailed to all certificate
holders and railroad companies in the service area as noted above.

CERTIFICATE OF SERVICE

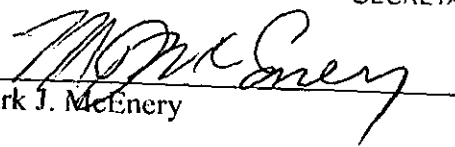
I hereby certify that I have, this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party): Kusa Tolla, Metro Transportation, LLC, 207 West Sun Hill Road, Manheim, Pa 17545.

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FEB 15 2016

Dated this 15th day of February 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU


Mark J. McEnery

Shipment Receipt: Page #1 of 1

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EXPECTED DELIVERY DATE: TUES 16 FEB 2016 EOD	TRACKING NUMBER: 1ZK04Y142936680218
SHIP FROM: ERIE TRANSPORTATION SERVICES 129 EAST 26TH STREET ERIE PA 16504 (814) 452-6090	SHIPMENT ID: MMRD41SCUYCK1 SHIP REF 1: - - SHIP REF 2: - -
SHIP TO: METRO TRANSPORTATION, LLC KUSA TOLLA 207 W SUNHILL RD MANHEIM PA 17545-9706 RESIDENTIAL	DESCRIPTION OF GOODS: DOCUMENTS
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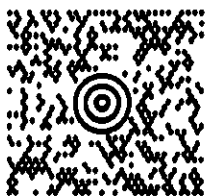
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ERIE PA 16504

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