

APPLICATION

F0002

A-00109648 ~~F1~~ AMA

LAW OFFICES

VUONO, LAVELLE & GRAY

2310 GRANT BUILDING

PITTSBURGH, PA. 15219-2383

(412) 471-1800

JOHN A. VUONO
WILLIAM J. LAVELLE
WILLIAM A. GRAY
MARK T. VUONO
RICHARD R. WILSON
DENNIS J. KUSTURISS
CHRISTINE M. DOLFI
PETER J. SCANLON

TELECOPIER
(412) 471-4477

August 10, 1992

*ALSO MEMBER OF FLORIDA BAR

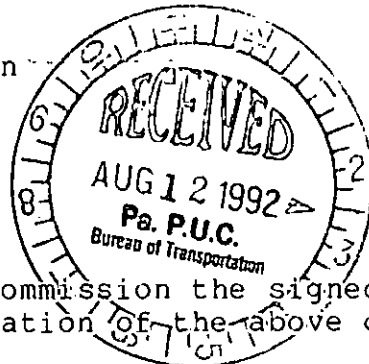
Re: Marianne Industries, Inc.
Docket No. A-00109648, F.2, Am-A
Our File 3749-8

RECEIVED

AUG 11 1992

SECRETARY'S OFFICE
Public Utility Commission

Mr. John G. Alford, Secretary
Pennsylvania Public Utility Commission
North Office Building
P. O. Box 3265
Harrisburg, PA 17120



Dear Mr. Alford:

We enclose for filing with the Commission the signed original and two copies of the application of the above carrier.

We are enclosing a check in the amount of \$350.00 to cover the filing fee.

Please acknowledge receipt and filing of the enclosed on the duplicate copy of this letter of transmittal and return it to us in the self-addressed, stamped envelope provided for that purpose.

Sincerely yours,

VUONO, LAVELLE & GRAY

William J. Lavelle
William J. Lavelle

CW

Enclosures

cc: Marianne Industries, Inc.



BEFORE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

APPLICATION FOR MOTOR CARRIER CERTIFICATE OR PERMIT

RECEIVED

AUG 11 1992

SECRETARY'S OFFICE
Public Utility Commission

(SEE INSTRUCTIONS BEFORE PREPARING APPLICATION)

In re: Application of MARIANNE INDUSTRIES, INC.

APPLICATION DOCKET

No. A-00109648

Folder No. 2, A m-A

for a certificate of public convenience or a permit evidencing the Commission's approval of the right and privilege of operating motor vehicles as a motor carrier for the transportation of **PROPERTY**.

700397

TO PENNSYLVANIA PUBLIC UTILITY COMMISSION

DOCKETED
APPLICATION DOCKET
AUG 20 1992
ENTRY NO. MW

RECEIVED
AUG 12 1992
Pa PUC
APPL. A-109648
F. 2
COMPL. ✓

1. Marianne Industries, Inc.

(Full and correct name of applicant)

AUG 20 1992

2. Not Applicable

(Trade name, if any)

The trade name

(has or has not)

been registered with the Secretary of the

Commonwealth on

(date)

DOCUMENT
FOLDER

at each copy of stamped registration form PUC.

3. Shippenville Clarion PA 16254 814-226-4378
(Business Street Address)

CHECKED BY MW
P. O. Box 300
(P.O. Box, if any)

Shippenville
(City)

Clarion
(County)

PA
(State)

16254
(Zip)

814-226-4378
(Telephone)

4. Applicant's attorney (for this application) is:

William J. Lavelle, Esq.

2310 Grant Building

Vuono, Lavelle & Gray

Pittsburgh, PA 15219

412-471-1800

(Name)

(Address)

(Telephone)

5. Any notice, process or order of the PUC should be served upon:

William J. Lavelle, Esq.

2310 Grant Building

Vuono, Lavelle & Gray

Pittsburgh, PA 15219

(Name)

(Address)

6. Applicant does hold Pa. PUC authority under Docket No. A-00109648
(does or does not)

and operates as a

common
(common or contract)

carrier.

F. 2 AMENDMENT A

7. Applicant does hold Interstate Commerce Commission authority
(does or does not)

at Docket No. MC-205628.

8. Applicant is (check one):

Individual.

Partnership. Attach copy of partnership agreement and list names and addresses of partners below (use additional sheet if necessary).

(Name)

(Address)

Corporation. Organized under the laws of the State of Pennsylvania and qualified to do business in Pennsylvania by registering with the Secretary of the Commonwealth on four 14 2011 (Attach copy of Certificate of Incorporation or Authority and statement of charter purpose). Include as an attachment a list of corporate officers and their titles and the names, addresses and number of shares held by each stockholder.

9. Attach the following, as appropriate (check those attached):

- A Partnership Agreement.
- B Trade Name registration certificate.
- C Certificate of Incorporation or Authority.
- D Statement of corporate charter purpose.
- E List of corporate officers and stockholders.

10. That the nature and character of the service to be rendered by applicant is the transportation of property as a Common Contract carrier by means of motor vehicles as follows:

See Supplement to Question 10.

11. Applicant is not now engaged in any intrastate transportation of property for compensation in Pennsylvania (except as authorized by the certificates of public convenience or permits specified in Paragraph 6) and will not engage in the transportation for which approval is herein sought unless and until authorization for such transportation shall be received.

CORPORATE SEAL

MARIANNE INDUSTRIES, INC.
(Print Name of Corporation, Partnership, Trade-Name or Individual)*

By:

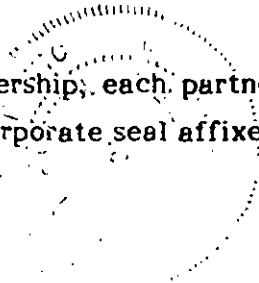
Rosie B. Amsler
(Signature)

Rosie B. Amsler, President

(Signature)

(Signature)

*If a partnership, each partner must sign; if a corporation, at least one officer must sign, and corporate seal affixed.



THIS MUST BE COMPLETED BY NOTARY PUBLIC

AFFIDAVIT OF APPLICANT (Natural Person)

COMMONWEALTH OF PENNSYLVANIA :
_____ County : ss:

_____, being duly sworn (affirmed) according to law, deposes and says that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and he expects to be able to prove the same at the hearing hereof.

Signature of Affiant

Sworn and subscribed before me this _____
day of _____ 19 _____
My Commission Expires _____

Signature of Official Administering Oath

AFFIDAVIT OF APPLICANT (Corporation)

COMMONWEALTH OF PENNSYLVANIA :
Clarion County : ss:

Rosie B. Amsler, being duly sworn (affirmed) according to law, deposes and says that she is President of Marianne Industries,
(Office of Affiant)

Inc.; that she is authorized to and does make this
(Name of Corporation)

affidavit for it; and that the facts above set forth are true and correct; or are true and correct to the best of ^{her} ~~his~~ knowledge, information and belief and that she expects the said Marianne Industries, Inc. to be able to prove the same
(Name of Corporation)

at the hearing hereof.

Rosie B. Amsler
Rosie B. Amsler
Signature of Affiant

Sworn and subscribed before me this 6th
day of August 19 92
My Commission Expires _____

Sandra M. Amsler
Signature of Official Administering Oath

Notarial Seal
Sandra M. Amsler, Notary Public
Farmington Twp., Clarion County
My Commission Expires July 17, 1995

Commonwealth of Pennsylvania

Department of State



CERTIFICATE OF INCORPORATION

Office of the Secretary of the Commonwealth

To All to Whom These Presents Shall Come, Greeting:

Whereas, Under the provisions of the Laws of the Commonwealth, the Secretary of the Commonwealth is authorized and required to issue a "Certificate of Incorporation" evidencing the incorporation of an entity.

Whereas, The stipulations and conditions of the Law have been fully complied with by

MARIANNE INDUSTRIES, INC.

Therefore, Know Ye, That subject to the Constitution of this Commonwealth, and under the authority of the Laws thereof, I do by these presents, which I have caused to be sealed with the Great Seal of the Commonwealth, declare and certify the creation, erection and incorporation of the above in deed and in law by the name chosen hereinbefore specified.

Such corporation shall have and enjoy and shall be subject to all the powers, duties, requirements, and restrictions, specified and enjoined in and by the applicable laws of this Commonwealth.

Given under my Hand and the Great Seal of the Commonwealth, at the City of Harrisburg, this 15th day of July in the year of our Lord one thousand nine hundred and eighty-eight and of the Commonwealth the two hundred thirteenth



James J. Hoyt
Secretary of the Commonwealth

8850174

1045226

ARTICLES OF INCORPORATION
FOR
MARIANNE INDUSTRIES, INC.

In compliance with the requirements of the Business Corporation Law, approved the 5th day of May, A.D., 1933, P.L. 364, as amended, each of the undersigned being of full age and desiring to be Incorporated as a business corporation does hereby certify:

1. The name of the corporation is: Marianne Industries, Inc.

(k) 2. The location and post office address of its initial registered office is: Location - One Shimp Road, R.D.#1, Shippenville, Pennsylvania 16254; P. O. Address - R.D.#1, Box 215A, Shippenville, PA 16254.

3. The corporation is formed for the purpose of conducting lawful activities. The corporation shall have unlimited power to engage in and to do any lawful act concerning any and all lawful business for which corporations may be incorporated under this act.

4. The term of its existence is perpetual.

5. The total amount of capital stock of this corporation is Five Hundred Thousand (\$500,000.00) Dollars, and the total number of shares into which it is divided is Five Hundred Thousand (500,000) with a par value of One (\$1.00) Dollar each. All of such shares shall be common stock.

6. The names and addresses of each of the Incorporators and the number and class of shares subscribed to by them are:

0688L19.AGM

<u>NAME</u>	<u>ADDRESS</u>	<u>NUMBER AND CLASS</u>
Rosie Banner Amsler	R.D.#1, Box 215A, Shippenville, PA 16254	10
Sheila A. Brocious	R.D.#1, Mayport, PA 16240	10

IN WITNESS WHEREOF, each of the incorporators have signed and sealed these Articles of Incorporation this 14th day of June, 1988.

x Rosie Banner Amsler (SEAL)
ROSIE BANNER AMSLER

x Sheila A. Brocious (SEAL)
SHEILA A. BROCIOS

Filed in the Department of State on the JUL 15 1988 day of _____, 1988.

James J. Zhyt
SECRETARY OF THE COMMONWEALTH

APPLICATION OF
MARIANNE INDUSTRIES, INC.

SUPPLEMENT TO QUESTION 9E

List of Corporate Officers and Stockholders

Officers

<u>Name</u>	<u>Title</u>
Rosie B. Amsler	President
Sheila A. Brocious	Secretary/Treasurer

Stockholders

<u>Name</u>	<u>No. of Shares</u>
Rosie B. Amsler	10
Sheila A. Brocious	10

APPLICATION OF
MARIANNE INDUSTRIES, INC.

SUPPLEMENT TO QUESTION 10

Scope of Authority Sought

The nature and character of the service to be rendered by Applicant as a motor common carrier is as follows:

To transport, as a Class D carrier, glass, for recycling, and cullet, in bulk, in dump vehicles, between points in Pennsylvania.

subject to the following condition:

That no right, power or privilege is granted to provide service from points in the counties of Allegheny, Beaver, Butler, Lawrence, Washington and Westmoreland.

September 4, 1992

■
WILLIAM J LAVELLE
ATTORNEY AT LAW
2310 GRANT BUILDING
PITTSBURGH PA 15219-2383
■

In re: A-00109648, F. 2, Am-A - Application of Marianne Industries, Inc.

Dear Sir:

The application of Marianne Industries, Inc. has been captioned as attached and will be submitted for review provided no protests are filed on or before September 28, 1992. If protests are filed, you will be advised as to further procedure.

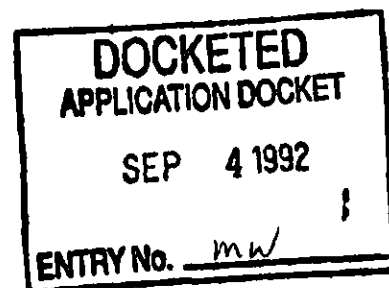
You are further advised that the above application will be published in the Pennsylvania Bulletin of September 5, 1992.

Very truly yours,

David Ehrhart
Supervisor - Application Section
Bureau of Transportation

DE:RP:rs

cc: Applicant
P.O. Box 300
Shippenville, PA 16254



A-00109648, Folder 2, Am-A MARIANNE INDUSTRIES, INC. (P.O. Box 300, Shippenville, Clarion County, PA 16254), a corporation of the Commonwealth of Pennsylvania, inter alia - bottles, containers, caps, broken glass, cullet, supplies and materials for the Owens-Illinois Glass Company from its place of business in the borough of Clarion, Clarion County, to points in Pennsylvania, and vice versa: SO AS TO PERMIT the transportation of glass, for recycling, and cullet, in bulk, in dump vehicles, between points in Pennsylvania; subject to the following condition: That no right, power or privilege is granted to provide service from points in the counties of Allegheny, Beaver, Butler, Lawrence, Washington and Westmoreland.
Attorney: William J. Lavelle, 2310 Grant Building, Pittsburgh, PA 15219-2383.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

Published in Pennsylvania Bulletin SEP - 5 1992

BUREAU OF TRANSPORTATION
COMMON CARRIER
AUGUST 1992

A-00109648
F. 2
Am-A

Application of Marianne Industries, 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, bottles, containers, caps, broken glass, cullet, supplies and materials for the Owens-Illinois Glass Company from its place of business in the borough of Clarion, Clarion County, to points in Pennsylvania, and vice versa: SO AS TO PERMIT the transportation of glass, for recycling, and cullet, in bulk, in dump vehicles, between points in Pennsylvania; subject to the following condition: That no right, power or privilege is granted to provide service from points in the counties of Allegheny, Beaver, Butler, Lawrence, Washington and Westmoreland.

MW:rs
8/24/92

Application received: 8/11/92
Application docketed: 8/20/92

NH

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
SEP 4 1992
ENTRY No. MW

SEP 28 1992

Protests due _____