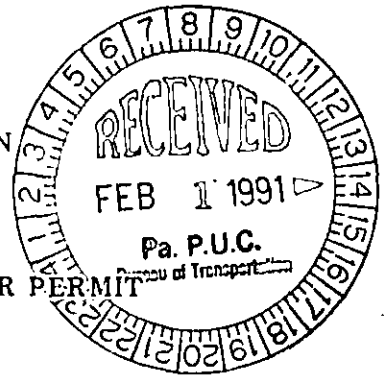


BEFORE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION



APPLICATION FOR MOTOR CARRIER CERTIFICATE OR PERMIT

(SEE INSTRUCTIONS BEFORE PREPARING APPLICATION)

In re: Application of MARIANNE INDUSTRIES, INC.

APPLICATION DOCKET

No. 109648

Folder No.

TK-760397

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**.

TO PENNSYLVANIA PUBLIC UTILITY COMMISSION:

- Marianne Industries, Inc.  
(Full and correct name of applicant)
- Not Applicable  
(Trade name, if any)

The trade name \_\_\_\_\_ been registered with the Secretary of the  
(has or has not)

Commonwealth on \_\_\_\_\_ (attach copy of stamped registration form).  
(date)

- P. O. Box 300  
(Business Street Address) \_\_\_\_\_ (P.O. Box, if any)

<u>Shippenville</u>	<u>Clarion</u>	<u>PA</u>	<u>16254</u>	<u>814-226-4378</u>
(City)	(County)	(State)	(Zip)	(Telephone)

- 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)

- 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)

- Applicant does not \_\_\_\_\_ hold Pa. PUC authority under Docket No. \_\_\_\_\_  
(does or does not)

and operates as a \_\_\_\_\_ carrier.  
(common or contract)

BEGINNING

**DOCUMENT  
FOLDER**

**DOCKETED**  
APPLICATION DOCKET  
FEB 12 91  
ENTRY No. Law

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 \_\_\_\_\_ (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 <sup>her</sup> ~~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 22nd

day of January 19 91

My Commission Expires 10/05/92

NOTARIAL SEAL  
LOU ANN ETZEL, NOTARY PUBLIC  
CLARION BOROUGH, CLARION COUNTY  
MY COMMISSION EXPIRES OCT. 5, 1992

Member, Pennsylvania Association of Notaries

Lou Ann Etzel  
Signature of Official Administering Oath

# 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.

(Kc) 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 14<sup>th</sup> day of June, 1988.

x Rosie Banner Amsler (SEAL)  
ROSIE BANNER AMSLER

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

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

James J. Zbytt  
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, mobile and modular homes, trailers, additions thereto and appurtenant articles, and chassis, undercarriages and frames, between points in the county of Clarion, and from points in said county to points in Pennsylvania, and vice versa.

February 22, 1991

IN REPLY PLEASE  
REFER TO OUR FILE

William J. Lavelle  
Attorney at Law  
2310 Grant Building  
Pittsburgh, PA 15219

In re: A-00109648 - 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 March 18, 1991. 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 February 23, 1991.

Very truly yours,

David Ehrhart  
Supervisor - Application Section  
Bureau of Transportation

DE:RP:rs

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

DOCUMENT  
FOLDER

<b>DOCKETED</b>
APPLICATION DOCKET
FEB 25 91
ENTRY No. <u>          </u>

A-00109648 MARIANNE INDUSTRIES, INC. (P.O. Box 300, Shippenville, Clarion County, PA 16254), a corporation of the Commonwealth of Pennsylvania - mobile and modular homes, trailers, additions thereto and appurtenant articles, and chassis, undercarriages and frames, between points in the county of Clarion, and from points in said county, to points in Pennsylvania, and vice versa. Attorney: William J. Lavelle, 2310 Grant Building, Pittsburgh, PA 15219.

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

DATE \_\_\_\_\_

SERVICE \_\_\_\_\_

FEB 23 1991

BUREAU OF TRANSPORTATION  
COMMON CARRIER  
FEBRUARY 1991

A-00109648

Application of Marianne Industries, Inc., a corporation of the Commonwealth of Pennsylvania, for the right to begin to transport, as a common carrier, by motor vehicle, mobile and modular homes, trailers, additions thereto and appurtenant articles, and chassis, undercarriages and frames, between points in the county of Clarion, and from points in said county, to points in Pennsylvania, and vice versa.

FW:rs  
2/12/91

Application received: 2/1/91  
Application docketed: 2/12/91

NH

DOCUMENT  
FOLDER

DOCKETED  
APPLICATION DOCKET  
FEB 25 91  
ENTRY No.     

MAR 18 1991

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.

LAW OFFICES

**VUONO, LAVELLE & GRAY**

2310 GRANT BUILDING

PITTSBURGH, PA. 15219-2383

(412) 471-1800

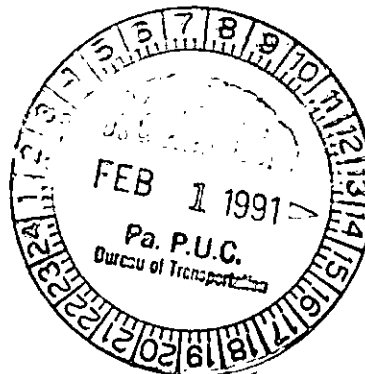
JOHN A. VUONO  
WILLIAM J. LAVELLE  
WILLIAM A. GRAY  
MARK T. VUONO  
RICHARD R. WILSON  
DENNIS J. KUSTURISS  
CHRISTINE M. DOLFI

TELECOPIER  
(412) 471-4477

January 28, 1991

\* ALSO MEMBER OF FLORIDA BAR

Re: Marianne Industries, Inc.  
Docket No. A- 109644  
Our File 3749-1



Mr. Jerry Rich, Secretary  
Pennsylvania Public Utility Commission  
North Office Building  
P. O. Box 3265  
Harrisburg, PA 17120

Dear Mr. Rich:

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. This will confirm that our law firm will guarantee collection of the funds evidenced by the check.

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

pz  
Enclosure  
cc: Marianne Industries, Inc.

