

COURIER EXPRESS

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PUBLIC
UTILITY
COMMISSION

April 4, 1994

John Alford, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17120

RECEIVED
APR 06 1994

RE: Application of:
Jeffrey R. Larson

SECRETARY'S OFFICE
Public Utility Commission

Docket No. A-00111241

Dear Mr. Alford:

Please find enclosed a protest filed to the above captioned application.

A copy of this protest has been served upon the applicant and their representative named below in accordance with the Commission's Rules of Practice.

Also, Mr. John A. Pillar, Esq., will represent us at all hearings. Please make him a party of record and direct a duplicate copy of all correspondence and notices regarding this proceeding to 312 Blvd. of the Allies, Suite 700, Pittsburgh, PA 15222.

Respectfully submitted,


James E. Eaborn
President

JEE/mlj

Enclosures

cc: Jeffrey R. Larson
Allan Hertzberg, Esq.

DOCUMENT
FOLDER

RUSH DELIVERY SPECIALISTS

172 South 21st Street, Pittsburgh, PA 15203 • (412) 481-7300 • Fax 481-1280

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Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION PA PUC
BUREAU OF

In Re:

Jeffrey R. Larson
1717 Warrendale Bayne
Baden, PA 15005

RECEIVED
APR 06 1994

SECRETARY'S OFFICE
Public Utility Commission

Docket Number: A-00111241

=====
Pennsylvania Bulletin reference: 3 / 26 / 94, Page: 1638 Vol. 24 No. 13
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PROTEST OF

COURIER EXPRESS, INC.

DOCUMENT
FOLDER

DOCKETED
APR 07 1994
[Signature]

AND NOW, comes Courier Express, Inc., 172 South 21st Street, Pittsburgh, PA 15203 (412) 481-7300, which hereby protest the granting of the above captioned application and in support thereof aver as follows:

1. Protestant holds authority at A-105585, summarized in Appendix A attached hereto and thereby made a part hereof, in conflict with this application.

2. Protestant performs a specialized service within its territory and, within the scope of its authority, provides an adequate and satisfactory service to the shipping public. Approval of an additional carrier would disrupt protestant's traffic patterns, thereby hindering its ability to render an efficient service to the public and detriment will thereby result to the shipping public in Pennsylvania.

3. If a restrictive amendment will satisfy the interest of the protestant, a proposed restrictive amendment is attached as Appendix B which, if accepted by the Commission, will result in the withdrawal of the protest of the protestant.

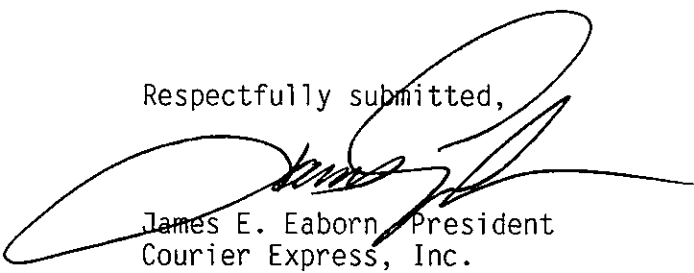
4. Pursuant to Section 333(c) of the Public Utility Code (66 Pa.C.S. 333[c]), we hereby request a list of the witnesses expected to testify in the above entitled proceeding, together with the subject matter of their anticipated testimony.

5. Protestant is represented by counsel: Mr. John A. Pillar, Esq., located at 312 Blvd. of the Allies, Suite 700, Pittsburgh, PA 15222.

WHEREFORE, absent an appropriate amendment, protestant prays the application may be dismissed.

AND IT WILL EVER PRAY.

Respectfully submitted,



James E. Eaborn, President
Courier Express, Inc.
172 South 21st Street
Pittsburgh, PA 15203
(412) 481-7300

Re: Application of:

Jeffrey R. Larson

Docket No. A-00111241

APPENDIX A

Summary of Authority

A-105585, Folder 1:

To transport, as a Class D carrier, property for American Red Cross Blood Services, Johnstown Region, and Central Blood Bank of Pittsburgh, between points in Pennsylvania on and west of U.S. Highway Route 15.

To transport, as a Class D carrier, property between points in that portion of Pennsylvania in and west of the eastern boundaries of the counties of McKean, Elk, Clearfield, Blair and Bedford, and from points in said territory to points on and west of U.S. Highway Route 15, and vice versa.

Both rights subject to the following conditions:

That no right, power or privilege is granted to provide service between points in the counties of Perry, Cumberland and that part of Adams County on and west of U.S. Highway Route 15.

Transportation is restricted to shipments weighing not more than 1,000 pounds and which are transported in a vehicle which contains the freight of only one consignor moving from one origin to one destination.

Transportation is restricted to shipments picked up and delivered on the same calendar day.

That no right, power or privilege is granted to transport new or used household goods and new or used office furniture and commodities in bulk.

A-105585, Folder 1, Am-B:

To transport, as a Class B carrier, parcels and packages between points in the City of Harrisburg, Dauphin County, and within an airline distance of five (5) statute miles of the limits of the said city, excluding transportation to or from the United States Naval Supply Depot, located near Mechanicsburg, Cumberland County.

APPENDIX A continued

A-105585, Folder 1, Am-B continued:

To transport, as a Class D carrier, parcels and packages for Montgomery Ward and Company between points in the City of Harrisburg, Dauphin County, and within fifteen (15) miles by the usually traveled highways of the limits of the said city.

To transport, as a Class D carrier, property, from the facilities of W. W. Grainger, Inc., in the Township of Swatara, Dauphin County, to points in the Counties of Adams, Blair, Centre, Cumberland, Dauphin, Huntingdon, Juniata, Lancaster, Lebanon, Franklin, Fulton, Mifflin, Perry, Snyder, Union, York, and Clairfield, provided no single shipment is to exceed five hundred (500) pound in weight;

Subject to the following condition:

That the word shipment, as used herein is defined as being a lot of freight received from a shipper at one point, at one time, for delivery to one consignee at one destination, and covered by one bill of lading

A-105585, Folder 2:

To transport as a Class D carrier, property of unusual value, including money and securities, in armored vehicles, between points in Pennsylvania.

A-105585, Folder 1, Am-E:

To transport, as a Class D Carrier, Property, for Westinghouse Electric Corporation, its subsidiaries and divisions, between points in Pennsylvania;

Subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk and household goods in use.

A-105585, Folder 1 Am-A:

To transport, as a Class D carrier, property for American Red Cross Blood Services, Johnstown Region, and Central Blood Bank of Pittsburgh, between points in Pennsylvania on and west of U.S. Highway Route 15.

APPENDIX A continued

A-105585, Folder 1, Am-A:

To transport, as a Class D carrier, property between points in that portion of Pennsylvania in and west of the eastern boundaries of the counties of McKean, Elk, Clearfield, Blair and Bedford, and from points in the said territory to points on and west of U.S. Highway Route 15, and vice versa.

To transport, as a Class D carrier, human laboratory specimens, clinical laboratory instruments and related supplies and reports, between points in the county of Allegheny for hospitals in the said county;

all rights above subject to the following conditions:

That no right, power or privilege is granted to provide service between points in the counties of Perry, Cumberland and that part of Adams County on and west of U.S. Highway Route 15.

That the service herein authorized is restricted to the following transportation:

- (a) A shipment which weighs more than 200 pounds but not more than 2,000 pounds may not be transported in a vehicle which contains other shipments and may be transported in a vehicle which contains the freight of only one consignor moving from one origin to one destination;
- (b) Shipments weighing more than 50 pounds but not more than 200 pounds may not be transported in a vehicle which contains the freight of more than 3 consignors, may not move from more than 3 origins and may not move to more than 3 destinations;
- (c) Shipments weighing 50 pounds or less may not be transported in a vehicle containing any shipment weighing more than 50 pounds.

The service herein authorized is restricted to transportation of shipments which are delivered within 8 hours after the time of pick up, both of which times must be noted on carrier's delivery receipt.

That no right, power or privilege is granted to transport household goods and office furniture in use, new or used household goods, new or used office furniture and commodities in bulk.

That no right, power or privilege is granted to transport shipments between points in the city of Pittsburgh, Allegheny County, and from points in the said city to points within 30 miles by the usually traveled highways of the limits of the said city.

APPENDIX A continued

A-105585, Folder 1, Am-B continued:

That no right, power or privilege is granted to transport human laboratory instruments and related supplies and reports, between points in the counties of Allegheny (except as above authorized), Armstrong, Lawrence, Butler, Somerset, Washington, Westmoreland, Green, Indiana, Mercer, Bedford and Beaver.

That no right, power or privilege is granted to transport property to or from the facilities of Westinghouse Electric Supply Company in the counties of Blair, Cambria and Erie, and that no right, power or privilege is granted to transport property for the account of McCreary Tire & Rubber Company, Gidden Division of SCM Corporation, McKesson Chemical Company, The Drug House, Inc., Value Drug Company and Alco Health Service Company.

The transportation herein authorized relative to the transportation of shipments shall be defined as a lot of freight moving from one consignor at one origin point on one day to one consignee at one destination point.

A-105585, Folder 1, Am-F:

The transportation of property, between points in the city of Pittsburg, Allegheny County, and from points in said city, to points within an airline distance of 30 statute miles of the limits of said city; subject to the following conditions:

- (a) Excluding household goods and office furniture in use, new or used household goods and office furniture, and commodities in bulk;
- (b) Service is restricted to the transportation of shipments which are delivered within 8 hours after the time of pickup, both of which times must be noted on the carrier's delivery receipt;
- (c) A shipment which weighs more than 200 pounds but not more than 2,000 pounds may not be transported in a vehicle which contains the freight of only one consignor moving from one origin to one destination;
- (d) Shipments weighing more than 50 pounds but not more than 200 pounds may not be transported in a vehicle which contains the freight of more than three consignors, may not move from more than three origins and may not move to more than three destinations;

APPENDIX A continued

A-105585, Folder 1, Am-F continued:

- (e) A shipment as defined hereinabove shall mean a lot of freight moving from one consignor to one origin of one day consignee at one destination point; and
- (f) That no right, power or privilege is granted to transport human laboratory specimens, clinical laboratory instruments and related supplies and reports from points in the city of Pittsburgh, Allegheny County, to points beyond the county of Allegheny which are within an airline distance of 30 statute miles of limits of said city.

A-105585, Folder 1, Am-G

To transport, as a Class D carrier, property, for the Commonwealth of Pennsylvania and its agencies, between points in Pennsylvania:

subject to the following conditions:

- (1) That no single parcel, package or container is to exceed one hundred (100) pounds in weight.
- (2) That no right, power or privilege is granted to transport commodities in bulk.
- (3) That no right, power or privilege is granted to transport household goods in use.
- (4) That no right, power or privilege is granted to provide service for the Pennsylvania Lottery of the Commonwealth of Pennsylvania, Department of Revenue.

A-105585, Folder 1, Am-H

To transport, as a Class D carrier, property, between points in that portion of Pennsylvania east of the counties of McKean, Elk, Clearfield, Blair and Bedford, and from points in said territory to points in and west of the counties of McKean, Elk, Clearfield, Blair and Bedford, and vice versa;

subject to the following conditions:

- a. That no right, power or privilege is granted to transport commodities in bulk, household goods and office furniture in use, new or used household goods and office furniture;

APPENDIX A continued

- b. That no right, power or privilege is granted to transport any single shipment in excess of 2,000 pounds; all transportation authorized herein is restricted further as follows:
- (1) A shipment which weighs more than 500 pounds; but not more than 2,000 pounds, may not be transported in a vehicle which contains other shipments and may be transported in a vehicle which contains the freight of only one consignor moving from one origin to one destination;
 - (2) A shipment weighing more than 125 pounds, but not more than 500 pounds, may not be transported in a vehicle which contains the freight of more than five consignors and may not move from more than five origins and may not move to more than five destinations;
 - (3) A shipment weighing 125 pounds or less may not be transported in a vehicle containing any shipment weighing more than 125 pounds;
- c. That the time of pickup and the time of delivery shall be set forth in the bill of lading for each shipment and all shipments shall be made on an expedited basis of not more than 10 hours from the time of pickup to the time of delivery, subject to the consignee's availability but, in no event, more than 24 hours from the time of pickup to the time of delivery, except that on weekends or holidays, deliveries may be made more than 24 hours after pickup but, in no event, later than 12:00 noon on the next business day;
- d. The transportation herein authorized relative to the transportation of shipments shall be defined as a lot of freight moving from one consignor at one origin point on one day to one consignee at one destination point;
- e. That no right, power or privilege is granted to provide transportation of bound and unbound printed paper and partially printed paper or printing orders, instructions and materials originating between points within an airline distance of 35 statute miles of the limits of the borough of Columbia, Lancaster County;
- f. That no right, power or privilege is granted to transport garments and wearing apparel on hangers and garments, wearing apparel and materials, equipment and supplies used in the manufacture and sale of garments and wearing apparel, when moving in the same vehicle as garments and wearing apparel on hangers;

APPENDIX A continued

- g. That no right, power or privilege is granted to transport property for Union Camp Corporation; Victaulic Company of America, Inc.; Atlantic Track & Turnout Company; Atlantic States Cast Iron Pipe Company; Owens-Brockway Glass Container Division of Owens-Illinois, Inc.; R.R. Donnelley & Sons, Inc., and the Pennsylvania Lottery of the Commonwealth of Pennsylvania, Department of Revenue;
 - h. That no right, power or privilege is granted to provide services for IBM Corporation from its facilities in the townships of Hampden and Silver Springs, Cumberland County;
 - i. That no right, power or privilege is granted to transport checks, deposit tickets, notes, money orders, drafts, travelers checks, commercial papers, documents, written instruments and office supplies from the facilities of The Bank of Old York Road, Fox Chase Federal Savings & Loan Association, Fidelity Bank, Philadelphia National Bank, Union National Bank, Independence Bancorp (including Bucks County Bank, Independence International, Freedom Valley Bank, Lehigh Valley Bank and Cheltenham Bank), located in the counties of Bucks, Chester, Delaware, Montgomery and Philadelphia, and the city of Allentown, Lehigh County, to points in the said counties and city, and vice versa, except for transportation between points in the city and county of Philadelphia.
 - j. That no right, power or privilege is granted to provide transportation from points in the counties of Crawford, Erie, Mercer and Venango to points in Pennsylvania, east of the counties of McKean, Elk, Clearfield, Blair and Bedford, and vice versa, except for shipments of the Department of Environmental Resources.
3. That the time of pickup and the time of delivery shall be set forth in the bill of lading for each shipment and all shipments shall be made on an expedited basis, if not more than 10 hours from the time of pickup to the time of delivery, subject to the consignee's availability but, in no event, more than 24 hours from the time of pickup to the time of delivery, except that on weekends or holidays, deliveries may be made more than 24 hours after pickup but, in no event, later than 12:00 noon on the next business day.

Re: Application of:
Jeffrey R. Larson

Docket No. A-00111241

APPENDIX B

Proposed Restrictive Amendment

Protestant knows of no amendment which will satisfy its interests in this matter but is willing to discuss the same with applicant's counsel.

Counsel for applicant: Andrea S. Miano, Attorney, Reed, Smith, Shaw & McClay, 1200 18th Street, NW, Washington, PA 20036-2506.

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 94-681. Filed for public inspection March 25, 1994, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without a hearing in the absence of protests to the application. Protests to the applications published herein are due on or before April 18, 1994, and shall conform with the provisions for the content of protests as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent authority application or both.

Applications of the following for approval of the *beginning* of the exercise of the right and privilege of operating motor vehicles as common carriers for transportation of *property* as described under each application.

A-00111241, Jeffrey R. Larson (1717 Warrendale Bayne, Baden, Allegheny County, PA 15005)—parcels, packages and items of property, no single parcel, package or item of property to exceed 100 pounds in weight, between points in the county of Allegheny. *Attorney:* Allan Hertzberg, 1408 Fifth Avenue, Pittsburgh, PA 15219-6216.

Applications of the following for *amendment* to the certificate of public convenience approving the operation of motor vehicles as common carriers for the transportation of *property* as described under each application.

A-00092978, Folder 1, Am-AA, Butler Trucking Company (P. O. Box 88, Woodland, Clearfield County, PA 16881), a corporation of the Commonwealth of Pennsylvania, inter alia—lumber and plywood for Snavely Forest Products, Inc., between points in Pennsylvania: *so as to permit* the transportation of property, from the facilities of E. E. Zimmerman Co., located in the city of Pittsburgh, Allegheny County, to points in Pennsylvania, and vice versa. *Attorney:* Dwight L. Koerber, Jr., 110 North Second Street, P. O. Box 1320, Clearfield, PA 16830.

A-00096036, Folder 1, Am-AE, Kephart Trucking Co. (P. O. Box 386, Bigler, Clearfield County, PA 16825), a corporation of the Commonwealth of Pennsylvania, inter alia—property for Derrick Equipment Company, Inc., between points in Pennsylvania: *so as to permit* the transportation of petroleum products, in bulk, in tank vehicles, for Seneca Industries, Inc., between points in Pennsylvania. *Attorney:* Dwight L. Koerber, Jr., 110 North Second Street, P. O. Box 1320, Clearfield, PA 16830.

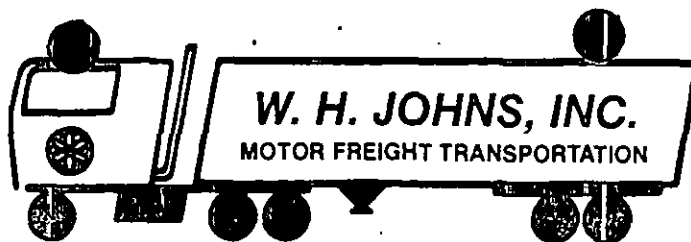
A-00103276, Folder 1, AM-H, Buffalo Fuel Corp. (2445 Allen Avenue, P. O. Box 1038, Niagara Falls, New York 14303) a corporation of the State of New York, inter

alia—limestone, in dump vehicles, from points in the county of Clarion to points within an airline distance of 50 statute miles of the limits of said county: *so as to permit* the transportation of lime, limestone and stone, in steel and aluminum dump trailers, from the facilities of (1) Wimpy Minerals PA, Inc., located in the county of Adams and (2) J. E. Baker Company and York Ag Products, located in the county of York, to points in Pennsylvania and vice versa: Application for temporary authority has been filed at A-00103276 Folder 1 Amendment H, seeking the rights cited above. *Attorney:* J. Bruce Walter, One South Market Square, P. O. Box 1146, Harrisburg, PA 17108-1146.

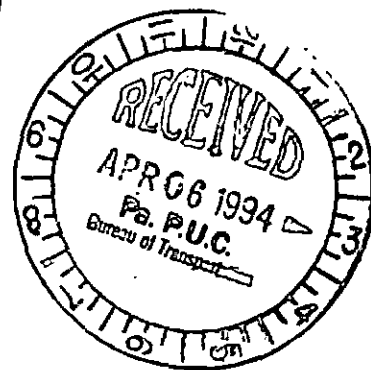
A-00106988, Folder 2, Am-B, Denise Ellsworth, t/d/b/a Ellsworth Enterprises (28 Circle Drive, R. D. 1, Pittston, Lackawanna County, PA 18643)—asphalt, bituminous concrete, sand, stone, gravel and aggregates, in bulk in dump vehicles, for Airport Sand and Gravel Co.; Wyoming Sand and Stone Co.; Keystone Blacktopping Co.; Wilkes-Barre Construction Co.; Addy Asphalt, Inc.; American Asphalt, Inc.; A. J. Stassi Coal and Oil Co.; Kaminski Brothers, Inc.; and Smith Blacktopping Co., between points in the counties of Luzerne, Lackawanna, Wayne, Wyoming, Monroe and Columbia; subject to the following condition: that no right, power or privilege is granted to transport limestone: *so as to permit* the transportation of property, in bulk, in dump vehicles, between points in the counties of Lackawanna, Bradford, Sullivan, Susquehanna, Pike, Luzerne and Wyoming; and from points in said counties, to points in Pennsylvania, and vice versa. *Attorney:* Mark S. Jennings, 303 Tenth Street, Honesdale, PA 18431.

A-00108208, Folder 1, Am-B, Kenneth G. Schuck Trucl Ing, Inc. (1030 Blue Barn Road, Allentown, Lehigh County, PA 18104), a corporation of the Commonwealth of Pennsylvania inter alia—plastic pipe, plastic duct, plastic tubes and related fittings and attachments, and materials and supplies used in the production, installation and distribution of plastic pipe, plastic ducts, plastic tubes and related fittings and attachments for Carl and Indian Head Company from its plant site and facilities in the borough of Nazareth and the township of Upper Nazareth, Northampton County, to points in Pennsylvania, and vice versa; subject to the following condition: that no right, power or privilege is granted to transport commodities in bulk in tank vehicles or in hopper-type vehicles: *so as to permit* the transportation of cement in bags, finished concrete products, concrete bags, sand in bags; sand in dump trailers, cement in tank trailers, from the facilities of Concrete Safety Systems located in the township of Bethel, Berks County to points in Pennsylvania, and vice versa; and, the transportation of steel wire mesh, rolls of steel and sheets of steel, from the facilities of Structural Reinforcement Products, located in the city of Hazleton, Luzerne County, to points in Pennsylvania, and vice versa. *Attorney:* Joseph T. Bambrick, Jr., 529 Reading Avenue West Reading, PA 19611.

A-00108637, Folder 3, Am-D, Pleasant Trucking, Inc. (North Pittsburgh Street Ext., Box 453, Connellsville Fayette County, PA 15425), a corporation of the Commonwealth of Pennsylvania, inter alia—molybdenum and its concentrates, and chemicals, compounds, alloys, materials, equipment and supplies used in the manufacture, production, sale, transportation, display or distribution of molybdenum and its concentrates (excluding commodities in bulk and household goods in use) for Climax Molybdenum Company, a Division of Amax, Inc., from points in the township of Smith, Washington County, t



4 April 1994



Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, Pennsylvania 17105

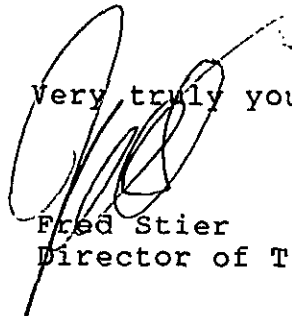
RE: Jeffrey R. Larson
A-00111241

Gentlemen:

On behalf of W. H. Johns, Inc. I enclose for your consideration a copy of a protest to the above referenced application.

Copies have been mailed to the applicant and his attorney.

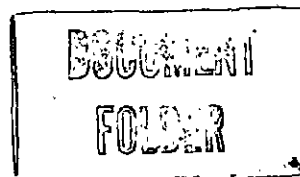
Very truly yours,


Fred Stier
Director of Traffic

cc: Allan Hertzberg
1408 Fifth Avenue
Pittsburgh, PA 15219-6216

Jeffrey R. Larson
1717 Warrendale Bayne
Baden, PA 15005

David Earhardt-PPUC
Bureau of Transportation



ES/kj

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In. Res: A-00111241

Jeffrey R. Larson
1717 Warrendale Bayne
Baden, Pennsylvania 15005

Attorney: Allan Hertzberg
1408 Fifth Avenue
Pittsburgh, PA 15219-6216

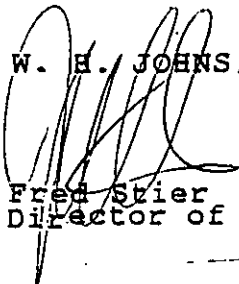
1. The name, address, and telephone number of Protestant are:

W. H. Johns, Inc.
R. D. # 2, Box 249
Rapho Industrial Park
Manheim, PA 17545
(717) 653-8238.

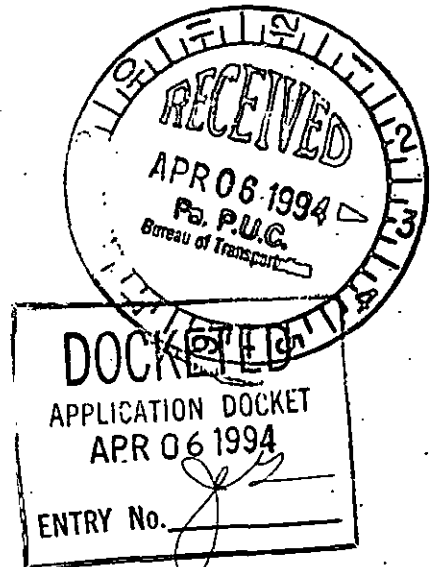
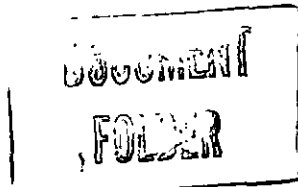
2. The Protestant possesses authority at A89082 a copy of which is attached as Exhibit A. In view of the broad scope of this application, all of the W. H. Johns, Inc Authority is adversely affected. Protestant performs an adequate and satisfactory service within the scope of its authority.
3. In the absence of knowledge of which companies, if any, support this application, it is not possible for the Protestant to attach a meaningful traffic exhibit.
4. Protestant knows of no amendment which currently will satisfy its interest, but is willing to discuss the matter with the applicant or its attorney.

WHEREFORE, Protestant prays this instant application be dismissed.

W. H. JOHNS, INC.


Fred Stier
Director of Traffic

FS/kj



Freight Pa. P.U.C. No. 241

Original Page 6

W. H. JOHNS, INC.

ITEM 650 - OPERATING RIGHTS

The rates, rules and regulations in this tariff or in tariffs governing this tariff are applicable on Pennsylvania intrastate traffic only to the extent of the operating authority set forth below:

IN CERTIFICATE NO. A-00089062 Folder 3, A-37

1. To transport, as a Class D carrier, property (except commodities in bulk, household goods in use, commodities which because of size or weight require the use of special equipment and mobile homes) between points in Pennsylvania.

Subject to the following restrictions:

A. Provided that no right, power or privilege is granted to transport any shipment weighing less than ten thousand (10,000) pounds, except where the consignor pays for exclusive use of the vehicle. (SEE NOTE A)

B. Provided that no right, power or privilege is granted to perform transportation:

(1) For Brockway Glass Company, Inc. from points in the counties of Jefferson and Clearfield; for AMP, Inc., from points in the counties of Cumberland, Dauphin, Lancaster, Snyder, York and Perry; for General Electric Corp. from Mercersburg County to points west of U. S. 219 and for General Electric Corp. from Erie County;

(2) For HERSHEY Foods Corp. and its subsidiaries (except San Giorgio Macaroni, Inc.) from the township of Derry, Dauphin County, the city of Lebanon and the township of North Cornwall, Lebanon County, and the township of East Hempfield, Lancaster County; for Amax, Inc. from Washington, Allegheny and Lawrence Counties; and for Climax Molybdenum Corp. and Molycorp, Inc. from Washington County;

(3) Of tile, building brick, refractories and iron and steel articles on flatbed trailers.

(4) For Asbury Graphite Mills, Inc. from Bethlehem, Northampton County; for Anthracite Industries, Inc., from Sunbury, Northumberland County; for National Gypsum Co. from Maidencreek Township, Berks County; for Lumax Industries, Inc. and for Midstate Chemicals from Altoona, Blair County; for New Enterprise Stone and Lime Company, Inc. and for McKesson Chemical Co.;

(5) From points in McKean County; for Owens-Illinois, Inc. from Clarion, Clarion County and Brookville, Jefferson County; for Metal Powders, Inc. from Ridgway, Elk County; for Clarion Warehousing, Inc. from Shippenville, Clarion County and for Ball Corporation from Washington, Washington County.

NOTE A - Any shipment weighing less than 10,000 pounds moving under the operating authority shown herein must move under the provisions of Exclusive Use of Vehicle.

Abbreviations and reference marks are explained in Item 50.000 of this tariff.

ISSUED: June 28, 1985

EFFECTIVE: July 1, 1985

Issued on one days notice under authority of PA Code, Title 52, Section 23.42

ISSUED BY:

J. Wray Johns, President

35 Wicmer Road

Lancaster PA 17602

HR (130)

RAYMOND A. THISTLE, JR.

ATTORNEY AT LAW
206B BENSON EAST
100 OLD YORK ROAD
JENKINTOWN, PA. 19046

April 11, 1994

John G. Alford, Secretary
PA Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Re: Application of Jeffrey R. Larson
Docket A-00111241
Protest

Dear Secretary Alford:

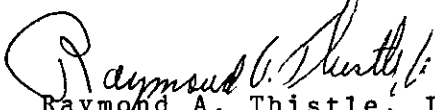
Enclosed herewith for filing are an original plus two copies of a Protest of Courier Unlimited, Inc., against the above captioned Permanent Authority Application.

Proper and timely mail service has been made per the Certificate of Service.

Please acknowledge receipt hereof on that provided.

Thank you for your attention and consideration in this matter.

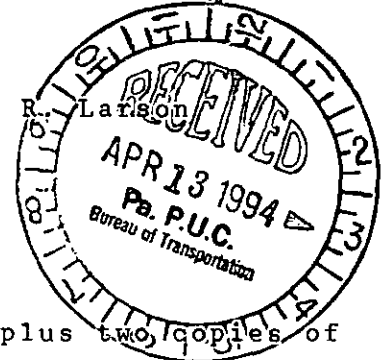
Very truly yours,


Raymond A. Thistle, Jr.

RAT:mt

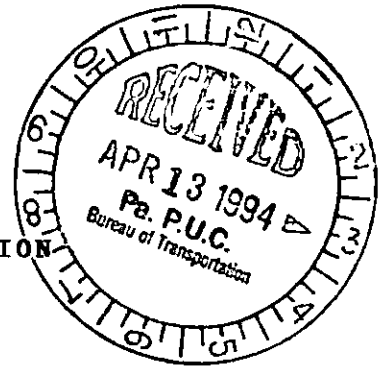
cc: Courier Unlimited, Inc.

RECEIVED (215) 576-0131
APR 11 1994
SECRETARY'S OFFICE
Public Utility Commission



DOCUMENT
FOLDER

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION



IN RE: APPLICATION OF JEFFREY R. LARSON
DOCKET A-00111241

PROTEST AGAINST GRANT OF
APPLICATION FOR
PERMANENT AUTHORITY

AND NOW COMES the protestant identified below, by its attorney, and files this its Protest in accordance with 52 Pa. Code §3.381 (c)(1) against the grant of the above captioned permanent authority application, the bases of which are as follows:

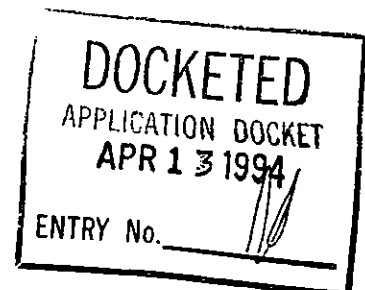
1. Applicant's name and docket number of the application:

Jeffrey R. Larson
1717 Warrendale Bayne
Baden, PA 15005

Docket A-00111241

2. Name, business address and telephone number of the protestant:

Courier Unlimited, Inc.
1410 East Circle Drive
Oaks, PA 19456
(610) 666-0660



3. Name, business address and telephone number of protestant's attorney:

Raymond A. Thistle, Jr.
206B Benson East
100 Old York Road
Jenkintown, PA 19046
(215) 576-0131

4. Statement of the nature of protestant's interest in the application and of the adverse impact upon protestant and the public:

(a) Nature of protestant's interest

The applicant seeks the following authority,

Parcels, packages and items of property, no single parcel, package or item of property to exceed 100 pounds in weight, between points in the county of Allegheny.

Courier Unlimited, Inc. possesses authority from the PA PUC which enables it to transport parcels and packages, no one parcel or package to exceed one hundred (100) pounds in weight, between points in Pennsylvania within 125 miles of the township of Upper Providence, Montgomery County (A-00097535, F.1, Am-D). In addition, protestant holds authority (inter alia) for like commodities (A-00097535, F.1, Am-E) which enables protestant to perform transportation of parcels and packages, each not exceeding 100 pounds in weight, from points within 125 miles of the township of Upper Providence to points beyond 125 miles of Upper Providence and vice versa. Such application also granted authority between points in that area of Pennsylvania beyond 125 miles of Upper Providence Township, subject to some restrictions; some of which have been removed by authority recently granted at Docket A-00097535, F.1, Am-G. Also, protestant holds some additional authority for 150 pounds for IBM Corporation from and to limited areas. The authority sought which duplicates that held by protestant is as described above. See adverse impact statement.

Protestant is presently providing a complete service within the scope of protestant's authority which includes territorially all of the area involved in applicant's application. Effectively, protestant has territorial authority between points in Pennsylvania, with some minor restrictions - see authority attached.

(b) Adverse Impact

There is no need for additional authority as sought by applicant which would conflict with that held by protestant. The service of protestant within the scope of its pertinent authorities meets any public need. A grant of authority to applicant which would duplicate the transportation activity of protestant, would impair the operations of protestant to the extent, on balance, that it would be adverse to the public interest; there would be an adverse public impact by a grant of the application.

Protestant challenges the fitness of applicant to conduct the proposed service; there is no need for the authority.

5. List of all Commission Docket Numbers under which protestant operates (with pertinent authorities hereto designated and attached)

The PA PUC docket numbers under which protestant Courier Unlimited, Inc. operates are A-97535; A-00097535, F.1, Am-C; A-00097535, F.1, Am-D; A-00097535, F.1, Am-E; and A-00097535, F.1, Am-F; and A-97535, F.1, Am-G. Copies of pertinent portions of protestant's authority upon which it protests this application are attached.

6. Proposed Restriction

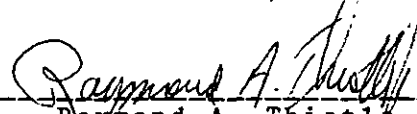
Since the applicant's proposed authority would encompass much of the area of protestant's authority, there appears to be no basis for amendment. However, protestant is receptive to any reasonable proposal by applicant.

WHEREFORE, Protestant prays your Honorable Commission to deny the application for permanent authority.

Respectfully Submitted

COURIER UNLIMITED, INC.

By



Raymond A. Thistle, Jr.
Attorney for Protestant

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held November 21, 1990

Commissioners Present:

William H. Smith, Chairman
Frank Fischl
David W. Rolka
Joseph Rhodes, Jr.

Application of Courier Unlimited, 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,
property, in parcels and packages, no single
parcel or package to exceed one-hundred (100)
pounds in weight, between points in the town-
ship of Upper Providence, Montgomery County,
and within an airline distance of one hundred
twenty-five (125) statute miles of the limits
thereof; subject to the following condition:
That no right, power or privilege is granted
to transport wearing apparel and accessories:
SO AS TO PERMIT the transportation of property,
in parcels and packages, no single parcel or
package to exceed one-hundred (100) pounds
in weight, (1) between points in that part
of Pennsylvania beyond an airline distance
of one hundred twenty-five (125) statute
miles of the limits of the township of Upper
Providence, Montgomery County; and (2) from
points in the township of Upper Providence,
Montgomery County and within an airline
distance of one hundred twenty-five (125)
statute miles of the limits thereof to points
beyond one hundred twenty-five (125) statute
miles of the limits of the township of Upper
Providence, Montgomery County, and vice versa;
with the right to interline with Class A, B
and D carriers so authorized.

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2. The applicant has the support of 47 parties which are representative of the type of service proposed in the amended territory.

3. Approval of the amended application is necessary for the accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application, as amended, be and is hereby approved and that the certificate issued January 24, 1973, as amended, be further amended to include the following right:

To transport, as a Class D carrier, property in parcels and packages, no single parcel or package to exceed one hundred (100) pounds in weight, between points in that part of Pennsylvania beyond an airline distance of one hundred twenty-five (125) statute miles of the limits of the township of Upper Providence, Montgomery County, and from points in the township of Upper Providence, Montgomery County, and within an airline distance of one hundred twenty-five (125) statute miles of the limits thereof, to points beyond one hundred twenty-five (125) statute miles of the limits of the township of Upper Providence, Montgomery County, and vice versa; with the right to interline with Class A, B and D carriers so authorized;

subject to the following conditions:

That no right, power or privilege is granted to provide transportation of human laboratory specimens, clinical laboratory instruments, and supplies therefore, and reports relative to human laboratory specimens, clinical laboratory instruments and supplies therefore, between points in the counties of Allegheny, Armstrong, Lawrence, Butler, Washington, Westmoreland, Greene, Indiana, Mercer, Somerset, Bedford and Beaver.

That no right, power or privilege is granted to provide transportation between points in the county of Allegheny.

That no right, power or privilege is granted to provide transportation for the Pennsylvania Department Environmental Resources.

That no right, power or privilege is granted to pickup and deliver any shipment within the same calendar day between points in the counties of Crawford, Erie, Mercer and Venango.

That no right, power or privilege is granted to provide transportation for General Electric Company and Copes-Vulcan, Inc., from their facilities in the county of Erie, to points in Pennsylvania, and vice versa.

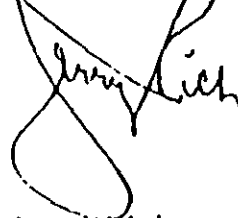
That no right, power or privilege is granted to pickup and deliver any shipment within the same calendar day from points in the city of Pittsburgh, Allegheny County, to points in Pennsylvania beyond the limits of the county of Allegheny, but which are within thirty (30) miles of the usually traveled highways of the City-County Building in the City of Pittsburgh, Allegheny County.

IT IS FURTHER ORDERED: That the authority granted herein to the extent that it duplicates authority now held by or subsequently granted to the applicant, shall not be construed as conferring more than one operating right.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it shall have complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of the Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

BY THE COMMISSION,



JERRY RICH
Secretary

(SEAL)

ORDER ADOPTED: November 21, 1990

ORDER ENTERED: NOV 28 1990

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held February 24, 1994

Commissioners Present:

David W. Rolka, Chairman
Joseph Rhodes, Jr., Vice-Chairman
John M. Quain
Lisa Crutchfield
John Hanger

Application of Courier Unlimited, Inc., a corporation of the Commonwealth of Pennsylvania, for amendment to its common carrier certificate, which grants the right, at Folder 1, Amendment E, to transport, by motor vehicle, property in parcels and packages, no single parcel or package to exceed one hundred (100) pounds in weight, between points in that part of Pennsylvania beyond an airline distance of one hundred twenty-five (125) statute miles of the limits of the township of Upper Providence, Montgomery County, and from points in the township of Upper Providence, Montgomery County, and within an airline distance of one hundred twenty-five (125) statute miles of the limits thereof, to points beyond one hundred twenty-five (125) statute miles of the limits of the township of Upper Providence, Montgomery County, and vice versa; with the right to interline with Class A, B and D carriers so authorized; subject to the following conditions: (1) That no right, power or privilege is granted to provide transportation of human laboratory specimens, clinical laboratory instruments, and supplies therefore, and reports relative to human laboratory specimens, clinical laboratory instruments and supplies therefore, between points in the counties of Allegheny, Armstrong, Lawrence, Butler, Washington, Westmoreland, Greene, Indiana, Mercer, Somerset, Bedford and Beaver; (2) That no right, power or privilege is granted to provide transportation between points in the county of Allegheny; (3) That no right, power or privilege is granted to provide transportation for the Pennsylvania Department of Environmental Resources; (4) That no right, power or privilege is granted to pickup and deliver any shipment within the same calendar day between points in the counties of Crawford, Erie, Mercer, and Venango; (5) That no right, power or privilege is granted to provide transportation for General Electric Company

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and Copes-Vulcan, Inc., from their facilities in the county of Erie, to points in Pennsylvania, and vice versa; and (6) That no right, power or privilege is granted to pickup and deliver any shipment within the same calendar day from points in the city of Pittsburgh, Allegheny County, to points in Pennsylvania beyond the limits of the county of Allegheny, but which are within thirty (30) miles of the usually traveled highways of the City-County Building in the city of Pittsburgh, Allegheny County; SO AS TO PERMIT the removal of conditions nos. two and six.

Raymond A. Thistle for the applicant.
William J. Lavelle for the protestant, Wayne Nickless Courier System, Inc.,
t/d/b/a First Courier, Inc.
John A. Pillar for the protestant, Courier Express, Inc.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed November 16, 1992. Public notice of the application was given in the Pennsylvania Bulletin of December 12, 1992. Two protests were filed to the application but were withdrawn contingent upon the Commission's acceptance of a restrictive amendment more fully discussed below. The now unopposed application is certified to the Commission for its decision without oral hearing. The record consists of verified statements submitted by the applicant and forty-two shippers.

Courier Unlimited, Inc. (Courier or applicant), is a Pennsylvania corporation, with its principal place of business in Oaks, Montgomery County. It was initially certificated in 1973 and currently holds ten paragraphs of operating authority. A fleet consisting of twenty-three owned and forty leased vehicles is available to perform the additional service. As a presently operating carrier, Courier has a comprehensive safety program for drivers and vehicles. As evidence of its financial capacity to perform the proposed service, Courier reports assets of \$938,979. with liabilities of \$119,922., leaving a shareholders equity of \$819,057.

RESTRICTIVE AMENDMENT

By this application, Courier sought to expand its authority by eliminating two conditions (no. 2 and 6) to its right at Folder 1, Amendment E. In order to obtain the withdrawal of two protests, the applicant agreed to accept the following conditions to the right (in addition to retaining conditions no. 1, 3, 4 and 5):

After a complete review of the record before us, we find:

1. That the applicant has shown that there is a public need for the proposed service, as amended.
2. That the applicant possesses the necessary equipment, experience, and financial capacity to perform the proposed service, as amended.
3. That approval of the application, as amended, is necessary for the accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application, as amended, be and is hereby approved and that the certificate issued on January 24, 1973, as amended, be further amended so that the right granted to the applicant at A-00097535, Folder 1, Amendment E, in the order adopted November 21, 1990, and entered November 28, 1990, shall now read as follows:

To transport, as a Class D carrier, property in parcels and packages, no single parcel or package to exceed one hundred (100) pounds in weight, between points in that part of Pennsylvania beyond an airline distance of one hundred twenty-five (125) statute miles of the limits of the township of Upper Providence, Montgomery County, and from points in the township of Upper Providence, Montgomery County, and within an airline distance of one hundred twenty-five (125) statute miles of the limits thereof, to points beyond one hundred twenty-five (125) statute miles of the limits of the township of Upper Providence, Montgomery County, and vice versa; with the right to interline with Class A, B and D carriers so authorized;

subject to the following conditions:

- (a) That no right, power or privilege is granted to provide transportation of human laboratory specimens, clinical laboratory instruments, and supplies therefore, and reports relative to human laboratory specimens, clinical laboratory instruments and supplies therefore, between points in the counties of Allegheny, Armstrong, Lawrence, Butler, Washington, Westmoreland, Greene, Indiana, Mercer, Somerset, Bedford and Beaver.
- (b) That no right, power or privilege is granted to provide transportation for the Pennsylvania Department Environmental Resources.
- (c) That no right, power or privilege is granted to pickup and deliver any shipment within the same calendar day between points in the counties of Crawford, Erie, Mercer, and Venango.
- (d) That no right, power or privilege is granted to provide transportation for General Electric Company and Copes-

Vulcan, Inc., from their facilities in the county of Erie, to points in Pennsylvania, and vice versa.

- (e) That no right, power or privilege is granted to both pickup and deliver shipments on the same calendar day between points in the county of Allegheny and from points in the city of Pittsburgh, Allegheny County, to points in Pennsylvania beyond the limits of the county of Allegheny, but which are within thirty (30) miles of the usually traveled highways of the City-County Building in the city of Pittsburgh, Allegheny County, except when service is rendered pursuant to a prior written contract, agreement or request for proposal and accepted bid, between the carrier and the shipper.
- (f) That no right, power or privilege is granted to deliver a shipment within three (3) hours of the time of pickup of the shipment both of which times must be noted on the carrier's delivery receipt or manifest between points in the county of Allegheny and from points in the city of Pittsburgh, Allegheny County, to points in Pennsylvania beyond the limits of the county of Allegheny, but which are within thirty (30) miles by the usually traveled highways of the City-County Building in the city of Pittsburgh, Allegheny County, except for banks, banking institutions, financial institutions, state, federal and local governmental agencies, data processors and wholesale and retail pharmaceutical and medical supply distributors.
- (g) That no right, power or privilege is granted to provide service between points in Allegheny County in a vehicle which contains the freight of only one customer.
- (h) That no right, power or privilege is granted to both pickup and deliver shipments on the same calendar day from points in the city of Pittsburgh, Allegheny County, to points in Pennsylvania beyond the limits of the county of Allegheny, but which are within thirty (30) miles by the usually traveled highways of the City-County Building in the city of Pittsburgh, Allegheny County in a vehicle which contains the freight of only one customer.
- (i) That no right, power or privilege is granted to provide service between points in Allegheny County for Giant Eagle, Inc., Flex RX, Tamarkin Company, Inc., Astos Construction, Butler Refrigerated Meats, Inc., Harmony Food Brokerage, OK Grocery Company, Floral Plus, Retail Promotions, Inc., Giant Eagle Markets Company, Retail Markets Company, Phar-Mor, Central Blood Bank of

Pittsburgh, and American Express Business Travel Services.


- (j) That no right, power or privilege is granted to both pickup and deliver shipments on the same calendar day from points in the city of Pittsburgh, Allegheny County, to points in Pennsylvania beyond the limits of the county of Allegheny, but which are within thirty (30) miles by the usually traveled highways of the City-County Building in the city of Pittsburgh, Allegheny County, for Giant Eagle, Inc., Flex RX, Tamarkin Company, Inc., Astos Corporation, Butler Refrigerated Meats, Inc., Harmony Food Brokerage, OK Grocery Company, Floral Plus, Retail Promotions, Inc., Giant Eagle Markets Company, Retail Markets Company, Phar-Mor, Central Blood Bank of Pittsburgh, and American Express Business Travel Services.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it shall have complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of the Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That the authority granted herein to the extent that it duplicates authority now held by or subsequently granted to the applicant, shall not be construed as conferring more than one operating right.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

BY THE COMMISSION,


John G. Alford
Secretary

(SEAL)

ORDER ADOPTED: February 24, 1994

ORDER ENTERED: March 28, 1994

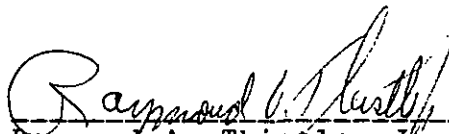
CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the date indicated below, he served a copy of the foregoing Protest upon all known parties of record, or their counsel, at their proper addresses as indicated below, by placing a copy thereof with the United States Postal Service, first class mail, postage prepaid:

Jeffrey R. Larson
1717 Warrendale Bayne
Baden, PA 15005

Allen Hertzberg, Esquire
1408 Fifth Avenue
Pittsburgh, PA 15219-6216

Dated at Jenkintown, PA this 11th day of April, 1994.



Raymond A. Thistle, Jr.
Attorney for Protestant
Courier Unlimited, Inc.

PROTEST DUE: April 18, 1994
PROTEST POSTED: April 11, 1994

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held October 28, 1983

Commissioners Present:

Linda C. Taliaferro, Chairman
Michael Johnson
James H. Cawley

Application of Medical Express &
General Courier Service, Inc.,
a corporation of the Commonwealth of
Pennsylvania, for the right to begin
to transport, as a common carrier,
by motor vehicle, human laboratory
specimens, clinical laboratory
instruments, supplies and reports,
between points in the counties of
Allegheny, Armstrong, Lawrence, Butler,
Washington, Westmoreland, Greene,
Indiana, Mercer, Somerset, Bedford and
Beaver.

A-00104479

William A. Gray for Medical Express & General Courier Service, Inc.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed January 3, 1983. Public notice of the application was given in the Pennsylvania Bulletin of January 22, 1983. A protest filed by Eaborn Truck Service, Inc., was withdrawn when the application was amended to exclude transportation between points in Allegheny County for hospitals located in that county.

The now unopposed application, as amended, is certified to the Commission for its decision without hearing. The record consist of verified statements entered by the applicant and 15 supporting parties.

Joseph Dalessandro, president of Medical Express & General Courier Service, Inc. (Medical Express), set forth in his verified statement that he is familiar with the operation proposed by the applicant and is authorized to enter a verified statement. The applicant will

operate from a facility in McMurray, Washington County. This facility is adequate for maintaining the equipment which will be operated. Medical Express will operate under a central dispatch procedure by which all drivers and equipment will be controlled from that one facility. In order to provide the service proposed, five automobiles will be placed into service. All this equipment is owned by the affiant and will be leased to the applicant should the application be granted. Medical Express is familiar with the safety regulations of the Department of Transportation and the applicant will comply with those regulations.

The service proposed will be available 24 hours a day, seven days a week when required. Scheduled pickup and delivery as well as emergency pickup and delivery service will be provided. All material will be handled in a safe and careful manner with special containers and coolers. Trained personnel will be employed to provide special handling for contagious disease specimens and specimens requiring extraordinary treatment. The service proposed is dedicated solely to the needs of the medical profession and related professions. Specialized service will be offered to hospitals, clinics and laboratories.

As evidence of the financial capacity of the applicant to initiate this business enterprise, Medical Express indicates in its verified statement \$3,000 available.

Representative Thomas C. Petrone, Pittsburgh, Allegheny County, set forth in a supporting statement that the availability of the proposed service dedicated solely to the needs of the medical profession is a necessary service in the Pittsburgh area.

G. Martinez Eskenasy, director-clinical lab of Torrance State Hospital, Torrance, Westmoreland County, set forth in his verified statement that Torrance State Hospital requires Medical Express & General Courier Service to transport blood samples, specimens and reports. It is anticipated the hospital would use the applicant to handle approximately 25 shipments per month. Shipments are made to and from Torrance, Westmoreland County, to and from points throughout the counties of Allegheny, Westmoreland and Indiana.

Anthony Gialamas, director of Roche Biomedical Laboratories, Pittsburgh, Allegheny County, set forth in his verified statement that Roche Laboratories is engaged in the business of clinical laboratory testing. It requires the applicant to transport blood and tissue specimens. Shipments are made from Pittsburgh and doctor offices throughout Allegheny, Lawrence, Butler, Washington, Westmoreland, Greene, Indiana, Somerset, Bedford and Beaver Counties. Roche will require special pickup and delivery service and expedited pickup and delivery service at times. The availability of the applicant's service will provide a much needed transportation service.

Richard L. Rigatti, president of Stat Holter International, Monroeville, Allegheny County, set forth in his verified statement that Stat Holter is engaged in offering portable electrocardiogram scans and

interpretations. The applicant would be used to transport scan and interpretation reports and supplies. As many as 200 shipments per month could be tendered within the scope of the instant application. Shipments are made to and from Monroeville, Allegheny County. Schedule pickup and delivery will be required as well as expedited pickup and delivery service.

Laurie L. Duraney, administrator of Southeastern Greene Community Health Centers, Inc., Greensboro, Greene County, set forth in her verified statement that the supporting party is a health center engaged in primary ambulatory care. The applicant is required to transport blood specimens and reports within the area sought by the instant application. Although another service is available the applicants service would be used when needed.

Herbert L. Hanna, a doctor in Blairsville, Indiana County, set forth in his verified statement that he would use the applicant's service to transport blood samples from Blairsville, to points in the counties of Allegheny and Indiana. He expects to use the applicant's service for ten shipments each month.

Marc S. Balco, director of purchasing, Aliquippa Hospital, Aliquippa, Beaver County, set forth in his verified statement that Aliquippa Hospital requires Medical Express to transport blood samples, X-rays and other medical reports. The applicant service would be used when needed for shipments within the area sought by the instant application. Involved shipments are made to and from Aliquippa, Beaver County.

Parker J. Doty, an optician in McMurray, Washington County, set forth in his verified statement that he would use the applicant service to transport optical lenses to and from McMurray, Washington County. Shipments are made to points throughout Allegheny, Butler, Washington and Beaver Counties. It is anticipated that as many as 35 shipments per month would be made within the area of application.

Venetta Angelillo, director of Roche Biomedical Laboratories, New Castle, Lawrence County, set forth in her verified statement that Roche is in the business of the medical testing of blood, tissues and specimens. Medical Express would be used to transport blood specimens, tissues and reports. At least one shipment per day would be tendered to the applicant. Shipments are made to and from New Castle, Lawrence County.

Rolene C. Granata, office manager of Medical Gastrointestinal Group, Inc., Pittsburgh, Allegheny County, set forth in her verified statement that the supporting party is in the business of practicing medicine in the field of internal medical and gastroenterology. Medical Express would be used to transport blood samples and biopsy samples. Approximately 12 shipments per month would be tendered to the applicant for movement within the area of application.

Lillian Giovanini, Industrial Health Nurse of Abex Corporation, Meadow Lands, Washington County, set forth in her verified statement that the corporations medical department requires the transportation of blood specimens and reports. Medical Express would be used to transport five to ten shipments per month from Meadow Lands, Washington County, to Pittsburgh and from Pittsburgh to Meadow Lands.

Henry B. Levith, administrator of Community Medical Center, Burgettstown, Washington County, set forth in his verified statement that the supporting party is engaged in the business of primary ambulatory care. It will require Medical Express to transport lab specimens. Approximately 25 shipments per month move within the area of application. The shipments are made from Burgettstown, Washington County, to points throughout the counties of Allegheny and Washington. Scheduled pickup and delivery service as well as expedited pickup and delivery will be required.

Barbara A. Doty, prescription optician, McMurray, Washington County, set forth in her verified statement that she would use the applicant service to transport optical lenses within the area of application approximately ten times per month.

Shirley Haun, supervisor of Roche Biomedical Laboratories, Pittsburgh, Allegheny County, set forth in her verified statement that the supporting party is engaged in the business of medical testing and collecting of blood specimens. Medical Express would be used to transport blood specimens and supplies approximately 26 days per month within the area of application. The involved shipments are made to and from Pittsburgh.

Nadine Munn, office manager of Associates in Neurology, Pittsburgh, Allegheny County, set forth in her verified statement that the supporting party is engaged in the business of the professional practice of medicine. It will require Medical Express to transport x-rays films and reports. Approximately ten shipments per month will move within the area of application. Involved shipments are made from Pittsburgh to Monongahela, and vice versa.

DISCUSSION AND FINDINGS

The applicant seeks to initiate a new common carrier service specializing in the transportation of human laboratory specimens, clinical laboratory instruments, supplies and reports between points in the western counties of Allegheny, Armstrong, Lawrence, Butler, Washington, Westmoreland, Greene, Indiana, Mercer, Somerset, Bedford and Beaver. The amendment to the application excludes service between points in Allegheny County for hospitals in that county. Although the amendment does limit service for hospitals, Medical Express may still provide service for doctors, clinics and other medical services other than hospitals.

To support this service between points in the specified counties the applicant has submitted the statements of 15 parties. The statements are representative of public officials, hospitals, private medical practitioners, clinics and public health providers located in the counties of Indiana, Greene, Allegheny, Westmoreland, Beaver, Washington and Lawrence. It is our determination that the 15 parties supporting the application do indicate a representative need for the somewhat specialized service proposed.

The applicant has invested \$3,000 in the new business. It owns five automobiles with which to begin this courier service and those vehicles appear suitable to provide the service proposed. We determine that the now unopposed application as amended is in the public interest and will provide a valuable service in the area proposed.

We find:

1. The applicant has the equipment, and fitness necessary to render the proposed service as amended.
2. Approval of the application, as amended, will aid health care providers in finding a means of transportation for their medical specimens, instruments, supplies and reports between points in the territory proposed.
3. Approval of the application, as amended, is necessary for the accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application, as amended, be and is hereby approved granting the following right:

To transport, as a Class D carrier, human laboratory specimens, clinical laboratory instruments, supplies and reports, between points in the counties of Allegheny, Armstrong, Lawrence, Butler, Washington, Westmoreland, Greene, Indiana, Mercer, Somerset, Bedford and Beaver.

subject to the following condition.

That no right, power or privilege is granted to provide transportation between points in Allegheny County for hospitals in the said county.

IT IS FURTHER ORDERED: That the 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 Law and the rules and regulations of the Commission relating to the filing of evidence of insurance and the filing and acceptance of a tariff establishing just and reasonable rates, a certificate issue evidencing the Commission's approval of the right to operate as above determined.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

BY THE COMMISSION,

A handwritten signature in dark ink, appearing to read "Jerry Rich", is written over a circular stamp that is mostly obscured by the ink.

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: October 28, 1983

ORDER ENTERED: 10/29/83

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held August 19, 1993

Commissioners Present:

- David W. Rolka, Chairman
- Joseph Rhodes, Jr., Vice-Chairman
- John M. Quain
- Lisa Crutchfield
- John Hanger

Application of Medical Express & General Courier Service, 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, human laboratory specimens, clinical laboratory instruments, supplies and reports, between points in the counties of Allegheny, Armstrong, Lawrence, Butler, Washington, Westmoreland, Greene, Indiana, Mercer, Somerset, Bedford and Beaver; subject to the following condition: That no right, power or privilege is granted to provide transportation between points in Allegheny County for hospitals in the said county: SO AS TO PERMIT the transportation of (1) laboratory specimens and clinical laboratory and hospital instruments, supplies and reports, between points in the counties of Allegheny, Armstrong, Lawrence, Butler, Washington, Westmoreland, Greene, Indiana, Mercer, Somerset, Bedford, Beaver and Fayette; and (2) laboratory specimens and clinical laboratory and hospital instruments, supplies and reports, between points in the counties of Cambria, Clearfield, Jefferson, Clarion, Venango, Crawford and Erie, and from points in said counties to points in the counties of Allegheny, Armstrong, Lawrence, Butler, Washington, Westmoreland, Greene, Indiana, Mercer, Somerset, Bedford, Beaver and Fayette, and vice versa.

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F. 1
Am-A

William A. Gray for the applicant.
John A. Pillar for the protestant, Courier Express, Inc.
J.D. Gamble for the protestant, Magne Nickless Courier Systems, Inc., t/d/b/a
First Courier, Inc.
Robert R. Kennedy for the protestant, Kennedy Transfer.

O R D E R

BY THE COMMISSION:

The application was filed October 2, 1992. Public notice of the application was given in the Pennsylvania Bulletin of October 31, 1992. There were three protests which were withdrawn upon restrictive amendment prohibiting transportation for one shipper at one time. The record, which consists of statements entered by the applicant and five supporting shippers, is now certified to the Commission for its decision without oral hearing.

Joseph D. Dalessandro, president of the applicant, Medical Express & General Courier Service (Medical Express) entered a verified statement. The applicant, a Pennsylvania corporation, is domiciled at 2419 Baldwick Road, Pittsburgh, Allegheny County. Facilities are located in McMurry, Washington County from which location equipment will be dispatched. Medical Express currently owns and operates eighteen (18) automobiles, four vans and three pick-up trucks. All safety rules are complied with and all equipment is operated safely. Regular inspection and maintenance is performed on all equipment.

Medical Express will provide scheduled and expedited service. Shipments will be coordinated to provide quality service. An unaudited financial statement submitted by the applicant shows total assets of \$55,258 with total liabilities of \$335 leaving stockholder's equity of \$54,923.

Kathy Martinez, supervisor for Roche Biomedical Laboratories, (Roche) Pittsburgh, Allegheny County submitted a statement in support of the applicant. Roche is engaged in clinical laboratory testing. Transportation of blood and tissue specimens as well as supplies and reports is required. Specimens are received from points throughout the applicant territory. Reports are then returned. Scheduled pick-up and delivery service is required as well as expedited service. Medical Express provides service under its current authority and Roche feels confident that it will provide the type of service required.

Ed Corona, lab administrator of Lee Hospital, Johnstown, Cambria County, submitted a statement supporting the applicant. Lee Hospital requires the transportation of blood specimens and supplies and reports. Shipments are made between the hospital and laboratories in Pittsburgh, Allegheny County. Scheduled service and expedited service is required. A carrier is required that

provides dependable service and Medical Express will be the this type of carrier.

J. Ashby Marshall, veterinarian, Moon Veterinary Hospital (Moon) Coraopolis, Allegheny County submitted a statement in support of the application. Moon will require the transportation of animal tissues and specimens and reports to and from laboratories in the application area. Scheduled pick-up and delivery service and occasional expedited service is required. Moon is familiar with Medical Express' service and feels it will be able to provide the required service.

John Sarasto, owner of PA Automated Services, Jeannette, Westmoreland County, submitted a verified statement in support of the applicant. PA Automated Services is involved in clinical laboratory testing and drawing. Transportation of whole blood, serum, urine and reports is required. Shipments will be made between its facilities and Uniontown, Fayette County and Johnstown, Cambria County. Scheduled pick-up and delivery along with expedited service is required. PA Automated Services is familiar with Medical Express and feel it will be able to provide the service required.

Joanne Hill, senior technical sales specialist for Specialty Laboratories, Inc., Santa Monica, California submitted a statement of support for the applicant. Specialty Labs requires shipments of blood, tissue and reports between a hospital in Franklin, Venango County and a laboratory in Pittsburgh, Allegheny County. Scheduled pick-up and delivery as well as expedited service is required. Specialty Labs is familiar with the applicant and feels it can provide the service required.

DISCUSSION AND FINDINGS

The application was protested by three carriers whereupon an amendment was entered resulting in the withdrawal of the protests. The authority herein sought appears to duplicate that already held by the applicant. However, the restrictive conditions to the authority now held and to the authority herein sought, as amended, make the two grants separate and distinct. The authority held is restricted against providing transportation between points in Allegheny County for hospitals in said county. There will be some duplication, however the standard further ordering paragraph will be added to eliminate the use of this authority as a single grant.

The attorney of record was notified by letter dated June 9, 1993 that insufficient support was shown to grant the second proposed right as filed. Upon further discussion the attorney of record agreed to a modification of the authority to be granted. Support was shown for service between the seven named counties and Allegheny County and between Cambria County and Westmoreland County. This agreement also eliminates the need for the second restrictive amendment which eliminated the transportation of supplies or reports for hospitals between points in the counties of Clearfield, Jefferson and Clarion, as no service may be performed between these counties by the above agreement. The authority granted will be modified to reflect this agreement.

The record shows that the applicant has the ability, equipment, experience and fitness necessary to provide the proposed service. Since the property shipped is limited in scope it has been the Commissions practice to grant broader territorial authority even though the support may not be overwhelming. The supporting shipper has demonstrated a need for the services of the applicant.

We find:

1. That the applicant currently operates pursuant to a common carrier certificate granted February 24, 1984.

2. That the applicant has the necessary equipment, experience, and fitness necessary to provide the proposed service as amended and modified.

3. That approval of the application as amended and modified is necessary for the accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application, as amended and modified, be and is hereby approved and that the certificate issued to the applicant on February 24, 1984 be amended to include the following right:

1. To transport, as a Class D carrier laboratory specimens and clinical laboratory and hospital instruments, supplies and reports, between points in the counties of Allegheny, Armstrong, Lawrence, Butler, Washington, Westmoreland, Greene, Indiana, Mercer, Somerset, Bedford, Beaver and Fayette;
2. To transport, as a Class D carrier laboratory specimens and clinical laboratory and hospital instruments, supplies and reports, from points in the counties of Cambria, Clearfield, Jefferson, Clarion, Venango, Crawford and Erie to points in the county of Allegheny, and vice versa, and from points in Cambria County to points in Westmoreland County, and vice versa.

with right number 1 and 2 above subject to the following condition:

That no right, power or privilege is granted to provide service for one shipper from one origin to one destination in one vehicle at one time.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it shall have complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of the Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That the authority granted herein to the extent that it duplicates authority now held by or subsequently granted to the applicant, shall not be construed as conferring more than one operating right.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

BY THE COMMISSION,



John G. Alford
Secretary

(SEAL)

ORDER ADOPTED: August 19, 1993

ORDER ENTERED: AUG 24 1993

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held July 6, 1989

Commissioners Present:

Bill Shane, Chairman
William H. Smith, Vice-Chairman
Joseph Rhodes, Jr.
Frank Fischl

Application of Mayne Nickless Courier Systems, t/d/b/a First Courier, for the transfer of all of the operating rights of First Courier, Inc., under the certificate issued at A-00104239 subject to the same limitations and conditions.

A-00108785

William J. Lavelle for the applicant.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed May 10, 1989. Public notice of the application was given in the Pennsylvania Bulletin of May 27, 1989. The unopposed application is certified to the Commission for its decision without oral hearing.

Mayne Nickless Courier Systems, t/d/b/a First Courier is a Delaware corporation domiciled at P.O. Box 4377, Santa Rosa, California. The applicant has obtained a Certificate of Authority to do business in the Commonwealth dated January 30, 1989. Peter Peterson is the sole incorporator and secretary, Brian C. Fulwiler is president and David A. Saporta is vice-president.

The total consideration for the rights is 20,000. No tangible assets are involved. The sales agreement requires the consideration to be paid as follows: \$3,000 upon signing of the sales agreement with the remainder at the closing.

A review of the record before us indicates that the applicant possesses the requisite experience, equipment and financial capacity to provide the proposed service.

The authority to be transferred has been operated by the transferor, therefore, it is presumed that there is a continuing public need,

which may be overcome only by evidence to the contrary. In re: Byerly, 440 Pa. 521 (1970); Hostetter v. Pa. P.U.C., 160 Super. Ct. 94 (1947). Since the record is void of any such evidence, this presumption of continuing public need applies in this transfer proceeding.

We find:

1. The applicant is fit, willing and able to provide the service proposed.
2. Transfer of the authority is in the public interest and is necessary for the continued accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the transfer application be and is hereby approved and that a certificate be issued granting the following right(s):

1. To transport, as a Class D carrier, Computer Print-Out, business supplies, and business records having no commercial value, and excluding currency, coins, bullion, securities, and negotiable instruments, for Pittsburgh National Bank between its headquarters and banks in the city of Pittsburgh, county of Allegheny, and branch offices and correspondent banks within an airline distance of 50 statute miles of the limits of said city.
2. To transport, as a Class D carrier, business records and small parts and supplies, no package to exceed one-hundred (100) pounds in weight, for Dravo Corporation between its corporate headquarters in the city of Pittsburgh, Allegheny County, Pennsylvania, its plant in Newville Township, Allegheny County, Pennsylvania and locations within an airline distance of 50 statute miles of the limits of said city;

with rights numbers 1 and 2 above to to be subject to the following condition:

That no right, power or privilege is granted to transport commodities, in bulk, in dump, tank, or hopper type vehicles; all shipments are to be delivered in station wagon type vehicles or small four wheel vans.

3. To transport, as a Class B carrier, property, excluding household goods in use, between points in the city of Pittsburgh, Allegheny County.

4. To transport, as a Class C carrier, property, excluding household goods in use, from points in the city of Pittsburgh to points within five (5) miles by the usually traveled highways of the limits of said city.
5. To transport, as a Class D carrier, household goods and office furnishings, in use, between points in Brushton, Homewood and that part of East Liberty east of Highland Avenue in the city of Pittsburgh.
6. To transport, as a Class D carrier, property between points in the city of Pittsburgh, Allegheny County.
7. To transport, as a Class C carrier, property from points in the city of Pittsburgh to points in Pennsylvania within thirty (30) miles by the usually traveled highways of the City-County Building in the said city;

rights No. 6 and 7 subject to the following conditions:

That no right, power or privilege is granted to transport commodities in bulk in tank vehicles;

That no right, power or privilege is granted to transport to points on Highway Route 8 beyond the borough line of Etna, on the Mt. Royal Boulevard beyond the borough line of Etna, or on the Perry Highway, except contractors' materials transported in truckload lots to a contractor on the job;

That no right, power or privilege is granted to transport to Trafford City, Irwin, Jeannette or Greensburg or intermediate points;

That no right, power or privilege is granted to transport along Highway Route 22 east of the Allegheny County Line;

That the transportation shall be limited to carrying the goods of only one consignor on the truck at one time;

That no right, power or privilege is granted to transport steel castings, steel rods, bronze, brass, ornamental iron work, crucibles, scrap metals, pig metal, and shavings between points in the county of Allegheny;

That no right, power or privilege is granted to transport scrap metals, metal dross and skimmings and residues, for Pitt Metals Company, to or from the points in the county of Allegheny;

That no right, power or privilege is granted to transport cold rolled or hot rolled steel for C.A. Waite Company and Lind Steel Company to or from points in the county of Allegheny;

That no right, power or privilege is granted to transport brick siding, inselbric and similar insulated siding, rough lumber, building block, roofing materials, fabricated sheet metal products, and equipment, materials and supplies used in the installation thereof, between points in the city of Pittsburgh, Allegheny County and from points in the said city to points in Pennsylvania within thirty (30) miles by the usually traveled highways of the City-County Building in the said city;

That no right, power or privilege is granted to transport steel articles, reinforced steel, wire mesh, and road building materials, from the facilities of W.N. Dambach, Inc., in the city of Pittsburgh, Allegheny County, to points in Pennsylvania within thirty (30) miles by the usually traveled highways of the City-County Building in the said city;

That no right, power or privilege is granted to transport contractors' equipment and supplies; iron and steel, iron and steel articles; such materials, supplies and equipment as are used or useful in the production, assembly and distribution of iron and steel and iron and steel articles; and machinery; for Pittsburgh Mechanical Systems, Inc., Allied Welding & Fabricating Company, McKamish Chesapeake, Inc., Walter Long Manufacturing

Company, and Pittsburgh Annealing Box Company, from their facilities in the city of Pittsburgh, Allegheny County, to points in Pennsylvania within thirty (30) miles by the usually traveled highways of the City-County Building in the said city.

subject to the following general conditions:

1. That the approval hereby given is not to be understood as committing the Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the property and rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.
2. 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.
3. That the applicant charge to Account 1550, Other Intangible Property, \$20,000, being the amount of the consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under condition 2 above; and subject to further adjustment due to any normal interim transactions to the date of actual transfer.
4. That the accounts of the transferee shall reflect the same book values as the records of the transferor at the effective date of the transfer, any previously recorded appreciation having been deleted therefrom; provided that the applicant shall not record in its utility accounts any amounts representing the rights herein granted in excess of the actual cost of such rights to the original holder thereof.
5. That the operating authority granted herein, or now held or subsequently granted to the applicant to the extent that it is duplicative shall not be construed as conferring more than one operating right.

6. 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 the Commission under 66 PA C.S.A. §1102(a)(3).

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it has complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of this Commission relative to the filing and acceptance of evidence of insurance and a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That issuance of the certificate be withheld pending receipt of the 1989-90 assessment of the transferor.

IT IS FURTHER ORDERED: That issuance of the certificate be withheld pending submission of proof of compliance with the provisions of the Fictitious Names Act.

IT IS FURTHER ORDERED: That upon compliance with the requirements above set forth, a certificate issue evidencing the Commission's approval of the right to operate as above-determined.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

IT IS FURTHER ORDERED: That upon compliance with this order, the rights granted the transferor, First Courier, Inc. at A-00104239 be cancelled and the record be marked closed.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: July 6, 1989

ORDER ENTERED: July 6, 1989

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held September 13, 1990

Commissioners Present:

William H. Smith, Chairman
Joseph Rhodes, Jr.
Frank Fischl
David W. Rolka

Application of Mayne Nickless Courier Systems, Inc., t/d/b/a First Courier, Inc., a corporation of the State of Delaware, for the transfer of a portion of the operating rights of Hammel's Express, Inc., under the certificate issued at A-00088995, F. 4, subject to the same limitations and conditions.

A-00108785
F. 1
Am-C

Vuono, Lavelle & Gray by William J. Lavelle for the applicant.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed August 6, 1990. Public notice of the application was given in the Pennsylvania Bulletin of August 18, 1990. No protests were filed. The unopposed application is certified to the Commission for its decision without an oral hearing.

Mayne Nickless Courier Systems, Inc., t/d/b/a First Courier, Inc. (applicant) is a corporation of the State of Delaware which is domiciled at Santa Rosa, California. The applicant registered as a foreign corporation on January 30, 1989.

By the instant application, the applicant seeks to acquire by transfer 13 common carrier rights issued to Hammel's Express, Inc. (transferor) under the certificate issued at A-00088995, F. 4. The transferor is retaining one right at A-00088995, F. 2 and 13 rights at F. 4.

The agreement of sale which was signed by the parties of record in June, 1990, sets forth that for the 13 rights the applicant will pay to the

transferor the total consideration of \$75,000. The applicant has placed in an escrow account the sum of \$7,500, with the total consideration to be paid to the transferor within 30 days of closing, which will occur upon the issuing of the final order approving the transfer. No tangible assets are involved in this proceeding.

A review of the record before us indicates that the applicant possesses the requisite experience, equipment and financial capacity to provide the proposed service.

The authority to be transferred has been operated by the transferor, therefore, it is presumed that there is a continuing public need, which may be overcome only by evidence to the contrary. In re: Byerly, 440 Pa. 521 (1970); Hostetter v. Pa. P.U.C., 160 Super. Ct. 94 (1947). Since the record is void of any such evidence, this presumption of continuing public need applies in this transfer proceeding.

The authority to be acquired by transfer, as set forth as an appendix to the application, was restrictively conditioned in an apparent attempt to eliminate any duplication of operating authority between the rights being transferred and those rights being retained by Hammel's Express, Inc. The thirteen (13) restrictive conditions, as set forth in the application, are in fact the actual rights being retained by the transferor.

After reviewing the conditions, we have determined that the conditions as stated are not in the format of a restrictive condition and contain unnecessary wording. The conditions also contain mileage restrictions which are not necessary. These conditions will be restated. We have also concluded that several of the conditions contain overlapping exclusions which will require that the duplicated wording be eliminated.

We find:

1. That the applicant is fit, willing and able to provide the service proposed.

2. That transfer of the authority is in the public interest and is necessary for the continued accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application be and is hereby approved, and that the certificate issued to the applicant on July 13, 1989, as amended, be further amended to include the following rights:

1. To transport, as a Class A carrier, property between points in the following territory previously served by the West Penn Railways Company, Penn Transit Company, and other carriers having the right to render pickup and delivery service for said companies, via the following routes:

Between the city of Pittsburgh, Allegheny County, and the city of Uniontown, Fayette County, via Liberty Bridge, Liberty Tunnel, and Highway Route 51 to Uniontown, and a route via Highway Route 88 to the borough of Brownsville, Fayette County, thence via Highway Route 40 to Uniontown, excluding intermediate points on said routes, with the right to render through service between Brownsville and Uniontown.

EXTENSIONS:

Between the city of Uniontown, Fayette County, and the borough of Scottdale, Westmoreland County, via Highway Route 119; and between the city of Uniontown, Fayette County, and the borough of Fairchance, Fayette County, via Highway Route 119 and an unnumbered county road; as extensions of the above described certificated routes between the cities of Pittsburgh and Uniontown.

Beginning at the intersection of Highway Route 119 and an unnumbered county road near the borough of Fairchance, Fayette County, thence via Highway Route 119 to the borough of Point Marion, Fayette County.

ALTERNATE ROUTE:

Beginning in the city of Uniontown, Fayette County, thence via Highway Route 26062 through the village of McClellandtown to the village of Edenborn, Fayette County, thence via Highway Route 26089 through the borough of Masontown to the village of Martin, Fayette County, thence by Highway Route 26089 and Highway Route 26029 through the village of Republic, Fayette County, to the intersection of Highway Route 40, thence by Highway Route 40 to either the borough of Brownsville or the city of Uniontown.

SPUR ROUTE:

Between the intersection of Highway Routes 51 and 711 and the city of Connellsville, Fayette County, via Highway Route 711;

with the right to serve the following off-route points which are located within 3 miles on either side of Right No. 1 above described routes:

Scottdale Zone - Iron Bridge, Everson, North Scottdale, West Overton, Prittstown, Keifertown, Owensdale, Browntown, Alverton, Donnelly, Hawkeye, Kingview.

Connellsville Zone - Pennsville, Murphy Siding, Moyer, Coalbrook, Whistle Park, Poplar Grove, Davidson,

Broadford, Liberty, Vandergrift, Dawson, Dickerson Run, South Connellsville, Trotter, Leisenring No. 1, Graham's Crossing, Leisenring No. 3, Wheeler, Morrell, Dunbar.

Uniontown Zone - Mt. Braddock, Shady Grove, Percy, Youngstown, Bethelboro, Gaddis Crossing, Lemont, Coolspring, Walnut Hill, Keisterville, Upper Middletown, Crossland, Bittner, Leisenring No. 2, Bute, Phillips, Oliver Nos. 1, 2 and 3, Continental Nos. 1, 2 and 3, Leith, Hopwood, Brownfield, Oliphant, Wynn, Kyle, Fairchance, Shamrock, Revere, Footedale Nos. 1 and 2, New Salem, Buffington, Fairbanks, Filbert, Searights, Brownsville Junction.

Brownsville Zone - Republic, Orient, Colonial No. 4, Lynn, Alicia No. 1, Grindstone, Braznell, Bridgeport, South Brownsville, West Brownsville, Allison Nos. 1 and 2, Merrittstown, Tower Hill Nos. 1 and 2, Republic.

Masontown Zone - McClellandtown, Leckrone, Edenborn, Puritan Gates, Palmer, Ronco, Grays Landing, Donald, Martin;

the above zones in Right No. 1 being subject to the following condition:

That no right, power or privilege is granted to render service from any point in the above-described zones to another point in the same zone, unless either the point of origin or the point of destination of the shipment is a point at which a freight station of the West Penn Railways Company was formerly located.

2. To transport, as a Class D carrier, property from points in the county of Allegheny to points on the aforesaid routes at Right No. 1 to the afore-described off-route points at Right No. 1, and vice versa;

with Right No. 2 above subject to the following conditions:

- a. That no right, power or privilege is granted to transport property from the city of Pittsburgh, Allegheny County, to points in said county, and vice versa, except as presently authorized.
- b. That no right, power or privilege is granted to transport property requiring the use of carryalls, winch trucks or tractors and/or trailers.
- c. That no right, power or privilege is granted to transport shipments of iron and steel articles exceeding 12,500 pounds in weight moving to and

from plants of the United States Steel Corporation, Pittsburgh Steel Company and American Chain and Cable Company, located in Allegheny, Westmoreland and Washington Counties, except as presently authorized.

3. To transport, as a Class D carrier, property from points in the county of Allegheny to the off-route point of the borough of Perryopolis, Fayette County, via Highway Route 51 to the intersection of Legislative Route 26016; thence via Legislative Route 26016 to the borough of Perryopolis, and vice versa;

with Right No. 3 above subject to the following condition:

That no right, power or privilege is granted to transport shipments of iron and steel articles exceeding 12,500 pounds in weight moving to and from plants of the United States Steel Corporation, Pittsburgh Steel Company and American Chain and Cable Company, located in Allegheny, Westmoreland and Washington Counties, except as presently authorized.

4. To transport, as a Class A carrier, property between points in the following territory previously served by Pittsburgh Railways Company, via the following routes:

Between the city of Pittsburgh, Allegheny County and the city of Washington, Washington County, via Liberty Bridge, Liberty Tunnel and Highway Route 19.

Between the city of Pittsburgh and the borough of Roscoe, Washington County, via Liberty Bridge, Liberty Tunnel and Highway Route 88.

Between the city of Washington and the city of Monongahela, Washington County, via Highway Route 31, excluding intermediate points.

Between the city of Washington and the borough of Charleroi, Washington County, via Highway Route 40 and 71, excluding intermediate points.

ALTERNATE ROUTES:

Beginning at the intersection of Highway Routes 119 and 1206 in the county of Washington, thence via Highway Routes 1206 and 519 to the borough of Canonsburg, Washington County, thence via Highway Route 802, or via Highway Routes 519 and 19 to the city of Washington.

Beginning in the city of Monongahela, thence via Highway Route 837 through the borough of Donora, Washington County, to the intersection of Highway Route 88 at the village of Eldora, Washington County.

Beginning in the city of Monongahela, thence via bridge to the village of East Monongahela, Allegheny County, and by Highway Routes 31 and 906 and via the bridge to the borough of Donora or continuing on Highway Route 906 to the city of Monessen, Westmoreland County, thence by toll bridge to the borough of Charleroi.

SPUR ROUTE:

Between the borough of Canonsburg, Washington County and the village of Muse, Washington County, via Highway Route 62045.

also the following off-route points which are located within 3 miles on either side of Right No. 4 above-described routes:

Reflectorville, Smith Station, Oak Station, Fairhaven, Grove Station, Castle Shannon, Mine No. 3, Bethel Church, Brookside, Thompsonville, Van Emman, Morganza, Richfol, Strabane, Houston, Westland, McGovern, McClain, County Home, Arden, Meadowlands, Oak Grove, Tylersdale, Lincoln Hill, Pancake, Manifold, Brightwood, Bethel Road, Kings School, Library, Finleyville, Mingo, Crookham, Riverview, New Eagle, Baird, Black Diamond, Lock Four, Belle Vernon, Vesta, Allenport, Stockdale, and Webster.

5. To transport, as a Class D carrier, property from points in the county of Allegheny to points on the aforesaid routes at Right No. 4 and to the afore-described off-route points at Right No. 4, and vice versa;

with Right No. 5 above subject to the following conditions:

- a. That no right, power or privilege is granted to transport property from the city of Pittsburgh, Allegheny County, to points in said county, and vice versa, except as presently authorized.
- b. That no right, power or privilege is granted to transport property requiring the use of carryalls, winch trucks or tractors and/or trailers.
- c. That no right, power or privilege is granted to transport shipments of iron and steel articles exceeding 12,500 pounds in weight moving to and from plants of the United States Steel Corporation, Pittsburgh Steel Company and American Chain and

Cable Company, located in Allegheny, Westmoreland and Washington Counties, except as presently authorized.

6. To transport, as a Class B carrier, property between points in the city of Pittsburgh, Allegheny County, provided that no right, power or privilege is granted to transport from retail stores to their customers.
7. To transport, as a Class D carrier, property for the General Supply Company, Lang Machinery Company and the Pennsylvania Transformer Company, from their stores and warehouses in the city of Pittsburgh, Allegheny County, to points in the county of Allegheny, and vice versa, provided that transportation of machinery shall not exceed six thousand (6,000) pounds in weight.
8. To transport, as a Class D carrier, property, excluding household goods and office furniture, in use, between points in the city of Pittsburgh, Allegheny County, and within twenty-five (25) miles by the usually traveled highways of the limits of said city;

with Right No. 8 above subject to the following conditions:

- a. That no right, power or privilege is granted to transport property to points on Route 8, the Mount Royal Boulevard or Perry Highway, except building materials delivered to a contractor on the job.
 - b. That no right, power or privilege is granted to transport any property except building materials to Canonsburg and Monongahela.
 - c. That no right, power or privilege is granted to transport property along the line of the West Penn Railways Company to Trafford, Irwin, Manor, Penn and Jeannette in Westmoreland County.
9. To interchange property at the city of Pittsburgh, and the borough of McKees Rocks, Allegheny County, with Class A carriers, Class B carriers and Class D carriers operating over regular routes subject to the provisions of Pa. Code Title 52, Chapter 31, §31.22.
 10. To transport, as a Class B carrier, property between points in the city of Clairton, Allegheny County, and within five (5) miles by the usually traveled highways of the limits of the said city.

11. To transport, as a Class D carrier, property from points in the city of Clairton, Allegheny County, and within five (5) miles by the usually traveled highways of the limits of the said city to points within twenty-five (25) miles by the usually traveled highways of the limits of the said city, and vice versa, including the city of Pittsburgh but excluding transportation of household goods in use and contractors' equipment, machinery and structural and reinforcing steel, and personal property requiring the use of specially built drop frame low-bed trailers, and/or winch trucks, pole trailers and winch tractors.
12. To transport, as a Class D carrier, property, from points in the county of Allegheny (1) to points in the counties of Crawford, Erie, Lawrence, Mercer and Venango, and vice versa, and (2) to those points in the counties of Beaver, Fayette, Washington and Westmoreland located more than twenty-five (25) airline miles from the City-County Building in the city of Pittsburgh, and vice versa;

subject to the following conditions:

- (a) That no right, power or privilege is granted to transport household goods in use;
- (b) That no right, power or privilege is granted to transport commodities in bulk;
- (c) That no right, power or privilege is granted to transport shipments of iron or steel and iron or steel articles weighing in excess of ten thousand (10,000) pounds;
- (d) That no right, power or privilege is granted to transport commodities which, because of size or weight, require the use of special equipment or special handling;
- (e) That no right, power or privilege is granted to transport motion picture films and accessories, dry ice, newspapers, magazines, and meat, meat products, meat by-products, dairy products, articles distributed by meat packing houses and such commodities as are used by meat packers in the conduct of their business;
- (f) That no right, power or privilege is granted to transport frozen and perishable foods, fresh fruits and vegetables, perishable non-food commodities in temperature controlled vehicles, from points in Allegheny County to points within

one hundred-fifty (150) miles of the limits of Allegheny County; and

- (g) That no right, power or privilege is granted to provide service for Standard Brands, Inc., Armour and Company, Swift and Company, The Best Foods, Inc., Fairmont Creamery Company, Grennan Bakery Company, Seven Baker Brothers Company, Highway Express Lines, Inc. and to or from the facilities of Exhibitors Service Company in Allegheny County.

with Rights No. 1 through 12 subject to the following conditions:

- a. That no right, power or privilege is granted to transport carbo-oxygen gas and containers from Coraopolis, Allegheny County, to Washington, Washington County, and from the city of Pittsburgh, Allegheny County, to the cities of Butler, Butler County, Erie, Erie County, and Johnstown, Cambria County.
- b. That no right, power or privilege is granted to transport meat from the city of Pittsburgh, Allegheny County, to points in the said county and to the borough of Indiana, Indiana County, the cities of Johnstown, Cambria County, Oil City, Venango County, and Beaver Falls, Beaver County.
- c. That no right, power or privilege is granted to transport building construction materials such as are usually transported in dump trucks, between points not to exceed a distance of twenty-five (25) miles from point of origin to point of destination within twenty-five (25) miles by the usually traveled highways of the limits of the city of Clairton, Allegheny County.
- d. That no right, power or privilege is granted to transport iron and steel and iron and steel articles, from the facilities of Jones & Laughlin Steel Company in the borough of Aliquippa, Beaver County, and the city of Pittsburgh, Allegheny County.
- e. That no right, power or privilege is granted to transport property for the Allegheny Ludlum Steel Corporation.
- f. That no right, power or privilege is granted to transport property for A. P. Green Fire Brick

Company, from its plant in the borough of Tarentum, Allegheny County.

- g. That no right, power or privilege is granted to transport shipments for the United States Steel Corporation (formerly known as American Sheet and Tin Plate Company) from points in the borough of Vandergrift, Westmoreland County.
- h. That no right, power or privilege is granted to transport refractory products consisting of high temperature bonding mortar, castables, gun mixes, tap hole mixes, grog, ladle pocket mixes, and hangers for the Butler Refractories Company from its plant in the township of Penn Hills (formerly Penn Township), Allegheny County.
- i. That no right, power or privilege is granted to transport property for the Leechburg Supply Company and Leechburg Mining Company from points in the borough of Leechburg, Armstrong County, and within an airline distance of ten (10) statute miles of the limits of said borough.
- j. That no right, power or privilege is granted to transport property for the United States Steel Corporation and Apollo Industries, Inc., from points in the borough of Leechburg, Armstrong County, and within ten (10) miles by the usually traveled highways of the limits of said borough.

subject to the following general conditions:

- 1. That the approval hereby given is not to be understood as committing the 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 therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.
- 2. 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.
- 3. That the applicant charge to Account 1550, Other Intangible Property, \$75,000, being the amount of the consideration payable by

it for the rights and going concern value attributable thereto; less any amount recorded under condition 2 above; and subject to further adjustment due to any normal interim transactions to the date of actual transfer.

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 the Commission under 66 Pa. C.S.A. §1102(3).

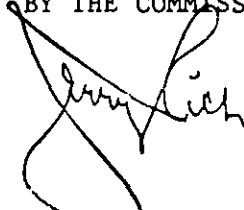
IT IS FURTHER ORDERED: That the authority granted herein, to the extent that it duplicates authority now held by or subsequently granted to the carrier, shall not be construed as conferring more than one operating right.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it has complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of this Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

IT IS FURTHER ORDERED: That upon compliance with this order, the rights granted the transferor, Hammel's Express, Inc., at A-00088995, F. 4 hereinbefore set forth be cancelled and the record be marked closed.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: September 13, 1990

ORDER ENTERED: SEP 19 1990

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held July 9, 1992

Commissioners Present:

David W. Rolka, Chairman
Wendell F. Holland, Commissioner

Application of Mayne Nickless Courier Systems, Inc.,
t/d/b/a First Courier, Inc., a corporation of the
State of Delaware, for the transfer to it of the
right authorized under the certificate issued at
A-00108469 to Mercury Messenger, Inc., subject to
the same limitations and conditions.

A-00108785
F. 1
Am-E

Vuono, Lavelle & Gray, by William J. Lavelle for the applicant.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission by an application for transfer of operating authority filed on April 27, 1992, and published in the Pennsylvania Bulletin of May 23, 1992. There are no protests and the record is now certified to the Commission for its decision without oral hearing.

Mayne Nickless Courier Systems, Inc., t/d/b/a First Courier, Inc. (applicant) is a nationwide courier system providing service on foot, on bicycles, and in cars and vans. It has held a certificate from this Commission since July 13, 1989, specializing in door-to-door express delivery of documents and packages within major metropolitan areas.

The applicant provides service with 30 vehicles of various types. An unaudited balance sheet discloses that as of March 31, 1991, the applicant had current assets of \$4,552,885, total assets of \$12,544,908, with current liabilities of \$1,424,401, with no long-term liabilities, leaving stockholders' equity of \$11,120,507.

Pursuant to the provisions of the sales agreement, the applicant will pay the transferor the sum of \$10,000 for the operating authority. No tangible assets are involved. Settlement will be made within 30 days after the effective date of our order approving the application.

A review of the record before us indicates that the applicant possesses the requisite experience, equipment and financial capacity to provide the proposed service.

The authority to be transferred has been operated by the transferor, therefore, it is presumed that there is a continuing public need, which may be overcome only by evidence to the contrary. In re: Byerly, 440 Pa. 521 (1970); Hostetter v. Pa. P.U.C., 160 Super. Ct. 94 (1947). Since the record is void of any such evidence, this presumption of continuing public need applies in this transfer proceeding.

The applicant's record shows that an Order to Show Cause docketed at A-00108785C911, was served upon it on July 23, 1991 for failure to have filed an Assessment Report for 1990, and that the Order is still pending. Our records further show that the Assessment Report was subsequently filed and the assessment in the amount of \$2,698 has been paid. Accordingly, the Order to Show Cause will be dismissed in this order.

The authority being transferred herein was initially granted to the Corporate Word, Inc., t/d/b/a Mercury Messenger Service (A-00104067) by the order of ALJ Joseph I. Lewis adopted July 14, 1983. The authority was later transferred to Mercury Messenger, Inc. at A-00108469, and is now the subject to transfer in this application.

The authority, as it was initially applied for and amended by the Corporate Word, Inc., t/d/b/a Mercury Messenger Service read as follows:

"To transport, as a common carrier, items of property and property in parcels and packages, no single item of property, parcel or package to exceed fifty (50) pounds in weight, between points in the city of Pittsburgh, Allegheny County, and within an airline distance of thirty-five statute miles of the City-County Building in said city, (subject to certain conditions.)"

Although the application was approved to the extent amended, the language used in structuring the paragraph of authority in the order adopted July 14, 1982, is somewhat misleading and ambiguous. The authority will be modified to read in the manner as initially intended. In no way will this modification decrease or enlarge upon the scope of service.

We find:

1. That the applicant is fit, willing and able to provide the service as proposed and modified.
2. That transfer of the authority is in the public interest and is necessary for the continued accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the application be and is hereby approved as modified and that the certificate issued to the applicant on July 13, 1989, as amended, be further amended to include the following right:

To transport, as a Class D carrier, items of property and property in parcels or packages, no single item of property, parcel or package to exceed fifty (50) pounds in weight, between points in the city of Pittsburgh, Allegheny County and within an airline distance of thirty-five (35) statute miles of the City-County Building in said city, in passenger automobiles or commercial vans; with all deliveries to be made on the same calendar day as the pickup;

Provided that no right, power or privilege is granted:

- 1) To transport monies, bullion, securities, checks in process and bank proof work;
- 2) To transport mail or parcels to or from post offices and bus terminals;
- 3) To provide service for the Commonwealth of Pennsylvania or its agencies;
- 4) To operate as a messenger service in which an order is given personally to the certificate holder, his agent or employee by the customer in the city of Greensburg or the boroughs of South Greensburg and Southwest Greensburg for the purchase, exchange or return of property from dealers in the city of Pittsburgh and delivery to said customer;
- 5) To provide service to or from banks or banking institutions, except for advertising materials, promotionals, legal documents to or from attorneys' offices, and envelopes to or from Copperweld Information Services;

further subject to the following general conditions:

1. That the approval hereby given is not to be understood as committing the 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 therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.
2. 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.

3. That the applicant charge to Account 1550, Other Intangible Property, \$10,000, being the amount of the consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under condition 2 above.
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 the Commission under 66 PA C.S.A. Section 1102(a)(3).

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it has complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of the Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That issuance of the certificate be withheld pending receipt of the 1992 Assessment of the transferor.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

IT IS FURTHER ORDERED: That the authority granted herein, to the extent that it duplicates authority now held by or subsequently granted to the applicant, shall not be construed as conferring more than one operating right.

IT IS FURTHER ORDERED: That upon compliance with this order the right granted the transferor, Mercury Messenger, Inc., at A-00108469 be cancelled and the record be marked closed.

IT IS FURTHER ORDERED: That the pending Order to Show Cause docketed at A-00108785C911 and adopted on July 23, 1991, be and is hereby dismissed.

BY THE COMMISSION,



John G. Alford
Secretary

(SEAL)

ORDER ADOPTED: July 9, 1992

ORDER ENTERED: JUL 17 1992

ORIGINAL

LAW OFFICES

VUONO, LAVELLE & GRAY

(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

2310 GRANT BUILDING
PITTSBURGH, PA. 15219-2383

TELECOPIER
(412) 471-4477

April 14, 1994

* ALSO MEMBER OF FLORIDA BAR

Re: Jeffrey R. Larson
Docket No. A-00111241

Mr. John G. Alford, Secretary
Pennsylvania Public Utility Commission
North Office Building
P.O. Box 3265
Harrisburg, PA 17105-3265

RECEIVED
APR 18 1994
SECRETARY OF
Public Utility Commission

Dear Mr. Alford:

We enclose for filing with the Commission the signed original of a protest to the above application.

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

Sincerely yours,

VUONO, LAVELLE & GRAY

William A. Gray

RECEIVED
APR 26 1994
Pa. P.U.C.
Bureau of Transportation

rm

Enclosure

cc: Allan Hertzberg (by Certified Mail)
United States Cargo and Courier Service Incorporated
Pittsburgh Mail Delivery, Inc.
Medical Express & General Courier Service, Inc.
Mayne Nickless Courier System, Inc. t/d/b/a First Courier

DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
APR 27 1994
ENTRY No. *[Signature]*

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

DOCKET NO. A-00111241

JEFFREY R. LARSON

PROTEST AND REQUEST
FOR ORAL HEARING

RECEIVED

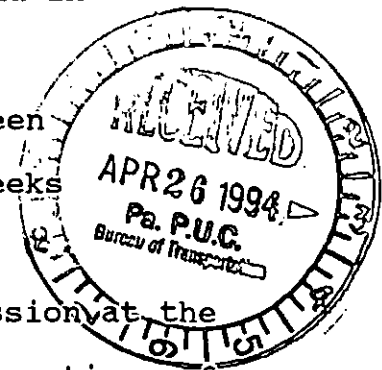
APR 18 1994

SECRETARY'S OFFICE
Public Utility Commission

The motor carriers shown on Appendix A hereof (herein called protestants) protest the above application and request that the application be assigned for oral hearing and in support thereof respectfully represent as follows:

1. By this application, notice of which has been published in the Pennsylvania Bulletin, applicant seeks authority as set forth in Appendix A.

2. Protestants hold authority from this Commission at the docket numbers shown in Appendix A and the relevant portions of the authority are attached to the protest. Unless otherwise indicated in Appendix A, protestants will withdraw the protest only in the event an amendment is made which will totally eliminate the conflict between the authority sought by the application and the authority presently held by protestants.



DOCUMENT
FOLDER

DOCKETED
APPLICATION DOCKET
APR 27 1994
ENTRY No. *[Signature]*

3. Approval of this application is neither necessary nor proper for the service, accommodation, safety or convenience of the public since (a) protestants presently hold authority to provide service in the area affected by the application, (b) protestants and other existing carriers are providing adequate service to the shipping public in the areas involved in the application, (c) there is no need for the service proposed by applicant and approval of the application will result in the diversion from existing carriers of tonnage and revenue necessary to sustain their existing operations, and (d) approval of the application will adversely affect protestants and other existing carriers which have a substantial investment in facilities and equipment and are willing and able to provide service in the application area.

4. Protestants request that the application be set for oral hearing and that applicant be required to prove by competent evidence the elements of proof required by statute. If an oral hearing is held, protestants will appear and present evidence of protestants' own operations and particular interests unless this application is amended so as to eliminate those interests as set forth in this protest.

WHEREFORE, protestants request that the granting of the application be withheld; the proceeding be assigned for oral hearing with leave to protestants to participate fully therein;

and applicant be required to make available at the hearing competent witnesses for examination on all material and relevant facts bearing on the application.

Respectfully submitted,

UNITED STATES CARGO AND
COURIER SERVICE INCORPORATED

PITTSBURGH MAIL DELIVERY, INC.

MEDICAL EXPRESS & GENERAL COURIER
SERVICE, INC.

MAYNE NICKLESS COURIER SYSTEM,
INC. t/d/b/a FIRST COURIER

By: 

William A. Gray
Attorney for Protestants

VUONO, LAVELLE & GRAY

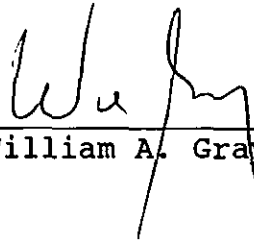
2310 Grant Building
Pittsburgh, PA 15219
(412) 471-1800
Of Counsel

Dated: April 14, 1994

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the above protest and request for oral hearing upon applicant or upon applicant's attorney or representative as shown in the Pennsylvania Bulletin notice.

Dated at Pittsburgh, Pa. this 14th day of April, 1994.



William A. Gray

Re: . Jeffrey R. Larson
Docket No. A-00111241

APPENDIX A

SCOPE OF AUTHORITY SOUGHT:

By application published in the Pennsylvania Bulletin on March 26, 1994 applicant seeks authority to operate as a common carrier, transporting:

Parcels, packages and items of property, no single parcel, package or item of property, to exceed 100 pounds in weight, between points in the county of Allegheny.

INTEREST OF PROTESTANTS:

THE UNITED STATES CARGO AND COURIER SERVICE INCORPORATED, P.O. Box 1169, Columbus, OH 43216, (614- 491-8608), holds authority at Docket No. A-00104628. A copy of the authority, which is self-explanatory, is attached hereto. All of the protestant's authority is relevant hereto. The protestant can provide service between all points in the application territory.

PITTSBURGH MAIL DELIVERY, INC., 601 Mansfield Avenue, Pittsburgh, PA 15205 (412-922-8744) holds operating authority at Docket No. A-00110029. A copy of the authority, which is self-explanatory, is attached hereto. All of the protestant's authority is relevant hereto except paragraphs 1 and 2 of the authority at F. 1, Am-A. The protestant can provide service between all points in the application territory.

MAYNE NICKLESS COURIER SYSTEMS, INC. t/d/b/a FIRST COURIER, INC., 1301 Beaver Avenue, Pittsburgh, PA 15233 (412-471-7474) holds operating authority at

Docket No. A-00108785. A copy of the authority, which is self-explanatory, is attached hereto. All of the protestant's authority is relevant hereto except paragraphs 3 and 12 of F. 1, Am-C. The protestant can provide service between all points in the application territory.

MEDICAL EXPRESS AND GENERAL COURIER SERVICE, INC.,
4494 Steubenville Pike, Pittsburgh, PA 15205
(412-937-9099) holds operating authority at Docket No. A-00104479. A copy of the authority, which is self-explanatory, is attached hereto. Protestant's relevant authority is at its lead authority and paragraph 1 of F. 1, Am-A. The protestant can provide service between all points in the application territory.

Docket No. A-00104628

THE UNITED STATES CARGO AND COURIER
SERVICE INCORPORATED

To transport, as a Class D carrier, by motor vehicle, checks, drafts, cash letters, evidences of indebtedness, securities and other commercial papers; business, commercial, governmental and private documents, written instruments and records; accounting and data processing media; film, microfilm, microfiche, microforms, prints and related items; and materials and supplies used or useful in connection therewith, between points in Pennsylvania.

THE UNITED STATES CARGO AND COURIER
SERVICE INCORPORATED

To transport, as a Class D carrier, parcels, packages and items of property, no single parcel, package or item of property to exceed one hundred (100) pounds in weight, between points in Pennsylvania;

Subject to the following conditions:

(a) That no right, power or privilege is granted to provide service, to from or between points in the counties of Crawford, Erie, Mercer and Venango;

(b) That no right, power or privilege is granted to provide service between points in the city of Pittsburgh, Allegheny County;

(c) That no right, power or privilege is granted to provide service from points in the city of Pittsburgh, Allegheny County, to points in Pennsylvania within thirty (30) miles by the usually traveled highways of the City-County Building in said city, except where the transportation involves the carrying of the goods of more than one consignor on the truck at one time;

(d) That no right, power or privilege is granted to transport human laboratory specimens and clinical laboratory instruments, supplies and reports between points in the counties of Allegheny, Armstrong, Lawrence, Butler, Washington, Westmoreland, Greene, Indiana, Mercer, Somerset, Bedford and Beaver;

(e) That no right, power or privilege is granted to provide service for Victaulic Company of America, Inc.; Atlantic Track & Turnout Co.; Union Camp Corporation; John Konopka & Sons; S.I. Handling Systems, Inc.; Atlantic States Cast Iron Pipe Co.; and American Metallurgical Products Company;

(f) That no right, power or privilege is granted to transport garments and wearing apparel on hangers and garments, wearing apparel and the materials, equipment and supplies used in the manufacture and sale of garments and wearing apparel, when moving in the same vehicles as garments and wearing apparel on hangers;

(g) That no right, power or privilege is granted to transport bound and unbound printed paper and partially printed paper and printing orders, instructions and materials for commercial printers and supplies to commercial printers to or from points in the counties of Berks, Cumberland, Dauphin, Lancaster, Lebanon and York.

(h) That no right, power or privilege is granted to provide service for hospitals or the American Red Cross between points in the city of Wilkes-Barre, Luzerne County, and within an airline distance of thirty (30) statute miles of the limits of said city, and from points in said territory to points within an airline distance of one hundred and fifty (150) statute miles of the limits of said city, and vice versa.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held February 27, 1992

Commissioners Present:

David W. Rolka, Chairman
Joseph Rhodes, Jr., Vice-Chairman
Wendell F. Holland, Commissioner

Application of Pittsburgh Mail Delivery,
Inc. for the transfer of all of the
operating rights of Gabrielle's Mailing
Service, Inc. under the certificate issued
at A-00109159 subject to the same limitations
and conditions.

A-00110029

William A. Gray for the applicant.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed December 11, 1991. Public notice of the application was given in the Pennsylvania Bulletin of February 1, 1992. The unopposed application is certified to the Commission for its decision without oral hearing.

The applicant, Pittsburgh Mail Delivery, Inc. is a Pennsylvania corporation, domiciled at 601 Mansfield Avenue, Pittsburgh, Allegheny County. Applicant will provide service with four vans, two pick-up trucks and an automobile. An unaudited financial statement shows total assets of \$101,739 with total liabilities of \$75,432 leaving stockholders' equity of \$26,361.

The total consideration for the rights and other assets including ICC rights and a S-10 pick-up truck is \$33,200. The rights have been assigned a value of \$25,000 with the remainder, \$8,200. The sales agreement requires the consideration to be paid upon consummation of the sales agreement, October 1, 1991.

A review of the record before us indicates that the applicant possesses the requisite experience, equipment and financial capacity to provide the proposed service.

The authority to be transferred has been operated by the transferor, therefore, it is presumed that there is a continuing public need, which may be overcome only by evidence to the contrary. In re: Byerly, 440 Pa. 521 (1970); Hostetter v. Pa. P.U.C., 160 Super. Ct. 94 (1947). Since the record is void of any such evidence, this presumption of continuing public need applies in this transfer proceeding.

We find:

1. The applicant is fit, willing and able to provide the service proposed.

2. Transfer of the authority is in the public interest and is necessary for the continued accommodation and convenience of the public; THEREFORE,

IT IS ORDERED: That the transfer application be and is hereby approved and that a certificate be issued granting the following rights:

- (1) To transport, as a Class D carrier, mail from business firms in the counties of Allegheny, Beaver, Butler, Washington and Westmoreland, to the United States Post Office in the city of Pittsburgh, Allegheny County, and vice versa.
- (2) To transport, as a Class D carrier, parcels, packages and items of property, no single parcel, package or item of property to exceed 50 pounds in weight, between points in the county of Allegheny, and from points in the county of Allegheny to points in the counties of Beaver, Butler, Washington, Westmoreland, Fayette, Lawrence and Mercer, restricted to inter-office shipments where the consignor and consignee are the same party;

subject to the following condition:

That no right, power or privilege is granted to transport checks, cash letters, evidences of indebtedness, securities, demand deposit accounting media and commercial paper.

- (3) To transport, as a Class D carrier, parcels, packages and items of property, no single parcel, package or item of property to exceed 50 pounds in weight, for Strategy Golf, Inc., Eat'N Park, and Dream Waterbeds, Inc., between points in the counties of Allegheny, Beaver, Butler, Washington, Westmoreland, Fayette, Lawrence and Mercer, restricted to inter-office shipments where the consignor and consignee are the same party;

subject to the following condition:

That no right, power or privilege is granted to transport checks, cash letters, evidences of indebtedness, securities, demand deposit accounting media and commercial paper.

- (4) To transport, as a Class D carrier, parcels, packages and items of property, no single parcel, package or item of property to exceed 50 pounds in weight, for Bell Federal Savings and Loan Association of Bellevue, from its offices in the county of Allegheny, to the offices of Pittsburgh National Bank in the city of Pittsburgh, Allegheny County.

subject to the following general conditions:

1. That the approval hereby given is not to be understood as committing the Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the property and rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.
2. 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.
3. That the applicant charge to Account 1550, Other Intangible Property, \$25,000, being the amount of the consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under condition 2 above; and subject to further adjustment due to any normal interim transactions to the date of actual transfer.
4. That the accounts of the transferee shall reflect the same book values as the records of the transferor at the effective date of the transfer, any previously recorded appreciation having been deleted therefrom; provided that the applicant shall not record in its utility accounts any amounts representing the rights herein granted in excess of the actual cost of such rights to the original holder thereof.

5. That the operating authority granted herein, or now held or subsequently granted to the applicant to the extent that it is duplicative shall not be construed as conferring more than one operating right.
6. 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 the Commission under 66 PA C.S.A. §1102(a)(3).

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it has complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of this Commission relative to the filing and acceptance of evidence of insurance and a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That issuance of the certificate be withheld pending receipt of the 1991 Annual Report of the transferor.

IT IS FURTHER ORDERED: That upon compliance with the requirements above set forth, a certificate issue evidencing the Commission's approval of the right to operate as above-determined.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

IT IS FURTHER ORDERED: That upon compliance with this order, the rights granted the transferor, Gabrielle's Mailing Service, Inc. at A-00109159 be cancelled and the record be marked closed.

BY THE COMMISSION,



John G. Alford
Secretary

(SEAL)

ORDER ADOPTED: February 27, 1992

ORDER ENTERED: March 10, 1992

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held February 4, 1993

Commissioners Present:

David W. Rolka, Chairman
Joseph Rhodes, Jr., Vice-Chairman
Wendell F. Holland, Commissioner

Application of Pittsburgh Mail Delivery, Inc., a corporation of the Commonwealth of Pennsylvania, for the transfer of a portion of the operating rights of Reliable Delivery Service, Inc. under the certificate issued at A-00109483 subject to the same limitations and conditions.

A-00110029
F. 1
Am-A

William A. Gray for the applicant.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed November 30, 1992. Public notice of the application was given in the Pennsylvania Bulletin of January 9, 1993. The unopposed application is certified to the Commission for its decision without oral hearing.

This application is one of two, by which Reliable Delivery Service, Inc. (Reliable or transferor), is selling all of its authority. Pittsburgh Mail Delivery, Inc. (PMD or applicant) will receive seven paragraphs of authority (paragraphs no. 1, 2, 7, 14 and 15 of Reliable's initial grant of authority and two paragraphs at Amendment A) and MHF, Inc., will receive the remaining twelve paragraphs of authority. In order to avoid a duplication of authority, PMD has agreed to accept a restrictive amendment prohibiting service between points in the counties of Allegheny and Butler, and prohibiting service for O. Hummel Company, Inc., and Aylite Manufacturing Company.

PMD is a Pennsylvania corporation, with its principal place of business in Pittsburgh, Allegheny County. The applicant was initially certificated in 1992, when it obtained four paragraphs of authority by transfer from another carrier. PMD has a comprehensive safety program for its drivers and vehicles, and it maintains adequate insurance coverage. As evidence of its financial capacity to assume the burden of the additional operation, PMD reports

assets of \$85,710, with liabilities of \$66,181, leaving a shareholders' equity of \$19,529.

The total consideration for the rights is \$17,000. No tangible assets are involved. The sales agreement requires the consideration to be paid at closing after approval of this transfer application.

A review of the record before us indicates that the applicant possesses the requisite experience, equipment and financial capacity to provide the proposed service.

The authority to be transferred has been operated by the transferor, therefore, it is presumed that there is a continuing public need, which may be overcome only by evidence to the contrary. In re: Byerly, 440 Pa. 521 (1970); Hostetter v. Pa. P.U.C., 160 Superior Ct. 94 (1947). Since the record is void of any such evidence, this presumption of continuing public need applies in this transfer proceeding.

We find:

1. The applicant is fit, willing and able to provide the service proposed.

2. Transfer of the authority is in the public interest and is necessary for the continued accommodation and convenience of the public;
THEREFORE,

IT IS ORDERED: That the transfer application be and is hereby approved and that the certificate of public convenience issued on August 5, 1992, be amended to include the following rights:

1. To transport, as a Class D carrier, property, except household goods and commodities in bulk, from points in the county of Allegheny, to points in the county of Greene and vice versa; with the right to interchange property with Class A, B and D carriers so authorized at points in the county of Allegheny;

with right No. 1 subject to the following conditions:

(a) That no right, power or privilege is granted to transport motion picture films and accessories, newspapers, magazines, frozen and perishable foods in insulated vehicles equipped with mechanical refrigeration, frozen and perishable foods requiring refrigeration, in temperature controlled vehicles and non-food commodities required by the shipper, in writing, to have protective service in temperature controlled vans;

- (b) That no right, power or privilege is granted to transport, cement, in bags, originating in terminals in the county of Allegheny;
- (c) That no right, power or privilege is granted to transport commodities which, because of their size or weight require special handling or the use of special equipment;
- (d) That no right, power or privilege is granted to provide service to or from the facilities of Glenshaw Glass Company in the county of Allegheny;
- (e) That no right, power or privilege is granted to provide service to or from the facilities of Datafold Forms, Inc., in the township of Franklin, Greene County.

- 2. To transport, as a Class D carrier, property (excluding household goods in use, property in bulk and property which, because of size or weight, requires the use of special equipment), from points in the county of Allegheny to points in the county of Armstrong, and vice versa;

with right No. 2 subject to the following conditions:

That no right, power or privilege is granted to transport property to or from the facilities of Amax, Inc., and Climax Molybdenum Corp.

- 3. To transport, as a Class A carrier, property between Pittsburgh and Westwood, Allegheny County, via Crafton and Thornburg.

with rights Nos. 1 through 3 subject to the following condition:

That no right, power or privilege is granted to transport iron and steel, and iron and steel articles and equipment, materials and supplies used in the production of iron and steel, and iron and steel articles exceeding 5,000 pounds per shipment.

- 4. To transport, as a Class D carrier, property, between points in the city of Pittsburgh, Allegheny County, and within ten (10) miles by the usually traveled highways, of the limits of said city.

5. To transport, as a Class C carrier, property between points in the city of Pittsburgh, Allegheny County, and within ten (10) miles, by the usually traveled highways, of the limits of said city, to points within thirty (30) miles, by the usually traveled highways, of the limits of said city;

with rights Nos. 4 and 5 subject to the following condition:

That no right, power or privilege is granted to operate dump trucks or to transport property requiring the use of winches or other special equipment.

6. To transport, as a Class D carrier, parcels, packages and items of property, no single parcel, package or item of property to exceed fifty (50) pounds in weight, written instruments and documents, and payroll checks, for Kaufmann's (a Division of The May Department Stores Company), between its facilities in Pennsylvania.
7. To transport, as a common carrier, pharmaceuticals, health aids, and materials, equipment and supplies used or useful in the manufacture, sale or distribution of pharmaceuticals and health aids, for McKesson Drug Co., from its facilities in the city of Pittsburgh, Allegheny County, to points in the counties of Allegheny, Armstrong, Beaver, Blair, Cambria, Centre, Clearfield, Erie, Fayette, Indiana, Jefferson, Lawrence, Mercer, Venango and Washington, and vice versa;

with right No. 7 subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk.

with rights Nos. 1 through 7 subject to the following conditions:

- (a) That no right, power or privilege is granted to provide service from points in Allegheny County to points in Butler County, and vice versa.
- (b) That no right, power or privilege is granted to provide service for O. Hummel Company, Inc. and for the Aylite Manufacturing Company.

subject to the following general conditions:

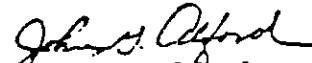
1. That the approval hereby given is not to be understood as committing the Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the property and/or rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.
2. That the applicant record in its Utility Account 1321 - Franchises, the actual cost of such rights recorded by the original holder thereof.
3. That the applicant charge to Account 1341 - Other Intangible Property, any amount of the consideration paid for the rights and going concern value attributable thereto in excess of the amounts recorded under condition No. 2 above.
4. That the operating authority granted herein, or now held, or subsequently granted to the applicant to the extent that it is duplicative, shall not be construed as conferring more than one operating right.
5. 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 other entity, without the prior filing of an application and approval thereof by the Commission under Section 1102(a)(3) of Title 66, PA C.S.A.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it shall have complied with the requirements of the Pennsylvania Public Utility Code and the rules and regulations of this Commission relative to the filing and acceptance of a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

IT IS FURTHER ORDERED: That upon compliance with this order, the rights granted the transferor, Reliable Delivery Service, Inc., at A-00109483 be cancelled and the record be marked closed.

BY THE COMMISSION,


John G. Alford
Secretary

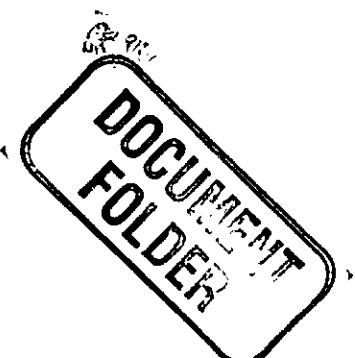
(SEAL)

ORDER ADOPTED: February 4, 1993

ORDER ENTERED: FEB 11 1993

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265
May 23, 1994

In Re: A-00111241



(See attached list)

Application of Jeffrey R. Larson

For the right to transport, as a common carrier, parcels, packages and items of property, no single parcel, package or item of property to exceed one hundred (100) pounds in weight, between points in the county of Allegheny.

NOTICE

The Public Utility Code directs that hearings shall be commenced in this case by the Administrative Law Judge within 90 days after the proceeding is initiated.

In compliance with this directive, a prehearing conference is hereby scheduled for Thursday, July 14, 1994 at 10:00 a.m. in the 11th Floor Hearing Room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, Pennsylvania 15222.

The presiding officer in this proceeding is Administrative Law Judge Robert P. Meehan. Judge Meehan can be contacted at 1103 Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, Pennsylvania 15222; telephone (412) 565-3550.

The Commission's Rules require that all parties (except individuals appearing on their own behalf) be represented by counsel at hearing, therefore, will you please have counsel of your choice file an appearance on your behalf prior to the hearing date herein stated.

If you intend to file exhibits, please be advised that two copies of all hearing exhibits to be presented into evidence must be submitted to the Reporter and an additional copy should be furnished to the presiding officer and each party of record.

IF YOU ARE A PERSON WITH A DISABILITY, AND WISH TO ATTEND THE HEARING SCHEDULED ABOVE, AND REQUIRE AN AUXILIARY AID, SERVICE, OR OTHER ACCOMMODATION TO PARTICIPATE IN THE PROCEEDING, PLEASE CONTACT THE AT&T RELAY SERVICE NUMBER (TT) 1-800-654-5988 OR NORMA R. LEWIS (VOICE ONLY) (717) 787-1399 AT THE PENNSYLVANIA PUBLIC UTILITY COMMISSION (PUC) TO DISCUSS HOW THE PUC MAY BEST ACCOMMODATE YOUR NEEDS.

BUCKETED

MAY 25 1994

pc: Judge Meehan
John Frazier - BPL
Norma Lewis
Bud Huntington, Scheduler
Stephen Springer
Beth Plantz
Docket Room

A-00111241 Application of Jeffrey R. Larson

For the right to transport, as a common carrier, parcels, packages and items of property, no single parcel, package or item of property to exceed one hundred (100) pounds in weight, between points in the county of Allegheny.

Allan Hertzberg, Esquire
1408 Fifth Avenue
Pittsburgh, PA 15219-6216

Jeffrey R. Larson
1717 Warrendale Bayne
Baden, PA 15005

Raymond A. Thistle, Jr., Esquire
206B Benson East
100 Old York Road
Jenkintown, PA 19046

William A. Gray, Esquire
Vuono, Lavelle & Gray
2310 Grant Building
Pittsburgh, PA 15219

John A. Pillar, Esquire
Pillar & Mulroy
Suite 700
312 Boulevard of The Allies
Pittsburgh, PA 15222

James E. Eaborn, President
Courier Express, Inc.
172 South 21st Street
Pittsburgh, PA 15203

Fred Stier, Vice President
Traffic and Sales
W. H. Johns, Inc.
R.D. #2, Box 249
Rapho Industrial Park
Manheim, PA 17545

ALAN HERTZBERG & ASSOCIATES

RECEIVED
JUN 17 4 11:45
F.A.P. U.S. DIV.
INFO. CONTROL DIV.

ATTORNEYS

1408 FIFTH AVENUE PITTSBURGH, PA 15219-6216
(412) 642-7800 FAX (412) 642-7808

Alan D. Hertzberg

John J. Romza
Glenn R. Bartifay

June 13, 1994

Of Counsel

Donald R. Walko, Jr.

The Commonwealth of Pennsylvania
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

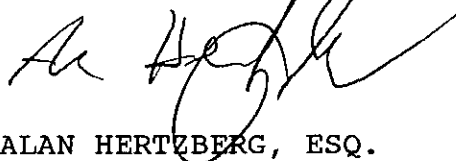
RE: APPLICATION OF JEFFREY R. LARSON; A-00111241

Dear Sir/Madam:

Please consider this a Certificate of Service by Mr. Larson of Answers to Protestant Courier Unlimited, Inc.'s First Set of Interrogatories. True and correct copies of these Answers were served on all participants.

Very truly yours,

ALAN HERTZBERG & ASSOCIATES



ALAN HERTZBERG, ESQ.

AH:gk

DOCUMENT
FOLDER

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

IN RE: APPLICATION OF JEFFREY R. LARSON

DOCKET NO. A-00111241

ANSWERS TO
PROTESTANT'S FIRST SET
OF INTERROGATORIES TO
JEFFREY R. LARSON

RECEIVED
JUN 17 1994

SECRETARY'S OFFICE
Public Utility Commission

Pursuant to the provisions of Section 413(d) of the Public Utility Code (66 Pa. C.S. §413(d)), Courier Unlimited, Inc., Protestant, by its attorney, submits and propounds the following Interrogatories to Applicant, Jeffrey R. Larson. These Interrogatories are to be answered separately and fully in writing, under oath, WITHIN 20 DAYS of service hereof, pursuant to 52 Pa. Code §5.342(d).

These Interrogatories are continuing, and any information secured or discovered subsequent to the filing of your answers, which would have been includable in the answers had it been known or available, is to be supplied by supplemental answers.

I. DEFINITIONS

1. "You", "your" or "Applicant" means Jeffrey R. Larson, unless otherwise noted, including but not limited to any divisions, departments, subsidiaries, affiliates, predecessors, present or former officers, directors, owners, supervisors, managers, employees, servants, workmen, representatives or agents of each entity and all other persons acting or purporting to act on behalf of each entity and all other persons acting or purporting to act on behalf of each such entity or person.

DOCUMENT FOLDER
DOCKETED
JUN 29 1994

II. INTERROGATORIES

1. Furnish to all parties of record, the names and addresses of all witnesses you intend to present in support of your application, with a short summary of their expected testimony, and if the testimony is to be in a representative capacity, furnish also the name, address and business of the person or entity represented. This request includes those who will testify as operating witnesses and financial witnesses for applicant.

- A. All persons with statements attached to Mr. Larson's Application.
- B. Jeffrey B. Larson

2. Do you intend to utilize the first full day of hearing assigned?

It is unlikely that a full day will be needed. One-half a day should suffice.

3. Do you intend to utilize more than the first full day of hearing assigned?

No.

4. Please forward a copy of your application at Docket A-00111241 and any Exhibits and Attachments thereto.

Attached.

E N D

BEFORE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

APPLICATION FOR THE TRANSPORTATION OF PROPERTY
BY MOTOR VEHICLE

(PLEASE READ INSTRUCTIONS BEFORE PREPARING APPLICATION)

<p>For PUC Use Only</p> <p>Docket No. _____</p> <p>Folder No. _____</p>
--

1. Jeffrey B. Larson
(Full and correct name of applicant)

2. _____
(Trade name, if any)

The trade name, if fictitious, _____ been registered with the Secretary of
(has or has not)
the Commonwealth on _____ (attach copy of date-stamped registration
(Date) form).

3. 1717 Warrendale Bayne
(Mailing Address) (Telephone No.)
Baden Allegheny PA 15005
(City) (County) (State) (Zip)

Check if change of address.

4. _____
(Physical Address) (Telephone No.)

(City) (County) (State) (Zip)

Check if change of address.

VERIFIED STATEMENTS IN SUPPORT OF THE APPLICATION

(To establish that there is a public need for the proposed service, statements must be provided from shippers that need this service and would use it if it was made available to them. The statements must represent a cross section of public need you intend to serve; the number of statements required will vary depending upon the proposed commodities to be transported and the extent of the proposed territory to be served.)

Statements of each shipper or witness supporting the application shall contain the following; a contract carrier applicant may substitute a copy of the proposed contract.

1. Legal name and domicile of supporting individual, firm or organization, stating the actual location in terms of city, township or borough and county, rather than a mailing address. A corporation or organization must provide a general description of the operations or purpose.
2. Identity and qualifications of persons making statement for supporting firm or organization. An individual shipper or witness must provide employer's name and job title.
3. Description of volume and frequency of intended use and type of service required. Statements must list the actual commodities to be transported, rather than merely restating the applicant's caption, and must state whether service is required for bulk, truckload, less than truckload, multiple delivery, specialized equipment or any other pertinent specifications.
4. Specific or representative origins and destinations where service is or will be required. The origins and destinations must be listed separately.
5. How service needs are currently provided.
6. Unsatisfactory aspects of current service.
7. Any other pertinent information.
8. Signature of person making statement supported by oath or affirmation subject to penalties of 18 Pa. C.S. §4904 or by affidavit (notarized).

9. That the nature and character of the service to be rendered by applicant is:

Transportation of property, as a Common or Contract carrier,

using motor vehicles, as follows:

I will be using A personal vehicle.

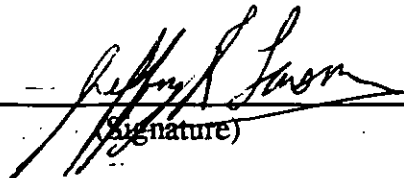
is Geo Metro.

N/A 10. Applicant is not now engaged in any transportation of property for compensation in Pennsylvania (except as authorized by the certificates of public convenience or permits specified 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.

11. Verification

I/We hereby state that the statements made in the application are true and correct to the best of my/our knowledge, information, and belief. The undersigned understand that the statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

JEFFREY R. LARSON
(Print Name)


(Signature)

1/21/94
(Date)

(This section must be completed by the applicant appearing on Line 1, if an individual; by all partners, if a partnership, or by the President or Secretary, if a corporation.)

ADDITIONAL INFORMATION**APPLICANT:**

The following information is optional and if submitted, will not be reviewed at this time, however, if your application is unprotested, this information will then be required, in verified form, to establish your fitness to operate and the need for the proposed service. The Commission will not be able to make a decision on your application until this information is submitted. You might be able to save a month or more in processing time if you file the information now.

VERIFIED STATEMENT OF APPLICANT

(to establish fitness to operate)

1. Identity and qualifications of person presenting evidence of applicant.
2. Description of current Commission-regulated operations or other transportation experience, including a statement of duplicating authority or dual operations which will exist if the application is approved. Copies of existing authority need not be submitted unless it relates to the authority sought by the application.
3. Description of pertinent terminal facilities, communications network and employees.
4. Description of the equipment, stating the type of equipment, whether it is owned or leased, from whom it is leased, and whether there is an affiliation with the lessor.
5. Statement as to whether the applicant is affiliated with other carriers and description of how they are affiliated.
6. Safety program. Statement of existing or proposed practices and procedures, such as drivers training and vehicle maintenance, to provide for safe operations.
7. Interstate/Private carriers: Give ICC Docket Number and/or U.S. DOT Safety Rating.
8. Financial data - complete attached sheet. Corporations and partnerships must submit a current (no more than six months old) balance sheet and income statement. Sole proprietorships must file a current statement of assets and liabilities. Pa. PUC carriers may reference the most recent annual report on file with the Commission.
9. Description of how service is currently rendered to the supporting shipper or witness.
10. Description of service applicant will render if the application is approved.
11. Any other evidence in support of the application.

Dear PA PUC;

In reference to #5. "Preparing Application"

I will be transporting packages containing documents for morgage/loans, title insurance, mortgage payoffs, closing papers, insurance policies, and any and all documents necessary for real estate closings.

These items will be delivered within the same day-as requested by the client to the following areas listed:

Areas for deliveries are as follows:

Allegheny County	Bethel Park Boro
City of Pittsburgh	Ross Township
McCandless Township	Marshall Township
Pine Township	Shaler Township
Richland Township	Moon Township
Robinson Township	Scott Township
Munic of Monroeville	Greentree Boro
Bethel Park	Millvale Boro
Etna Boro	Aspinwall Boro
Fox Chapel Township	Dormont Boro
Mt Lebanon Twp	Carnegie Boro
Franklin Park Boro	Castle-Shannon Boro
Whitehall Boro	

STATEMENT OF FINANCIAL POSITION (Balance Sheet)

as of 12/31/93
Date

ASSETS

CURRENT ASSETS

Cash		<u>600.00</u>
Accounts Receivable		<u>0</u>
Notes Receivable		<u>0</u>
Other current assets (Specify)		<u>0</u>
Total current assets		<u><u>600.00</u></u>

TANGIBLE ASSETS

Land		<u>0</u>
Motor Vehicle Equipment		
Less: Accumulated Depreciation	- 92 Geo Metro	<u>0</u>
Buildings and Structures		<u>0</u>
Less: Accumulated Depreciation		<u>0</u>
Investments and Funds (Specify)		<u>0 AR 6,500.00</u>
Intangible Assets		<u>0</u>
Other assets (Such as advances and idle equipment - specify)		

LIABILITIES

Current Liabilities (liabilities due within one year of date)

Accounts Payable		<u>0</u>
Notes Payable		<u>0</u>
Equipment Obligations		<u>0</u>
Other Liabilities (attach schedule)		<u>0</u>
Total Current Liabilities		<u><u>0</u></u>

Long Term Liabilities (liabilities due after one year of date)

Accounts Payable		
Notes Payable		
Equipment Obligations	92 Geo Metro 6,500.00, Radio's 75.00	
Other Liabilities (attach schedule)		
Total Long Term Liabilities		
Total Liabilities		

Net Worth (partnerships & individuals)

0

OWNERS EQUITY (Corporations only)

Capital Stock (Corporations only)		<u>0</u>
Additional paid-in capital		<u>0</u>
Retained Earnings (Corporations only)	<u>0</u>	
Less: Treasury Stock	<u>0</u>	<u>0</u>
Total Owner's Equity (Corporations only)		<u><u>0</u></u>
Total Liabilities & Owner's Equity (Corporations only)		<u><u>0</u></u>

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Pine Township

Richland Township

Robinson Township

Munic of Monroeville

Bethel Park

Etna Boro

Fox Chapel Township

Mt Lebanon Twp

Franklin Park Boro

Whitehall Boro

Bethel Park Boro

Ross Township

Marshall Township

Shaler Township

Moon Township

Scott Township

Greentree Boro

Millvale Boro

Aspinwall Boro

Dormont Boro

Carnegie Boro

Castle-Shannon Boro

BEAVER VALLEY BUILDER'S SUPPLY, INC.



906 GLENWOOD AVE. • P.O. BOX 250 • AMBRIDGE, PA. 15003
TELEPHONE (412) 266-7000 • (412) 281-9464 • FAX (412) 266-8152

January 20, 1994

I am writing this letter on behalf of two parties. The one I represent, Beaver Valley Builders Supply, Inc., and the individual who services are needed, Jeffrey Larson.

First let me explain that BVBS is in the Ready Mix Concrete, Paving Construction and Aggregate Supply Business. Also, it has subsidiaries in the Dump Truck Service Business. Jeff Larson is needed by the above for reasons of economics that benefit our companies and service that are second to none.

Currently we use some of the media advertised firms that are known by all, but quite frankly one of the reasons that Mr. Larson is needed is because of sporadic demands by our clients and his knowledge of Beaver and Allegheny Counties. A good courier service is needed to pick up and deliver checks, bids, and legal documents on a moments notice.

I am hoping this meets the criteria for Mr. Larson's license qualifications and am looking forward to his service in the future.

Sincerely,

Charles Barlow, III
Sales/Transportation
Beaver Valley Builders Supply, Inc.
906 Glenwood Ave.
Ambridge, Pa., 15003

BEAVER VALLEY BUILDER'S SUPPLY, INC.



906 GLENWOOD AVE. • P.O. BOX 250 • AMBRIDGE, PA. 15003
TELEPHONE (412) 266-7000 • (412) 281-9464 • FAX (412) 266-8152

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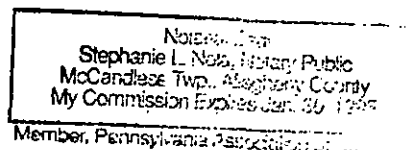
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Sincerely,

Charles Barlow, III
Sales/Transportation
Beaver Valley Builders Supply, Inc.
906 Glenwood Ave.
Ambridge, Pa., 15003

Notary Public



United Financial Technologies, Inc.

10431 Perry Highway, Suite 110
Wexford, PA 15090
Office: (412) 934-1420 Fax: (412) 934-5022

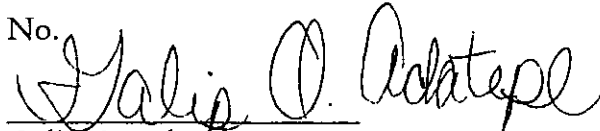
1. United Financial Technologies, Inc.
10431 Perry Highway, Suite 110
Wexford, PA 15090

We are a Mortgage Broker, providing mortgage banking services to our clients. Loan packages are submitted on a daily basis to our lenders which are located within a close proximity to our offices.

2. Galip O. Adatepe, Vice President
3. Individual (Jeffrey Larson) provides courier services to United Financial Technologies, Inc. Individual picks up and delivers loan packages to various lenders of United Financial Technologies, Inc.
4. Origins: United Financial Technologies, Inc.
Destinations: Greater Pittsburgh Metropolitan Area Lenders
5. Currently, individual comes to offices of United Financial and picks up packages for delivery.
6. No unsatisfactory aspects.

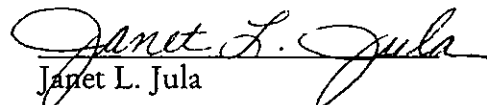
7. No.

8.

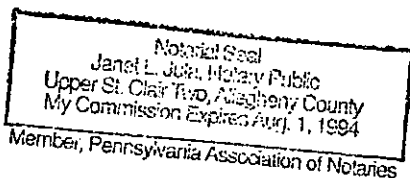

Galip O. Adatepe

On this 20th day of December, A.D. 1993, before me a notary public the undersigned officer, personally appeared Galip O. Adatepe known to me to be the person whose name is subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained.

In Witness Whereof, I hereunto set my hand and official seal.


Janet L. Jula

My commission expires:



Pennsylvania Land Titles

2422 MILL STREET
ALIQUIPPA, PA 15001
(412) 375-7706

SUITE 204, 207 PINECREEK RD.
WEXFORD, PA 15090
(412) 935-3366

January 21, 1994

To Whom It May Concern;

Due to our work load of paper and document distribution to and from our offices, we are in dire need of a competent and knowledgeable courier. We feel that Jeffrey Larson is the man to fullfill our needs.

We are a Real Estate Closing Company with the need of transporting mortgage documents, mortgage payoff and appropriate papers to local mortgage bankers and brokers.

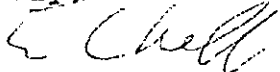
Currently our services from other sources are lacking consistancy and their scheduling is unsatisfactory.

Mr. Larson will be asked to cover the City of Pittsburgh and Allegheny County.

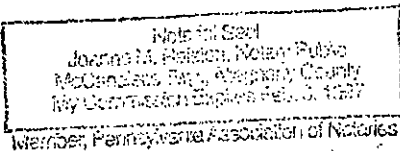
What makes his future business attractive is his below market competitive pricing.

If you have any questions, please contact me directly.

Sincerely,



Richard L. Neff, Esq
Owner, Pennsylvania Land Titles
207 PineCreek Rd Suite 204
Wexford, PA 15090 McCandless Twp, Allegheny County



Joanne M. Halden

Allstate Financial

8150 Perry Highway, Suite 305
Pittsburgh, PA 15237
412/369-9500 • FAX: 412/367-8447

To Whom It May Concern:

As President of Allstate Financial I am forwarding this Statement of recommendation for Jeff Larson as a Courier.

Our office is located at 8150 Perry Highway - Pittsburgh PA 15237, which is located in McCandless Township - Allegheny County. We are a Mortgage Banker and we use the Courier services for transport of mortgage loan documents to our investors that have offices located in the Pittsburgh area. The service we require is to have packages picked up from our office and delivered to each of the investors on a daily basis. The immediate availability of Jeff Larson to pick up and deliver packages in the Pittsburgh area within 6 hours is a service needed by Allstate Financial.

If there are any questions, you may feel free to contact me at the above listed phone number.

ALLSTATE FINANCIAL SERVICES, INC.

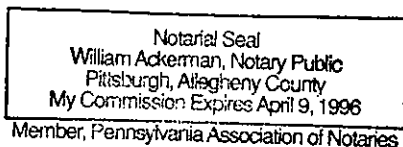
By: 

Raymond T. Dietz - President

Sworn and subscribed before me, a
Notary Public, this 29th Day of
December, 1993.



Notary Public





TROY HILL FEDERAL
SAVINGS AND LOAN ASSOCIATION
MORTGAGE LOAN CENTER

January 24, 1994

PA Public Utilities Commission

To Whom it May Concern,

1. Troy Hill Federal Savings & Loan Association
1706 Lowrie Street, PA
Pittsburgh, PA 15212

Troy Hill Federal Mortgage Center
11279 Perry Highway
Wexford, PA 15090

Troy Hill Federal is a 100 year old Savings and Loan institution primarily operating in the North Side and North Suburban areas of Pittsburgh.

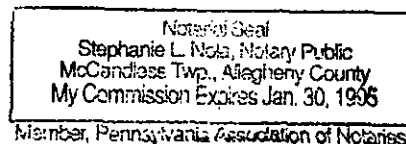
2. Marilyn Scripko, Vice President
3. We use delivery services everyday as the nature of our business requires same day delivery. Generally our packages contain mortgage documents.
4. Our destinations are within the Pittsburgh metropolitan area.
5. We have used other delivery services; however, we are most pleased with the service we receive from Jeff Larson. His prices are reasonable and his service swift.
6. I see no unsatisfactory aspects of the current service.

If you need any additional information, please feel free to contact me at (412)935-8989.

Sincerely,

Marilyn Scripko
Vice President

MS/lmh

Notary Public

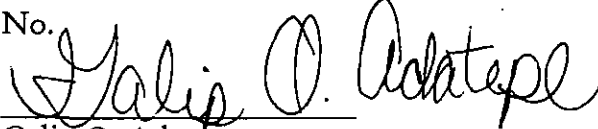
United Financial Technologies, Inc.

10431 Perry Highway, Suite 110
Wexford, PA 15090
Office: (412) 934-1420 Fax: (412) 934-5022

1. United Financial Technologies, Inc.
10431 Perry Highway, Suite 110
Wexford, PA 15090

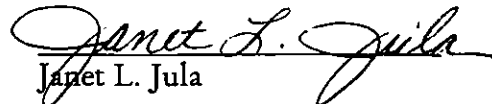
We are a Mortgage Broker, providing mortgage banking services to our clients. Loan packages are submitted on a daily basis to our lenders which are located within a close proximity to our offices.

2. Galip O. Adatepe, Vice President
3. Individual (Jeffrey Larson) provides courier services to United Financial Technologies, Inc. Individual picks up and delivers loan packages to various lenders of United Financial Technologies, Inc.
4. Origins: United Financial Technologies, Inc.
Destinations: Greater Pittsburgh Metropolitan Area Lenders
5. Currently, individual comes to offices of United Financial and picks up packages for delivery.
6. No unsatisfactory aspects.

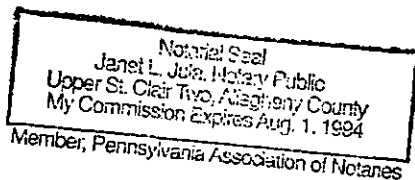
7. No.
8. 
Galip O. Adatepe

On this 20th day of December, A.D. 1993, before me a notary public the undersigned officer, personally appeared Galip O. Adatepe known to me to be the person whose name is subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained.

In Witness Whereof, I hereunto set my hand and official seal.


Janet L. Jula

My commission expires:



Allstate Financial

8150 Perry Highway, Suite 305
Pittsburgh, PA 15237
412/369-9500 • FAX: 412/367-8447

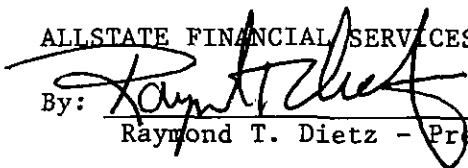
To Whom It May Concern:

As President of Allstate Financial I am forwarding this Statement of recommendation for Jeff Larson as a Courier.

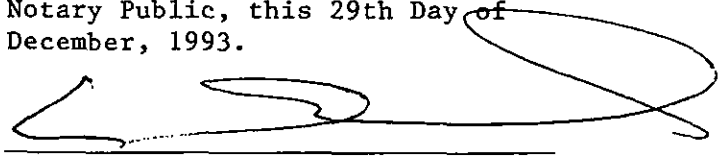
Our office is located at 8150 Perry Highway - Pittsburgh PA 15237, which is located in McCandless Township - Allegheny County. We are a Mortgage Banker and we use the Courier services for transport of mortgage loan documents to our investors that have offices located in the Pittsburgh area. The service we require is to have packages picked up from our office and delivered to each of the investors on a daily basis. The immediate availability of Jeff Larson to pick up and deliver packages in the Pittsburgh area within 6 hours is a service needed by Allstate Financial.

If there are any questions, you may feel free to contact me at the above listed phone number.

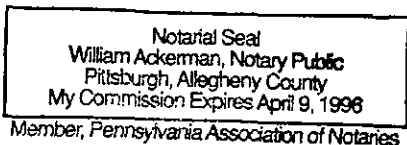
ALLSTATE FINANCIAL SERVICES, INC.

By: 
Raymond T. Dietz - President

Sworn and subscribed before me, a
Notary Public, this 29th Day of
December, 1993.



Notary Public



PRIORITY

Settlement Services Company

1408 5th Ave.

Pittsburgh, PA 15219

(412) 392-0400

January 21, 1994

To Whom It May Concern;

Priority Settlement Services, Co., is a real estate settlement company providing a service to the public for conducting real estate closings and underwriting title insurance.

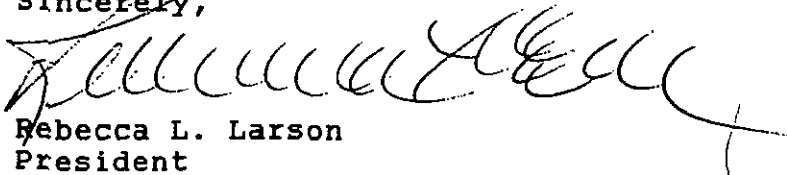
A courier service is needed daily for the purpose of delivering documents to Banks and Mortgage Companies with destinations in and around the City of Pittsburgh. The service is required for small package deliveries.

Current service is provided by various express mail companies.

The current service is priced higher than what Mr. Larson would charge.

If there are any questions, please contact me directly.

Sincerely,



Rebecca L. Larson
President
Priority Settlement Services Co.
1408 5th Ave, Pittsburgh, PA 15219
City of Pittsburgh, Allegheny County

Stephanie L. Nola
Notary Public

Notarial Seal
Stephanie L. Nola, Notary Public
McCandless Twp., Allegheny County
My Commission Expires Jan. 30, 1995
Member, Pennsylvania Association of Notaries

ALAN HERTZBERG & ASSOCIATES

ATTORNEYS
1408 FIFTH AVENUE PITTSBURGH, PA 15219-6216
(412) 642-7800 FAX (412) 642-7808

Alan D. Hertzberg
John J. Romza

Of Counsel
Donald R. Walko, Jr.

January 21, 1994

To Whom It May Concern;

Alan Hertzberg and Associates is a law firm that represents individuals and businesses in almost all areas of the law both in and out of court.

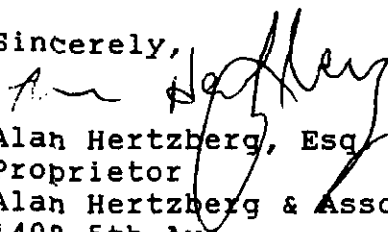
A courier service is needed daily for the purpose of delivering documents to clients in and around the City of Pittsburgh. The service is required for small package deliveries.

Current service is provided by various express mail companies.

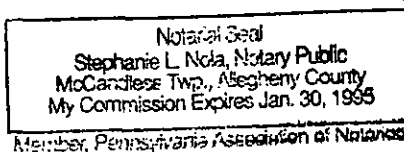
The current service is priced higher than what Mr. Larson would charge.

If there are any questions, please contact me directly.

Sincerely,


Alan Hertzberg, Esq.
Proprietor
Alan Hertzberg & Associates
1408 5th Ave
Pittsburgh, PA 15219 City of Pittsburgh
Allegheny County

Stephanie L. Nola
Notary Public



KEYSTONE FINANCIAL SERVICES

January 17, 1994

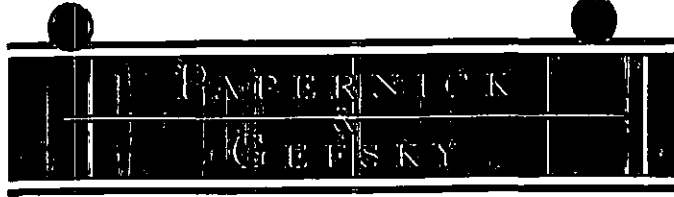
To PA PUC:

- 1) KEYSTONE FINANCIAL SERVICES IS A MORTGAGE BROKER LICENSED BY PA DEPT OF BANKING.
- 2) JEFF WILL BE TRANSPORTING LOAN FILES BETWEEN OUR OFFICE ON CORPORATE DRIVE AND VARIOUS LOCATIONS SUCH AS
 - A) ALLEGHENY CENTER
 - B) GREENTREE
 - C) UPPER ST CLAIR
 - D) ON OCCASION, DOWNTOWN PITTSBURGH
- 3) JEFF WILL PICK UP AT OUR OFFICE TWICE DAILY.
- 4) SERVICE NEEDS PROVIDED BY FEDERAL EXPRESS.
JEFF FEATURES GREATER EFFICIENCY AND SPEED OF DELIVERY.


MICHAEL J. FLYNN
PRESIDENT

Stephanie L. Noga
Notary Public

Notarial Seal
Stephanie L. Noga, Notary Public
McCandless Twp., Allegheny County
My Commission Expires Jan. 30, 1995
Member, Pennsylvania Association of Notaries



ATTORNEYS AT LAW • A PROFESSIONAL CORPORATION

DAVID E. McMASTER
ATTORNEY AT LAW

January 26, 1994

To Whom It May Concern:

I, on behalf of Papernick & Gefsky, P.C., offer this letter of recommendation for Jeffrey Larson and his Courier Service.

Our law firm services Western Pennsylvania through our four offices located in the City of Pittsburgh and the surrounding suburbs. A good percentage of our legal work concerns servicing our real estate clients, frequently meeting deadlines on which we must return documentation. Mr. Larson has demonstrated that he will be able to assist us at a conscientious, price-effective fashion.

If you require any additional information which will assist you in granting Mr. Larson a license in the near future, I will be more than happy to discuss this matter in further detail with you.

Very truly yours,

PAPER NICK & GEFSKY
ATTORNEYS AT LAW


David E. McMaster

DEM/bfs

Pennsylvania Land Titles

2422 MILL STREET
ALTOONA, PA 15001
(412) 375-7706

SUITE 204, 207 PINECREEK RD.
WEXFORD, PA 15090
(412) 935-3366

January 21, 1994

To Whom It May Concern;

Due to our work load of paper and document distribution to and from our offices, we are in dire need of a competent and knowledgeable courier. We feel that Jeffrey Larson is the man to fulfill our needs.

We are a Real Estate Closing Company with the need of transporting mortgage documents, mortgage payoff and appropriate papers to local mortgage bankers and brokers.

Currently our services from other sources are lacking consistency and their scheduling is unsatisfactory.

Mr. Larson will be asked to cover the City of Pittsburgh and Allegheny County.

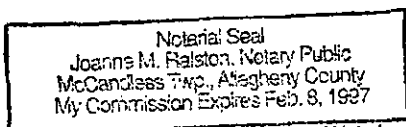
What makes his future business attractive is his below market competitive pricing.

If you have any questions, please contact me directly.

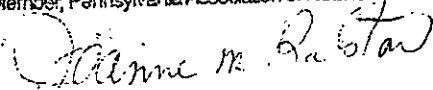
Sincerely,



Richard L. Neff, Esq
Owner, Pennsylvania Land Titles
207 PineCreek Rd Suite 204
Wexford, PA 15090 McCandless Twp, Allegheny County



Member, Pennsylvania Association of Notaries




ATTORNEYS AT LAW • A PROFESSIONAL CORPORATION

DAVID E. McMASTER
ATTORNEY AT LAW

January 26, 1994

To Whom It May Concern:

I, on behalf of Papernick & Gafsky, P.C., offer this letter of recommendation for Jeffrey Larson and his Courier Service.

Our law firm services Western Pennsylvania through our four offices located in the City of Pittsburgh and the surrounding suburbs. A good percentage of our legal work concerns servicing our real estate clients, frequently meeting deadlines on which we must return documentation. Mr. Larson has demonstrated that he will be able to assist us at a conscientious, price-effective fashion.

If you require any additional information which will assist you in granting Mr. Larson a license in the near future, I will be more than happy to discuss this matter in further detail with you.

Very truly yours,

PAPERNICK & GAFSKY
ATTORNEYS AT LAW


David E. McMaster

DEM/bfs

VERIFICATION

states that (s)he is
of Jeffrey R. Larson;
that (s)he is familiar with the information set forth in the
foregoing Answers to Interrogatories; and that such Answers are
true and correct to the best of his/her knowledge, information and
belief.

The undersigned understands that false statements herein are
made subject to the penalties of 18 C.S. Sec 4904 relating to
unsworn falsification to authorities.

JEFFREY R. LARSON

DATED: June 13, 1994

By



Title

CERTIFICATE OF SERVICE

I certify that true and correct copies of the ANSWERS TO PROTESTANT COURIER UNLIMITED, INC.'S FIRST SET OF INTERROGATORIES were sent to:

Raymond A. Thistle, Jr., Esq.
206B Benson East
100 Old York Road
Jenkintown, PA 19046

William A. Gray, Esq.
Vuono, Lavelle & Gray
2310 Grant Building
Pittsburgh, PA 15219

John A. Pillar, Esq.
Pillar & Mulroy
Suite 700
312 Boulevard of The Allies
Pittsburgh, PA 15222

James E. Eaborn, President
Courier Express, Inc.
172 South 21st Street
Pittsburgh, PA 15203

Fred Stier, Vice President
Traffic and Sales
W. H. Johns, Inc.
R.D. #2, Box 249
Rapho Industrial Park
Manheim, PA 17545



ALAN HERTZBERG, ESQ.

ORIGINAL

LAW OFFICES

VUONO, LAVELLE & GRAY

2310 GRANT BUILDING

PITTSBURGH, PA. 15219-2383

(412) 471-1800

TELECOPIER
(412) 471-4477

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

June 21, 1994

* ALSO MEMBER OF FLORIDA BAR

Re: Jeffrey R. Larson
Docket No. A-00111241

DOCUMENT
FOLDER

RECEIVED
94 JUN 24 11:10:36
P.A.P. U.C.
INFO. CONTROL DIV.

Mr. John G. Alford, Secretary
Pennsylvania Public Utility Commission
North Office Building
P.O. Box 3265
Harrisburg, PA 17105-3265

NOT ENCLOSED
↑

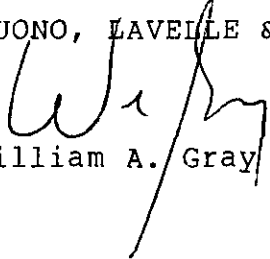
Dear Mr. Alford:

We enclose for filing a Certificate of Service of Interrogatories Directed to Applicant in connection with the above-captioned application proceeding.

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

Very truly yours,

VUONO, LAVELLE & GRAY


William A. Gray

rm

Enclosures

cc: Administrative Law Judge Robert P. Meehan
Raymond A. Thistle, Jr., Esq.
John A. Pillar, Esq.
Mr. Fred Stier
Mr. James E. Eaborn
United States Cargo and Courier Service Incorporated
Pittsburgh Mail Delivery, Inc.
Medical Express & General Courier Service, Inc.
Mayne Nickless Courier System, Inc., t/d/b/a First Courier

BTL

15

ORIGINAL

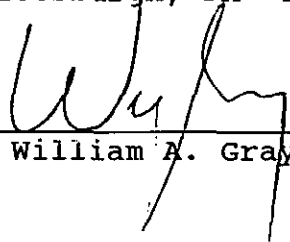
Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

IN RE:)
Application of)
JEFFREY R. LARSON) Docket No. A-00111241

CERTIFICATE OF SERVICE
FOR INTERROGATORIES OF PROTESTANTS
UNITED STATES CARGO AND COURIER SERVICE INCORPORATED,
PITTSBURGH MAIL DELIVERY, INC.,
MEDICAL EXPRESS & GENERAL COURIER SERVICE, INC
AND MAYNE NICKLESS COURIER SYSTEM, INC., t/d/b/a FIRST COURIER

RECEIVED
94 JUL 14 AM 11 34
PA. U. C.
INFO. CONTR. DIV.

I hereby certify that I have this date served the original and two (2) copies of Interrogatories of Protestants, United States Cargo and Courier Service Incorporated, Pittsburgh Mail Delivery, Inc., Medical Express & General Courier Service, Inc. and Mayne Nickless Courier System, Inc., t/d/b/a First Courier, Directed to Applicant by first class mail, postage prepaid, to its attorney Allan Hertzberg, Esq., at his office located at 1408 Fifth Avenue, Pittsburgh, PA 15219-6216.



William A. Gray

DATE: June 21, 1994

DOCKETED
JUL 21 1994

DOCUMENT
FOLDER

BT

70

APPEARANCE SHEET

ALJ HEARING REPORT

Docket No. A-00111241

Case Name Application of Jeffrey R. Larson

Location Pittsburgh

Date July 14, 1994

ALJ Meehan

Reporting Firm Commonwealth Reporting

CHECK THOSE BLOCKS WHICH APPLY:

Prehearing held YES NO

Hearing held YES NO

Testimony taken YES NO

Hearing concluded YES NO

Further hearing needed YES NO

Estimated add'l days 2 days

RECORD CLOSED YES NO

DOCUMENT FOLDER

DATE _____

Briefs to be Filed YES NO

DATE _____

RECEIVED
 JUL 20 1994
 OFFICE OF C.A.L.J.
 Public Utility Commission

DOCKETED
 AUG 11 1994

RECEIVED
 JUL 22 1994

BENCH DECISION YES NO

REMARKS: Schedule for hearing in September, 1994

NAMES, ADDRESSES AND TELEPHONE NUMBERS OF PARTIES OR COUNSEL OF RECORD

PLEASE PRINT CLEARLY
 INCOMPLETE INFORMATION MAY RESULT IN DELAY OF PROCESS

OFFICE OF ALJ/PA PUC
 ELIZABETH L. PLANTZ

NAME and TELEPHONE NUMBER	ADDRESS			APPEARING FOR
Glenn Bartilay Alon Hertzberg & Associates Telephone No.	1408 Fifth Ave City Pgh	State PA	Zip 15219	Jeff Larson
Ueno, Lovell J Gray By: William A. Gray Telephone No.	2310 Grant Bldg City Pittsburgh	State PA	Zip 15219	The United States Cargo and Courier Service, Inc. Pittsburgh Mail Delivery, Inc. Wayne Nickless Courier System, Inc. Edible First Courier, Inc. Medical Express and General Courier Service, Inc.
Pillar & Mulroy By: Jeri A. Simon Telephone No. 471-3300	312 Blvd of the Allies Suite 700 City Pgh	State PA	Zip 15222	and Courier Unlimited, Inc. (for Raymond A. Pistle, Esq.) Courier Express, Inc.

CHECK THIS BOX IF ADDITIONAL PARTIES OR COUNSEL OF RECORD APPEAR ON BACK.

Barbara Spin
 REPORTER

ALAN HERTZBERG & ASSOCIATES

ATTORNEYS

1408 FIFTH AVENUE PITTSBURGH, PA 15219-6216
(412) 642-7800 FAX (412) 642-7808

Alan D. Hertzberg

Glenn R. Bartifay

September 19, 1994

Of Counsel

Donald R. Walko, Jr.

RECEIVED

SEP 20 1994

Administrative Law Judge
Robert P. Meehan
1103 State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222

Pittsburgh Office of A.L.J.
Public Utility Commission

RE: PUC APPLICATION OF JEFFREY R.
LARSON; APPLICATION NO. A-00111241

Dear Judge Meehan:

Our offices represent Jeffrey R. Larson in the above-captioned matter.

Please be aware that an agreement for a proposed amendment which would permit the withdrawal of all protests appears unreachable. As such, on behalf of Mr. Larson, I am requesting that his hearing be scheduled as soon as possible.

Thank you for your consideration. Please do not hesitate to contact me with any questions.

Very truly yours,

ALAN HERTZBERG & ASSOCIATES

Glenn R. Bartifay
GLENN R. BARTIFAY, ESQUIRE

DOCKETED
OCT 24 1994

GRB/lml

cc: Jeffrey R. Larson

**DOCUMENT
FOLDER**

RECEIVED
PUBLIC UTILITY CONTROL DIV

91 OCT 18 PM 12:14

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265
October 24, 1994

In Re: A-00111241

DOCKETED
OCT 26 1994

(See letter dated 05/23/94)

Application of Jeffrey R. Larson

For the right to transport, as a common carrier, parcels, packages and items of property, no single parcel, package or item of property to exceed one hundred (100) pounds in weight, between points in the county of Allegheny.

NOTICE

This is to inform you that an initial hearing on the above-captioned case will be held Wednesday, December 14, 1994 at 10:00 a.m. in the 11th Floor Hearing Room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, Pennsylvania.

The presiding officer in this proceeding is Administrative Law Judge Robert P. Meehan. Judge Meehan can be contacted at 1103 Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, Pennsylvania 15222; telephone (412) 565-3550.

The Commission's Rules require that all parties (except individuals appearing on their own behalf) be represented by counsel at hearing, therefore, will you please have counsel of your choice file an appearance on your behalf prior to the hearing date herein stated.

If you intend to file exhibits, please be advised that two copies of all hearing exhibits to be presented into evidence must be submitted to the Reporter and an additional copy should be furnished to the presiding officer and each party of record.

If you are a person with a disability, and you wish to attend the hearing, we may be able to make arrangements for your special needs. Please call Norma Lewis at the Public Utility Commission:

- Scheduling Office: 717-787-1399
- AT&T Relay Service number for persons who are deaf or hearing impaired: 1-800-654-5984

pc: Judge Meehan
John Frazier - BPL
Norma Lewis
Janice Zurat, Scheduling Officer
Stephen Springer
Beth Plantz
Docket Room

RECEIVED
OCT 25 7:10:38
A.P.U.C.
INFO. CONTROL DIV.

**DOCUMENT
FOLDER**

ALAN HERTZBERG & ASSOCIATES

ATTORNEYS

1408 FIFTH AVENUE PITTSBURGH, PA 15219-6216
(412) 642-7800 FAX (412) 642-7808

Alan D. Hertzberg

Glenn R. Bartifay

November 1, 1994

Of Counsel

Donald R. Walko, Jr.

Commonwealth of PA
Public Utilities Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

RECORDED
24 OCT 1994 11:10:01
FBI P. U. C.
INFO. CONTROL DIV

RE: APPLICATION OF JEFFREY R. LARSON;
NO A-00111241

Dear Sir/Madam:

Enclosed are the original and two copies of the Restrictive Amendment to Application which we are filing in the above-captioned matter.

Very truly yours,

ALAN HERTZBERG & ASSOCIATES



GLENN R. BARTIFAY, ESQUIRE

GRB/lml
Enclosures
cc: Mr. Jeffrey R. Larson

DOCUMENT
FOLDER

AM I

21 NOV 13 11:10:01
PA. P. U. C.
INFO. CONTROL DIV.

BEFORE THE PENNSYLVANIA PUBLIC UTILITIES COMMISSION

IN RE:)
) DOCKET NO. A-00111241
APPLICATION OF)
JEFFREY R. LARSON)

RESTRICTIVE AMENDMENT TO APPLICATION

AND NOW, comes the Applicant, JEFFREY R. LARSON, represented by counsel GLENN R. BARTIFAY, ESQUIRE and ALAN HERTZBERG & ASSOCIATES and files the within RESTRICTIVE AMENDMENT to his Application for P.U.C. Motor Vehicle Courier Certification:

So as to permit the transportation of documents related to real estate closings in parcels or packages, no single shipment to exceed twenty (20) pounds, between points in Allegheny County, with delivery on the same calendar day as pick-up.

Respectfully submitted,

By: *Glenn R. Bartifay*
GLENN R. BARTIFAY, ESQUIRE
ALAN HERTZBERG & ASSOCIATES
1408 Fifth Avenue
Pittsburgh, PA 15219
(412) 642-7800

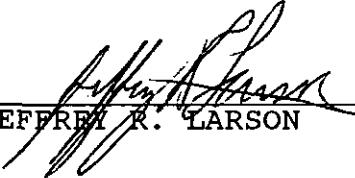
DOCUMENT
FOLDER

DOCKETED

NOV 14 1994

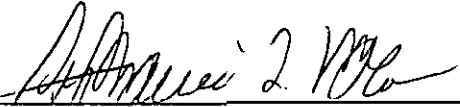
AFFIDAVIT

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



JEFFREY R. LARSON

Sworn and subscribed before me
this 31ST day of October, 1994.



Notary Public

Notarial Seal
Stephanie L. Nola, Notary Public
Pittsburgh, Allegheny County
My Commission Expires Jan. 30, 1995
Member, Pennsylvania Association of Notaries

CERTIFICATE OF SERVICE

I hereby certify that on this day I have served a true and correct copy of foregoing document upon the participants listed below in accordance with the requirements of Section of 1.54 (related to service by a participant):

Raymond A. Thistle, Jr., Esq.
206B Benson East
100 Old York Road
Jenkintown, PA 19046

James E. Eaborn, President
Courier Express, Inc.
172 S. 21st Street
Pittsburgh, PA 15203

Fred Steir, Vice President
Traffic and Sales
W.H. Johns, Inc.
R.D. #2, Box 249
Rapho Industrial Park
Manheim, PA 17545

Jeri A. Simon
Pillar & Mulroy
312 Boulevard of the Allies
Suite 700
Pittsburgh, PA 15222

William A. Gray, Esquire
Vuono, Lavelle & Gray
2310 Grant Building
Pittsburgh, PA 15219

dated this 1ST day of November 1994.

ALAN HERTZBERG & ASSOCIATES

By:



GLENN R. BARTIFAY, ESQUIRE
Attorneys for Applicant

RAYMOND A. THISTLE, JR.

ATTORNEY AT LAW
206B BENSON EAST
100 OLD YORK ROAD
JENKINTOWN, PA. 19046

November 4, 1994

RECEIVED
NOV 7 AM 11:19
(215) 576-0131
INFORM. CONTROL DIV
PA. P. U. C.

Honorable John G. Alford, Secretary
PA Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Re: Application of Jeffrey R. Larson
Docket A-00111241

Dear Secretary Alford:

I am in receipt of a restrictive amendment filed on behalf of applicant in the above referenced application, a copy of which is attached.

In view of such amendment, in reliance upon the Commission's acceptance thereof and its reflection in any final order of the Commission in this proceeding, I hereby withdraw the protest of Courier Unlimited, Inc., but wish to remain a party of record to receive any orders of the Commission in this proceeding.

Thank you for your attention and consideration in this matter.

Very truly yours,

Raymond A. Thistle, Jr.
Raymond A. Thistle, Jr.

AMT

RAT:mt

cc: Honorable Robert P. Meehan, ALJ
Janice Zurat, Scheduling Office
Glenn R. Bartifay, Esquire
Courier Unlimited, Inc.

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NOV 14 1994
DOCUMENT
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BEFORE THE PENNSYLVANIA PUBLIC UTILITIES COMMISSION

IN RE:)
)
APPLICATION OF) DOCKET NO. A-00111241
JEFFREY R. LARSON)

RESTRICTIVE AMENDMENT TO APPLICATION

AND NOW, comes the Applicant, JEFFREY R. LARSON, represented by counsel GLENN R. BARTIFAY, ESQUIRE and ALAN HERTZBERG & ASSOCIATES and files the within RESTRICTIVE AMENDMENT to his Application for P.U.C. Motor Vehicle Courier Certification:

So as to permit the transportation of documents related to real estate closings in parcels or packages, no single shipment to exceed twenty (20) pounds, between points in Allegheny County, with delivery on the same calendar day as pick-up.

Respectfully submitted,

By:



GLENN R. BARTIFAY, ESQUIRE
ALAN HERTZBERG & ASSOCIATES
1408 Fifth Avenue
Pittsburgh, PA 15219
(412) 642-7800

RECEIVED
94 DEC -7 AM 8:33

PA. P. U.S.C.
F.O. CONTROL DIV.

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265
December 6, 1994

LDA

In Re: A-00111841

(See letter dated 10/24/94)

Application of Jeffrey R. Larson

For the right to transport, as a common carrier, parcels, packages and items of property, no single parcel, package or item of property to exceed one hundred (100) pounds in weight, between points in the county of Allegheny.

NOTICE

This is to inform you that at the request of counsel for applicant, the initial hearing now scheduled to be held on Wednesday, December 14, 1994 at 10:00 a.m. in Pittsburgh, Pennsylvania in the subject proceeding has been cancelled.

The presiding officer in this proceeding is Administrative Law Judge Robert P. Meehan. Judge Meehan can be contacted at 1103 Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, Pennsylvania 15222; telephone (412) 565-3550.

Please mark your records accordingly.

- pc: Judge Meehan
- John Frazier - BPL
- Norma Lewis
- Janice Zurat, Scheduling Officer
- Stephen Springer
- Beth Plantz
- Docket Section

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DEC 8 1994

**DOCUMENT
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ALAN HERTZBERG & ASSOCIATES

ORIGINAL

ATTORNEYS

1408 FIFTH AVENUE PITTSBURGH, PA 15219-6216
(412) 642-7800 FAX (412) 642-7808

PA. P. U. C.
INFO. CONTROL DIV.

94 DEC -9 AM 9:45

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Of Counsel

Donald R. Walko, Jr.

Alan D. Hertzberg
Glenn R. Bartifay

December 7, 1994

LDA

Mr. John G. Alford,
Secretary of the Commission
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

RE: APPLICATION OF JEFFREY R. LARSON;
NO. A-00111241

Dear Mr. Alford:

Our offices represent Jeffrey R. Larson in the above-captioned matter. We are requesting that, in light of the pending deregulation, Mr. Larson's hearing, scheduled for December 14, 1994 at 10:00 A.M., be continued indefinitely. Mr. Larson has applied for Motor Vehicle Courier Certification. In addition, we are requesting that Mr. Larson's current application be transferred to an application under the pending regulations, that no additional application fees be assessed against Mr. Larson, and that application materials under the pending regulations be forwarded directly to Mr. Larson at the below address:

Jeffrey R. Larson
1717 Warrendale Bayne
Baden, PA 15005

Thank you for your cooperation in this matter. Please contact me if I can be of any assistance.

Very truly yours,

ALAN HERTZBERG & ASSOCIATES

Glenn R. Bartifay

GLENN R. BARTIFAY, ESQUIRE

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DOCKETED
DEC 15 1994

GRB/lml
Enclosure

cc: Mr. Jeffrey R. Larson
Ms. Janet Zorat
Allison K. Turner, Chief ALJ
Mr. Eric Rohrbaugh

6/21/94

APPEARANCE SHEET

ALJ HEARING REPORT

Docket No. A-00111241

Case Name Application of Jeffrey R. Larson

Location Pittsburgh

Date December 14, 1994

ALJ Meehan

Reporting Firm SARGENT'S REPORTING

CHECK THOSE BLOCKS WHICH APPLY:

Prehearing held YES NO

Hearing held YES NO

Testimony taken YES NO

Hearing concluded YES NO

Further hearing needed YES NO

Estimated add'l days _____

RECORD CLOSED YES NO

DATE _____

Briefs to be Filed YES NO

DATE _____

BENCH DECISION YES NO

REMARKS: Cancelled

DOCUMENT FOLDER

RECEIVED
 DEC 13 1994
 OFFICE OF C.A.L.J.
 PUBLIC UTILITY COMMISSION

NAMES, ADDRESSES AND TELEPHONE NUMBERS OF PARTIES OR COUNSEL OF RECORD
 PLEASE PRINT CLEARLY
 INCOMPLETE INFORMATION MAY RESULT IN DELAY OF PROCESS

NAME and TELEPHONE NUMBER	ADDRESS			APPEARING FOR
Telephone No.	City	State	Zip	
Telephone No.	City	State	Zip	
Telephone No.	City	State	Zip	

CHECK THIS BOX IF ADDITIONAL PARTIES OR COUNSEL OF RECORD APPEAR ON BACK.

 REPORTER



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

December 16, 1994

Glenn R. Bartifay, Esquire
Alan Hertzberg & Associates
1408 Fifth Avenue
Pittsburgh, PA 15219-6216

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IN REPLY PLEASE
REFER TO OUR FILE
9 DEC 20 AM 10:22
PA. P. U. C.
INFO. CONTROL DIV.

Re: Application of Jeffrey R. Larson
Docket No. A-00111241

Dear Mr. Bartifay:

You have requested that the Pennsylvania Public Utility Commission (Commission) take no action on your application indefinitely. Federal legislation preempting state regulation of economic aspects of transportation of property takes effect after January 1, 1995.

The above application will be stayed until January 31, 1995. You must notify the Commission, including both the Secretary and the presiding officer, no later than January 31, 1995, how you intend to proceed by requesting:

- (1) that hearings be scheduled, or;
- (2) that the stay be extended, or;
- (3) that the application be withdrawn.

If you do not file any request, your application may be dismissed on or after February 15, 1995 for lack of prosecution, or as moot.

You also request that the application be transferred to a new docket under the pending regulations, without your client incurring additional fees. I do not know what new procedures will be established for new or pending applications, nor what the fees will be. I am

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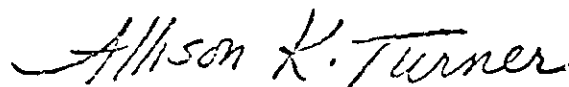
Glenn R. Bartifay, Esquire
Alan Hertzberg & Associates

December 16, 1994

sending copies of this correspondence to Kenneth E. Nicely, Director of Safety and Compliance. I hope he will be able to answer your questions.

If you have any further questions about scheduling of or comments on your current application, please contact Eric Rohrbaugh on my staff at (717) 787-5534. If you have questions about future proceedings, please contact Mr. Nicely's office at (717) 783-3846.

Very truly yours,



Allison K. Turner
Chief Administrative Law Judge

AKT:gdp

pc: Kenneth E. Nicely
Jeffrey R. Larson
Janice Zurat
Secretary's Bureau
Eric Rohrbaugh



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

KJR

IN REPLY PLEASE
REFER TO OUR FILE

February 16, 1995

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INFO. CONTROL DIV.

A-00111241 - Application of Jeffrey R. Larson

All Parties:

On December 20, 1994 the Pennsylvania Public Utility Commission entered an order, at Docket Number P-00940884, which implemented the Federal Aviation Act of 1994, at 49 U.S.C. 41713 (b) and 11501 (h). The Commission's order effectively changed how this Commission regulates motor carriers of property. With the exception of matters involving safety and insurance, passenger carriers or household goods carriers, the Commission will no longer regulate motor carriers of property. The Commission's order was served on all certificated common carriers and permitted contract carriers in the Commonwealth and was also published in the Pennsylvania Bulletin.

Because of the Commission's December 20, 1994 order, the Office of Administrative Law Judge will not adjudicate the above-captioned proceeding. Instead, the Office of Administrative Law Judge is referring this matter to the Commission's Bureau of Transportation and Safety for review and processing. All parties will be informed by that Bureau of the disposition of this case.

Very truly yours,

Allison K. Turner
Chief Administrative Law Judge

pc: Bureau of Transportation and Safety
Bureau of Administrative Services
Law Bureau

ORIGINAL

RAYMOND A. THISTLE, JR.
ATTORNEY AT LAW
SUITE 3
726 FITZWATERTOWN ROAD
WILLOW GROVE, PA 19090-1390

TEL (215) 659-0693
FAX (215) 947-9031

February 24, 1995

RECEIVED
95 FEB 27 AM 10:55
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INFO. CONTROL DIV.

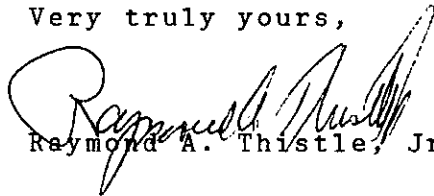
John G. Alford, Secretary
PA Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Re: Notice of Changes
Raymond A. Thistle, Jr., Esquire
Application of Jeffrey R. Larson
Docket A-00111241

Dear Secretary:

Please note my change of address, telephone number and fax number, as shown on the above letterhead, effective January 18, 1995.

Very truly yours,


Raymond A. Thistle, Jr.

RAT:mt

cc: Glenn R. Bartifay, Esquire
John A. Pillar, Esquire
William A. Gray, Esquire
Fred Stier
James E. Eaborn

DOCKETED
MAR 07 1995
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