

LAW OFFICES  
SCHUBERT, BELLWOAR, MALLON & WALHEIM

A PROFESSIONAL CORPORATION  
TWO PENN CENTER PLAZA, SUITE 1400  
1500 JOHN F. KENNEDY BOULEVARD

PHILADELPHIA, PA 19102-1890

(215) 569-3535

FAX: (215) 587-7226

000310  
May 22, 1996

JOSEPH G. DENNY III  
OF COUNSEL

RECEIVED  
JOHN J. CAHILL, JR.  
1922-1982  
CONTROL

THOMAS M. SCHUBERT

1951-1985  
24 PM 1:05  
NEW JERSEY OFFICE  
311 W. CUTHBERT BOULEVARD  
HADDON TOWNSHIP, NJ 08108  
(609) 854-5757

\* ALSO MEMBER OF  
NEW JERSEY BAR  
NJ MANAGING ATTORNEY

WILLIAM E. SCHUBERT, JR.  
HARRY J.J. BELLWOAR III\*\*  
JOHN P. QUINN  
JOHN J. CAHILL, JR.  
ROBERT T. LYNCH  
JOSEPH A. WALHEIM  
ROBERT G. BELLWOAR  
WILLIAM F. SWEENEY\*  
JOHN P. GALLAGHER  
DEBORAH E. KOLODNER\*  
RICHARD T. MULCAHEY, JR.  
JAMES M. TYLER\*  
MICHAEL S. PIOTROWICZ  
MARK D. PFEIFFER\*

DIRECT-DIAL NO.

(215) 587-0107

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

RECEIVED  
MAY 28 1996

Re: Application of Professional Transportation, Inc.,  
t/d/b/a Professional Carriers  
PUC Docket No. A-00113003

RECEIVED  
MAY 28 1996  
TRANS. DIVISION & SAFETY

Dear Mr. Alford:

Please be advised that this office represents LoMa, Inc., t/d/b/a A.B.E. Limo & Bus Service, t/d/b/a AERO Chauffeured Limo & Mini Bus Svc., Protestant to the above-captioned Application.

On behalf of our client, we are enclosing herein Protest to the instant Application. A copy of the same has been forwarded this date to Applicant.

Kindly acknowledge receipt of the enclosure by time-stamping a copy of this letter and returning it to the undersigned in the enclosed, self-addressed, stamped envelope provided.

Sincerely,



RICHARD T. MULCAHEY, JR.

RTM/sew

Enclosure

cc: Professional Transportation, Inc.,  
t/d/b/a Professional Carriers

Andrew K. Light, Esquire

DOCUMENT  
FOLDER

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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INFORMATION CONTROL

IN RE: APPLICATION OF  
PROFESSIONAL  
TRANSPORTATION, INC.,  
T/D/B/A PROFESSIONAL  
CARRIERS

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A-00113003

RECEIVED  
MAY 23 1996

PROTEST

TO THE HONORABLE, THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

BUREAU OF  
TRANSPORTATION & SAFETY

AND NOW, comes LoMa, Inc., t/d/b/a A.B.E. Limo & Bus Service, t/d/b/a AERO Chauffeured Limo & Mini Bus Svc. ("Protestant"), by its attorneys, Richard T. Mulcahey, Jr., Schubert, Bellwoar, Mallon & Walheim, and files this Protest to the instant Application and respectfully represents that:

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

LoMa, Inc., t/d/b/a A.B.E. Limo & Bus Service,  
t/d/b/a AERO Chauffeured Limo & Mini Bus Svc.  
1829 East Livingston Street  
Allentown, PA 18103  
(610) 821-9303

2. The name, address and telephone number of the Protestant's attorneys are:

Richard T. Mulcahey, Jr., Esquire  
Schubert, Bellwoar, Mallon & Walheim  
1500 JFK Boulevard  
Two Penn Center Plaza, Suite 1400  
Philadelphia, PA 19102  
(215) 587-0107

3. Protestant is certificated by Your Honorable Commission at App. No. Docket No. 00104134, F.1 and F.2. A copy of the relevant portions of the Protestant's authority upon which its

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FOLDER

DOCKETED  
MAY 24 1996  
ENTRY No. *[Signature]*

Protest is herein predicated is attached hereto as Exhibit "A" and incorporated by reference herein.


4. Protestant is prepared to rebut the presumption that Applicant possesses the requisite fitness to be granted a Certificate of Public Convenience by Your Honorable Commission.

5. Approval of the Application would create new and unwarranted competition to the detriment of Protestant and ultimately the public, tending to deprive Protestant of customers and to divert revenues from it which are essential to the maintenance of an adequate transportation system responsive to the needs of the public.

6. Approval of the Application would be contrary to the accommodation, convenience, service and safety of the public.

7. At the present time, there is no amendment to which the Protestant is agreeable or would result in the withdrawal of the Protest.

Respectfully submitted,

By:   
RICHARD T. MULCAHEY, JR.  
SCHUBERT, BELLWOAR, MALLON  
& WALHEIM  
Attorneys for Protestant

**LoMa, Inc.,**  
**t/d/b/a A.B.E. Limo & Bus Service,**  
**t/d/b/a AERO Chauffeured Limo & Mini Bus Svc.**

To transport, as a common carrier, persons in limousine service, between points in the Counties of Lehigh and Northampton, and from points in said territory to points in Pennsylvania, and vice versa.

To transport, as a common carrier, groups and parties of persons and persons on special excursions and tours or sightseeing trips, between points in the Counties of Lehigh and Northampton, and from points in said Counties to points within an airline distance of sixty (60) statute miles of the limits of said counties;

Subject to the following condition:

That the service authorized herein is limited to the use of vehicles with a seating capacity of fifteen (15) passengers or less.

CERTIFICATE OF SERVICE

I, Shaune E. Whaley, hereby certify that on May 22, 1996, I forwarded by first-class mail, postage pre-paid, a copy of the Protest filed on behalf of LoMa, Inc., t/d/b/a A.B.E. Limo & Bus Service, t/d/b/a AERO Chauffeured Limo & Mini Bus Svc., to Applicant, Professional Transportation, Inc., t/d/b/a Professional Carriers, 5230 Division Street, Evansville, IN 47715, and attorney for Applicant, Andrew K. Light, Esquire, 1777 Market Tower, 10 West Market Street, Indianapolis, IN 46204-2971.

DATE: May 22, 1996

  
SHAUNE E. WHALEY



PILLAR · MULROY & FERBER

RECEIVED  
JUN 05 1996

BUREAU OF  
TRANSPORTATION & SAFETY

May 29, 1996

Re: Professional Transportation, Inc.,  
t/d/b/a Professional Carriers  
Docket No. A-00113003

RECEIVED  
JUN 3 1996

SECRETARY'S OFFICE  
Public Utility Commission

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

Dear Mr. Alford:

Enclosed is a protest filed on behalf of the following to the above-captioned application:

D & T Limousine Service, Inc.

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

Please acknowledge receipt of the enclosures on the duplicate of this letter of transmittal and return it in the stamped, self-addressed envelope provided.

Very truly yours,

JOHN A. PILLAR

SW  
Enclosure  
cc: Andrew K. Light, Esq. (w/encl.)

DOCUMENT  
FOLDER

PROFESSIONAL CORPORATION · ATTORNEYS  
1106 FRICK BUILDING · PITTSBURGH, PA 15219  
(412) 471-3300 · FAX: (412) 471-6068

Before the  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED  
JUN 3 1996

SECRETARY'S OFFICE  
Public Utility Commission

In re: APPLICATION OF  
PROFESSIONAL TRANSPORTATION,  
INC., t/d/b/a PROFESSIONAL  
CARRIERS

) Docket A-00113003  
)  
)  
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RECEIVED

JUN 05 1996

PROTEST

In accordance with the Rules of Practice of the Pennsylvania Public Utility Commission, the carrier(s) named herein desire(s) to protest the above application and, in support thereof, state(s) as follows:

1. A copy of the application as published in the Pennsylvania Bulletin is attached hereto as Appendix "A".
2. The name and address of the protestant(s) are set forth in Appendix "B" hereto.
3. The name, address and telephone number of protestant(s)' attorney:

PILLAR • MULROY & FERBER, P.C.  
1106 Frick Building  
Pittsburgh, PA 15219  
(412) 471-3300

4. Protestant(s) hold(s) authority in conflict with this

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FOLDER

DOCKETED  
APPLICATION DOCKET  
JUN 03 1996  
ENTRY No. *[Signature]*

application as summarized in Appendix "B" attached hereto. A true and correct copy of the pertinent portions of authority held by protestant(s), or a summary thereof, is attached hereto as Appendix "C".

5. Protestant(s) is/are presently providing service in the application area and/or is/are willing and able to provide such service. To the extent of protestant(s) authority, there is no need or demand for additional service and the proposed service is not necessary or proper for the service, accommodation, convenience or safety of the public. Diversion of traffic and loss of revenues in connection with the transportation proposed by applicant will be so seriously detrimental to protestant(s) so as to have a substantial adverse impact upon the public or may result in destructive competition.

6. Protestant(s) reserve the right to raise any and all other defenses or issues that may be developed as a result of the evidence presented by the applicant, including, but not limited to, the applicant's fitness and the jurisdiction of the Commission over the subject matter.

7. Protestant(s) hereby request(s) that the application be set for oral hearing. If an oral hearing is held, protestant(s) represent(s) that it/they will appear and present evidence pertinent to the application.

8. Pursuant to Section 333(c) of the Public Utility Code (66 Pa. C.S.A. Sec. 333(c)), protestant(s) hereby request(s) a list of the witnesses expected to testify in the above entitled proceeding,

together with the subject matter of their anticipated testimony and, in particular, any complaints or any evidence pertaining to the service of the protestant(s).

9. If a restrictive amendment will satisfy the interest(s) of protestant(s), a proposed amendment is attached hereto as Appendix "D".

Respectfully submitted,

PILLAR, MULROY & FERBER, P.C.

By: 

JOHN A. PILLAR

Attorney for Protestant(s)

Due Date: June 10, 1996

A-00113003. Professional Transportation, Inc., t/d  
b/a Professional Carriers (5230 Division Street, Evans-  
ville, IN 47715), a corporation of the State of Indiana;  
railroad crews, in paratransit service; between points in  
Pennsylvania. Attorney: Andrew K. Light, 1777 Market  
Tower, 10 West Market Street, Indianapolis, IN 46204-  
2971.

PENNSYLVANIA BULLETIN

May 18, 1996

**APPENDIX "B"**

**Re: PROFESSIONAL TRANSPORTATION,  
INC., t/d/b/a PROFESSIONAL  
CARRIERS  
Docket No. A-00113003**

The foregoing protest to the above application is filed on behalf of:

**D & T Limousine Service, Inc.**  
P. O. Box 790  
Columbia Station, OH 44028

**D & T Limousine Service, Inc.** holds authority from this Commission at Docket No. A-00109546. As pertinent to the application involved herein, **D & T Limousine Service** holds authority to transport employees, their baggage and equipment for CSX Transportation, Inc.; and Consolidated Rail Corporation, between points in Pennsylvania, subject to restrictions. The authority held by **D & T Limousine Service** at Folder 3 is attached hereto as Appendix "C".

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17105-3265

Public Meeting held April 7, 1994

Commissioners Present:

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

Application of D & T Limousine Service, Inc.,  
a corporation of the State of Ohio, for the  
right to begin to transport, as a contract  
carrier, by motor vehicle, employees, and  
their baggage and equipment for;  
CSX Transportation, Inc.; and Consolidated  
Rail Corporation between points in  
Pennsylvania; WHICH IS TO BE IN LIEU OF the  
present common carrier authority filed at  
A-00109546, F. 2 which reads as follows:  
railroad train crews and other railroad  
employees of the Chessie System Railroad  
(a) between points in the counties of  
Bedford, Fayette, Washington, Beaver,  
Lawrence and Greene; (b) from points in  
the county of Lawrence to points in the  
counties of Butler and Somerset, and vice  
versa; and (c) from points in Allegheny  
County to points in the counties of  
Bedford, Fayette, Washington, Beaver,  
Lawrence and Greene, and vice versa.

A-00109546  
F. 3

---

Elizabeth A. Crosby for the applicant.  
Schubert, Bellwoar, Mallon & Walheim by Richard T. Mulcahey for the protestant,  
LoMa, Inc., t/d/b/a A.B.E. Limo & Bus Service, t/d/b/a Aaro Chauffeured  
Limousine & Minibus Lvc.  
Pillar and Mulroy by John A. Pillar for protestants, Larry J. Wills and  
Veteran's Cab Company, Inc.

---

## O R D E R

## BY THE COMMISSION:

The instant application comes before the Commission on an application filed September 20, 1993. A temporary authority application, smaller in scope, was filed concurrently. The applications were published in the Pennsylvania Bulletin of October 23, 1993. Three (3) protests were filed to the permanent application. Applicant currently operates pursuant to a grant of emergency temporary authority by order adopted October 21, 1993. As we are processing the permanent authority application, the temporary authority application will be dismissed as moot.

The now unprotested permanent application is certified to the Commission for its decision without oral hearing. The record consists of verified statements of the applicant and the two (2) supporting shippers, CSX Transportation, Inc. and Consolidated Rail Corporation.

D & T Limousine Service, Inc. (applicant or D & T) is a corporation of the State of Ohio qualifying to do business in the Commonwealth of Pennsylvania. Thomas J. Padgett, Jr., senior vice-president for applicant is presenting the verified statement on behalf of applicant. Applicant presently operates as a contract carrier for both CSX and Conrail, as well as other rail carrier companies located in approximately 16 states. In Pennsylvania, D & T recently obtained authority to operate as a common carrier. Applicant has ten (10) employees who operate vans located in Pennsylvania, but does not have any terminal facilities located in Pennsylvania. Applicant operates three (3) Dodge vans with seating capacity not exceeding eight (8) persons. The vans are leased from various sources, none of which are affiliated with the applicant. Applicant is not presently affiliated with any other carrier. D & T has a company-wide safety program and a comprehensive maintenance program in effect. All vans are equipped with two-way dedicated radios that keep the driver in constant communication with the yardmaster at various railroad yards where applicant transports the train crews. Applicant's drivers are in constant contact with applicant's dispatchers.

The unaudited balance sheet of the applicant for the period ended December 31, 1992, shows current assets of \$624,532.81, total fixed assets of \$212,290.87, total assets of \$836,823.68, total current liabilities of \$427,054.04 and total equity of \$409,769.64. The statement of income for combined operations for the same period of time reveals total revenues of \$5,955,400.00, less operating expenses of \$8,459,076.00 resulting in a net income (loss) of (\$2,503,676.00).

CSX Transportation, Inc. (supporting shipper or CSX) desires to engage the applicant for the purposes of transporting its railroad employees, train crews, baggage, and equipment. David E. Bush, manager of operating practices, taxi and lodging for applicant has the authority to act on behalf of CSX and requests that the P.U.C. grant D & T Limousine Service, Inc.'s application for permission to transport passengers as a contract carrier in the Commonwealth of Pennsylvania. Applicant will be requested to provide

transportation to CSX employees and train crews relative to this application from points and places in Fayette County to points and places in Somerset County. At the present time, the supporting shipper employs approximately 317 employees in Pennsylvania. The I.C.C. regulations limit crews to 12-hour shift. As a result, CSX must replace its crews every 12 hours in order to ensure continued service. Regular and dependable transportation of crews is essential to the supporting shipper's proper operations. Applicant transports these relief crews in vans which it supplies on a 24-hour basis. The unique and specialized services required by applicant are essential to the supporting shipper's operation. The entire CSX system relies upon the regular, dependable and immediate transportation of its railroad employees and relief crews.

Consolidated Rail Corporation (supporting shipper or Conrail) desires to engage the applicant for the purposes of transporting Conrail's railroad employees, train crews, baggage and equipment. Mike Gallagher is the senior buyer for Conrail and has the authority to act on behalf of Conrail to request the P.U.C. to grant D & T Limousine Service, Inc.'s application for permission to transport passengers as a contract carrier in the Commonwealth of Pennsylvania. Applicant will be requested to transport Conrail employees and train crews relative to the application from points and places in and throughout the State of Pennsylvania with particular attention to transportation from points and places in the cities of Philadelphia, Harrisburg, and Pittsburgh, to points and places in the Commonwealth and vice versa. At the present time, the I.C.C. regulations limit crews to 12-hour shift. As a result, Conrail must replace its crews every 12 hours in order to ensure continued service. The entire Conrail system relies upon the regular, dependable and immediate transportation of its railroad employees and relief crews. If there is not a carrier available for the service, there is no possible transportation for the Conrail employees and train relief crews. If this occurs, Conrail cannot continue operations and this would directly affect the transportation of Conrail.

#### DISCUSSION AND FINDINGS

Applicant seeks to have a contract carrier permit issued in lieu of its common carrier certificate. The application was opposed by three (3) carriers which withdrew upon restrictive amendment excluding service from certain areas in Pennsylvania.

As a contract carrier, it is necessary that the applicant submit a bilateral contract (one for each shipper) as required by 66 Pa. C.S. §2506 and in accordance with the Commission's regulations at 52 Pa. Code §31.45. The contract(s) must place specific obligations upon the shipper and carrier, and must state a specified number of shipments during a stated period of time. The contract(s) must state the authority granted by the instant order. Said contract(s) must be submitted to this Commission for its review before service may be initiated under the contract carrier authority granted.

We find that the applicant is fit, willing and able to perform the service as a contract carrier and that approval of the application, as amended, is in the public interest and will not interfere with the safety and regulation of common carriers; THEREFORE,

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

To transport, as a contract carrier by motor vehicle, employees, their baggage and equipment for CSX Transportation, Inc.; and Consolidated Rail Corporation, between points in Pennsylvania;

subject to the following conditions:

- (a) Provided that no right, power or privilege is granted to provide service for Consolidated Rail Corporation, from or between points in the borough of Latrobe, Westmoreland County.
- (b) Provided that no right, power or privilege is granted to provide service for CSX Transportation, Inc. and Consolidated Rail Corporation, from or between points in the borough of Somerset, Somerset County, and within an airline distance of ten (10) statute miles of the limits of said borough.
- (c) Provided, that no right, power or privilege is granted to applicant to originate transportation in the counties of Bucks, Chester, Delaware, Lehigh, Montgomery, Northampton and Philadelphia.

IT IS FURTHER ORDERED: That the temporary authority application be dismissed as moot.

IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted in this application until the following is submitted to the Commission:

1. a schedule of minimum rates.
2. Bilateral contracts, one for each shipper, in compliance with 52 Pa. Code §31.45.

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

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.

IT IS FURTHER ORDERED: That upon compliance with this order the rights granted to D & T Limousine Service, Inc. at A-00109546, P. 2 be cancelled and the record be marked closed.

BY THE COMMISSION,

*John G. Alford*  
John G. Alford  
Secretary

(SEAL)

ORDER ADOPTED: April 7, 1994

ORDER ENTERED: 'APR 13 1994

APPENDIX "D"

Re: PROFESSIONAL TRANSPORTATION,  
INC., t/d/b/a PROFESSIONAL  
CARRIERS  
Docket No. A-00113003

Protestant, D & T Limousine Service, Inc., knows of no restrictive amendment that would satisfy its interest in this matter.

# ORIGINAL

LAW OFFICES

WICK, STREIFF, MEYER, METZ & O'BOYLE, P.C.

HENRY M. WICK, JR.  
CHARLES J. STREIFF  
CARL F. MEYER  
LEROY L. METZ, II  
DAVID M. O'BOYLE  
VINCENT P. SZELIGO  
LUCILLE N. WICK  
PATRICIA LIPTAK-McGRAIL  
RONALD J. RADEMACHER  
JOHN M. SMITH

1450 TWO CHATHAM CENTER  
PITTSBURGH, PA 15219-3427

(412) 765-1600

FACSIMILE  
(412) 281-3783

June 5, 1996

3001 JACKS RUN ROAD  
WHITE OAK, PA 15131-2507  
(412) 664-4433

Re: Application of Professional Transportation, Inc.,  
t/d/b/a Professional Carriers  
Docket No. A-00113003  
Our File 5999

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

Dear Mr. Alford:

Please enter my appearance as co-counsel on behalf of Applicant, Professional Transportation, Inc., t/d/b/a Professional Carriers in connection with the above captioned case as follows:

David M. O'Boyle, Esquire  
Wick, Streiff, Meyer, Metz & O'Boyle, P.C.  
1450 Two Chatham Center  
Pittsburgh, PA 15219-3427  
(412) 765-1600

JAF

We are forwarding a copy of this letter to Richard T. Mulcahey, Jr., Esquire, who is counsel for Protestant LoMa, Inc., t/d/b/a A.B.E. Limo & Bus Service, t/d/b/a AERO Chauffeured Limo & Mini Bus Svc., which is the only party of record that we are aware of.

We request that all future notices and orders issued by the Commission and any communications from Protestants to Applicant in this case be forwarded to the attention of the undersigned.

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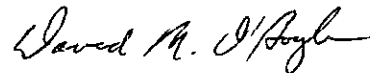
WICK, STREIFF, MEYER, METZ & O'BOYLE, P.C.

John G. Alford, Secretary  
June 5, 1996  
Page 2

Please acknowledge receipt 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 for that purpose.

Very truly yours,

WICK, STREIFF, MEYER,  
METZ & O'BOYLE, P.C.



David M. O'Boyle

gf  
cc: Richard T. Mulcahey, Jr., Esq.  
Andrew K. Light, Esq.

# Buchanan Ingersoll

PROFESSIONAL CORPORATION

Attorneys

Patrick L. Abramowich  
(412)562-1479

One Oxford Centre  
301 Grant Street, 20th Floor  
Pittsburgh, PA 15219-1410

Telephone: 412-562-8800  
Fax: 412-562-1041

June 7, 1996

**VIA HAND DELIVERY**

Mr. John G. Alford, Secretary  
Pennsylvania Public Utility Commission  
North Office Building  
North Street and Commonwealth Avenue  
Room B-18  
Harrisburg, PA 17105

RECEIVED  
JUN 11 1996

BUREAU OF  
TRANSPORTATION & SAFETY

**RE: Application of Professional Transportation, Inc.,  
d/t/b/a Professional Carriers  
Docket No. A-00113003**

Dear Mr. Alford:

Enclosed please find the Protest of The Yellow Cab Company of Pittsburgh to the Application of Professional Transportation, Inc., t/d/b/a Professional Carriers at Docket No. A-00113003. Kindly file this Protest on behalf of The Yellow Cab Company of Pittsburgh. Thank you for your anticipated assistance.

Very truly yours,

*Patrick L. Abramowich*

Patrick L. Abramowich

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H.A.P.U.C.  
INFO. CONTROL DIV.

PLA:kr

Enclosure

cc:

Andrew K. Light, Esquire

(w/enclosure)

DOCUMENT  
FOLDER

COMMONWEALTH OF PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

RECEIVED  
JUN 11 1996

IN RE: Application of **Professional** )  
**Transportation, Inc., t/d/b/a** )  
**Professional Carriers**, for the right )  
to transport railroad crews, in )  
paratransit service, between points )  
in Pennsylvania. )

DOCKET NO. A-00113003

BUREAU OF  
TRANSPORTATION & SAFETY

**PROTEST OF THE YELLOW CAB COMPANY OF PITTSBURGH  
TO THE APPLICATION OF PROFESSIONAL TRANSPORTATION, INC.,  
t/d/b/a PROFESSIONAL CARRIERS**

1. Protestant's name, address and telephone number are:

The Yellow Cab Company of Pittsburgh  
5931 Ellsworth Avenue  
Pittsburgh, PA 15206  
(412) 665-8123

2. The name, address and telephone number of Protestant's counsel are Patrick L. Abramowich, Esquire and Buchanan Ingersoll, Professional Corporation, One Oxford Centre, 20th Floor, 301 Grant Street, Pittsburgh, PA 15219-1410, telephone number (412) 562-1479.

3. The Yellow Cab Company of Pittsburgh is presently authorized to provide paratransit service under a Certificate of Public Convenience issued at Docket No. A-00049926, Folder 6, Am-A.

4. Protestant's interest in the above-captioned Application is that it is currently engaged in the transportation, as a common carrier, by motor vehicle, of persons in paratransit service pursuant to the authority granted at Docket No. A-00049926, Folder 6, Am A from

points in the county of Allegheny, to points in the counties of Beaver, Butler, Fayette, Greene,

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APPLICATION DOCKET  
JUN 07 1996  
ENTRY No. *[Signature]*

RECEIVED  
JUN 11 1996  
BUREAU OF  
TRANSPORTATION & SAFETY

Lawrence, Mercer, Washington and Westmoreland, and return, except that it does not provide service: (1) to that part of Allegheny County within an airline radius of five statute miles of the borough of Finleyville, Washington County; (2) to members and affiliates of the Pittsburgh Council on Higher Education and the Hospital Council of Pittsburgh, Pennsylvania; or (3) from the Greater Pittsburgh International Airport,<sup>1</sup> in the Township of Moon, Allegheny County, to points beyond the limits of Allegheny County.

5. If the Application of Professional Transportation, Inc., t/d/b/a Professional Carriers, is granted, it would have an adverse effect on the operation of Protestant and result in a substantial diminution of revenues to Protestant.

6. It is averred that there is no necessity for the services sought in the denominated area proposed for service.

7. It is averred that the existing services and service providers are more than adequate to meet the needs of the public in the denominated areas.

8. Upon information and belief, it is averred that Applicant may be fiscally unfit to undertake such service.

9. Upon information and belief, it is averred that Applicant may be otherwise unfit to undertake such service.

10. The granting of the aforesaid Application will cause unrestrained and destructive competition.

11. There is no restrictive amendment which would result in the withdrawal of this Protest.

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<sup>1</sup> The Pittsburgh International Airport is referred to in Protestants' Certificate of Public Convenience by its former name, The Greater Pittsburgh International Airport.

WHEREFORE, the Application of Professional Transportation, Inc., t/d/b/a Professional Carriers, should be denied.

Respectfully submitted,

BUCHANAN INGERSOLL  
PROFESSIONAL CORPORATION

A handwritten signature in black ink, appearing to read "Patrick L. Abramowich", written over a horizontal line.


Patrick L. Abramowich, Esquire

One Oxford Centre  
20th Floor, 301 Grant Street  
Pittsburgh, PA 15219-1410  
(412) 562-1479

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing **PROTEST OF THE YELLOW CAB COMPANY OF PITTSBURGH TO THE APPLICATION OF PROFESSIONAL TRANSPORTATION, INC., t/d/b/a PROFESSIONAL CARRIERS** was served upon counsel of record by United States First Class Mail, postage prepaid on this 7th day of June, 1996 to the following address:

Andrew K. Light, Esquire  
1777 Market Tower, 10 West Market Street  
Indianapolis, IN 46204-2971

  
Patrick L. Abramowich, Esquire

LAW OFFICES  
JOHN J. GALLAGHER, P. C.

JOHN J. GALLAGHER  
MICHAEL S. HENRY\*  
LAURA L. CARBERRY\*  
HENRI MARCEL\*

\*ALSO MEMBER NJ BAR

June 10, 1996

RECEIVED  
SUITE 1100  
1760 MARKET STREET  
PHILADELPHIA, PA. 19103  
JUN 13 1996  
(215) 963-1555  
FAX (215) 963-9104  
BUREAU OF  
TRANSPORTATION & SAFETY

Commonwealth of Pennsylvania  
Pennsylvania Public Utility Commission  
**MR. JOHN ALFORD, Secretary**  
P.O. Box 3265  
Harrisburg, PA 17120

RECEIVED  
JUN 10 1996  
SECRETARY'S OFFICE  
Public Utility Commission

Re: Application of Professional Transportation, Inc.  
t/d/b/a Professional Carriers  
A.00113003

Dear Mr. Alford:

Enclosed please find an original and two (2) copies of Metro Care, Inc. protest to the above application. Service is being made upon the Commission pursuant to Postal Mail Certificate PS 3817. Service is being made upon the parties pursuant to the attached Certificate of Service.

If you should have any questions, please do not hesitate to contact me.

Sincerely yours,

  
JOHN J. GALLAGHER

JJG/hb

Enclosures

DOCUMENT  
FOLDER

Professional Transportation, Inc.  
t/d/b/a Professional Carriers

Andrew K. Light, Esquire

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INFORMATION CONTROL  
96 JUN 12 11 5-19~~

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~~RECEIVED  
INFORMATION CONTROL~~

COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JUN 12 1996  
**RECEIVED**  
JUN 10 1996

IN RE:

**SECRETARY'S OFFICE  
Public Utility Commission**

APPLICATION OF

A.00113003

Professional Transportation, Inc. t/d/b/a Professional Carriers

**RECEIVED**  
JUN 13 1996

Application to transport railroad crews, in paratransit service between points in Pennsylvania.

PROTEST OF METRO CARE, INC. TO THE APPLICATION  
OF PROFESSIONAL TRANSPORTATION, INC.  
t/d/b/a PROFESSIONAL CARRIERS.

1. Metro Care, Inc., ("METRO") protest to the application of Professional Transportation, Inc. t/d/b/a Professional Carriers. ("Applicant").

2. Metro Care Inc. is a certificated public utility authorized to transport persons in paratransit service, between points in the township of Lower Merion, Upper Merion, Lower Providence, Upper Providence and Perkiomen, the borough of Norritonville, Montgomery County, the townships of Bensalem, Middletown, Newtown, Lower Wakefield, Falls and Bristol, Bucks County, the city and county of Philadelphia, and the county of Delaware, and from points in said places to points in the counties of Montgomery, Bucks and Chester and return.

A description of Metro Care, Inc.'s certificated area is contained in its tariff which is attached hereto and marked Exhibit "A". Metro Care, Inc.'s address is 333 Jenkintown Commons, Suite 210, Jenkintown, PA 19046.

**DOCUMENT  
FOLDER**

**DOCKETED  
APPLICATION DOCKET  
JUN 10 1996  
ENTRY No. 19**

3. Metro Care, Inc. attorney is John J. Gallagher, Esquire, 1760 Market Street, Philadelphia, PA 19103.

4. Applicant is seeking the following rights to transport railroad crews in paratransit service between points in Pennsylvania.

5. Metro Care, Inc. provides paratransit service between between points in the township of Lower Merion, Upper Merion, Lower Providence, Upper Providence and Perkiomen, the borough of Norritonville, Montgomery County, the townships of Bensalem, Middletown, Newtown, Lower Wakefield, Falls and Bristol, Bucks County, the city and county of Philadelphia, and the county of Delaware, and from points in said places to points in the counties of Montgomery, Bucks and Chester and return. A description of Metro Care, inc. certificated area is contained in its tariff which is attached hereto as Exhibit "A".

6. If the Commission grants this application, it will have an adverse impact on Metro Care, Inc. in that Metro Care, Inc. and applicant will be in direct competition with one another for the transportation of passengers. Metro Care, Inc. is able to meet any need which exists for this type of service.

7. Protest to this application are due on or before June 10, 1996. This is a timely protest and therefore Metro Care, Inc. is entitled to participate in this proceeding as a party intervenor pursuant to 52 PA. Code 3.381.

8. Pursuant to 333(c) of the Pennsylvania Public Utility Code, demand in made upon applicant to furnish protestant's counsel with a list of the names and addresses of witnesses he intends to call and a brief summary of the proposed testimony; in particular, complaints, if any, against the services of the protestant.

COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

IN RE:

APPLICATION OF

Professional Transportation, Inc.  
t/d/b/a Professional Carriers

: A. 00113018

CERTIFICATE OF SERVICE

I, hereby certify that on this 10th day of June, 1996, I mailed by first class mail, postage prepaid, a copy of the foregoing Protest of Metro Care, Inc. to the transfer application of Professional Transportation, Inc. t/d/b/a Professional Carriers.

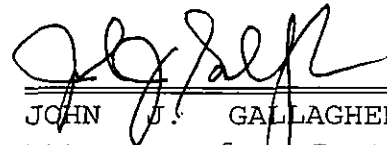
Professional Transportation, Inc.  
t/d/b/a Professional Carriers  
5230 Division Street  
Evansville, IN 47115

Andrew K. Light  
1777 Market Tower  
10 West Market Street  
Indanapolis, IN 46204-2971

  
\_\_\_\_\_  
JOHN J. GALLAGHER, ESQUIRE

WHEREFORE, Metro Care, Inc., respectfully requests this Commission to deny the Application of Professional Transportation, Inc. t/d/b/a Professional Carriers.

Respectfully submitted,



---

JOHN J. GALLAGHER, ESQUIRE  
Attorney for Protestant for  
METRO CARE, INC.

Certificate No. A-00106785 F.3

Paratransit - Pa.P.U.C. No. 1

METRO CARE, INC.  
RATES AND RULES  
GOVERNING THE  
TRANSPORTATION OF  
PERSONS

(As Designated Herein)

ISSUED: January 24, 1991

EFFECTIVE: January 25, 1990

(Issued on one day's notice under authority 52 Pa. Code  
Section 23.42 and Authority of Special Permission No. 28116)

ISSUED BY: Brian Sommerman  
333 Jenkintown Commons Suite 210  
Jenkintown, Pa. 19046  
(215) 886-0430

## LIST OF CHANGES MADE BY THIS TARIFF

Establish reduced rates for group patrons who share a trip which has a single pick-up point and a single destination point and maximum wheelchair limitation of two (2) per trip is added. Rules and Regulations: added definition of Group Rate, corrected Contract Service definition and changed Advance Reservation from three (3) to six (6) hours, and added clarifying language to Advance Reservations - Senior Citizen.

## OPERATING AUTHORITY

To transport, as a common carrier, persons in paratransit service, between points in the townships of Lower Merion, Upper Merion, Lower Providence, Upper Providence and Perkiomen, the borough of Norritonville, Montgomery County, the townships of Bensalem, Middletown, Newtown, Lower Wakefield, Falls and Bristol, Bucks County, the city and county of Philadelphia, and the county of Delaware, and from points in said places to points in the counties of Montgomery, Bucks and Chester and return:

To transport, as a common carrier, persons in paratransit service, between points in the townships Cheltenham and Abington, and the boroughs of Wyncote, Jenkintown and Elkins Park, Montgomery County, and from said points in said places to points in the Counties of Philadelphia, Bucks, Montgomery, Delaware and Chester and return.

## RULES AND REGULATIONS

## (C) ADVANCE RESERVATIONS

Advance reservations must be made not later than six (6) hours prior to the time of pickup.

## ADVANCE RESERVATIONS - SENIOR CITIZENS

Advance reservations for senior citizen Section 203 trips must be made not later than the day prior to the day service is to be rendered.

## MILEAGE

Mileage will be computed from the vehicle odometer.

## (C) GROUP RATE

Reduced fares applicable to trips from a single point of origin to a single point of destination.

## (C) CONTRACT SERVICES

Contract services provided will be for a term of not less than 30 days for prequalified persons under a federal, state, county or municipal governmental agency contract. Rates for the services will be specified in the contracts. Copies of which, including any amendments thereto, are to be filed with the Commission as executed to become effective on one day's notice.

## SENIOR CITIZEN RATES

The rates for senior citizens, showing proper identification, will be 25 cents or 10% of the rate (rounded to the nearest 0 cents or 5 cents) whichever is greater; provided that this carrier is under contract with the Pennsylvania Department of Transportation to participate in the program under Section 203 of Act 101 of 1980

(C) Indicates change or addition.

## SCHEDULE OF RATES

Between points in the City and County of Philadelphia - per person, per trip \$15.25

Between points in Delaware County - per person, per trip \$15.25

Between authorized points in Montgomery County - per person, per trip \$15.25

From points in the City and County of Philadelphia or Delaware County or authorized points in Montgomery or Bucks Counties to points in other authorized counties, per person, per trip \$15.25  
Plus \$1.00 per loaded mile for miles outside the city or county limits of origination.

## (C) Group Rates - Per person each way

2 Persons	\$ 8.00
3 Persons	\$ 6.00
4 Persons	\$ 5.00
5 to 14 Persons	\$ 4.00

Wheelchair patrons in addition to the appropriate prescribed rate set forth above per one-way trip \$ 3.50

(C) (Maximum two (2) wheel-chairs per trip)

(C) Indicates change or addition

Law Offices

# VUONO & GRAY

John A. Vuono  
William A. Gray  
Mark T. Vuono\*  
Richard R. Wilson  
Dennis J. Kusturiss  
Christine M. Dolfi  
Louise R. Schrage  
*\*Also Admitted in Florida*

2310 Grant Building  
Pittsburgh, PA 15219-2383

Telephone  
(412) 471-1800

June 10, 1996

Facsimile  
(412) 471-4477

**RECEIVED**  
JUN 10 1996

Re: Professional Transportation, Inc.  
t/d/b/a Professional Carriers  
Docket No. A-00113003

DEPT. OF  
TRANSPORTATION & SAFETY

**MAILED WITH U.S. POSTAL SERVICE**  
**CERTIFICATE OF MAILING FORM 3817**

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

**RECEIVED**  
JUN 10 1996  
SECRETARY'S OFFICE  
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.

Very truly yours,

VUONO & GRAY

William A. Gray

jc7732

Enclosure

cc: Andrew K. Light, Esq. (w/enc.) (by Certified Mail)  
Midwest Industries (w/enc.)

**DOCUMENT  
FOLDER**

127

Before the  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED  
JUN 10 1996

DOCKET NO. A-00113003

PROFESSIONAL TRANSPORTATION, INC.  
t/d/b/a PROFESSIONAL CARRIERS

BUREAU OF  
TRANSPORTATION & SAFETY

PROTEST AND REQUEST  
FOR ORAL HEARING

RECEIVED  
JUN 10 1996

SECRETARY'S OFFICE  
Public Utility Commission

The motor carrier shown on Appendix A hereof (herein called protestant) protests the above application and requests 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. Protestant holds authority from this Commission at the docket number shown in Appendix A and the relevant portions of the authority are attached to the protest. Unless otherwise indicated in Appendix A, protestant will withdraw the protest only in the event an amendment is made which will totally eliminate the interest of the protestant.

DOCUMENT  
FOLDER

DOCKETED  
APPLICATION DOCKET  
JUN 10 1996  
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) protestant presently holds authority to provide service in the area affected by the application, (b) protestant and other existing carriers are providing adequate service to the 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 revenue necessary to sustain their existing operations, and (d) approval of the application will adversely affect protestant 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. Protestant requests 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, protestant will appear and present evidence of protestant's own operation and particular interest unless this application is amended so as to eliminate the interest as set forth in this protest.

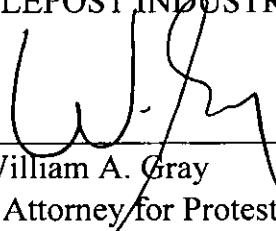
WHEREFORE, protestant requests that the granting of the application be withheld; the proceeding be assigned for oral hearing with leave to protestant to

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,

MILEPOST INNS, INC.  
d/b/a MILEPOST INDUSTRIES

By: \_\_\_\_\_

  
William A. Gray  
Attorney for Protestant

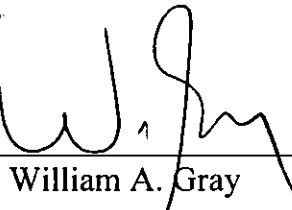
VUONO & GRAY  
2310 Grant Building  
Pittsburgh, PA 15219  
(412) 471-1800  
Of Counsel

Dated: June 10, 1996

CERTIFICATE OF SERVICE

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

Dated at Pittsburgh, PA, this 10th day of June, 1996.

  
\_\_\_\_\_  
William A. Gray

Re: Professional Transportation, Inc.  
t/d/b/a Professional Carriers  
Docket No. A-00113003

APPENDIX A

SCOPE OF AUTHORITY SOUGHT:

By application published in the Pennsylvania Bulletin on May 18, 1996, applicant seeks authority to operate as a common carrier, transporting:

Railroad crews, in paratransit service, between points in Pennsylvania.

INTEREST OF PROTESTANT:

1. Milepost Inns, Inc. d/b/a Milepost Industries, No. 6 C Street, Petaluma, CA 94952, holds authority at Docket No. A-00109365. A copy of the relevant authority of Protestant is attached hereto. Protestant also has pending unopposed an application at F.1 Am-A. A copy of the authority sought by the application at F.1 Am-A is attached hereto. Protestant's authority involves service for Consolidated Rail Corporation and an amendment to this application restricting it against service for that company would eliminate Protestant's interest.

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17105-3265

Public Meeting held September 26, 1991

Commissioners Present:

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

Application of Milepost Inns, Inc., t/d/b/a Milepost Industries, a corporation of the State of Nevada, for the right to begin to transport, as a contract carrier by motor vehicle, (1) persons and their equipment for Consolidated Rail Corporation from points in the city of Harrisburg, Dauphin County, and within an airline distance of fifty (50) statute miles of the limits thereof, to points in Pennsylvania within an airline distance of ten (10) statute miles of the rights-of-way of the Consolidated Rail Corporation, and vice versa; (2) persons and their equipment for Consolidated Rail Corporation from points in the city of Altoona, Blair County, and within an airline distance of fifty (50) statute miles of the limits thereof, to points in Pennsylvania within an airline distance of ten (10) statute miles of the rights-of-way of the Consolidated Rail Corporation, and vice versa; and (3) persons and their equipment for Consolidated Rail Corporation from points in the city and county of Philadelphia, and within an airline distance of fifty (50) statute miles of the limits thereof, to points in Pennsylvania within an airline distance of ten (10) statute miles of the rights-of-way of the Consolidated Rail Corporation.

A-00109365

---

William J. Lavelle for the applicant.  
Kenneth Zielonis for Jitney Service, Inc.  
Richard T. Mulcahey, Jr. for LoMa, Inc., t/d/b/a A.B.E. Limo & Bus Service, t/d/b/a Aero Chauffeured Limo & Minibus Service.

---

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed May 23, 1990. Public notice of the application was given in the Pennsylvania Bulletin of July 14, 1990. A corrected application was filed and republication of the corrected authority was made August 25, 1990. Protests were filed by Jitney Service, Inc.; LoMa, Inc., t/d/b/a A.B.E. Limo & Bus Service, t/d/b/a Aero Chauffeured Limo & Minibus Service; and Harrisburg Taxicab & Baggage Company, t/d/b/a Yellow Cab. All protests were withdrawn upon reconsideration.

The unopposed application is certified to the Commission for its decision. The record in this matter consists of testimony taken at hearing March 12, 1991 before Administrative Law Judge Larry Gesoff. Appearing at the hearing were Carl Arnold, president of the applicant and Denny B. Cutler, senior buyer in Materials and Purchasing Department, Service Contract Section, Consolidated Rail Corporation.

#### DISCUSSION AND FINDINGS

Milepost Inns, Inc., t/d/b/a Milepost Industries, is a corporation of the State of Nevada which is registered in Pennsylvania as a foreign corporation. The fictitious name is also registered in Pennsylvania. The applicant proposes to provide service for Consolidated Rail Corporation providing the transportation of "deadheading railroad crews" from some point on the rail lines of Conrail back to their point of origin. A second type of service will involve hourly service providing van transportation to shuttle railroad personnel primarily in and around rail yards which are located within the three base territories of Philadelphia, Harrisburg and Altoona. These three base territories are major hubs of Conrail activity. The applicant is currently authorized by the Interstate Commerce Commission to provide similar service at other points in the United States. It provides service in Ohio, Michigan, Illinois and Indiana.

The home offices of the applicant are in Petaluma, California. It currently has offices in Pennsylvania at Harrisburg, Dauphin County. It expects to open an office and garage combination in each of the three base territories as required. The applicant will provide service for Conrail crews 24 hours per day, seven days per week. The applicant plans to operate 12 vehicles equipped with radios tuned to Conrail frequencies. This will allow the applicant to receive directions for pickup locations of the crews. In addition, a radio frequency will be assigned for communication with the applicant's base in the territories.

As evidence of its financial capacity to initiate this service in Pennsylvania, the applicant entered a balance sheet dated December 31, 1990 reporting assets of \$1,965,175.07 with liabilities of \$1,401,005.77. Revenue in calendar year 1990, of \$2,744,435 provided a net income of \$76,265.

Consolidated Rail Corporation operates extensive lines in Pennsylvania transporting freight. As part of its day-to-day operations, Conrail requires the transportation of crews on a 24-hour-a-day,

seven-day-a-week basis. This transportation is required from railyards to rest areas and to transport relief crews to the point on a rail line when a train has stopped. A typical train crew is comprised of three persons. The applicant will be requested to provide service in each of the three base territories and from those territories to points on Consolidated Rail lines.

In a contract carrier proceeding for initial authority, it is our responsibility to determine that the applicant is fit and that it stands ready, willing and able to properly render the proposed service. In this instance, the applicant has provided evidence that it has the experience to provide the type of service proposed. It will work closely with Consolidated Rail Corporation to set up operating facilities and communicate with Conrail in order to transport train crews. The applicant's financial capacity to initiate service is proven by its most recently available balance sheet and income statement for 1990.

The applicant has the unqualified support of Consolidated Rail Corporation as evidenced by the appearance of the witness at public hearing. As further evidence of the intentions of the parties to enter into this contract carrier-shipper arrangement, a contract will be required prior to the applicant providing service.

We find:

1. The applicant has demonstrated that it stands ready, willing and able to provide service as a contract carrier for Consolidated Rail Corporation.
2. The applicant has demonstrated its fitness to provide service as a contract carrier and in accordance with the provisions of 66 Pa. C.S. §2501, it is in the public interest to grant a contract carrier permit; THEREFORE,

IT IS ORDERED: That the application be and is hereby approved and that a permit issue granting the following right:

To transport, as a contract carrier by motor vehicle, persons and their equipment for Consolidated Rail Corporation:

- (1) From points in the city of Harrisburg, Dauphin County, and within an airline distance of fifty (50) statute miles of the limits thereof to points in Pennsylvania within an airline distance of ten (10) statute miles of the rights-of-way of the Consolidated Rail Corporation, and vice versa.
- (2) From points in the city of Altoona, Blair County, and within an airline distance of fifty (50) statute miles of the limits thereof to points in Pennsylvania within an airline distance of ten

(10) statute miles of the rights-of-way of Consolidated Rail Corporation, and vice versa.

- (3) From points in the city and county of Philadelphia, and within an airline distance of fifty (50) statute miles of the limits thereof, to points in Pennsylvania within an airline distance of ten (10) statute miles of the rights-of-way of Consolidated Rail Corporation, and vice versa.


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 shall have complied with the requirements of the Public Utility Code and the rules and regulations of the Commission relating to the filing of evidence of insurance, the filing and acceptance of a schedule of minimum rates and charges and the filing of a bilateral contract.

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

IT IS FURTHER ORDERED: That in the event the applicant has not, on or before sixty (60) days from the date of the service of the 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: September 26, 1991

ORDER ENTERED: OCT 2\_ 1991

MILEPOST INNS, INC. t/d/b/a MILEPOST INDUSTRIES

DOCKET NO. A-00109365, F.1, Am-A

Rail carrier employees and their equipment and baggage for Consolidated Rail Corporation (Conrail) between points in Pennsylvania.



PILLAR · MULROY & FERBER

July 3, 1996

Re: Professional Transportation, Inc.,  
t/d/b/a Professional Carriers  
Docket No. A-00113003

Peter S. Marzolf, Supervisor  
Application Review Section  
Bureau of Transportation & Safety  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

Dear Mr. Marzolf:

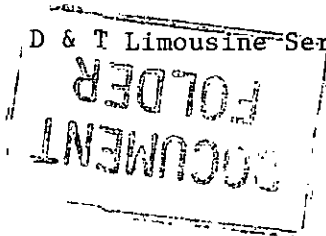
The above named carrier filed an application at A-00113003 which was published in the *Pennsylvania Bulletin* of May 18, 1996. It is my understanding that this carrier has not filed a corresponding emergency temporary authority application. The purpose of this letter is to request that the Commission notify the undersigned in the event that the applicant does file an application for emergency temporary authority. Thank you for your cooperation.

Very truly yours,

  
JOHN A. PILLAR

SW

cc: D & T Limousine Service, Inc.



DOCKETED  
APPLICATION DOCKET

JUL 12 1996

ENTRY NO. \_\_\_\_\_



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

IN REPLY PLEASE  
REFER TO OUR FILE

January 28, 1997

In Re: A-00113003

(See attached list)

DOCUMENT  
FOLDER

DOCKETED  
FEB 12 1997

**Application of Professional Transportation, Inc., t/d/b/a Professional Carriers**

For the right to begin to transport, as a common carrier, by motor vehicle, railroad crews, in paratransit service, between points in Pennsylvania.

JAF

Hearing Notice

This is to inform you that a hearing on the above-captioned case will be held as follows:

Type: Initial hearing - Wednesday, March 19, 1997  
Date: Further hearing - Thursday, March 20, 1997

Time: 10:00 a.m. - both days

Location: 11th floor hearing room  
Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, Pennsylvania

Presiding Officer: Administrative Law Judge Larry Gesoff  
1103 Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15522  
Telephone: (412) 565-3550

000011

RECEIVED  
PROTHONOTARY'S OFFICE  
97 FEB 11 PM 1:30

*Attention: You may lose the case if you do not come to this hearing and present facts on the issues raised.*

If you intend to file exhibits, 2 copies of all hearing exhibits to be presented into evidence must be submitted to the reporter. An additional copy must be furnished to the Presiding Officer. A copy must also be provided to each party of record.

Except for those individuals representing themselves, the Commission's rules require that all parties have an attorney; therefore, you should have an attorney of your choice file an entry of appearance before the scheduled hearing.

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:  
1-800-654-5988.

pc: Judge Gesoff  
Norma Lewis  
Susan Licon, Scheduling Officer  
Beth Plantz  
Docket Section  
Calendar File