

BEFORE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED

APPLICATION FOR TRANSPORTATION BY MOTOR  
COMMON CARRIERS OF PROPERTY

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BUREAU OF  
TRANSPORTATION & SAFETY

(PLEASE READ INSTRUCTIONS BEFORE PREPARING APPLICATION)

For PUC Use Only	762072
Docket No. _____	
Folder No. _____	

DOCKETED  
APPLICATION DOCKET

AUG 07 1996

ENTRY No. 72

1. R.S. MAHER & SON, INC.  
(Full and correct name in which you intend to operate)

2. \_\_\_\_\_  
(Trade name, if any)

The trade name, if fictitious, n/a been registered with the Secretary of  
(has or has not)

the Commonwealth on n/a (attach copy of date-stamped registration  
(Date) form).

3. 3429 RTE. 39 716-322-8878  
(Physical Address) (Telephone No.)

BLISS, WYOMING, NY 14024  
(City) (County) (State) (Zip)

4. \_\_\_\_\_  
(Mailing Address; if different)

\_\_\_\_\_ (City) \_\_\_\_\_ (County) \_\_\_\_\_ (State) \_\_\_\_\_ (Zip)

DOCUMENT  
MAHER

A-113267

5. Applicant DOES hold ICC authority under Docket No. 278094  
(does or does not)

6. Applicant DOES NOT have a current safety rating issued by \_\_\_\_\_  
(does or does not)

(attach copy).

7. Approximate number of commercial vehicles to be operated intrastate:

owned 8 leased \_\_\_\_\_

8. Applicant is (check one):

**Individual**

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

(Name)	(Address)

**Corporation.** Organized under the laws of the State of NY and qualified to do business in Pennsylvania by registering with the Secretary of the Commonwealth on 7/25/96 (Attach date-stamped copy of application for Certificate of Incorporation or Authority). Include as an attachment a list of corporate officers and their titles and the names, addresses and number of shares held by each stockholder.

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

Partnership Agreement.

Date-stamped copy of Fictitious Trade Name registration certificate.

Date-stamped copy of Application for Certificate of Incorporation or Certificate of Authority.

Copy of a current safety rating issued by a state or federal agency.

List of corporate officers and stockholders and distribution of shares.

Proof of Insurance.

10. Certification

- a. Applicant certifies that it is not now engaged in any intrastate transportation of property for compensation between points in Pennsylvania and will not engage in the transportation for which approval is herein sought unless and until authorization for such transportation is received.
- b. Applicant certifies that it understands the requirements of the Pennsylvania Public Utility Commission, especially as they relate to safety and insurance, and will be able to comply with them; and acknowledges that failure to abide by the requirements of the Commission as they relate to safety and insurance may result in civil penalties, suspension or cancellation of the certificate.
- c. Applicant certifies that it understands that it is subject to an annual assessment based upon its gross intrastate operating revenues to help pay expenses incurred by the PUC in regulating motor common carriers of property; and acknowledges that failure to file the annual assessment report and timely satisfy the assessment may result in civil penalties, suspension or cancellation of the certificate

# VERIFICATION OF APPLICATION

I/We hereby state that the statements made in the application are true and correct to the best of my/our knowledge, information belief.

The undersigned understand(s) that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

x Richard Mahen      Richard Mahen (Pres)      7, 12, 96  
(Print Name)                      (Signature)                      (Date)

Barbara Mahen      Barbara Mahen (Secty)      7, 12, 96  
(Print Name)                      (Signature)                      (Date)

\_\_\_\_\_  
(Print Name)                      (Signature)                      (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).



COPY

7. (Check one of the following):

(Business corporation): The corporation is a corporation incorporated for a purpose or purposes involving pecuniary profit, incidental or otherwise.

(Nonprofit corporation): The corporation is a corporation incorporated for a purpose or purposes not involving pecuniary profit, incidental or otherwise.

IN TESTIMONY WHEREOF, the undersigned corporation has caused this Application for a Certificate of Authority to be signed by a duly authorized officer thereof this 12 day of July, 19 96.

R.S. Mahen & Son Inc  
(Name of Corporation)

BY: Richard Mahen  
(Signature)

TITLE: Pres

ATTACHMENT I

LIST OF CORPORATE OFFICERS AND SHARES

	SHARES:
RICHARD MAHER.....PRESIDENT.....	50%
BARBARA MAHER.....SECRETARY.....	50%



## CONDITIONS

This Company binds the kind(s) of insurance stipulated on the attached form. The Insurance is subject to the terms, conditions and limitations of the policy(ies) in current use by the Company.

This binder may be cancelled by the Insured by surrender of this binder or by written notice to the Company stating when cancellation will be effective. This binder may be cancelled by the Company by notice to the Insured in accordance with the policy conditions. This binder is cancelled when replaced by a policy. If this binder is not replaced by a policy, the Company is entitled to charge a premium for the binder according to the Rules and Rates in use by the Company.

## APPLICABLE IN NEVADA

Any person who refuses to accept a binder which provides coverage of less than \$1,000,000.00 when proof is required: (A) Shall be fined not more than \$500.00 and (B) is liable to the party presenting the binder as proof of insurance for actual damages sustained therefrom.

CERTIFICATE OF INCORPORATION

OF

R.S. MAHER & SON, INC.

Under Section 402 of the Business Corporation Law

IT IS HEREBY CERTIFIED THAT:

1. The name of the corporation is:

R.S. MAHER & SON, INC.

2. The purpose or purposes for which the corporation is

formed as follows, to wit:

To carry on a local freight and baggage transfer business; to move household goods, and goods, wares and merchandise of all kinds. To carry on, in connection with the foregoing, a general stevedoring, freight handling, freight forwarding and warehousing business.

To engage in any lawful act or activity for which corporations may be formed under the Business Corporation Law. The corporation is not formed to engage in any act or activity requiring the consent or approval of any state official, department, board, agency or other body without such consent or approval first being obtained.

To own, operate, manage, acquire and deal in property, real and personal, which may be necessary to the conduct of the business.

Without limiting any of the purposes or powers of the corporation it shall have the power to do any one or more or all of the things set forth, and all other things likely, directly or indirectly, to promote the interests of the corporation. In the carrying on of its business it shall have the power to do any and all things and powers which a co-partnership or natural person could do, either as a principal, agent, representative, lessor, lessee or otherwise, either alone or in conjunction with others, and in any part of the world. In addition, it shall have and exercise all rights, powers and privileges now belonging to or conferred upon corporations organized under the Business Corporation Law.

3. The office of the corporation is to be located in the

Town of Eagle, County of Wyoming, State of New York.

4. The aggregate number of shares which the corporation

shall have authority to issue is 200 shares, at \$1.00 par value.

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5. The Secretary of State is designated as agent of the corporation upon whom process against it may be served. The post office address to which the Secretary of State shall mail a copy of any process against the corporation served upon him is:

The corporation  
3429 Route 39  
Bliss, New York 14024

IN WITNESS WHEREOF, the undersigned incorporator, being at least eighteen years of age, has executed and signed this Certificate of Incorporation this 6th day of February, 1985.

Sherry McDermott  
Sherry McDermott  
33 Rensselaer Street  
Albany, New York 12202

STATE OF NEW YORK )  
                          )ss.  
COUNTY OF ALBANY )

On this 6th day of February, 1985, before me personally came Sherry McDermott to me known to be the individual described in and who executed the foregoing instrument, and she duly acknowledged to me that she executed the same.

Barbara Kinnaw  
NOTARY PUBLIC, STATE OF NEW YORK  
No. 4720956  
Qualified in Albany County  
Term Expires March 30, 1986

*Barbara Kinnaw*

State of New York }  
Department of State } ss:

*I hereby certify that I have compared the annexed copy with the original document filed by the Department of State and that the same is a correct transcript of said original.*

*Witness my hand and seal of the Department of State on* JUL 26 1994

  
Secretary of State

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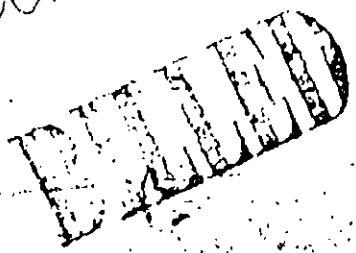
CERTIFICATE OF INCORPORATION

OF

R.S. MAHER & SON, INC.

2/7  
C

2/17-10



FILED BY:

Theron Howard, Esq.  
15 Clay St.  
LeRoy, N.Y. 14482

STATE OF NEW YORK  
DEPARTMENT OF STATE

FILED FEB 20 1985

AMT. OF CHECK \$ \_\_\_\_\_  
FILING FEE \$ \_\_\_\_\_  
TAX \$ \_\_\_\_\_  
COUNTY FEE \$ \_\_\_\_\_  
COPY \$ \_\_\_\_\_  
GIFT \$ \_\_\_\_\_  
REFUND \$ \_\_\_\_\_  
SPEC. FILE \$ \_\_\_\_\_

484919

BY \_\_\_\_\_



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

IN REPLY PLEASE  
REFER TO OUR FILE

August 16, 1996

R S MAHER & SON INC  
3429 ROUTE 39  
BLISS NY 14024

In re: A-00113267 - Application of R. S. Maher & Son, Inc.

Dear Sir:

The above-cited application has been received and accepted for publication. It will be published in the Pennsylvania Bulletin of August 17, 1996.

You are further advised that the above-cited application will be submitted for review provided no comments are filed on or before September 3, 1996

If comments are filed, you will be advised as to the procedure.

You are not yet authorized to provide intrastate service. You will receive notification when you may begin.

Very truly yours,

Peter S. Marzolf, Supervisor  
Application Review Section  
Bureau of Transportation & Safety

PSM:lg

