





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

IN REPLY PLEASE  
REFER TO OUR FILE

November 23, 1994

A-00111410

■  
LESTER FELLOWS COMPANY  
TATHUM & EAST PEARL STREETS  
BURLINGTON NJ 08016  
■

Application of Lester Fellows Company  
a corporation of the State of New Jersey

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Enclosed is the compliance order issued by the Commission in this proceeding.

A **Contract Carrier Permit** evidencing the Commission's approval of the right to operate will not be issued until the applicant has complied with the following insurance and tariff requirements:

- I. Arrange through an insurance agent to have an insurance company file with the Commission a **FORM E** as evidence of public liability and property damage insurance coverage as shown on the back of this sheet.
- II. File a bilateral contract, if required by the order.
- III. Prepare and file a schedule of minimum rates and charges according to the enclosed instructions.

CONTRACT

DOCUMENT  
FOLDER

DOCKETED

DEC 16 1994

LDA

Minimum Limits for PA Public Utility Commission Authorized Service

PASSENGER CARRIERS:

- 15 passengers or less: \$35,000 combined single limit per accident per vehicle to cover liability because of bodily injury, death or property damage.
- \$25,000 first party medical benefits,  
\$10,000 first party wage loss benefits  
and shall conform to 75 Pa. C.S. §§1701-1798  
(relating to Motor Vehicle Financial  
Responsibility Law).
- First party coverage of the driver of  
certificated vehicle shall meet the  
requirements of 75 Pa. C.S. §1171 (relating  
to required benefits).
- 16 to 28 passengers: \$1,000,000 combined single limit per  
accident per vehicle to cover liability  
because of bodily injury, death or property  
damage.
- 29 passengers or more: \$5,000,000 combined single limit per  
accident per vehicle to cover liability  
because of bodily injury, death or property  
damage.

PROPERTY CARRIERS:

- Common or Contract: \$300,000 combined single limit per accident  
per vehicle to cover liability because of  
bodily injury, death or property damage.
- Insurance coverage of motor carriers of  
75 Pa. C.S. §1701-1798 (relating to Motor  
Vehicle Financial Responsibility Law).
- Common only: \$5,000 per accident per vehicle for loss or  
damage to cargo.

No motor carrier shall operate or engage in any transportation until compliance with all of the above requirements and contract carrier permit has been issued authorizing actual operations. Motor carriers operating without complying with the above requirements will be subject to the penalty provisions of the Public Utility Code.

Commission regulations require compliance with all of the above requirements within sixty (60) days of the date of this letter. Failure to comply within the sixty (60) days will cause the Commission to rescind the action of November 10, 1994 and dismiss the application without further proceedings.

If you foresee any problems in meeting these requirements, please direct your questions to the following contact persons:

**Insurance Filings:** Mr. William Hoshour-Insurance Section  
(717) 783-5933

**Tariff Filings:** Mr. Joseph Machulsky-Tariff Section

. . . . **Contract Filings:** Mr. Peter Marzolf-Technical Review Section

Very truly yours,

John G. Alford  
Secretary

Enclosures  
Certified Mail  
Receipt Requested  
JEP

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17105-3265

Public Meeting held November 10, 1994

Commissioners Present:

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

DOCUMENT  
FOLDER

Application of Lester Fellows Company, a corporation of the State of New Jersey, for the right to begin to transport, as a contract carrier, by motor vehicle, property, for Allied Tube & Conduit, between points in Pennsylvania.

A-00111410

DOCKETED

DEC 16 1994

ORDER

BY THE COMMISSION:

This matter comes before the Commission on an application filed May 5, 1994. Public notice of the application was given in the Pennsylvania Bulletin of August 13, 1994. The unopposed application is certified to the Commission for its decision without oral hearing. The record consists of a verified statement entered by Phillip J. Lods on behalf of the applicant and Michael A. McTheue, manager of traffic for the shipper.

DISCUSSION AND FINDINGS

The applicant, Lester Fellows Company, seeks to initiate contract carrier service providing for the transportation of property for a single shipper. It seeks the right to transport property between all points in the Commonwealth for Allied Tube & Conduit. Lester Fellows Company is a carrier operating under authority from the Interstate Commerce Commission. It operates a terminal in Burlington City, New Jersey. It has a large fleet of vehicles; all owned equipment. All its trailers are flatbed trailers which accommodate the type of commodities shipped by Allied Tube and Conduit.

As evidence of its financial capacity to initiate service, Lester Fellows Company provided an unaudited balance sheet dated June 30, 1994 reporting total assets of \$1,049,885.27 with total liabilities of \$291,311.93.

Allied Tube and Conduit is a company domiciled in Philadelphia which requires the transportation of iron and steel tubing which is consigned to electrical

distributors, fence wholesalers, fire protection supply centers as well as to job sites. In 1993, approximately 50,416,145 pounds of product moved within Pennsylvania. The applicant's service is desirable to provide transportation to such points as Allentown, Altoona, Beaver Falls, Bradford, Carlisle, Hanover, Greensburg, Latrobe, Pittsburgh, Uniontown and York, among others.

We find:

1. The applicant is an established company with the equipment and financial capacity necessary to initiate contract carrier service in Pennsylvania.
2. The applicant has the support of the shipper named in the application and that support is representative of the proposed service.
3. Approval of the unopposed application for contract carrier authority is in the public interest; THEREFORE,

IT IS ORDERED: That the unopposed application be and is hereby approved granting the following right:

To transport, as a contract carrier by motor vehicle, property for Allied Tube and Conduit, between points in Pennsylvania.

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.

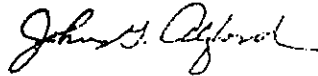
IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation in this application until the following is submitted to the Commission:

1. Form E evidence of Bodily Injury and Property Damage Liability Insurance.
2. Schedule of minimum rates and charges.
3. A contract in compliance with 52 PA Code §31.45.

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 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: November 10, 1994

ORDER ENTERED: **NOV 23 1994**