

Before the
PENNSYLVANIA PUBLIC UTILITY COMMISSION

DOCKET NO. A-2015-2520130

Application of METRO TRANSPORTATION, LLC

PROTEST ON BEHALF OF
YOURWAY TRANSPORT, INC AND
REQUEST FOR ORAL HEARING

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MAR 23 2016

PA PUBLIC UTILITY COMMISSION
~~SECRETARY'S BUREAU~~

YOURWAY TRANSPORT, INC hereby files the within Protest to the above-captioned Application of METRO TRANSPORTATION, LLC and in support thereof sets forth as follows:

1. Applicant filed an application for authority as published in the Pennsylvania Bulletin and as set forth in Appendix A.
2. The name and business addresses of the Protestant are set forth in Appendix A which is attached hereto.
3. By this application, Applicant seeks authority to transport persons, as common carrier, by motor vehicle, in call or demand service, in the city of Allentown, Lehigh County.
5. Protestant holds call and demand operating rights from the Commission at Docket A-2015-2520130. The relevant portion of Protestant's authority is attached hereto as Appendix A-1. The operating rights sought by this Application are in direct conflict with the operating rights issued to Protestant for the City of Allentown, Pennsylvania. Protestant will provide more specific evidence of their authority and operations at the hearing.
6. Protestant is presently providing service in the application area Allentown, Pennsylvania, and is willing and able to provide additional service. There is no need or demand for additional service in Protestant's authorized territory. The proposed service is not necessary or proper for the service, accommodation, convenience or safety of the public.

7. It is believed and therefore averred that the Applicant does not possess the technical and financial ability to provide the proposed service and lacks a propensity to operate safely and legally.

8. It is believed and therefore averred that Applicant's proposed service area is too broad, and that Applicant lacks the ability to service the entire area, together with the territory it is presently serving.

9. Protestant does not have any restrictive amendment to propose which would satisfy its interests in this proceeding.

10. Protestant hereby requests that this application be set for an oral hearing so that Protestant may be able to cross-examine Applicant's witnesses and present evidence to the issues relative to the application. Protestants represent that it will appear at the hearing to present evidence relative to the issues involved in this application.

11. Pursuant to Section 333(c) of the Public Utility Code (66 Pa.C.S.A. §333(c)), Protestant hereby request a list of Applicant's witnesses who are expected to testify in the above-captioned proceeding, together with the subject matter of their anticipated testimony and, in particular, any complaints or other evidence pertaining to the service or operations of Protestants.

WHEREFORE, Protestants respectfully request that the granting of the application be withheld; that the proceedings be assigned for oral hearing with leave to Protestant to participate fully therein; and that Applicant be required to make available at the hearing competent evidence for examination on all material and relevant facts bearing on the application.

Respectfully submitted,

YOURWAY TRANSPORT, INC

Date: 3/23/2016

By: 
GULAM JAFFER, President

Re: Application of METRO TRANSPORTATION, LLC
Docket No. A-2015-2520130

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SECRETARY'S BUREAU

APPENDIX A

SCOPE OF AUTHORITY SOUGHT:

By application published in the Pennsylvania Bulletin on Saturday, January 30, 2016,
Applicant seeks authority to transport persons, as common carrier, by motor vehicle, in call or
demand service, in:

INTERESTS OF PROTESTANTS:

1. YOURWAY TRANSPORT, INC, 6681 SNOWDRIFT RD ALLENTOWN, PA, 18106 is a common carrier that holds authority at Docket No. A-00122788, to transport, as common carrier, persons in call and demand service, from points (see attached) A copy of the relevant authority is attached hereto as Exhibit A-1. All of the Protestant's authority is relevant to this application.

NOTE: Attach a copy of your rights as Exhibit A-1.

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION**

IN THE MATTER OF: A-00122788

Applicant, Yourway Transport, Inc., granting the right to transport as a common carrier, passengers in call or demand service from points in Lehigh and Northampton Counties to points in Pennsylvania and return, and from points in Pennsylvania to points in Lehigh and Northampton Counties and return. A-2013-2300845

EFFECTIVE DATE: January 30, 2015

The Pennsylvania Public Utility Commission hereby certifies that after an investigation and/or hearing, it has, by its report and order made and entered, found and determined that the granting of the application is necessary or proper for the service, accommodation, convenience and safety of the public and hereby issues to the applicant this CERTIFICATE OF PUBLIC CONVENIENCE evidencing the Commission's approval to operate.

In Witness Whereof, The PENNSYLVANIA PUBLIC UTILITY COMMISSION has caused these presents to be signed and sealed, and duly attested by its Secretary at its office in the city of Harrisburg this 30th day of January, 2015.


Secretary

CERTIFICATE OF SERVICE

I hereby certify that I have, this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party):

METRO TRANSPORTATION, LLC
207 WEST SUN HILL RD
MANHEIM, PA 17545

Dated this 23RD day of March 2016


GULAM JAFFER

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SECRETARY'S BUREAU

ORIGIN ID: ABEA (610) 395-9198
SHIRAZ JAFFER
YOURWAY TRANSPORT
6681 SNOWDRIFT ROAD

ALLENTOWN, PA 18106
UNITED STATES US

SHIP DATE: 23MAR16
ACTWGT: 0.50 LB
CAD: 7311512/NET3730

BILL SENDER

TO METRO TRANSPORTATION

207 WEST SUN HILL ROAD

MANHEIM PA 17545

(610) 395-9198

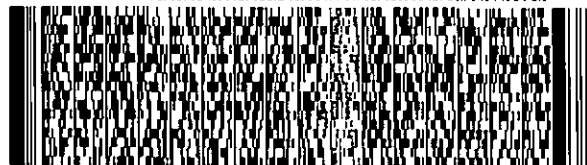
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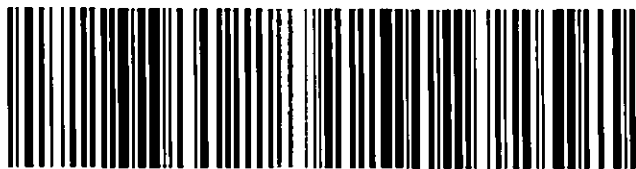
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ORIGIN ID: ABEA (610) 395-9198
SHIRAZ JAFFER
YOURWAY TRANSPORT
6681 SNOWDRIFT ROAD

ALLENTOWN, PA 18106
UNITED STATES US

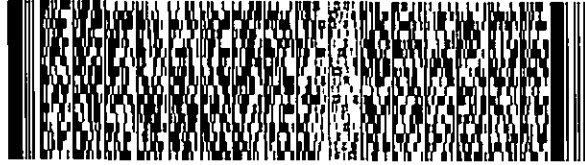
SHIP DATE: 23MAR16
ACTWGT: 0.50 LB
CAD: 7311512/INET3730

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TO PA PUBLIC UTILITY COMMISSION
SECRETARY
PO BOX 3265

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HARRISBURG PA 17105
(610) 395-9198 REF. GULAM
INV. PO DEPT.



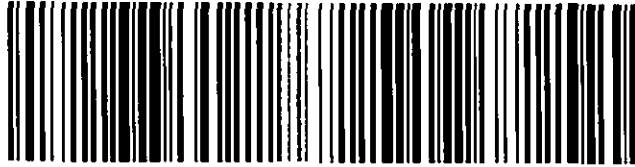
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