

PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Uniform Cover and Calendar Sheet

27

1. REPORT DATE:  
December 22, 1997

2. BUREAU AGENDA NO.:  
JAN-98-TS-MC-19\*

3. BUREAU:  
Transportation and Safety

4. SECTION(S):  
Compliance Office - Technical Unit

5. PUBLIC MEETING DATE:

January 15, 1998  
**DOCUMENT  
FOLDER**

6. APPROVED BY:

Director: Farrell 3-3846  
Supervisor: Marzof 3-5945

7. PERSONS IN CHARGE:  
Zeigler 3-5946

8. DOCKET NO.:  
A-00113409

9. (a) CAPTION (abbreviate if more than 4 lines)

(b) Short summary of history & facts, documents & briefs

(c) Recommendation

(a) Application of Eric Wright Enterprises, Inc., t/d/b/a Eric's Moving, a Pennsylvania Corporation, Royersford, Montgomery County, for the right to begin to transport, as a common carrier, household goods in use between points in the counties of Bucks, Delaware, Montgomery and Philadelphia, and from points in the said counties, to other in Pennsylvania.

(b) The application was opposed by two carriers which latter withdrew upon our acceptance of a restrictive amendment. The applicant has the fitness necessary to begin providing the proposed service, as amended. Twenty-seven supporting statements representing the application territory have been entered. Approval of the amended application is proper for the accommodation and convenience of the public.

(c) The Bureau of Transportation and Safety recommends the Commission adopt the proposed order granting the application, as amended.

10. MOTION BY: Commissioner Chm. Quain  
SECONDED: Commissioner Bloom  
Commissioner Hanger - Yes  
Commissioner Rolka - Yes  
Commissioner Brownell - Yes

CONTENT OF MOTION: Staff recommendation adopted.



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

IN REPLY PLEASE  
REFER TO OUR FILE

A-00113409

JANUARY 20, 1998

RICHARD T MULCAHEY JR ESQUIRE  
SCHUBERT BELLWOAR MALLON & WALHEIM  
1400 TWO PENN CENTER PLAZA  
PHILADELPHIA PA 19102

Application of Eric Wright Enterprises, Inc.,  
t/d/b/a Eric's Moving  
a corporation of the Commonwealth of Pennsylvania

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

A Certificate of Public Convenience 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 the following forms with the Commission.

a. A **FORM E** as evidence of minimum public liability and property damage insurance coverage as shown on the back of this sheet.

b. A **FORM H** or **FORM UCPC-31** as evidence of cargo insurance coverage in an amount not less than \$5,000 per vehicle. Under certain circumstances, exemption from the cargo insurance requirement may be secured by filing the enclosed **FORM PUC-288**.

II. Prepare and file a tariff according to the enclosed instructions except applicants for transfer of authority must file a tariff adoption supplement which will be forward by separate cover at a later date.

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Minimum Limits for Pa. Public Utility Commission Authorizing  
Service

**PASSENGER CARRIERS:**

15 passengers or less:	\$35, 000 to cover liability for bodily injury, death or property damage incurred in an accident.
	\$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 to cover liability for bodily injury, death or property damage incurred in an accident.
29 passengers or more:	\$5,000,000 to cover liability for bodily injury, death or property damage incurred in an accident.
<b><u>PROPERTY CARRIERS:</u></b>	
Bodily Injury:	\$300,000 per accident per vehicle to cover liability for bodily injury, death or property damage incurred in an accident.
	Insurance coverage of motor carriers of 75 Pa. C.S. §1701-1798 (relating to Motor Vehicle Financial Responsibility Law).
Cargo:	\$5,000 for loss or damage to cargo carried on a motor vehicle.

No motor carrier shall operate or engage in any transportation until compliance with all of the above requirements and a certificate has been issued authorizing actual operations. A motor carrier 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) day period will cause the Commission to rescind the action of January 15, 1998, and dismiss the application without further proceedings.

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

**Insurance Filings:** Insurance Unit  
(717)-783-5933

**Tariff Filings:** Tariff Unit  
(717) 787-5945

Very truly yours,

James J. McNulty, Secretary

smk  
encls.  
Cert.Mail  
ERIC F WRIGHT  
T/A ERIC'S MOVING  
524 WASHINGTON STREET  
ROYERSFORD PA 19468

**PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17105-3265**

Public Meeting held January 15, 1998

Commissioners Present:

John M. Quain, Chairman  
Robert K. Bloom, Vice Chairman  
John Hanger  
David W. Rolka  
Nora Mead Brownell

Application of Eric Wright Enterprises,  
Inc., t/d/b/a Eric's Moving, a corporation  
of the Commonwealth of Pennsylvania, (formerly  
Eric F. Wright) for the right to begin  
to transport, as a common carrier,  
household goods in use, between points in  
the counties of Bucks, Delaware, Montgomery  
and Philadelphia, and from points in the  
said counties, to other points in Pennsylvania.

A-00113409

Richard T. Mulcahey, Jr., for the applicant.  
William H. R. Casey for Clemmer Moving & Storage, Inc.  
and Shelly Moving & Storage, Inc.

**DOCKETED**

**O R D E R**

**MAR 09 1998**

**BY THE COMMISSION:**

This matter comes before the Commission upon an application filed September 23, 1996. Public notice of the application was given in the Pennsylvania Bulletin of October 26, 1996. Protests were filed by Clemmer Moving & Storage, Inc., and Shelly Moving & Storage, Inc.

The protests were withdrawn predicated upon our acceptance of a restrictive amendment which provided that the proposed service be limited to transportation originating the the counties of Delaware and Philadelphia and that part of Montgomery County, west of Interstate Highway Route 76 to its intersection with Interstate Highway Route 476, thence notheasterly along said route (including former Pennsylvania Traffic Route 9, commonly known as the Northeast Extension), to its intersection with Pennsylvania Traffice Route 73, thence along said route to the Montgomery/Berks County border.

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The effect of the amendment is to remove service in Bucks County.

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

DISCUSSION AND FINDINGS:

The application was originally filed by the individual Eric F. Wright September 23, 1996. During the course of the application proceeding Mr. Wright formed a corporation in which he is sole shareholder and officer. He requests that the Commission consider the instant application and issue any authority to that corporation Eric Wright Enterprises, Inc., t/d/b/a Eric's Moving. We find no bar to favorable consideration of this request.

Eric Wright Enterprises, Inc., is a Pennsylvania corporation domiciled at 524 Washington Street, Royersford, Montgomery County. The applicant holds interstate authority and has provided a synopsis of a safety program now in effect. Two straight trucks will be used to provide service.

Financial data for the six months ending June 30, 1997, has been provided which establishes the applicant's financial capacity to provide the amended service in Pennsylvania.

The supporting verified statements are representative of the amended application territory and establish a need for the proposed service.

After complete review of the record, We Find:

1. The applicant has the financial capacity and equipment to provide the proposed service.
2. Approval of the now unopposed application is necessary for the accommodation and convenience of the public; THEREFORE,

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

To transport, as a Class D carrier, household goods in use, between points in the city and county of Philadelphia, the county of Delaware and that part of Montgomery County, west of Interstate Highway Route 76 to its intersection with Interstate Highway Route 476, thence northeasterly along said route (including former Pennsylvania Traffic Route 9, commonly known as the Northeast Extension), to

its intersection with Pennsylvania Traffic Route 73, thence along said route to the Montgomery/Berks County border, and from points in the said territory, to points in Pennsylvania.

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

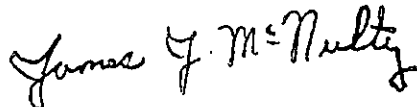
1. Form E evidence of insurance.
2. Form H evidence of cargo insurance.
2. A tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That upon compliance with the requirements herein before set forth, a certificate shall 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 carrier, shall not be construed as conferring more than one operating right.

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

BY THE COMMISSION,



James J. McNulty  
Secretary

(SEAL)

ORDER ADOPTED: January 15, 1998

ORDER ENTERED: **JAN 20 1998**