



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

IN REPLY PLEASE
REFER TO OUR FILE

A-00113458

APRIL 28, 1997

WILLIAM A GRAY ESQUIRE
VUONO LAVELLE & GRAY
2310 GRANT STREET
PITTSBURGH PA 15219

DOCKETED
APR 28 1997

APPLICATION of THREE RIVERS LIMOUSINE SERVICE, INC.,,
a CORPORATION of the COMMONWEALTH of PENNSYLVANIA

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

The 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 with the Commission a FORM E as evidence of minimum public liability and property damage insurance coverage as shown on the back of this sheet.
- 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 forwarded by separate cover at a later date.

PERSONS

DOCUMENT
FOLDER

ERM

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 vehicles shall meet the requirements of 75 Pa. C.S. §1711 (relating to required benefits).
- 16 to 28 passengers: \$1,000,000 to cover liability for 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.

PROPERTY CARRIERS:

- 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 property shall meet the requirements 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 of public convenience has been issued authorizing actual operations. You are advised that any equipment to be used in rendering the service authorized under the certificate must be registered with the Bureau of Motor Vehicles, Department of Transportation, as a bus or taxi. 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 requirements within sixty (60) days of this letter. Failure to comply within the sixty (60) day period will cause the Commission to rescind the action of April 24, 1997 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 Section
(717) 783-5933

TARIFF FILINGS: Tariff Section
(717) 787-5945

Very truly yours,

John G. Alford
Secretary

smk
Enclosures
Certified Mail
Receipt Requested
THREE RIVERS LIMOUSINE SERVICE
1830 PAINTERS RUN ROAD
PITTSBURGH PA 15241

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held April 24, 1997

Commissioners Present:

John M. Quain, Chairman
John Hanger
David W. Rolka
Robert K. Bloom

Application of Three Rivers Limousine Service, Inc., a corporation of the Commonwealth of Pennsylvania, for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in Allegheny County to other points in Pennsylvania, and return; subject to the following condition: That no right, power or privilege is granted to provide service from points in the cities of McKeesport, Duquesne, and Clairton, and the boroughs of Glassport, Liberty, White Oak, Dravosburg, Port Vue, Versailles, Lincoln, Elizabeth, West Elizabeth, Trafford, Braddock, North Braddock, Jefferson and West Mifflin, and the townships of Elizabeth and North Versailles.

A-00113458

DOCKETED
APR 28 1997

Vuono & Gray by William A. Gray for the applicant.
Pillar, Mulroy & Ferber by John A. Pillar for protestant,
The Yellow Cab Company of Pittsburgh.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed October 16, 1996. Public notice of the application was given in the Pennsylvania Bulletin of November 2, 1996. One protest was filed by Yellow Cab of Pittsburgh. The protest was withdrawn upon reconsideration without restrictive amendment.

DOCUMENT
FOLDER

The now unopposed application is certified to the Commission for its decision without oral hearing. The record consists of verified statements entered by the applicant and eight (8) supporting parties.

Nicholas Romah, president of Three Rivers Limousine Service, Inc. (applicant or Three Rivers), is authorized to present this statement in support of the application of Three Rivers. Three Rivers is a corporation of the Commonwealth of Pennsylvania being incorporated on November 5, 1980 with a business address of 1830 Painters Run Road, Pittsburgh, Allegheny County, PA. Communications will be maintained under a central dispatch procedure under which drivers and equipment will be controlled from its office. Applicant does not presently hold any operating authority from the Commission, but does provide limousine service within Allegheny County which is not subject to P.U.C. regulation.

Applicant will operate from 1830 Painters Run Road, Pittsburgh, Allegheny County. Three Rivers does not perform any maintenance at this facility, but will contract out the maintenance portion. The equipment to be operated by applicant consists of seven late-model vans. A comprehensive safety and maintenance program is in effect. Applicant is not affiliated with any other motor carriers. No duplication of rights will result from the grant of the instant application.

Applicant will offer to the public a shared-ride service which will require advance reservations. Senior citizens and persons with impairments that limit their ability to drive will be encouraged to use this service. The service will be for persons who need to attend to shopping, meetings, etc.

The financial data submitted by the applicant is its 1995 U.S. Income Tax Return for an S Corporation. Gross receipts are listed as \$329,130 less total expenses of \$297,160 in an ordinary income of \$31,970.

The following eight (8) individuals state a need for paratransit service as set forth in the next two (2) paragraphs.

Samuel Hazo (supporting party), residing at 1624 Moynell Drive, Scott Township, Allegheny County, states a need as an individual for service approximately two to three times a year between his residence and points in Butler and Beaver Counties. Theresa Mattioli (supporting party), domiciled at 615 Trotwood Ridge Road, Upper St. Clair, Allegheny County, requires service as an individual approximately two to three times a year between her residence and such points as Greensburg, Westmoreland County and Grove City, Mercer County. Carl Bishop (supporting party), residing at 5 Highland Court, Pittsburgh, Allegheny County,

requires service as an individual approximately two to three times a year between his residence and such points as Greensburg, Westmoreland County and Punxsutawney, Jefferson County. Dan Hinkson (supporting party), domiciled at 1108 Broadway #2, McKees Rocks, Allegheny County, requires transportation as an individual approximately one to two times per year between his residence and points in Beaver County.

Carl A. Frenchik (supporting party), domiciled at 2565 King Lear Drive, #16, Monroeville, Allegheny County, supports the application as an individual, requiring approximately one to three trips per year between his residence and points in Westmoreland County such as Latrobe and Derry. Ronald Killan (supporting party), domiciled at 950 Ohio River Boulevard, Avalon section of Pittsburgh, Allegheny County, supports applicant as an individual for service approximately three times per year between his residence and points in Washington and Beaver Counties. Arlene Bonzak (supporting party), domiciled at 326 Wilbur Street, Knoxville section of Allegheny County, supports applicant as an individual for service approximately two times per year between her residence and points in Butler County. Beatrice Mahoney (supporting party), domiciled at Sweetbriar Place, 211 Sweetbriar Street, Mount Washington section of Allegheny County, supports applicant as an individual requiring service approximately three to four times per year between her residence and such points as Horizons Home in Washington County.

DISCUSSION AND FINDINGS

Three Rivers Limousine Service, Inc. seeks to initiate paratransit service and the application was opposed by one carrier. The protest was withdrawn upon reconsideration without restrictive amendment.

Applicant, through its P.U.C. exempt limousine transportation in Allegheny County, has the facilities, equipment, fitness, experience and ability to render the proposed service. While we find the support to be limited, applicant has demonstrated need to grant the application as proposed.

The application is supported by eight (8) individuals requiring paratransit service from points in Allegheny County such as Scott Township, Upper St. Clair, Pittsburgh, McKees Rocks, Monroeville, Avalon, Knoxville and Mount Washington. Points of destination include such counties as Butler, Beaver, Westmoreland, Jefferson and Washington. We find that the support of these eight (8) parties, while limited, is sufficient to grant the application as proposed.

We find:

1. Applicant seeks to initiate common carrier paratransit service and the application was opposed by one carrier.
2. The protest was withdrawn upon reconsideration without restrictive amendment.
3. Eight (8) supporting parties presented minimal need for the service.
4. The applicant has the fitness, experience, equipment and ability to render the proposed service.
5. Approval of the application is necessary for the accommodation and convenience of the public; THEREFORE,

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

To transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in Allegheny County to other points in Pennsylvania, and return;

subject to the following condition:

That no right, power or privilege is granted to provide service from points in the cities of McKeesport, Duquesne, and Clairton, and the boroughs of Glassport, Liberty, White Oak, Dravosburg, Port Vue, Versailles, Lincoln, Elizabeth, West Elizabeth, Trafford, Braddock, North Braddock, Jefferson and West Mifflin, and the townships of Elizabeth and North Versailles.

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. A tariff establishing just and reasonable rates.

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 upon compliance with the requirements hereinbefore set forth, a certificate 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: April 24, 1997

ORDER ENTERED: **APR 28 1997**