SCHUBERT • GALLAGHER



Tyler • Mulcahey

121 SOUTH BROAD STREET, 20TH FLOOR PHILADELPHIA, PA 19107-4533

PHONE: 215.569.3535 FAX: 215.557.7426 WWW.SGTMLAW.COM

Richard T. Mulcahey, Jr. Also Member of New York Bar Direct Dial No.: (215) 587-0107 e-mail: mulcahey@sgtmlaw.com

March 30, 2016

2016 APR -1 AH 10: OE

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Rosemary Chiavetta, Secretary Pennsylvania Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105-3265

Re: Application of Joel Sicherman, t/a Bestdarnmovers.

PUC Docket No.: A-2016-2532991

Dear Ms. Chiavetta:

Please be advised that this office represents Cadden Bros. Moving & Storage, Inc. Accordingly, I enclose herewith an original Protest of our client to the above captioned Application.

Kindly acknowledge receipt of the enclosure by time-stamping the enclosed copy of this letter and returning to me in the self-addressed, stamped envelope provided.

Respectfully submitted,

Richard T. Mulcahey, Jr.

RTMIR/hs Enclosures

cc: Joel Sicherman, t/a Bestdarnmovers. (w/encls.)

Cadden Bros. Moving & Storage, Inc. (w/encls.)

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

PUC DOCKET NO .:

 $\Gamma \cap$

IN RE:

APPLICATION OF

JOEL SICHERMAN, t/a

BESTDARNMOVERS

A-2016-2532991

PROTEST

TO THE HONORABLE, THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

AND NOW, comes Cadden Bros. Moving & Storage, Inc. ("Protestant"), by its attorneys, Richard T. Mulcahey, Jr. of Schubert, Gallagher, Tyler & Mulcahey, and files this Protest to the instant Application and respectfully represents that:

1. The name, address and telephone number of the Protestant are:

> Cadden Bros. Moving & Storage, Inc. 1106 Mid Valley Drive Olyphant, PA 18447 (570) 489-4005

2. The name, address and telephone number of the Protestant's attorneys are:

> Richard T. Mulcahey, Jr., Esquire Schubert, Gallagher, Tyler & Mulcahey 121 South Broad Street, 20th Floor Philadelphia, PA 19107-4533 (215) 587-0107

- Protestant is certificated by Your Honorable Commission at Application Docket No. 3. A-00123871. A copy of the relevant portions of the Protestant's authority upon which its Protest is herein predicated is attached hereto as Exhibit "A" and incorporated by reference herein.
- Approval of the Application would create unwarranted competition to the detriment 4. of Protestant and other existing carriers and ultimately the public, tending to deprive Protestant and

other carriers of customers and to divert revenues which are essential to the maintenance of an

adequate and safe transportation system.

5. Applicant does not possess the technical and financial ability to provide the

proposed service and lacks a propensity to operate safely and legally and, therefore, does not have

the fitness to be granted a Certificate of Public Convenience by Your Honorable Commission.

Specifically:

(a) Applicant has not shown or demonstrated that it possesses the pertinent terminal

facilities and communication network for the proposed service.

(b) Applicant has not shown or demonstrated that it has pertinent equipment and

vehicles for the proposed service.

(c) Applicant has not shown or demonstrated that it possesses the pertinent safety

program for the proposed service or that it will be able obtain a satisfactory safety rating.

(d) Applicant has not shown or demonstrated that it has the pertinent financial

wherewithal to operate the proposed service.

(e) Applicant has not shown or demonstrated that it has a minimum of two (2) years

experience with a licensed household goods carrier or the equivalent necessary for successful new

operations.

Respectfully submitted,

Rv·

RICHARD T. MULCAHEY, JR.

SCHUBERT, GALLAGHER.

TYLER & MULCAHEY

Attorneys for Protestant

RECEIVED

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Cadden Bros. Moving & Storage, Inc. PUC Docket No. A-00123871

To transport, as a common carrier, household goods in use, between points in the Commonwealth of Pennsylvania.

SECRETARY'S BUREAU

CERTIFICATE OF SERVICE

I, Richard T. Mulcahey, Jr., Esquire, hereby certify that on	<i>3/30/le</i> , 1
forwarded by first-class mail, postage pre-paid, a copy of the Protest filed	on behalf of Cadden Bros.
Moving & Storage, Inc. to:	

Joel Sicherman, t/a Bestdarnmovers 210 Division Street Kingston, PA 18704

DATE

RICHARD T. MULCAHEY, JR., ESQ.

PA P.U.C. SECRETARY'S BURFAU



TO:

Rosemary Chiavetta, Secretary Pennsylvania Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105-3265

