

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00	:	
2. BUREAU: TAS	:	
3. SECTION(S):	:	
5. APPROVED BY:	:	4. PUBLIC MEETING DATE:
DIRECTOR:	:	00/00/00
SUPERVISOR:	:	
6. PERSON IN CHARGE: KEYSER	:	7. DATE FILED: 06/10/02
8. DOCKET NO: A-00113661C0201	:	9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: TRANSPORTATION & SAFETY BUREAU OF

RESPONDENT/APPLICANT: LORENZ, CYNTHIA A. AND CAL

COMP/APP COUNTY:

UTILITY CODE: 702312

ALLEGATION OR SUBJECT

COMPLAINT AGAINST CYNTHIA A & CARL LORENZ REQUESTING THE COMMISSION TO REVOKE CANCEL THE CERTIFICATE OF PUBLIC CONVENIENCE AT A-00113661 FOR FAILURE TO PAY ANNUAL ASSESSMENTS IN THE AMOUNT OF \$600.00.

DOCUMENT  
FOLDER

DOCKETED  
JUN 18 2002

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY  
COMMISSION, BUREAU OF  
TRANSPORTATION AND SAFETY

v.

DOCKET NO. A-00113661C02 01

Lorenz, Cynthia A. and Cal  
T/A Bear Valley Trucking

COMPLAINT

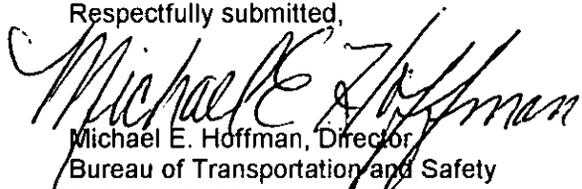
2002 JUN 19 AM 9:58  
SECRETARIAL

RECEIVED

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That, Lorenz, Cynthia A. and Cal, T/A Bear Valley Trucking, respondent, maintains their principal place of business at R.D. 2, Box 852, Coal Township, PA 17866.
2. That respondent was issued a certificate of public convenience by this Commission on March 11, 1997, at Docket No. A-00113661.
3. That, on July 17, 2001, respondent was sent an initial assessment of \$600 for 2000. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$600.
4. That respondent has an outstanding assessment of \$600.
5. That respondent failed to file objections to the assessment, pursuant to 66 Pa. C.S. §510(c).
6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa. C.S. §510(c).

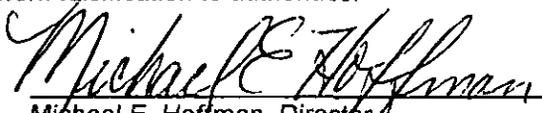
WHEREFORE, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue a Secretarial Letter which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked and (5) imposes an additional fine on the respondent.

Respectfully submitted,  
  
Michael E. Hoffman, Director  
Bureau of Transportation and Safety  
P.O. Box 3265  
Harrisburg, PA 17105-3265

VERIFICATION

I, Michael E. Hoffman, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Date: 6/17/02

  
Michael E. Hoffman, Director

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code §1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa. C.S. §3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Bureau of Audits, Attention Steve Reed  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue a Secretarial Letter imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

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

Date of Service: JUNE 18, 2002  
Docket Number: A-00113661C0201

CYNTHIA A AND CAL LORENZ  
T/A BEAR VALLEY TRUCKING  
R D #2 BOX 852  
COAL TOWNSHIP PA 17866

**Pennsylvania Public Utility Commission Bureau of Transportation and Safety  
v.**

**CYNTHIA A AND CAL LORENZ T/A BEAR VALLEY TRUCKING**

Dear Sir/Madam:

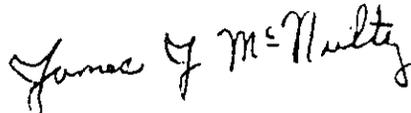
The Pennsylvania Public Utility Commission has delegated its authority to initiate prosecutory proceedings to several bureaus in the Commission with enforcement responsibilities.

Pursuant to this delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff has filed the attached complaint against you.

Please refer to the Notice page at the conclusion of this complaint for detailed instructions on how to proceed. Alternative formats of this material are available for persons with disabilities.

Any questions may be directed to the Technical Review Section of the Bureau of Transportation and Safety at (717) 787-1168.

Very truly yours,



James J. McNulty  
Secretary

ddi

REQUEST FOR HAND DELIVERY BY OFFICER

COMPLETED BY REQUESTER:

Requester's Name DAWN IMES
Respondent CYNTHIA A & CAL LORENZ T/A BEAR VALLEY TRUCKING
Street R D #2 BOX 852
City COAL TOWNSHIP
County NORTHUMBERLAND
State & Zip Code PA 17866
PUC Docket No. A-00113661C0201

T & S USE ONLY:

Date 7-10-02 / COMPLETED 7-13-02
Assignment No. H-079-02
Phone No. of Respondent
Enforcement Officer WALBORN
District Harrisburg

HAND DELIVERY OF DOCUMENT REQUESTED

[X] UNDELIVERED MAIL

Please deliver the attached documents, have the respondent sign and date the bottom of this form, provide any helpful information in the comment section below and return to requester.

NOTE: If at all possible, the correct business mailing address of Respondent would be appreciated.

SRB

SECRETARY'S BUREAU

2002 AUG 15 11:21:15

Type of Document COMPLAINT : TAS (ASSESSMENT FOR 2000)

[ ] RETURNED CHECKS

- 1) Check # in the amount of \$ was returned.
2) Check # in the amount of \$ was returned.

Please obtain a certified check or money order to replace attached check which will be returned when proper payment is received.

Officer's Comments:

NEW ADDRESS: 113 CIRCLE DRIVE
COAL TOWNSHIP, PA
17866

Respondent's Signature:

Date: 7/11/02

Officer's Signature:

Date: 7/12/02

Document Folder

DATE: JULY 8, 2002

SUBJECT: A-00113661C0201

TO: Bureau of Transportation and Safety  
Attention: Wendy Keezel

FROM: James J. McNulty, Secretary

**DOCKETED**  
JUL 09 2002

**DOCUMENT**

**PA P.U.C. vs CTNTHIA A AND CAL LORENZ T/A BEAR VALLEY TRUCKING**

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Will you please have an enforcement officer deliver the attached returned certified mail.

Attachment

pc: Office of Administrative Law Judge

ddi

BTL