

BEFORE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

APPLICATION FOR TRANSPORTATION BY MOTOR
COMMON CARRIERS OF PROPERTY

(PLEASE READ INSTRUCTIONS BEFORE PREPARING APPLICATION)

For PUC Use Only
Docket No. <u>A-114331</u>
Folder No. _____

1088
97 OCT -6
RECEIVED
PUC/PHONOTM
OFFICE

97 OCT -6 PM 2:50

1. Penthouse Meat Co
(Full and correct name in which you intend to operate):

2. Division of Ottoman Custom Processors Inc.
Penthouse Meat Co
(Trade name, if any)

11/18

The trade name, if fictitious, has Not been registered
(has or has not)

Secretary of the Commonwealth on 9/19/97 (attach
date-stamped registration form).

3. Penthouse Meat Co (717) 563-1153
(Physical Address) (Telephone No.)

RR#1 Box 188 Dalton PA 18414
(City) (County) Jackawanna (State) (Zip)

4. N/A
(Mailing Address; if different)

N/A
(City) (County) (State) (Zip)

5. Seymour Weinstein
(Attorney's Name) (Telephone Number)

(Attorney's Address)
**DOCUMENT
FOLDER**
3

DOCKETED
APPLICATION (508) 756-4393
OCT 15 1997
ENTRY No. gt

6. Applicant does hold ICC authority under Docket
(does or does not)

No. 268194

7. Applicant does NOT have a current safety rating
(does or does not)

issued by N/A

(attach copy)

8. Approximate number of commercial vehicles to be operated

intrastate: owned 1 leased 4

9. Applicant is (check one):

Individual

Partnership. Attach copy of partnership agreement and list names and addresses of all partners below (use additional sheet if necessary).

(Name)	(Address)

Corporation. Organized under the laws of the State of MASS and qualified to do business in Pennsylvania by registering with the Secretary of the Commonwealth on 9/19/97
(Attach date-stamped copy of application for Certificate of Incorporation or Authority). Include as an attachment a list of corporate officers and their titles and the names, addresses and numbers of shares held by each stockholder.

10. Attach the following, as appropriate (check those attached):

- Partnership Agreement.
- Date-stamped copy of Fictitious Trade Name registration certificate.
- Date-stamped copy of Application for Certificate of Incorporation or Certificate of Authority.
- Copy of current safety rating issued by a state or federal agency.
- List of corporate officers and stockholders and distribution of shares.
- Proof of insurance.

11. Certification

- a. Applicant certifies that it is not now engaged in any intrastate transportation of property for compensation between points in Pennsylvania and will not engage in the transportation for which approval is herein sought unless and until authorization for such transportation is received.
- b. Applicant certifies that it understands the requirements of the Pennsylvania Public Utility Commission, especially as they relate to safety and insurance may result in civil penalties, suspension or cancellation of the certificate.
- c. Applicant certifies that it understands that it is subject to an annual assessment based upon its gross intrastate operating revenue to help pay expenses incurred by the PUC in regulating motor common carriers of property; and acknowledges that failure to file the annual assessment report and timely satisfy the assessment may result in civil penalties, suspension or cancellation of the certificate.

9769-1267

Microfilm Number _____

Filed with the Department of State on SEP 19 1997

Entity Number 2776032

[Signature]
Secretary of the Commonwealth
OK

APPLICATION FOR CERTIFICATE OF AUTHORITY

DSCB: 15-4124/8124 (Rev 90)

Indicate type of corporation (check one):

Foreign Business Corporation (15 Pa.C.S. § 4124)

Foreign Nonprofit Corporation (15 Pa.C.S. § 6124)

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. (relating to corporations and unincorporated associations) the undersigned association hereby states that:

1. The name of the corporation is: Ottman Custom Processors, Inc.

2. The name which the corporation adopts for use in this Commonwealth is (complete only when the corporation must adopt a corporate designator for use in Pennsylvania):

Penthouse Meat Co. Division of Ottman Custom Processors, Inc.

3. (If the name set forth in paragraph 1 or 2 is not available for use in this Commonwealth, complete the following):

The fictitious name which the corporation adopts for use in transacting business in this Commonwealth is:

Penthouse Meat Co.

The corporation shall do business in Pennsylvania only under such fictitious name pursuant to the attached resolution of the board of directors under the applicable provisions of 15 Pa.C.S. (relating to corporations and unincorporated associations) and the attached form DSCB:54-311 (Application for Registration of Fictitious Name).

4. The name of the jurisdiction under the laws of which the corporation is incorporated is:

Massachusetts

5. The address of its principal office under the laws of the jurisdiction in which it is incorporated is:

1 Blackstone Street Sutton, MA 01590
Number and Street City State Zip

6. This (a) address of this corporation's proposed registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:

(a) RD#1 Route 438 Dalton PA 18414 Lackawanna
Number and Street City State Zip County

(b) c/o: _____
Name of Commercial Registered Office Provider County

For a corporation represented by a commercial registered office provider, the county in (b) shall be deemed the county in which the corporation is located for venue and official publication purposes.

PA DEPT. OF STATE

SEP 19 1997

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ACORD INSURANCE BINDER

DATE (MM/DD/YY)
07/09/97

THIS BINDER IS A TEMPORARY INSURANCE CONTRACT, SUBJECT TO THE CONDITIONS SHOWN ON THE REVERSE SIDE OF THIS FORM.

INSURER
MCGRATH BURNHAM GROUP
28 MAIN ST
SOUTHBRIDGE MA 01550-0000

COMPANY
KEMPER NATIONAL INS CO
BINDER #
DATE EFFECTIVE TIME DATE EXPIRATION TIME
07/10/97 12:01 PM 07/10/98 12:01 AM

PHONE (A/C, No, Ext) 508-764-3400
POLICY NUMBER: 618440
SUB-CODE: AOTTCA0-10

THIS BINDER IS ISSUED TO EXTEND COVERAGE IN THE ABOVE NAMED COMPANY PER EXPIRING POLICY #: BINDER

OTTMAN CUSTOM PROCESSORS INC.
P O BOX 567
SCRANTON PA 18501

DESCRIPTION OF OPERATIONS/VEHICLES/PROPERTY (Including Location)
PENNSYLVANIA AUTO FLEET
SCHEDULE ON FILE WITH INSURANCE COMPANY

COVERAGES LIMITS

TYPE OF INSURANCE	COVERAGE/FORMS	AMOUNT	DEDUCTIBLE	COMS %
PROPERTY CAUSES OF LOSS BASIC <input type="checkbox"/> BROAD <input type="checkbox"/> SPEC <input type="checkbox"/>				
GENERAL LIABILITY COMMERCIAL GENERAL LIABILITY CLAIMS MADE <input type="checkbox"/> OCCUR <input type="checkbox"/> OWNER'S & CONTRACTOR'S PROT		GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$ PERSONAL & ADV INJURY \$ EACH OCCURRENCE \$ FIRE DAMAGE (Any one fire) \$ MED EXP (Any one person) \$		
VEHICLE LIABILITY ANY AUTO ALL OWNED AUTOS SCHEDULED AUTOS HIRER AUTOS NON OWNED AUTOS	RETRO DATE FOR CLAIMS MADE: Underinsured Motorist \$ 500000 \$ 1000000	COMBINED SINGLE LIMIT \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE \$ MEDICAL PAYMENTS \$ 5,000 PERSONAL INJURY PROT \$ 8,000 UNINSURED MOTORIST \$ 500,000 \$1,000,000		
PHYSICAL DAMAGE (REDUCIBLE) COLLISION: VARIES OTHER THAN COL: \$1000	ALL VEHICLES <input type="checkbox"/> SCHEDULED VEHICLES <input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> ACTUAL CASH VALUE STATED AMOUNT \$ OTHER		
LOSS LIABILITY ANY AUTO		AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EACH ACCIDENT \$ AGGREGATE \$		
LOSS LIABILITY UMBRELLA FORM OTHER THAN UMBRELLA FORM	RETRO DATE FOR CLAIMS MADE:	EACH OCCURRENCE \$ AGGREGATE \$ SELF-INSURED RETENTION \$		
WORKER'S COMPENSATION AND EMPLOYER'S LIABILITY		STATUTORY LIMITS EACH ACCIDENT \$ DISEASE - POLICY LIMIT \$ DISEASE - EACH EMPLOYEE \$		

ADDITIONAL COVERAGES

MAIL ADDRESS

09:2 PM 9-10076
11370 THE MAIN STREET
SOUTHBRIDGE MA 01550

MORTGAGEE ADDITIONAL INSURED
LOSS PAYEE
LOAN #
AUTHORIZED REPRESENTATIVE
RICHARD A. MCGRATH
AE(A)

FORM. CERTIFICATE OF INSURANCE DATE (MM/DD/YY) **09/29/97**

INSURER
MCGRATH BURNHAM GROUP
328 MAIN ST
SOUTHBIDGE MA 01550-0000

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICES BELOW.

INSURED
PENTHOUSE MEAT CO
1 BLACKSTONE ST
SUTTON MA 01590

COMPANIES AFFORDING COVERAGE	
COMPANY A	FEDERAL INSURANCE CO.
COMPANY B	AMERICAN MANUFACTURERS MUTUAL
COMPANY C	
COMPANY D	

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
VEHICLE LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> OWNERS & CONTRACTORS PROT	35240569	09/01/97	09/01/98	GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$1,000,000 PERSONAL & ADV INJURY \$1,000,000 EACH OCCURRENCE \$1,000,000 FIRE DAMAGE (Any one fire) \$ MED EXP (Any one person) \$ 10,000
AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	F3Y02180100	07/10/97	07/10/98	COMBINED SINGLE LIMIT \$1,000,000 \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE \$
UMBRELLA LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EACH ACCIDENT \$ AGGREGATE \$
UMBRELLA LIABILITY <input type="checkbox"/> UMBRELLA FORM <input type="checkbox"/> OTHER THAN UMBRELLA FORM				EACH OCCURRENCE \$ AGGREGATE \$ \$
EMPLOYERS' COMPENSATION AND EMPLOYERS' LIABILITY THE PROPRIETOR/ PARTNER/EXECUTIVE OFFICERS ARE: <input type="checkbox"/> INCL <input type="checkbox"/> EXCL				STATUTORY LIMITS EACH ACCIDENT \$ DISEASE - POLICY LIMIT \$ DISEASE - EACH EMPLOYEE \$
MOTORTRUCK CARGO	TBD	09/29/97	09/29/98	\$100,000 LIMIT \$ 1,000 DEDUCTIBLE

PROPERTY OF OPERATIONS/LOCATION/VEHICLES/SPECIAL ITEMS

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL endeavor to MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL EXPOSE NO OBLIGATION OR LIABILITY OF ANY KIND TO THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED SIGNATURE
RICHARD W. MCGRATH, MHA
 SACRED SACRAMENTO, CA



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

IN REPLY PLEASE
REFER TO OUR FILE

October 27, 1997

PENTHOUSE MEAT CO
DIVISION OF OTTMAN CUSTOM PROCESSORS INC
T/A PENTHOUSE MEAT CO
RR # 1 BOX 188
DALTON PA 18414

In re: A-00114331 Application of Penthouse Meat Co., Division of Ottman Custom Processors, Inc., t/a Penthouse Meat Co.

Dear Sir or Madam:

The above-cited application has been received and accepted for publication. It will be published in the Pennsylvania Bulletin of October 25, 1997.

You are further advised that the above-cited application will be submitted for review provided no comments are filed on or before November 10, 1997.

If comments are filed, you will be advised as to the procedure.

You are not yet authorized to provide intrastate service. You will receive notification when you may begin.

Very truly yours,

Peter S. Marzolf, Supervisor
Compliance Office.
Bureau of Transportation & Safety

GET/gt

