



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

ISSUED: November 9, 2001  
Re-served

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REFER TO OUR FILE  
IN REPLY PLEASE  
A-00114509 F0002

GREGORY A FEORENE  
ELITE COACH LIMOUSINE INC  
3795 OLD WILLIAM PENN HIGHWAY  
MURRAYSVILLE PA 15668

REP

Application of Elite Coach Limousine, Inc.

TO WHOM IT MAY CONCERN:

Enclosed is a copy of the Initial Decision of Administrative Law Judge Fred R. Nene. This decision is being issued and mailed to all parties on the above specified date.

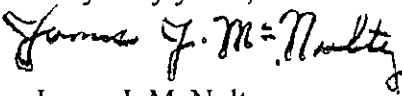
If you do not agree with any part of this decision, you may send written comments (called Exceptions) to the Commission. Specifically, an original and nine (9) copies of your signed exceptions **MUST BE FILED WITH THE SECRETARY OF THE COMMISSION, 2<sup>ND</sup> FLOOR, KEYSTONE BLDG, 400 NORTH STREET, HARRISBURG, PA OR MAILED TO P.O. BOX 3265, HARRISBURG, PA 17105-3265, within twenty (20) days of the issuance date of this letter.** The signed exceptions will be deemed filed on the date actually received by the Secretary of the Commission or on the date deposited in the mail as shown on U.S. Postal Service Form 3817 certificate of mailing attached to the cover of the original document (52 Pa. Code §1.11(a)) or on the date deposited with an overnight express package delivery service (52 Pa. Code 1.11(a)(2), (b)). If your exceptions are sent by mail, please use the address shown at the top of this letter. A copy of your exceptions must also be served on each party of record. 52 Pa. Code §1.56(b) cannot be used to extend the prescribed period for the filing of exceptions/reply exceptions. A certificate of service shall be attached to the filed exceptions.

If you receive exceptions from other parties, you may submit written replies to those exceptions in the manner described above within ten (10) days of the date that the exceptions are due.

Exceptions and reply exceptions shall obey 52 Pa. Code 5.533 and 5.535 particularly the 40-page limit for exceptions and the 25-page limit for replies to exceptions. Exceptions should clearly be labeled as "EXCEPTIONS OF (name of party) - (protestant, complainant, staff, etc.)".

If no exceptions are received within twenty (20) days, the decision of the Administrative Law Judge may become final without further Commission action. You will receive written notification if this occurs.

law  
Encls.  
Certified Mail  
Receipt Requested

Very truly yours,  
  
James J. McNulty  
Secretary

See attached for  
additional parties  
of record

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Elite Coach :  
Limousine, Inc. : Docket No. A-00114509F0002

**INITIAL DECISION**

Before  
Fred R. Nene  
Administrative Law Judge

**DOCKETED**  
NOV 13 2001

On September 26, 2000, an Application of Elite Coach Limousine, Inc. ("Applicant") was docketed with the Commission for additional rights to transport, as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating fifteen (15) passengers or less, including the driver between points in the counties of Cambria, Indiana, Beaver, Butler, Armstrong, Fayette, Washington, Somerset and Westmoreland, and from points in said counties and the County of Allegheny, to points in Pennsylvania, and return.

Notice of the application was published in the Pennsylvania Bulletin on October 14, 2000. Timely protests to the application were filed by Flood City Limousine, RIX Limousine Service, Fox Charter Service, Branick Limousine Service and Pittsburgh Transportation Company.

Pursuant to the Commission's mediation procedures, restrictive amendments were made by the Applicant and the protests of all protestants, except Branick Limousine Service and Pittsburgh Transportation Company were withdrawn. It is noted that, while a restrictive amendment was submitted by

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Pittsburgh Transportation Company, there is no record that this protestant withdrew its protest. Accordingly the Commission scheduled a hearing on the application to be held at 10:00 a.m. on August 22, 2001 before the undersigned in Pittsburgh.

The Applicant failed to appear for the scheduled hearing. Accordingly, I am dismissing the application, *sua sponte*, for failure to prosecute.

**ORDER**

THEREFORE, IT IS ORDERED that the *Application of Elite Coach Limousine, Inc.* at Docket No. A-00114509F0002 is dismissed for failure to prosecute.

Dated: September 4, 2001

  
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FRED R. NENE  
Administrative Law Judge