

TRANSPORTATION CONSULTANT SERVICES, INC.

THOMAS W. DEVINE
REGISTERED FHWA PRACTITIONER

1607 SURREY LANE HAVERTOWN, PA 19083-2514
TELEPHONE (610) 449-9344
FAX (610) 449-0107

March 24, 1998

Pennsylvania Public Utility Commission
Bureau of Transportation & Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

Re: Application for Common Carrier of Property Authority
ACM Transportation Systems, Inc.
A-0011 4812

Could you insert the docket number in the Re: section prior to returning this receipted copy.


Gentlemen:

I am acting as agent for the above referenced applicant.

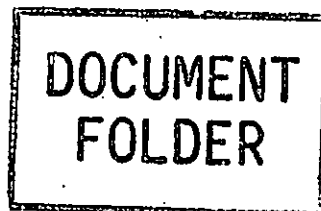
Enclosed are the original and one copy of the above referenced application for motor carrier authority. A check in the amount of \$100.00 is enclosed to cover the application fee.

I am enclosing a copy of this letter along with a pre-addressed, postage paid envelope for your convenience in acknowledging receipt of this application. If there are any questions concerning the enclosed matter, please call me at the above phone number. Thank you very much.

Sincerely,


Thomas W. Devine

cc:Richard E. Horner



610-449-9344
3/24/98 10:29

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-114812</u>
Folder No.	_____

REC'D CIVIL 3-11-98

- ACM Transportation Systems, Inc.
(Full and correct name in which you intend to operate)
- n/a
(Trade name, if any)

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

Secretary of the Commonwealth on _____ (attach
date-stamped registration form).

- 405 Division Street 1-814-4489
(Physical Address) (Telephone No.)
DuBois Clearfield PA 15801
(City) (County) (State) (Zip)
- n/a
(Mailing Address; if different)

- n/a
(Attorney's Name)
n/a
(Attorney's Address)

DOCKETED	
APPLICATION DOCKET	
(State)	(Zip)
APR 28 1998	
(Telephone Number)	
ENTRY No. _____	

DOCUMENT
FOLDER

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

No. _____

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

issued by _____

(attach copy)

8. Approximate number of commercial vehicles to be operated

intrastate: owned 1 leased _____

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 PA
and qualified to do business in Pennsylvania by registering
with the Secretary of the Commonwealth on March 23, 1998

(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.

VERIFICATION OF APPLICATION

I/We hereby state that the statements made in the application are true and correct to the best of my/our knowledge, information belief.

The undersigned understand(s) that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

Rick HORNER

✓ *Rick Horner*

3/20/98

(Print Name)

(Signature)

(Date)

Rick Horner, President

(Print Name)

(Signature)

(Date)

(Print Name)

(Signature)

(Date)

This section must be completed by the applicant appearing on Line 1, if an individual; by all partners, if a partnership; or by the President or Secretary, if a corporation).

Microfilm Number _____

Filed with the Department of State on MAR 23 1998

Entry Number _____

[Signature]
Secretary of the Commonwealth

ARTICLES OF INCORPORATION

DSCB:15-1308 (Rev 80)

Indicate type of domestic corporation (check one):

- Business stock (15 Pa. C.S. § 1306)
- Professional (15 Pa. C.S. § 2903)
- Business-nonstock (15 Pa. C.S. § 2102)
- Management (15 Pa. C.S. § 2701)
- Business statutory close (15 Pa. C.S. § 2304a is applicable)
- Cooperative (15 Pa. C.S. § 7701)

1. The name of the corporation is: ACM TRANSPORTATION SYSTEMS, INC.

This corporation is incorporated under the provisions of the Business Corporation Law of 1988.

2. The address of this corporation's initial (a) registered office in this Commonwealth or (b) commercial registered office provider and the county of venue is:

(a) 405A Division Street, DuBois, PA 15801, Clearfield County
Number and Street City State Zip County

(b) _____
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.

3. The aggregate number of shares authorized is: 1,000 (other provisions, if any, attach 8 1/2 x 11 sheet)

4. The name and address, including street and number, if any, of each incorporator is:

Name	Address	Signature	Date
<u>Richard E. Horner</u>	<u>Route 36, P.O. Box 37 Oliveburg, PA 15764</u>	<i>[Signature]</i>	<u>3-20-98</u>
<u>William L. Horner</u>	<u>Route 36, P.O. Box 27 Oliveburg, PA 15764</u>	<i>[Signature]</i>	<u>3-20-98</u>

5. The specified effective date, if any, is: upon filing
month day year hour, if any

6. Any additional provisions of the articles, if any, attach an 8 1/2 x 11 sheet.

7. **Statutory close corporation only:** Neither the corporation nor any shareholder shall make an offering of any of its shares of any class that would constitute a 'Public Offering' within the meaning of the Securities Act of 1933 (15U.S.C. § 77A et seq.).

8. **Business cooperative corporations only:** (Complete and strike out inapplicable term) The common bond of membership among its members/shareholders is: _____

ACM TRANSPORTATION SYSTEMS, INC.
405 DIVISION STREET
DUBOIS, PA 15801

List of Officers and Stockholders

Rick Horner President 50% stockholder
Route 36, P. O. Box 37
Oliveburg, PA 15764

Bill Horner 50% Stockholder
Route 36, P.O. Box 27
Oliveburg, PA 15764



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

IN REPLY PLEASE
REFER TO OUR FILE

April 27, 1998

ACM TRANSPORTATION SYSTEMS INC
405 DIVISION STREET
DUBOIS PA 15801

In re: A-00114812 - Application of ACM Transportation Systems, Inc.

Dear Sir or Madam:

The above-cited application has been received and accepted for publication. It has been published in the Pennsylvania Bulletin of April 18, 1998.

You are further advised that the above-cited application will be submitted for review provided no comments are filed on or before May 4, 1998.

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

