

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 1, 1999

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

Re: Application for Common Carrier of Property Authority
B & J Excavating, Inc.
A-0011 _____

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.

Would you please acknowledge receipt of this application by time date stamping the enclosed copy of this letter and return it to me in the pre-addressed, postage paid envelope enclosed for your convenience.

If you have any questions concerning the application, please contact me at the above phone number.

Sincerely,


Thomas W. Devine

cc: Michael L. Bartsch



BEFORE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

APPLICATION FOR TRANSPORTATION BY MOTOR
COMMON CARRIERS OF PROPERTY

(PLEASE READ INSTRUCTIONS BEFORE PREPARING APPLICATION)

For PUC Use Only	703633
Docket No.	_____
Folder No.	_____

DOCKETED
APPLICATION DOCKET
MAR 09 1999
ENTRY No. <u>TR</u>

RECEIVED
 BUREAU OF
 TRANSPORTATION & SAFETY
 99 MAR -4 AM 10:23

1. B & J Excavating, Inc.
 (Full and correct name in which you intend to operate)

2. 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).

3. <u>140 Robbins Road, Trestle Bridge Business Center</u>	<u>1-610-873-9801</u>
(Physical Address)	(Telephone No.)
<u>Downingtown, Chester PA 19335</u>	
(City) (County) (State) (Zip)	

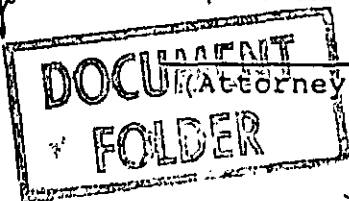
4. n/a
 (Mailing Address; if different)

<u>N/A</u>			
(City)	(County)	(State)	(Zip)

<u>N/A</u>	
(Attorney's Name)	(Telephone Number)

Attorney's Address

*25
 Prop Rev.
 To be signed
 Cargo Worker*



A-115685

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 6 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 Pennsylvania and qualified to do business in Pennsylvania by registering with the Secretary of the Commonwealth on August 29, 1984

(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. Cargo Insurance Waiver and Declaration page

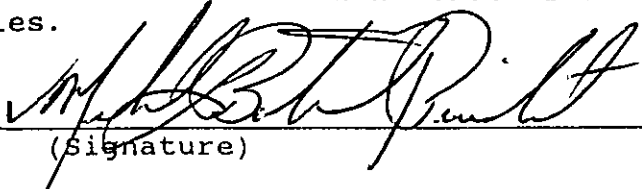
11. Certification

- 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.

MICHAEL L. BARTSCH  2/23/99
(Print Name) (Signature) (Date)

(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).

Commonwealth of Pennsylvania
Department of State

84541515



CERTIFICATE OF INCORPORATION

Office of the Secretary of the Commonwealth

To All to Whom These Presents Shall Come, Greeting:

Whereas, Under the provisions of the Laws of the Commonwealth, the Secretary of the Commonwealth is authorized and required to issue a "Certificate of Incorporation" evidencing the incorporation of an entity.

Whereas, The stipulations and conditions of the Law have been fully complied with by

B & J EXCAVATING, INC.

Therefore, Know Ye, That subject to the Constitution of this Commonwealth, and under the authority of the Laws thereof, I do by these presents, which I have caused to be sealed with the Great Seal of the Commonwealth, declare and certify the creation, erection and incorporation of the above in deed and in law by the name chosen hereinbefore specified.

Such corporation shall have and enjoy and shall be subject to all the powers, duties, requirements, and restrictions, specified and enjoined in and by the applicable laws of this Commonwealth.

Given under my Hand and the Great Seal of the Commonwealth,
at the City of Harrisburg, this 29th day
of August in the year of our
Lord one thousand nine hundred and eighty-four
and of the Commonwealth the two hundred ninth



William R. Davis

Secretary of the Commonwealth

B & J Excavating, Inc.
140 Robbins Road
Trestle Bridge Business Center
Downingtown, PA 19335

Officers

Michael L. Bartsch President / Sec-Treas.

140 Robbins Road
Downingtown, PA 19335

Shareholder

Michael L. Bartsch 100% shareholder, 100 shares

DECLARATIONS
YOUR CONTRACTORS PACKAGE

RENEWAL DECLARATION

Policy Number	From	Policy Period	To	Coverage Is Provided By	Agency
C1 72427352	08/29/98	08/29/99		TRANSPORTATION INSURANCE CO.	033804470
Named Insured And Address				Agent	
B & J EXCAVATING, INC. 140 ROBBINS RD TRESTLE BRIDGE BUSINESS CENTER DOWNINGTOWN, PA 19335				ENGLE HAMBRIGHT & DAVIES 115 E. KING STREET P.O. BOX 83030 LANCASTER PA 17608	

COMMERCIAL GENERAL LIABILITY COVERAGE PART DECLARATIONS

ITEM

2. POLICY PERIOD: THIS POLICY BECOMES EFFECTIVE AND EXPIRES AT 12:01 A.M. STANDARD TIME AT YOUR MAILING ADDRESS SHOWN ABOVE.

IN RETURN FOR THE PAYMENT OF THE PREMIUM, AND SUBJECT TO ALL TERMS CONTAINED HEREIN, WE AGREE WITH YOU TO PROVIDE THE INSURANCE AS STATED.

3. AUDIT PERIOD IS ANNUAL, UNLESS OTHERWISE STATED.

4. LIMITS OF INSURANCE

EACH OCCURRENCE LIMIT	\$	1000000	
PERSONAL AND ADVERTISING INJURY LIMIT	\$	1000000	
MEDICAL EXPENSE LIMIT	\$	5000	ANY ONE PERSON
FIRE DAMAGE LIMIT	\$	300000	ANY ONE FIRE
PRODUCTS-COMPLETED OPERATIONS AGGREGATE LIMIT	\$	1000000	
GENERAL AGGREGATE LIMIT (OTHER THAN PRODUCTS-COMPLETED OPERATIONS)	\$	1000000	

5. NAMED INSURED IS:

- () INDIVIDUAL () JOINT VENTURE () PARTNERSHIP
(X) CORPORATION
() OTHER

BUSINESS DESCRIPTION:

CONTRACTOR-RESIDENTIAL DEVELOPMENTS

LOCATION OF ALL PREMISES YOU OWN, RENT OR OCCUPY:

001 140 ROBBINS RD ; DOWNINGTOWN , PA 19335

2002033804470001087088081050



PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIPT

The addressee named here has paid the PA P.U.C. for the following bill:

B & J EXCAVATING INC
140 ROBBINS RD
TRESTLE BRIDGE BUSINESS CTR
DOWNTOWN PA 19335

DATE 3/11/99
RECEIPT # 195412

IN RE: Application fees for B & J EXCAVATING INC

Docket Number A-00115685..... \$100.00

REVENUE ACCOUNT: 001780-017601-102

CHECK NUMBER: USPMO 69603177554
CHECK AMOUNT: \$100.00

C. Joseph Meisinger
(for Department of Revenue)

DOCUMENT
FOLDER

JOCKETED
MAR 16 1999

042531

RECEIVED
SECRETARY'S BUREAU

50 MAR 16 AM 8:17

EEF