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LARISA TENBERG *

* ALSO MEMBER NJ BAR

October 14, 1999

SUITE 1100
1760 MARKET STREET
PHILADELPHIA, PA. 19103

(215) 963-1555
FAX (215) 963-9104
E-MAIL: jjg1@ix.netcom.com

Commonwealth of Pennsylvania
Pennsylvania Public Utility Commission
Mr. James McNulty, Secretary
P.O. Box 3265
Harrisburg, PA 17120

RE: Application of Main Line Transit Service, Inc.
A-00116172

Protest of Norristown Transportation Company

RECEIVED

OCT 18 1999

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Dear Mr. McNulty:

Enclosed please find an original and two copy of protest with regard to the above application. Service is being made upon the Commission pursuant to Postal Mail Certificate PS3817. Service is being made upon the parties pursuant to the attached Certificate of Service.

Very truly yours,

Larisa Tenberg
LARISA TENBERG

LT/

Enclosure

Cc: Main Line Transit Service, Inc.

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SECRETARY'S BUREAU
OCT 18 1999

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OCT 18 1999

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

IN RE:

APPLICATION OF

A.00116172

MAIN LINE TRANSIT SERVICE, INC.

Application to transport persons in paratransit service between points in the counties of Montgomery and Delaware and from points in said county to points in Pennsylvania, and return.

PROTEST OF NORRISTOWN TRANSPORTATION COMPANY

TO THE APPLICATION OF

MAIN LINE TRANSIT SERVICE, INC.

18
T2

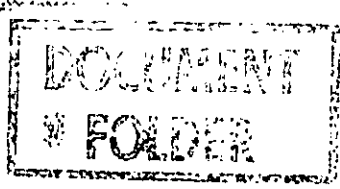
1. Norristown Transportation Company (Norristown) protests the Application of Main Line Transit Service, Inc. (Applicant).

2. Norristown is a certified public utility authorized to transport persons in paratransit service between points in the county of Pennsylvania with certain restriction. A description of Norristown's certified area is contained in its tariff which is attached hereto and marked Exhibit "A". Norristown's address is 41 Burnside Avenue, Norristown, PA 19403.

3. Norristown's attorney is Larisa Tenberg, Esquire, 1760 Market Street, Suite 1100, Philadelphia, PA 19103.

4. Applicant is seeking the right to transport persons in paratransit service between points in, counties of Delaware and Montgomery, and from points in said county to points in Pennsylvania, and return.

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OCT 15 1999



5. If the Commission grants this application, it will have an adverse impact on Norristown in that Norristown and applicant will be in direct competition with one another for the transportation of passengers. Norristown is able to meet any need which exists for this type of service.

6. Protest to this application are due on or before October 18, 1999. This is a timely protest and therefore Norristown is entitled to participate in this proceeding as a party intervenor pursuant to 52 PA. Code 3.381.

7. Pursuant to 333(c) of the Pennsylvania Public Utility Code, demand in made upon applicant to furnish protestant's counsel with a list of the names and addresses of witnesses he intends to call and a brief summary of the proposed testimony; in particular, complaints, if any, against the services of the protestant.

WHEREFORE, Norristown, respectfully requests this Commission to deny the Application of Main Line Transit Service, Inc.

Respectfully submitted,



LARISA TENBERG, ESQUIRE
Attorney for Protestant

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

IN RE:

APPLICATION OF

A.00116172

MAIN LINE TRANSIT SERVICE, INC.

CERTIFICATE OF SERVICE

I, hereby certify that on this 14th day of October, 1999, I mailed by first class mail, postage prepaid, a copy of the foregoing Protest of Norristown Transportation Company the Application of Main Line Transit Service, Inc.

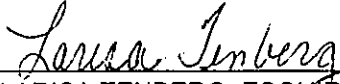
Main Line Transit Service, Inc.
303 East Church Road
King of Prussia, PA 19406



LARISA TENBERG, ESQUIRE

VERIFICATION

LARIS TENBERG, ESQUIRE verifies that he/she is acquainted with the facts and information set forth in the foregoing pleadings are true and correct to his/her knowledge, information and belief; and that the foregoing Verification is made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.



LARISA TENBERG, ESQUIRE

DATE: 10/14/99

Certificate No. HT 00013700
FOLVER 6

Paratransit - Pa.P.U.C. No. 6
Cancels
Paratransit - Pa.P.U.C. No. 5

NORRISTOWN YELLOW CAB CO., INC.

RATES AND RULES
GOVERNING THE
TRANSPORTATION OF
PERSONS

(as designated herein)

ISSUED: August 21, 1996

EFFECTIVE: September 21, 1996

ISSUED BY: Francis J. Smith, President
41 Burnside Ave.
Norristown, PA 19401
(610) 277-1234

LIST OF CHANGES MADE BY THIS TARIFF

Rules and Regulations Rule 2 - Days and Hours of Operation is changed from 7:00 A.M. to 10:00 P.M. TO READ 6:00 A.M. TO 6:00 P.M.

OPERATING AUTHORITY

To transport, as a common carrier, persons in paratransit service between points in the borough of Norristown, Montgomery County, and within an airline distance of five (5) statute miles of the limits of said borough, excluding the boroughs of Conshohocken and West Conshohocken, and the township of Whitemarsh, all in Montgomery County.

Subject to the following conditions:

- a. That the service herein authorized is limited to transportation in vehicles having a seating capacity not to exceed fifteen (15) persons including the driver.
- b. That the service herein authorized is limited to transportation in a vehicle not reserved for individual use, for which advanced reservations are made not later than the previous calendar day.
- c. That no right, power or privilege is granted to provide scheduled route service as defined in 52 Pa Code §29.14.
- d. That no right, power or privilege is granted to transport persons in group and party service as defined in 52 Pa Code §29.16.
- e. That no right, power or privilege is granted to operate vehicles equipped with taximeters or dome lights.

SHARED RIDE RATES (PER PERSON)

1. Zone Rates:

Six zones are established and are color coded. (See Map) Rates range from \$3.50 to \$17.00 depending on the number of zones travelled (See Page 5 for rates within each zone and between zones).

2. Days and Hours of Operation: (C)

Service is available every day, holidays included, from 6:00 A.M. to 6:00 P.M.

3. Advance Notice:

Advance reservations must be made no later than the previous day of when service is to be rendered.

4. Waiting Time:

First five (5) minutes - no charge.

After five (5) minutes - \$1.00 for each (5) minutes or fraction thereof.

5. Senior Citizen Rates:

The rates for senior citizens, showing proper identification, will be 15% of the shared ride rate (rounded upward to the nearest \$.05); provided that this carrier is under contract with the Pennsylvania Department of Transportation to participate under the provisions of Section 704, of Act 36 of 1991 (the Lottery Fund Preservation Act)>

6. Contract Services:

Contract services provided will be for a term of not less than 30 days for prequalified persons under a federal, state, county or municipal governmental agency contract. Rates for the services will be specified in the respective contracts, copies of which, including any amendments thereto, are to be filed with the Commission as executed, to become effective on one day's notice.

(C) Indicates change or addition



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

IN REPLY PLEASE
REFER TO FILE

JANUARY 22, 1997

A-00106639, F.4

RAYMOND A. WHISTLE JR. ESQUIRE
SUITE 3
726 FITZWATER TOWN ROAD
WILLOW GROVE PA 19080-1899

APPLICATION OF NORRISTOWN TRANSPORTATION
A CORPORATION OF THE COMMONWEALTH OF PENNSYLVANIA

Enclosed is the compliance order issued by the Commission in this proceeding.

The Certificate of Public Convenience evidencing the Commission's approval of the right to operate will not be issued until the applicant has prepared and filed a tariff, instructions for which are enclosed.

No motor carrier shall operate or engage in any transportation until compliance with the above requirement and a certificate of public convenience has been issued authorizing actual operations. Motor carriers operating without complying with the above requirement will be subject to the penalty provisions of the Public Utility Code.

Commission regulations require compliance with the above requirement within sixty (60) days of the date of this letter. Failure to comply within sixty (60) day period will cause the Commission to rescind the action of January 16, 1997, and dismiss the application without further proceeding.

Very truly yours,

Joan G. Alford, Secretary

smk
encs.
cert.mail
receipt requested:
Tariff Contact: 717, 717-3943
NORRISTOWN TRANSPORTATION CO
41 BURNSIDE AVENUE
NORRISTOWN PA 19403

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held January 16, 1997

Commissioners Present:

John M. Quain, Chairman
Lisa Crutchfield, Vice-Chairman
John Hanger
David W. Rolka
Robert K. Bloom

Application of Norristown Transportation Company, a corporation of the Commonwealth of Pennsylvania, for the additional right, to transport as a common carrier by motor vehicle, persons in paratransit service, between points in the borough of Norristown, and within an airline distance of five (5) statute miles of the limits of said borough and the township of Whitemarsh, all in Montgomery County.

A-00106639
F. 4

Raymond A. Thistle, Jr. for the applicant.
Thomas, Thomas, Armstrong & Niesen by Patricia Armstrong
for protestant, Krapf's Coaches, Inc.

O R D E R

BY THE COMMISSION:

This matter comes before the Commission on an application filed March 22, 1996. Public notice of the application was given in the Pennsylvania Bulletin of April 27, 1996. A single protest was received by the above-mentioned carrier. The now unopposed application is certified to the Commission for its decision without oral hearing. The record consists of verified statements entered by the applicant and six supporting parties.

Nicholas Chermela, general manager of Norristown Transportation Company (applicant or Norristown Trans) is authorized to make this statement on behalf of the applicant. Chermela has been employed by applicant for twenty (20) years and is familiar with all phases of applicant's operations. The sole shareholder of applicant is Frank Smith. Frank Smith owns 100% of the common capital stock of applicant and also owns 100% of the common capital stock of Norristown Yellow Cab Co., Inc. at

Danielle Eberhardt, assistant manager of Manor Care Health Services (supporting shipper or Manor Care) is authorized by Rhonda Nelson, activities director, to make this statement on behalf of the supporting witness. The supporting party is a health care provider and nursing home seeking paratransit transportation to meet its needs to serve its residents, some of whom are handicapped. It is anticipated that the supporting party will use the applicant's service on a basis of at least once every two weeks with the number of persons each trip averaging four to five. The origin point for the transportation is Manor Care located at 600 West Valley Forge Road, Upper Merion Township, Montgomery County. The destination points are the Country Buffet located in East Norriton Township and Valley Forge Park located in Upper Merion Township, Montgomery County, and return.

Sally Schmidt is a registered nurse and the primary nurse for the care of Judge Frederick B. Smillie residing at 1630 Sandyhill Road, Norristown, Montgomery County. Nurse Schmidt is in charge of arranging for the outings of the judge and, by reason of her duties and authority, is authorized to make this statement in support of the application. The judge requires transportation at least once every week and has used paratransit service for the past five years. The origin would be his residence as noted above and destination points of these trips are to the doctors at Montgomery County Hospital, Norristown, Plymouth Meeting Mall, Plymouth Township and King of Prussia Plaza, Upper Merion Township, all in Montgomery County, and return.

Patricia Moir, executive director of Suburban Transit Network, Inc. (supporting party or Trans Net) located at 980 Harvest Drive, Suite 100, Whitpain Township, Montgomery County, is authorized to present this verified statement in support of the application. The primary function of Trans Net is a health care provider of transportation services; however, it does coordinate corporate transportation service as well. Trans Net is the PennDOT coordinator for Montgomery County and is also a Pa. P.U.C.-licensed passenger broker that also coordinates the transportation of persons in paratransit service in Montgomery County. It is Trans Net's intent to utilize applicant's paratransit service within the scope of the territory sought as amended, for approximately twenty-one thousand (21,000) trips with return transportation required, per month, each month of the year. The supporting party has an existing and continuous need for paratransit service.

The following is a list of origin points, almost every trip is on a return basis, destination points, the type of facility, medical or corporate or individual involved. The listing is a sampling of past, present and future paratransit needs of Trans Net. Support is for transportation between points

DISCUSSION AND FINDINGS

Norristown Transportation Company is a common carrier currently certificated by this Commission to transport persons upon call or demand, parcels and packages, blood and blood products and medicine in taxicabs. Norristown seeks the additional right to transport persons in paratransit service between points in the borough of Norristown, and within an airline distance of five (5) statute miles of the limits of said borough, and the township of Whitemarsh, all in Montgomery County. The application was opposed by a single carrier which withdrew upon restrictive amendment excluding the right to provide transportation to, from or between points in Chester County.

The territory encompassed within an airline distance of five (5) statute miles of the borough of Norristown includes the following boroughs and townships within Montgomery County: the boroughs of West Conshohocken, Conshohocken and Bridgeport and the townships of Whitemarsh, Norriton, Plymouth, Worcester, Lower Providence, West Norriton, Upper Merion, Whitpain and Lower Merion.

Falling within five statute miles of the limits of Norristown are fringe areas of other townships in Montgomery County. Also included within five statute miles of the borough of Norristown is a small portion of Chester County. The application has been amended to exclude transportation to, from and between points in Chester County.

The area of application as amended has been supported by four (4) individuals, one (1) nursing care facility and one (1) Montgomery County coordinator that proposes to tender applicant approximately twenty-one (21,000) paratransit trips on a return basis. We find that the application has been amply supported by the parties.


We find that:

1. Applicant currently operates pursuant to common carrier certificates issued by this Commission in 1986.
2. The application was opposed and the protest was withdrawn upon restrictive amendment.
3. Six supporting parties have demonstrated a need for the service as amended.
4. The applicant has the necessary equipment, experience and fitness necessary to render the amended service.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

IT IS FURTHER ORDERED: That upon compliance with the requirements hereinbefore set forth, a certificate shall issue evidencing the Commission's approval of the right to operate as above-determined.

BY THE COMMISSION,



John G. Alford
Secretary

(SEAL)

ORDER ADOPTED: January 16, 1997

ORDER ENTERED: JAN 20 1997

Certificate No. A.00100317
Folder 2

Paratransit - Pa. P.U.C. No. 4
Cancels
Paratransit - Pa. P.U.C. No. 3

CONSHOHOCKEN YELLOW CAB CO.

RATES AND RULES
GOVERNING THE
TRANSPORTATION OF
(As Designated Herein)

RECEIVED
TRANSPORTATION
1987 OCT 21 11 09:15

ISSUED: January 29, 1987

EFFECTIVE: February 28, 1987

ISSUED BY: Francis J. Smith, President
41 Burnside Ave.
Norristown, Pa. 19401
Phone: (215) 277-1234

RECEIVED
PENNA. PUBLIC UTILITY COMM.
JAN 29 1987
Bureau of Transportation
Final Document Section

OFFICIALLY FILED TARIFF

LIST OF CHANGES MADE BY THIS TARIFF.

Shared ride grid rates are discontinued and zone rates are established.

OPERATING AUTHORITY - A. 100317, F. 2

To transport, as a common carrier, persons in paratransit service, between points in the boroughs of Conshohocken and West Conshohocken and the township of Whitemarsh, Montgomery County.

Subject to the following conditions:

1. That the service herein authorized is limited to transportation in vehicles having a seating capacity of not more than fifteen (15) persons, including the driver, without the use of dome lights and taximeters.
2. That the service herein authorized is limited to transportation in vehicles not reserved for individual use for which advance reservations are made not less than the previous calendar day.
3. That no right, power or privilege is granted to transport persons in group and party service, as defined in the Pennsylvania Code, Title 52, Chapter 29.16.
4. That no right, power or privilege is granted to provide scheduled route service as defined in the Pennsylvania Code, Title 52, Chapter 29.14.
5. That the applicant shall post in all vehicles, which the applicant operates under the authority held at A-00100317, F.1, notice of the availability of the herein authorized and the tariff for said service. Notice shall be posted in a conspicuous place in the interior of the vehicle.

VAN RATES

On calls up to and including eight (8) miles in any direction from the nearest garage or office and return:

14-passenger vans, per hour, per vehicle	\$ 22.00
9 to 11 passenger vans, per hour, per vehicle	20.00
Wheelchair vans, per hour, per vehicle	24.00

On calls beyond eight (8) miles in any direction from the nearest garage or office, and return:

14-passenger vans, per mile, per vehicle	\$ 1.15
9 to 11 passenger vans, per mile, per vehicle	1.00
Wheelchair vans, per mile, per vehicle	1.50

NOTES:

1. Mileage is calculated by the odometer of the vehicle used.
2. At least 24 hours advance notice must be given.
3. Rates are applicable seven (7) days a week, holidays included, between the hours of 7:00 A.M. and 10:00 P.M.
4. When hourly rates are charged there will be a one-hour minimum. Partial hours, after the first hour, will be calculated in quarter-hour intervals.
5. Contract services for a term not less than 30 days to provide the transportation requirements of pre-qualified persons under a federal, state, county, or local government funding or social service agency, at rates specified in the contract, copies of which are filed with the Commission as executed, said rates to become effective on one day's notice.
6. The total charges under this section are divisible by the number of persons carried per trip and are payable on a per person basis only.

SHARED RIDE RATES (PER PERSON)

1. Zone Rates: (C)

Six zones are established and are color coded. (See Map) Rates range from \$4.00 to \$16.00 depending on the number of zones travelled (See Page for rates within each zone and between zones).

2. Days and Hours of Operation:

Service is available every day, holidays included, from 7:00 A.M. to 10:00 P.M.

3. Advance Notice:

Advance reservations must be made no later than the previous calendar day.

4. Waiting Time:

First five (5) minutes - no charge.

After five (5) minutes - \$1.00 for each (5) minutes or fraction thereof.

5. Senior Citizen Rates:

The rates for senior citizens, showing proper identification, will be \$.25 or 10% of the shared ride rate (rounded to the nearest \$.0 or \$.05), whichever is greater; provided that this carrier is under contract with the Pennsylvania Department of Transportation to participate in the senior citizen program under Section 203, Act 101 (1980), as amended by Act 49 (1984).amended by Act 49 (1984).

6. Contract Services: (C)

Contract services for a term of not less than 30 days, to provide the transportation requirements of prequalified persons under a federal, state, county, or local government funding or social service agency, at rates specified in the contract, copies of which are filed with the Commission as executed, said rates to become effective on one day's notice.

(C) Indicates change or addition