

RECEIVED

PO Box 3265  
Harrisburg, PA 17105-3265  
(717) 787-3834 or FAX (717) 787-5961

MAY 26 2004

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**Application for Motor Common Carrier of Property**

Please complete all parts of the following application. Incomplete applications will be returned. All questions may be directed to the Bureau of Transportation & Safety at (717) 787-3834.

1. D.V.T. RUSH FREIGHT, INC.  
Full Name of Applicant (Individual, Partnership or Corporation)

Trade Name if Any

The trade name, if fictitious, HAS been registered with the  
(Has or has not)

Secretary of the Commonwealth on 9-18-2000. Attach a date  
(Date)  
stamped copy of the registration form.



3. 11 TUNNEL ST, PITSTON, LUZERNE, PA 18640  
Physical Address (Street, City, County and Zip Code) Telephone Number (Required)

PO BOX 3873 SCRANTON PA 18505  
Mailing Address if Different from Physical Address

570-828-~~3118~~ 2314

5. NA  
Attorney's Name & Telephone Number for this Filing  
(Do not supply Attorney's name if you want all correspondence & notice of process mailed directly to you.)

Added from Old App

NA  
Attorney's Address

Applicant DOES hold interstate operating authority at docket  
(Does or does not)  
number MC 310929

Applicant DOES have a current safety rating issued by the US:  
(Does or does not)  
DOT, PA PUC or other state regulatory agency. (Attach Copy)

A-00 119121, F.2

DOCKETED  
JUL 19 2004

25  
BIPD - NO.  
CARBO - NO.  
PROP MOD

REC'D JUL 2 2004  
SECRET

101

8. Approximate number of commercial vehicles to be operated in Pennsylvania:  
Owned 2 Leased 2.

9. Check **one** that applies to this application:

**Individual**

**Partnership** (Attach a copy of a Partnership Agreement and list the names and addresses of ALL partners below.)

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(Attach a separate sheet if space provided is not sufficient.)

**Corporation** Organized under the laws of the state of PENNSYLVANIA qualified to do business in Pennsylvania by registering with the Secretary of the Commonwealth on 7-18-2000.  
(Date)

Attach a date-stamped copy of the Application for Certificate of Incorporation or Certificate of Authority. Include a list of corporate officers with titles, names of shareholders and number of shares held, and addresses.

10. Attachment Checklist:

**For Corporations Only:**

- Date-stamped copy of Application for Certificate of Incorporation or Certificate of Authority.
- List of corporate officers/titles and distribution of shares.

**For Partnerships Only:**

- Copy of Partnership Agreement.

**For ALL Applicants:**

- Fictitious Trade Name Registration (if applicable).
- Copy of Current Safety Rating (if available).
- Proof of Insurance (See item 5 on instruction sheet).
- Certified check, money order or attorney's check.

11. Certification:

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

said transportation unless and until authorization is received from the Pennsylvania Public Utility Commission.

Applicant further certifies that it understands the requirements of the Pennsylvania Public Utility Commission, especially as they relate to safety and insurance and that it may be subject to civil penalties, suspension or cancellation of the Certificate for failure to comply with Commission requirements.

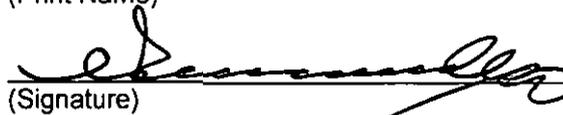
Applicant further certifies that it understands that it is subject to an annual assessment based upon its reported gross Pennsylvania intrastate revenues; said assessment to help defray expenses incurred in regulating Motor Common Carriers of Property; and acknowledges that failure to report revenue and pay its annual assessment may result in civil penalties, suspension or cancellation of the Certificate.

**You must sign the following application.**

### Verification of Application

I/we hereby state that the statements made in this application is/are true and correct to the best of my/our knowledge and belief.

The undersigned understands that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 Relating to Unsworn Falsification to Authorities.

CARLOS FERNANDEZ Pres.  
(Print Name)  
 5/25/04  
(Signature) (Date)

The verification of the application must be completed by the applicant appearing on Line 1 of the application by the named individual, all partners (if a partnership) or by the President or Secretary (if a corporation).

PUC 189  
Revised 10/00

Microfilm Number 200071-86

Filed with the Department of State on SEP 18 2000

Entity Number 2963209

*Kim Duggan*  
Secretary of the Commonwealth

ARTICLES OF INCORPORATION-FOR PROFIT  
OF  
D.V.T. RUSH FREIGHT, INC.  
Name of Corporation  
A TYPE OF CORPORATION INDICATED BELOW

EIN#  
23-3077565

Indicate type of domestic corporation:

- Business-stock (15 Pa.C.S. '1306)
- Business-nonstock (15 Pa.C.S. '2102)
- Business-statutory close (15 Pa.C.S. '2303)
- Cooperative (15 Pa.C.S. '7102)
- Management (15 Pa.C.S. '2702)
- Professional (15 Pa.C.S. '2903)
- Insurance (15 Pa.C.S. '3101)

DSCB:15-1306/2102/2303/2702/2903/3101/7102A (Rev 91)

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. (relating to corporations and unincorporated associations) the undersigned, desiring to incorporate a corporation for profit hereby, state(s) that:

1. The name of the corporation is: D.V.T. RUSH FREIGHT, INC.

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

(a) 120 FRANKLIN AVE SCRANTON, PA 18503 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.

- 3. The corporation is incorporated under the provisions of the Business Corporation Law of 1988.
- 4. The aggregate number of shares authorized is: 500 (other provisions, if any, attach 8 1/2 x 11 sheet)
- 5. The name and address, including number and street, if any, of each incorporator is:

Name	Address
<u>CARLOS FERNANDEZ</u>	<u>120 FRANKLIN AVE SCRANTON, PA 18503</u>
<u>RONALD G. COTO</u>	<u>3650 MAZURETH PIKE, BETHLEHEM PA 18020</u>

PA. DEPT. OF STATE  
2000 SEP 18 PM 4:07

2000/9/18

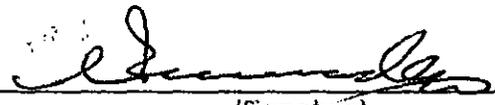
6. The specified effective date, if any, is: SEPTEMBER 18 2000 1550  
month day year hour, if any

7. Additional provisions of the articles, if any, attach on 8 1/2 x 11 sheet.

8. 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 (15 U.S.C. '77a et seq.).

9. Cooperative corporations only: (Complete and strike out inapplicable term) The common bond of membership among its members/shareholders is: \_\_\_\_\_

IN TESTIMONY WHEREOF, the incorporator(s) has (have) signed these Articles of Incorporation this 18th day of SEPTEMBER, 2000.

  
\_\_\_\_\_  
(Signature)

  
\_\_\_\_\_  
(Signature)

**Company:** ST. PAUL FIRE & MARINE INSURANCE COMPANY

I  
N  
S  
U dba: DVT RUSH FREIGHT, INC.  
R 1717 MAIN ST. N.  
E NORTHAMPTON PA 18067  
D

Policy Inception/Effective Date: 02/26/04  
Agency Number: 3124811  
Transaction Type:  
POLICY IS NEW  
Transaction number: 001  
Processing date: 04/05/04 14:06  
Policy Number: IM06503098

A KBS INTERNATIONAL CORPORATION  
G 145 HUGUENOT ST  
E NEW ROCHELLE NY 10802  
N  
T

Policy Number	Description	Amount	Surtax/ Surcharge
IM06503098	INLAND MARINE POLICY	\$1,500.00	

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> St. Paul Fire and Marine Insurance Company | <input type="checkbox"/> St. Paul Fire and Casualty Insurance Company |
| <input type="checkbox"/> St. Paul Mercury Insurance Company                    | <input type="checkbox"/> St. Paul Protective Insurance Company        |
| <input type="checkbox"/> St. Paul Guardian Insurance Company                   | <input type="checkbox"/>  |

The company providing the insurance afforded by this policy is indicated above.

**COMMERCIAL MARINE POLICY DECLARATIONS**

**1. NAMED INSURED AND MAILING ADDRESS:** **POLICY NUMBER:** IM06503098

DV Holdings, Inc. d/b/a  
 DVT Rush Freight, Inc.  
 1717 Main St.  
 Northampton, PA 18067

**2. POLICY PERIOD:** FROM 02/26/2004 TO 02/26/2005  
 12:01 A.M. Standard Time at your mailing address  
 PRIOR POLICY NO.: New

**3. IN RETURN FOR THE PAYMENT OF THE PREMIUM, AND SUBJECT TO ALL THE TERMS OF THIS POLICY, WE AGREE WITH YOU TO PROVIDE THE INSURANCE AS STATED IN THIS POLICY.**

**4. COVERAGE, LIMITS OF INSURANCE AND DEDUCTIBLE:**  
 Insurance applies only for coverages shown below. The limits of insurance and deductibles for each coverage shown below are per the applicable supplemental declarations attached.

Coverage Forms  
 Custom Courier Cargo

**5. FORMS AND ENDORSEMENTS APPLICABLE TO THIS POLICY:**  
 D0101 (11/02) Disclosure Notice Terrorism Risk Insurance Act of 2002 Rejection of Our Offer of Coverage  
 F0336 (08/03) Terrorism Risk Insurance Act of 2002 Certified Acts of Terrorism Exclusion Endorsement with Exception for Resulting Fire  
 Continued on the following page:

**6. ESTIMATED PREMIUM FOR ALL COVERAGE PARTS:**  
 \$1,500 (Annual Deposit Premium)

**TOTAL AMOUNT DUE AT INCEPTION:** \$1,500.

**PRODUCER INFORMATION:**

KBS International Corp.  
 145 Huguenot St.  
 New Rochelle, NY 10802

\_\_\_\_\_  
 COUNTERSIGNATURE:

Date:

**SUPPLEMENTAL DECLARATIONS**

POLICY NUMBER: IM06503098

The following is added to the Declarations and applies to the CUSTOM COURIER CARGO COVERAGE FORM:

**1. NAMED INSURED:**

DV Holdings, Inc. d/b/a DVT Rush Freight, Inc.

**2. LIMITS OF INSURANCE:**

**A.** The most we will pay in any one occurrence for a covered "loss": \$10,000

**Subject to the applicable Limits of Insurance for the following items:**

**B.** In Respect to "Costs Of Document Reconstruction" .  
And "Loss of Interest" for Documents/Securities: \$10,000

**C.** In Respect to the Face Value of Documents/Securities: \$ 2,500

**D.** While at an Unscheduled Location/Terminal/Warehouse: \$10,000

**E.** In respect to the Legal Liability For Consequential Loss Coverage  
Endorsement attached to this policy: \$ 5,000

**F.** While at a Warehouse scheduled below, limited to the amount  
indicated for Bailee's Customer Coverage and/or Warehouse Legal  
Liability as respects the Warehouse Legal Liability and/or the Bailee's  
Customer Optional Coverages Endorsement(s), as applicable:

**1) Not Covered**

**a)** Limit for Warehouse Legal Liability: \$N/A  
**b)** Limit for Bailee's Customer Coverage: \$N/A

**2) Not Covered**

**a)** Limit for Warehouse Legal Liability: \$N/A  
**b)** Limit for Bailee's Customer Coverage: \$N/A

**3) Not Covered**

**a)** Limit for Warehouse Legal Liability: \$N/A  
**b)** Limit for Bailee's Customer Coverage: \$N/A

**3. DEDUCTIBLE:**

\$500.

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**4. REPORTING INFORMATION:** The following is added to the Declarations and applies to the Reporting and Premium Adjustment Endorsement if attached to and made a part of this policy:

- a. Deposit Premium                      \$1,500
- b. Premium Base                         \$400,000
- c. Reporting Rate (Per \$100)         .25
- d. Reporting Period                      Annual
- e. Premium Adjustment Period        Annual
- f. Minimum Annual Premium         \$1,500

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**5. SPECIAL PROVISIONS** (if any):

None

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

RECEIPT

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

D.V.T. RUSH FREIGHT, INC  
PO BOX 3873  
SCRANTON PA 18505

DATE 7/22/2004  
RECEIPT # 202242

IN RE: Application fees for D.V.T. RUSH FREIGHT, INC

Docket Number A-00118121F0002..... \$100.00

REVENUE ACCOUNT: 001780-017601-102

CHECK NUMBER: US PMO 06712241602  
CHECK AMOUNT: \$100.00

Stephen Reed  
(for Department of Revenue)

**DOCKETED**  
JUL 26 2004

DOCUMENT  
FOLDER

RJP