

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00 :  
 2. BUREAU: TAS :  
 3. SECTION(S) : :  
 5. APPROVED BY: : 4. PUBLIC MEETING DATE:  
     DIRECTOR: : 00/00/00  
     SUPERVISOR: :  
 6. PERSON IN CHARGE: FACKLER : 7. DATE FILED: 06/22/07  
 8. DOCKET NO: A-00118835C0701 : 9. EFFECTIVE DATE: 00/00/00

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PARTY/COMPLAINANT: TRANSPORTATION & SAFETY, BUREAU OF

RESPONDENT/APPLICANT: EASTON COACH COMPANY

COMP/APP COUNTY: UTILITY CODE: 641103

ALLEGATION OR SUBJECT

TAS COMPLAINT AGAINST EASTON COACH COMPANY FOR VARIOUS VIOLATIONS.

DOCKETED  
JUN 05

DOCUMENT  
FOLDER

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY  
COMMISSION, BUREAU OF  
TRANSPORTATION AND SAFETY

ORIGINAL

v.

DOCKET NO. A-00118835CD701

EASTON COACH COMPANY

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Easton Coach Company, respondent, maintains its principal place of business at 1200 Conroy Place, Easton, Pennsylvania 18040.

2. That respondent was issued certificates of public convenience by this Commission on May 31, 2002, at Docket No. A-00118835, F. 1 for group and party authority (16 or more passengers) and on August 23, 2002, at Docket No. A-00118835, F. 2 for group and party authority (11-15 passengers, including the driver).

3. That respondent, on April 13, 2007, at approximately 2:00 p.m. at 3300 Henry Avenue, Philadelphia, Philadelphia County, Pennsylvania, permitted a certain 2006 Ford van, bearing Pennsylvania License No. GMW4429, Vehicle Identification No. 2FMZA516X6BA40612, to transport a passenger from 3300 Henry Avenue, Philadelphia to 1300 Rhawn Street, Philadelphia.

4. That the vehicle described in Paragraph 3 of this Complaint was inspected by Enforcement Officer Ralph Kane, a duly authorized officer of this Commission, on the date and at the place specified in Paragraph 3 and the following violations were

- (a) Rendered service of a different nature than that authorized by its certificates of public convenience (provided paratransit service).

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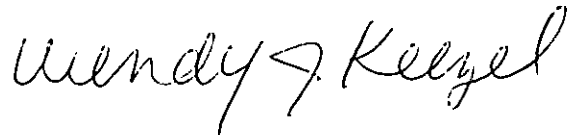
- (b) Failed to have PUC certificate number on company business card.

5. That respondent, in performing the act described in Paragraph 4, violated the Public Utility Code, 66 Pa. C.S. §1101, by rendering service within the Commonwealth of Pennsylvania of a different nature than that authorized by its certificates of public convenience. The penalty is \$250.

6. That respondent, by failing to include its certificate number issued by the Commission on its business card, violated 52 Pa. Code §21.2. The penalty is \$50.00

WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine East Coach Company, the sum of three hundred dollars (\$300.00) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

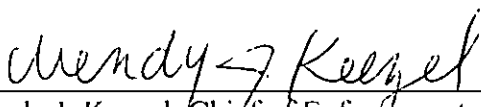


Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services & Enforcement Division  
Bureau of Transportation and Safety  
P.O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Date: 6-21-07

  
\_\_\_\_\_  
Wendy J. Keezel, Chief of Enforcement  
Motor Carrier Services and Enforcement Division  
Bureau of Transportation and Safety

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code §1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your Answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

C. You may elect not to contest this complaint by paying the fine proposed in this Complaint by certified check or money order. Payment must be made to the **Commonwealth of Pennsylvania** and should be forwarded to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265.

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

D. If you file an Answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1227.

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

Date of Service: JULY 5, 2007  
Docket Number: A-00118835C0701

EASTON COACH COMPANY  
1200 CONROY PLACE  
EASTON PA 18040

Pennsylvania Public Utility Commission Bureau of Transportation and Safety  
v.  
EASTON COACH COMPANY

Dear Sir/Madam:

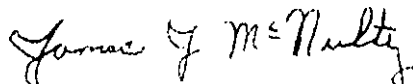
The Pennsylvania Public Utility Commission has delegated its authority to initiate prosecutory proceedings to several bureaus in the Commission with enforcement responsibilities.

Pursuant to this delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff has filed the attached complaint against you.

Please refer to the Notice page at the conclusion of this complaint for detailed instructions on how to proceed. Alternative formats of this material are available for persons with disabilities.

Any questions may be directed to the Technical Review Section of the Bureau of Transportation and Safety at (717) 787-1168.

Very truly yours,



James J. McNulty  
Secretary

ddi

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FOLDER

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