

**COMMONWEALTH OF PENNSYLVANIA  
BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	No. C-2014-2399762
Bureau of Investigation & Enforcement	:	
	:	
v.	:	
	:	
Good Cab, LLC	:	

**Petition for Reconsideration from Staff Action**

In accordance with 52 Pa. Code §5.44, Good Cab, LLC, through its attorney Sean M. Cooper, submits this timely Petition for Reconsideration from Staff Action in response to the letter it received from the Pennsylvania Public Utility Commission’s (“PUC” or the “Commission”) Bureau of Investigation & Enforcement (“BIE” or the “Bureau”) in the above-captioned matter on December 14, 2016 (the “2016 Letter”). In the 2016 Letter, the Commission assessed Good Cab a \$700.00 fine for failure to comply with 66 Pa.C.S. §1501 and Title 52 of the Pennsylvania Code. Good Cab disagrees with this assessment and respectfully requests the Commission to reconsider BIE’s determination and instead dismiss the Complaint and reverse the assessment of all fines and associated costs. In support thereof, Good Cab avers the following:

1. According to the 2016 Letter, on January 15, 2014, the Bureau instituted a Complaint against Good Cab at C-2014-2399762.
2. The 2016 Letter indicates that BIE instituted the Complaint because Good Cab’s driver (a) “operated a vehicle while failing to wear corrective lenses . . .” and (b) “operated a taxi with an age greater than eight model years ...”
3. In the 2016 Letter, the Commission alleged that the Bureau served Good Cab with a copy of the Complaint on January 20, 2014, via certified mail.


4. The Commission also alleged that Good Cab never responded to the Complaint as required by 52 Pa. Code §5.61.
5. As a result, the Commission issued the 2016 Letter fining Good Cab a sum of \$700.00.
6. Notwithstanding the Commission's allegation of proper service, Good Cab did not receive a copy of the Complaint in 2014, nor has it ever received a copy of the Complaint as of the date of this Petition.
7. Good Cab only became aware of the Complaint as a result of receiving the Commission's 2016 Letter.
8. Since Good Cab was not properly served, it did not have notice of the Complaint and therefore did not respond in 2014 as required by 52 Pa. Code §5.61.
9. Good Cab argues that assessment of the fine is improper because Good Cab has not been given a meaningful opportunity to respond to the merits of the Complaint.
10. Accordingly, the Complaint should be dismissed and the assessment of all fines and associated costs should be reversed.
11. To the extent that Good Cab is required to respond to the merits of the Complaint, it argues that no fine should be assessed.
12. First, Good Cab policies require all of its Drivers to obey all laws and regulations of this Commonwealth, including all PUC regulations and other statutes that govern the use of corrective lenses by drivers who are required to wear them.
13. Good Cab strictly enforces this policy by terminating drivers who fail to comply.
14. Second, the "eight model year" rule has since been modified to allow use of vehicles up to ten model years.

15. Good Cab's policies regarding vehicle age are in compliance with the modified regulation.
16. Finally, Good Cab asserts that it has a history of compliance with the Commission's motor carrier regulations, and has promptly cooperated with the Commission on prior occasions.
17. In light of this history of compliance and cooperation, along with Good Cab's reasonable policies, Good Cab respectfully requests that this Complaint be dismissed and that no fine be assessed.

WHEREFORE, Good Cab respectfully requests that the Commission reverse the assessment and dismiss the Complaint due to a lack of proper service.

Date: 12-30-16

Respectfully submitted,



Sean M. Cooper, Esq.

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**VERIFICATION**

I, Maheer Saber, on behalf of Good Cab, LLC, hereby verify that the statements made in the foregoing *Petition* are true and correct to the best of my knowledge, information and belief. I understand that the statements in the foregoing document are made subject to the penalties of 18 Pa.C.S. §4909 relating to unsworn falsification to authorities.

12/27/16  
Date

  
\_\_\_\_\_  
on behalf of Good Cab LLC

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**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served original and true copies of the foregoing *Petition* upon the party listed below by depositing a copy of the same in the United States Mail, first class, postage prepaid, and addressed as follows:

**Bureau of Investigation and Enforcement**  
PO Box 3265  
Commonwealth Keystone Building  
400 North Street, 2nd Floor West  
Harrisburg, PA 17105-3265

**Office of the Consumer Advocate**  
555 Walnut Street  
Forum Place, 5th Floor  
Harrisburg, PA 17101-1923

**Office of Small Business Advocate**  
Commerce Building  
300 North Second Street, Suite 202  
Harrisburg, PA 17101

Date: 12-30-16

Respectfully submitted,



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