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November 29, 2017

**FILED ELECTRONICALLY**

10045.104

**Re: Application of DXT Transportation, Inc.  
A-2017-2629426**

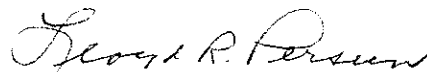
Rosemary Chiavetta, Secretary  
PA Public Utility Commission  
2<sup>nd</sup> Floor, Commonwealth Keystone Building  
Harrisburg, PA 17110

Dear Secretary Chiavetta:

We represent MTR Transportation, Inc. (MTR), t/d/b/a K-Cab Co., Protestant. At Applicant's request we file herewith its Amendment and Stipulation dated November 29, 2017 with MTR.

I hereby certify that true and correct copies of this letter and the Amendment and Stipulation were served today by United States mail, first class, postage prepaid upon Applicant at the address shown below.

Very truly yours,



Lloyd R. Persun

LRP:pg

Attachment

cc: Dick D. Ramos, President  
DXT Transportation, Inc.  
2 North Broad Street, Suite 1  
West Hazleton, PA 18202

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In Re: : A-2017-2629426  
:   
Application of DXT Transportation, Inc. : **FILED ELECTRONICALLY**

**AMENDMENT AND STIPULATION**

In accordance with the Rules of Practice of the Pennsylvania Public Utility Commission (“Commission”), **Applicant, DXT Transportation, Inc.**, by its duly authorized officer, and Protestant, **MTR Transportation, Inc. t/d/b/a K-Cab Co.**, by its attorney, hereby agree to and enter into the following Amendment and Stipulation:

1. Applicant hereby amends this Application so that the operating authority sought therein reads as follows:

To transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the County of Luzerne, excluding the Townships of Salem and Nescopeck and the Borough of Nescopeck in Luzerne County, to points in Pennsylvania and return.

2. Applicant’s customers are located in and near the City of Hazleton and the City of West Hazleton. Applicant has no customers in the Townships of Salem and Nescopeck or in the Borough of Nescopeck and does not propose to provide any service from those townships or that borough. For these reasons, the restrictive amendment is in the public interest.

3. Based on the Amendment set forth in Paragraph 1, above, and conditioned upon its acceptance or approval by the Commission and any Order or Secretarial Letter issued in this case being consistent therewith, Protestant has agreed to and does, upon complete execution of this Amendment and Stipulation, withdraw its Protest, subject to the following conditions: (i) if any aspect of this Amendment and Stipulation is not accepted or approved by the Commission or its Staff for any reason, Protestant’s Protest shall be deemed immediately reinstated, and (ii) if any aspect of this Amendment and Stipulation is not accepted or approved by the Commission or

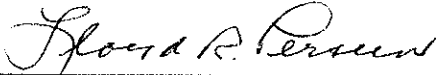
its Staff for any reason, the Protestant shall have the right to (a) present evidence in an on-the-record proceeding in opposition to the Application, (b) request reconsideration before the Commission, and/or (c) appeal before any and all appropriate appellate courts, and Applicant shall not raise any objection as to party status and/or standing of Protestant in such proceedings.


4. The Protestant shall remain a party of record for the purpose of receiving copies of all notices, pleadings, Initial Decisions, Orders, etc. in this case.

WHEREFORE, in consideration of the promises mutually set forth above, the parties hereto have executed this Amendment and Stipulation this 29<sup>th</sup> day of November, 2017.

MTR TRANSPORTATION, INC.  
t/d/b/a K-CAB CO.

DXT TRANSPORTATION, INC.

By:   
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Attorney for Protestant, MTR  
Transportation, Inc. t/d/b/a K-Cab Co.

By:   
Dick D. Ramos, President  
2 North Broad Street, Suite 1  
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Telephone: 570-545-7087  
Applicant