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|  | **PENNSYLVANIA**  **PUBLIC UTILITY COMMISSION**  **Harrisburg, PA 17105-3265** |  |

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|  | Public Meeting held February 28, 2019 |
| Commissioners Present: |  |

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| Gladys M. Brown, Chairman  David W. Sweet , Vice Chairman | |  | |
| Norman J. Kennard | |  | |
| Andrew G. Place | |  | |
| John F. Coleman, Jr. |  | |
|  |  | |
| Cancellation of Certificates of Public Convenience for Common Carriers; Failure to Operate or Report Any Operating Revenue | M-2019-3007610 | |

**TENTATIVE ORDER**

**BY THE COMMISSION:**

The Public Utility Code requires that by March 31 of each year, every public utility must file a report detailing its gross intrastate operating revenue for the preceding calendar year. 66 Pa. C.S. § 510(b). This report is essential for the Commission to fund its operations and to properly allocate assessment costs among the regulated utility community. *Id*. Additionally, common carriers are required to operate continuously and without unreasonable interruptions of service. 66 Pa. C.S. § 1501, 52 Pa. Code §§ 29.61‑62. Commission regulations authorize the cancellation of a common carrier’s Certificate of Public Convenience (CPC) for failure to comply with operating and reporting requirements, as well as other provisions of the Public Utility Code. 52 Pa. Code §§ 29.12 (Motor Carriers of Passengers) and 31.12 (Motor Carriers of Property).

The Commission has undertaken a review of its records to determine whether various utilities are in compliance with its operating and reporting requirements. That review has revealed that a significant number of common carriers have repeatedly failed to file the required annual assessment report and failed to establish that they are operating continuously as required. Specifically, each carrier listed in Appendix A, attached hereto, has failed to report any operating revenue to the Commission for each of the last multiple years and has consequently failed to establish any operations for that same period of time.

The Commission’s Bureau of Administration sent a final warning letter to each carrier listed in Appendix A, requesting that they either file an assessment report detailing their annual revenue or notify the Commission of their desire to abandon their CPCs. Carriers were provided twenty (20) days to comply. The letter further warned the carriers that failure to comply would result in the Commission taking appropriate action to cancel their CPCs. None of the carriers listed in Appendix A responded to the warning letter.

Under the circumstances, we tentatively conclude that the motor carriers listed in Appendix A are not in compliance with the reporting requirements of 66 Pa. C.S. § 510(b) nor are they in compliance with the operational requirements of 66 Pa. C.S. § 1501, 52 Pa. Code §§ 29.61-62. As such, it is appropriate to initiate the process for cancelling their CPCs as being in the public interest; **THEREFORE,**

**IT IS ORDERED:**

1. That cancellation of the Certificates of Public Convenience of each motor carrier listed in Appendix A is hereby *tentatively* approved as being in the public interest.

2. That the Secretary serve a copy of this Tentative Order upon the Bureau of Investigation & Enforcement, the Bureau of Technical Utility Services, the Bureau of Administration, Department of Revenue – Bureau of Corporation Taxes, Department of Transportation, and all motor carriers listed in Appendix A. The Tentative Order shall be filed at each carrier’s docket number.

3. That the Law Bureau shall publish a copy of this Tentative Order in the *Pennsylvania Bulletin*.

4. That all parties listed in Ordering Paragraph No. 2, to the extent they challenge cancellation of the CPC, must file comments within 20 days after publication in the *Pennsylvania Bulletin*. Comments shall be sent to the Pennsylvania Public Utility Commission, Attn: Secretary Rosemary Chiavetta, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120.

5. Alternatively, carriers listed in Appendix A may file an Assessment Report for calendar year 2017 gross intrastate operating revenues, within 20 days after publication in the *Pennsylvania Bulletin*. Reports shall be sent to the Pennsylvania Public Utility Commission, Attn: Secretary Rosemary Chiavetta, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120.

6. That absent the timely filing of comments challenging cancellation of the CPC, or the timely reporting of a carrier’s 2017 gross intrastate operating revenue, the Law Bureau shall prepare a Final Order for entry by the Secretary cancelling the carrier’s CPC.

7. That upon entry of the Final Order described in Ordering Paragraph No. 6 above, the Certificate of Public Convenience of each non-compliant carrier shall be

cancelled, and each non-compliant carrier listed in Appendix A will be stricken from all active utility lists maintained by the Commission’s Bureau of Technical Utility Services and the Fiscal & Assessments Section of the Bureau of Administration.



**BY THE COMMISSION,**

Rosemary Chiavetta

Secretary

(SEAL)

ORDER ADOPTED: February 28, 2019

ORDER ENTERED: February 28, 2019

**APPENDIX A**

**Carriers Not Reporting Revenue for Multiple Years**

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| **Utility Code** | **Carrier Name** | **Docket No.** |
| 630724 | MARTHA A BLACKMON | A-00105474 |
| 6310309 | DISCOUNT CAB SERVICE LLC | A-2010-2195541 |
| 631051 | DASHMESH CAB CORP | A-00111733 |
| 631740 | FRANCIS E CRINER | A-00105811 |
| 631838 | GREENS TAXI INC | A-00115729,  A-00115729F0002,  A-00115729F0003,  A-00115729F0004 |
| 632356 | BLUE & WHITE USA, INC. | A-00119928,  A-00119928F0002 |
| 640763 | ST MARYS AREA AMUBLANCE SERVICE INC | A-00116119 |
| 640787 | DANVILLE AMBULANCE SERVICE INC. | A-00116289 |
| 640981 | MM TRANSPORTATION, LLC | A-00117758 |
| 6410110 | FIRST CLASS LIMOS INC | A-2008-2039976 |
| 6410946 | CITY TOURS INC | A-2009-2097215 |
| 641274 | RONALD C JONES | A-00120191,  A-00120191F0002 |
| 6413343 | RIDE AND REBUILD LLC | A-2011-2233406 |
| 6413891 | RPD PLUS EXECUTIVE COACH LLC | A-2011-2262741,  A-2011-2263555 |
| 6414204 | ADVANCE CARE INC | A-2012-2285059 |
| 6414291 | ALSTAR MEDICAL TRANSPORTATION INC | A-2012-2290580 |
| 6414761 | ATLANTIS LIMOUSINE SERVICE LLC | A-2012-2309340 |
| 641484 | FJG TRANSPORTATION, INC. | A-00121716 |
| 6416227 | ABC TRANSIT INC | A-2013-2398408 |
| 641643 | BRONNER, CAROL JEAN | A-00122750 |
| 641660 | A-1 QUALITY LIMOUSINE SERV LLC | A-00122888 |
| 641665 | BISHOP, PAUL A. | A-00122946 |
| 641755 | ADVANTAGE MEDICAL TRANSPORT,INC | A-00123352 |
| 641849 | LIMO TODAY, INC. | A-00124027 |
| 641859 | ARNOLD FIRE - EMS OF ARNOLD, PA | A-00124069 |
| 641882 | EQUERE, PETER | A-00124186 |
| 649841 | PREMIER LUXURY RENTALS  INC | A-2008-2024530,  A-2010-2187490 |
| 700115 | WHIPSTOCK NATURAL GAS SERVICES, LLC | A-00108852 |
| 700140 | FULLER, GENE HOMES, INC. | A-00108928 |
| 700282 | BEN L MAY | A-00109307 |
| 700784 | PAULISICK, ROBERT M. | A-00110981 |
| 701009 | DAVIDSON TRANSFER & STORAGE CO. | A-00111747 |
| 701052 | LEGACY LANDSCAPE MATERIALS INC. | A-00111799 |
| 701133 | OHIO TRANSPORT CORPORATION | A-00111896 |
| 701358 | BG & BG, INC. | A-00112172 |
| 701370 | A.J.G. TRUCKING, INC. | A-00107214 |
| 701410 | SWEIGART, GARY LEE | A-00112233 |
| 701544 | ARROW TRUCKING CO. | A-00112411 |
| 701789 | STANISLAW, ROGER A. | A-00112805 |
| 701847 | LARRY L FULTZ | A-00112905 |
| 701939 | T. S. TRANSFER, INC. | A-00113058 |
| 702166 | GAZZELLA CORPORATE COURIER EXPR | A-00113434 |
| 702197 | ALLENTOWN NEWS AGENCY | A-00106107 |
| 702369 | HARDROCK TRUCKING & EXCAVATING LLC | A-00113733 |
| 702470 | GLEESON, TIMOTHY F. | A-00113868 |
| 702498 | WALKER, BRANDON P. | A-00113920 |
| 702538 | PRINCETON ARMORED SERVICE, INC. | A-00113981 |
| 702748 | QSC EQUIPMENT, INC. | A-00114356 |
| 702775 | DILLON, KENNETH G. | A-00114401 |
| 702867 | KOPPES, M.H., CLAY PRODUCTS COM | A-00114570 |
| 702935 | BRIGHT TRANSPORTATION, LP. | A-00114676 |
| 702956 | G L ADAMS EXCAVATING INC | A-00114707 |
| 703041 | G.W. ROWE & SON DEVELOPMENT CO. INC. | A-00114828 |
| 703195 | STOVER'S GRADING & EXCAVATING, | A-00115022 |
| 703280 | APPALACHIAN TRANSPORT, INC. | A-00115121 |
| 703330 | MICHEL DISTRIBUTION SERVS, INC | A-00115200 |
| 703497 | CALFO RED LINE TRANSFER, INC. | A-00115472 |
| 703816 | BEAVEX INCORPORATED | A-00115967 |
| 703883 | CTX, INC. | A-00116082 |
| 704058 | KOVATCH, LAWRENCE FRANCIS | A-00116360 |
| 704132 | CARLIN MESSENGER SERVICE, LLC | A-00116462 |
| 704138 | RT CAREY TRUCKING LLC | A-00116471 |
| 704378 | ANTIQUE TRANSPORT CO. | A-00116837 |
| 704401 | JOHNSTON, MICHELE, INC. | A-00116875 |
| 705005 | STANLEY S KARP, SR. | A-00117814 |
| 705294 | BUTLER, GEORGE H. | A-00118296 |
| 705337 | SPIRIT DELIVERY & DIST SERV INC | A-00118372 |
| 705431 | MCGANN & CHESTER, LLC | A-00118499 |
| 706201 | NETWORK EXPRESS, INC. | A-00119803 |
| 706279 | QUIGLEY, LARRY DON | A-00119930 |
| 706399 | ERNEST D ROSS JR | A-00120172 |
| 706405 | DIVERSIFIED COMMODITIES INC | A-2019-3006975 |
| 706567 | WHITE, THOMAS | A-00120464 |
| 706707 | MILDRED A KISSEL | A-00120714 |
| 707019 | LWENYA, BEN AMUGUNE | A-00121283 |
| 707138 | JOHN C DELAUTER | A-00121541 |
| 707250 | R E DAUMER TRUCKING INC | A-00121717 |
| 707342 | DCH TRUCKING, LLC | A-00121855 |
| 707360 | BESTWAY SYSTEMS, INC. | A-00121879 |
| 707449 | TOTAL TRANSPORTATION TRUCKING,I | A-00121990 |
| 707541 | MECHANICS PLUS TOWING&TRANS,INC | A-00122140 |
| 707595 | SHIMSHOCK, INC. | A-00122226 |
| 707608 | STORAGE MOBILITY OF EASTERN PA | A-00122252 |
| 707609 | STORAGE MOBILITY OF SCRANTON | A-00122253 |
| 707904 | DMP TRUCKING, INC. | A-00122696 |
| 708135 | DART TRANSPORT, INC. | A-00123003 |
| 708327 | BERNHARDT TRUCKING, INC. | A-00123302 |
| 708443 | COMPLETE MILLWORK SOLUTIONS INC | A-00123475 |
| 708518 | IRVIN C GALLAHER JR | A-00123587 |
| 708537 | ROBERT HIGGINS | A-00123611 |
| 708587 | BELL, DAVID C. | A-00123690 |
| 708809 | HANNAHS TRANSPORT LLC | A-00124026 |
| 708851 | BUCKLEY, MARK J. | A-00124092 |
| 708943 | MAPLE GROVE TOWING INC | A-00124224 |
| 712405 | BETTERS COMPANY, INC. | A-00107118 |
| 725965 | CTR DEL. SER. OF WASHINGTON,INC | A-00105659 |
| 743161 | E. F. CORPORATION | A-00108347 |
| 745000 | EVANS DELIVERY COMPANY, INC. | A-00095172 |
| 752200 | FRANK DELIVERY SERVICE, INC. | A-00095640 |
| 760300 | GRAEBEL/EASTERN MOVERS, INC. | A-00099425 |
| 760305 | GRAEBEL/PITTSBURGH MOVERS, INC. | A-00104969 |
| 778390 | KARNER, CURT A. | A-00107646 |
| 822140 | PIERCE, PAUL E. | A-00103102 |
| 835420 | RYAN MOVING & STORAGE INC OF ERIE | A-00025550 |
| 841135 | SHAMROCK MINERALS CORPORATION | A-00106000 |
| 841240 | SHANAHAN TRANSFER & STORAGE CO. | A-00025407 |
| 846050 | GENE'S MOVING SERVICE, INC. | A-00106856 |
| 860010 | VOLPE EXPRESS, INC. | A-00107410 |
| 862990 | DUKE MOVING AND STORAGE, INC. | A-00101712 |
| 866650 | HARRY WILLIAMS T/A EAGLE TAXI | A-00102568,  A-00102568F0002 |
| 890445 | USA CARTAGE, INC. | A-00110418 |
| 890669 | FINLEYS' CUSTOM SERVICES, INC. | A-00111267 |
| 890754 | GARDA CL ATLANTIC INC | A-00099633 |
| 890938 | EDMIL FUELS, INC. | A-00105031 |
| 890995 | FRITO-LAY, INC. | A-00106742 |
| 8910020 | DEAMER TRUCKING LTD | A-2008-2036389 |
| 8910205 | PRETTY MELL'S TRUCKING LLC | A-2008-2046388 |
| 8910358 | LOI TU LUU | A-2008-2056977 |
| 8910362 | BLACK BEAR TRUCKING, LLC | A-2009-2088174 |
| 8910427 | A J KONOPKA EXCAVATING INC | A-2008-2060597 |
| 8910508 | VOLPE DEDICATED INC | A-2008-2065514 |
| 8910572 | Moore Trucking, LLC | A-2008-2072429 |
| 891060 | HANLY, DAVE INC. | A-00107714 |
| 8910739 | HODGES TRUCKING COMPANY LLC | A-2009-2088091 |
| 891085 | HIATAL, INC. | A-00107735 |
| 8910962 | PIKE COUNTY PAVING LLC | A-2009-2098379 |
| 8911172 | MJM TRUCKING INC | A-2009-2111737 |
| 8911290 | MINUTEMAN SPILL RESPONSE INC | A-2009-2123954 |
| 8911556 | THOMAS PATRICK COTTER | A-2009-2141821 |
| 8911722 | JOEL VOUGHT | A-2010-2152632 |
| 8911920 | LOREN BAHR T/A WINDFALL TRANSPORT | A-2010-2166427 |
| 8912020 | WILLIAM D MERCER JR | A-2010-2169665 |
| 8912021 | JOSEPH ORISCHAK | A-2010-2169686 |
| 8912210 | JEREMYS ROUSTABOUTS & BACKHOE INCORPORATED | A-2010-2177765 |
| 8912223 | RANDY E MYERS | A-2010-2178410 |
| 8912353 | ENDLESS MOUNTAIN EXPRESS INC | A-2010-2183927 |
| 8912591 | TEXAS TRANSCO INC | A-2010-2193558 |
| 8912620 | S & E TRUCKING COMPANY | A-2010-2195476 |
| 8912629 | MICHAEL BICKINGS | A-2010-2195792 |
| 8912933 | QUE TRUCKING LLC | A-2010-2208173 |
| 8912938 | KEN FRANKS TRUCKING LLC | A-2010-2208210 |
| 8912988 | MCGHEE MOVING AND LOGISTICS INC | A-2010-2214113,  A-2011-2219035 |
| 8913251 | DKM TRANSPORTATION AND WELDING ENTERPRISES LIMITED | A-2011-2222425 |
| 8913259 | ROPING THE WIND RANCH & TRUCKING LLC | A-2011-2206855 |
| 8913349 | MELO PROPERTY SERVICES LLC | A-2011-2233612 |
| 8913369 | TEN MILE PAVING LLC | A-2011-2234640 |
| 8913405 | CMP TRUCKING LLC | A-2011-2235769 |
| 8913664 | PAUL MORRISROE | A-2011-2273495 |
| 8913774 | TXD TRANSPORT LP | A-2011-2256133 |
| 8913808 | H D HAULING LLC | A-2011-2257441 |
| 8913830 | ALL ABOUT FREIGHT LLC | A-2011-2258498 |
| 8913831 | BRIAN J PAUL | A-2012-2330014 |
| 8914175 | MINUTEMAN ENVIRONMENTAL SERVICES INC | A-2012-2282845 |
| 8914230 | CHARLES E SCHRECENGOST | A-2012-2286478 |
| 8914427 | DR WELL SITE SERVICES LLC | A-2012-2294207 |
| 891453 | RANKER, DANIEL L. | A-00107859 |
| 8914665 | AARON C HERSHBERGER | A-2012-2304445 |
| 8914680 | EDWARD M COX JR | A-2012-2332955 |
| 8915074 | AMWARE FULFILLMENT OF PENNSYLVANIA LLC | A-2012-2309954 |
| 8915081 | TICK-TOCK TRANSPORTATION LLC | A-2012-2321805 |
| 8915084 | CDB TRUCKING LLC | A-2012-2321936 |
| 8915136 | KAUFFMAN LLC | A-2012-2325831 |
| 8915151 | KIRBY OFFSHORE MARINE INC | A-2012-2326291 |
| 8915176 | WAYNE HARMAN | A-2012-2327957 |
| 8915205 | KEEP IT MOVING LLC | A-2017-2617127 |
| 8915548 | SHEESLEY SUPPLY COMPANY INC | A-2013-2352766 |
| 8915702 | GRAND SLAM EXPEDITED INC | A-2013-2360633 |
| 8915784 | MICHAEL JOHN HUYA III | A-2013-2366214 |
| 8915912 | DAVID M PHILLIPS JR | A-2013-2377572 |
| 8916130 | COOP TRANSPORT EXPRESS LLC | A-2013-2392099 |
| 8916191 | GUNNER TRUCKING LLC | A-2018-2644211 |
| 8916284 | LEHIGH VALLEY LINES INC | A-2014-2401291 |
| 8916342 | GP PONCE TRANSPORT LLC | A-2014-2406045 |
| 8916498 | ANDREW W SCHMIDT | A-2014-2418004 |
| 8916641 | LIBERATOR PERFORMANCE SALES & SERVICE INC | A-2014-2427024 |
| 899733 | COURIER EXPRESS US, INC. | A-2008-2022421 |
| 899791 | PHILIP S RISSLER T/A PHILIP RISSLER TRUCKING | A-2008-2023882 |
| 899858 | COLLINCE TANTSING | A-2008-2024737 |