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HENRY M. WICK,  
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(1921 - 2007)  
CARL F. MEYER  
(1929 - 2009)

June 17, 2019

Re: Application of D-car Transportation Limited Liability Company  
Group and Party Application

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Dear Secretary Chiavetta:

On behalf of D-car Transportation Limited Liability Company ("D-Car"), we are electronically filing with the Pennsylvania Public Utility Commission this date an Application for Motor Common Carrier of Persons in Group and Party Service of 16 or More Passengers including the Driver, which requests authority to operate between points in Pennsylvania. On behalf of D-Car, the application filing fee of \$100.00 is being paid by credit card.

Please note that, as a courtesy, I am filing the application on behalf of Applicant, but I am not entering my appearance on behalf of Applicant in this proceeding. If you have any questions concerning this matter, please contact me.

Very truly yours,

WICK, STREIFF, MEYER,  
O'BOYLE & SZELIGO, P.C.

  
David M. O'Boyle

DOB/rms  
Enclosure

cc: D-car Transportation Limited Liability Company (w/encl.)

## Application for Motor Common Carrier of Persons in Group and Party Service of 16 or More Passengers, including the Driver

THIS APPLICATION IS TO BE USED FOR COMMON CARRIER PASSENGER SERVICE WHEN PROVIDING TRANSPORTATION EXCLUSIVELY USING VEHICLES WITH A SEATING CAPACITY OF 16 OR MORE PASSENGERS, INCLUDING THE DRIVER..

1. **Legal Name of Applicant** (Individual, Partnership or Corporation)

D-car Transportation Limited Liability Company

- If you are an individual who has not formed any type of corporate entity, you should enter your name **as it will appear on your insurance documents**.
- If you are filing for a partnership, but **not a limited liability partnership**, the names of all partners must be entered on this line. Those names should be entered **as they will appear on your insurance documents**. This includes husbands and wives filing jointly.
- If you are filing for a corporate entity (corporation, limited liability company, or limited liability partnership), **even if you are the sole shareholder member**, you must enter the name **exactly as it appears on the registration papers from the Corporation Bureau of the Pennsylvania Department of State**.

2. **Trade Name** (Attach a copy of fictitious name registration if applicable)

\_\_\_\_\_

This is any name which you will be operating under which differs from the **LEGAL NAME OF APPLICANT**. A **TRADE NAME** is considered a **FICTITIOUS NAME** if the identity of the applicant cannot be readily determined. *EXAMPLE: John Doe is the applicant and wants to use the name "Johnboy Trucking" as his trade name. People cannot readily determine that John Doe is the actual operator; therefore, the name is fictitious and must be registered as such. Trade names such as "John Doe Trucking" or "J. Doe Trucking" are not considered fictitious and would not have to be registered.*

3. **Do you currently hold PUC Authority?** x NO **Previous Authority?** \_\_\_ NO

If YES, at PUC No. A-\_\_\_\_\_

4. **Are you a business entity registered with the PA Department of State?** \_\_\_ NO

If NO, you must register (see checklist)

If YES, provide your PA Corporation Bureau Entity ID Number 6359484  
(see checklist and indicate type of business entity registered)

5. **If either a corporation or limited liability company please list members (LLC) or shareholders and officers (corporation).**

Denis J. DeKleva, Sole Member  
and Sole Officer

6. **Physical Address** (do not use PO Box)

**4510 Stanton Ave.**

Street Address

**Pittsburgh, PA 15201**

City, State and Zip Code

**412-725-3345**

Telephone Number

**Allegheny**

County

The address entered here should reflect the actual location of the business. This is the address the Commission needs in order to dispatch Enforcement Officers to inspect equipment.

7. **Mailing Address** (if different from Physical Address)

Street Address

City, State and Zip Code

This is the address to which the Commission will send all official documents issued by the Commission. If left blank, it will be assumed that the **MAILING ADDRESS** is the same as the **PHYSICAL ADDRESS**.

8. **Attorney** (if applicable)

Attorney's Name & Telephone Number for this Filing

Attorney's Address

An attorney's name should only be entered if an attorney is filing the application for a client and the application is being sent under the attorney's cover letter.

9. **Does applicant have a USDOT Number?**

No

Yes, at No.

**10. Certification:**

Applicant certifies that it is not now engaged in unauthorized intrastate transportation 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 Persons in Group and Party Service with a seating capacity of 16 or more persons, including the Driver; and acknowledges that failure to report revenue and pay its annual assessment may result in civil penalties, suspension or cancellation of the certificate.

**Verification of Application**

I/We hereby state that the statement(s) 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.

Denis J. DeKleva

(Print Name)

(Signature)

*Denis J. DeKleva*

*[Handwritten Signature]*

*5-24-19*

(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, a member (if a limited liability company), or by the President or Secretary (if a corporation).

VERIFIED STATEMENT OF DENIS J. DEKLEVA  
ON BEHALF OF D-CAR TRANSPORTATION LIMITED LIABILITY COMPANY

1. Identity of Operating Witness on Behalf of Applicant.

My name is Denis J. DeKleva, and my business address is 4510 Stanton Avenue, Pittsburgh, PA 15201. I am the sole member of D-car Transportation Limited Liability Company (“D-Car” or “Applicant”), and I am responsible for supervising and managing the day-to-day operations of D-Car. This Verified Statement (“Statement”) is being submitted in support of Applicant’s request for group and party operating authority to transport 16 or more passengers between points in Pennsylvania (“Application”).

I am authorized on behalf of D-Car to submit this Statement in support of D-Car’s Application to the Commission for group and party operating authority.

2. Applicant Has No Affiliation with Other Certificated Carriers.

Applicant is not affiliated with any other motor carrier certificated by the Commission, and I, as Applicant’s sole member and officer, do not have any such affiliation either.

3. Description of Applicant’s Business Experience.

I became involved in the transportation industry in the 1970s when I took over control of a motor carrier which transported freight. I supervised the operations of that carrier which had as many as 15 trucks at one time. Subsequent to that, in 2007 through on or about 2018, I became a company employed driver for Pittsburgh Transportation, which is a well known company that specializes in passenger transportation service in Western Pennsylvania. I formed D-Car as a Pennsylvania limited liability company in March, 2016. In 2018, I entered into a ZTrip Driver Services Agreement with Airport Limousine Service, Inc., which is an affiliate of Pittsburgh Transportation, and for the past two years I have provided transportation services for that

company pursuant to the Agreement.

4. Description of Business Facilities and Equipment.

I operate my business out of my home, which is located at 4510 Stanton Avenue, Pittsburgh, PA 15201. In my office at my home I have all of the equipment necessary to conduct my operations, including computer, fax machine, copier and scanner that is needed to conduct operations.

If the Application is approved, D-Car will provide service on a 7 days a week, 24 hours a day basis. Its normal office hours will be from 8:00 a.m. to 6:00 p.m., Monday through Friday. I am planning on developing a web page which will be equipped to allow customers to make reservations for service online. If for any reason a customer needs to contact D-Car, my cell phone will be on 24 hours a day to answer calls or for the customer to leave a message. D-Car intends to utilize social media to advertise its services, including Facebook, in order to stay in communication with customers and potential customers.

5. Staffing of Applicant's Operations.

In addition to myself, D-Car presently employs two part-time employees including a Business Manager and an administrative staff person. As D-Car's business and customer base for its group and party service grows, D-Car intends to hire additional staff as needed.

6. Driver Personnel.

Presently, D-Car utilizes the services of myself and two other contract drivers to provide service under the ZTrip Agreement. If D-Car's Application is approved, I intend to be D-Car's primary driver, and I also, anticipate that D-Car will enter into contracts with drivers with vehicles in order to be able to meet all of requests from customers for group and party service.

Safety is a top concern for D-Car and utilizing drivers who have safe driving records and clean background checks are essential. For instance, all drivers will be subject to the same rigorous background investigations and clearances that I now have in place for my ZTrip contract drivers. Criminal background checks of drivers will be conducted prior to them being utilized and every two years after that in order to comply with the PUC's regulations. No applicant for a driver position will be hired if the background checks call into question the applicant's ability to provide service for customers in a safe and reliable manner. Drivers with at least two years of prior driving experience in the for-hire passenger transportation industry will be preferred. D-Car will comply with all of the Commission's regulations which apply to driver personnel and safety requirements.

7. Description of Applicant's Equipment.

I own three passenger vehicles including a 1999 F-500 limo bus with a seating capacity of approximately 20 passengers, including the driver, a 2012 Audi, which has a seating capacity of 5 passengers, and a 2001 Lincoln stretch limousine, which seats 8 passengers. I also lease a 2015 Suburban, which seats 7 passengers. A list of this equipment is attached as Exhibit "A." All of the vehicles are properly registered in Pennsylvania. I intend to lease these vehicles to D-Car on a long term lease basis so that D-Car may utilize those vehicles in connection with its proposed group and party operations. The vehicles will be immediately available to be placed in service upon the Commission issuing the requested Certificate of Public Convenience. In addition, if any additional vehicles are needed to conduct the operation, I will arrange for D-car to lease them.

8. Applicant's Safety Program.

D-Car will utilize the services of an independent certified mechanic at a local maintenance garage to inspect the vehicles and to perform any and all necessary repairs. Every day before each vehicle is dispatched on a trip, the driver is responsible for performing a pre-trip inspection which includes checking tire pressure, oil level, headlights, horn and other items on the vehicle to be sure that they are in proper functioning order. The driver must complete a pre-trip inspection report, and any safety issue set forth on the report must be repaired before the vehicle starts the trip. D-Car has a maintenance plan for servicing the vehicles, which includes changing the oil and oil filter every 3,000 - 5,000 miles, at which time a thorough safety inspection is conducted to detect any parts that may need replaced or any repairs that need to be made. The vehicles will be subject to a vigorous maintenance program for purposes of reducing the chance of a breakdown when the vehicle is on a trip. Each vehicle will also be given the required annual Pennsylvania inspection, and records will be kept of all maintenance and other work performed on each vehicle.

A Motor Vehicle Report will be secured on each driver before the driver is allowed to transport any passengers and on an annual basis in order to be sure that his or her driver's license is in good standing. D-Car will require drivers to report any traffic citations for moving violations. D-Car will monitor closely the status of all drivers' licenses as to their expiration dates so that each driver can be given written notice to take the required action to renew his or her license in a timely manner before it expires. All drivers are required to demonstrate by means of a road test that he or she is well versed in operating a vehicle for commercial use. All drivers must be familiar with the D-Car's policies with regard to proper attire and for providing

courteous and professional service to members of the public.

9. Insurance.

I am very well acquainted with the cost of commercial liability insurance. I use an independent insurance broker, whose name is Vince Gemma, who is with Everest Insurance Group, and his telephone number is (724) 991-1510. I have discussed with him the cost of premiums for commercial insurance to operate group and party vehicles and I am confident that D-Car, with my financial support, will be able to pay the insurance premiums in order to obtain the insurance required by the Commission in order for a Certificate of Public Convenience to be issued.

10. Certification of No Criminal Convictions.

Neither D-Car nor I, as the sole member and sole officer of D-Car, have ever been convicted of a misdemeanor or felony or have ever been subject to supervision by a Court or correctional institution.

11. Financial Statements.

Attached as Exhibit "B" is D-Car's Balance Sheet as of May 24, 2019 ("Balance Sheet"), which indicates that it has cash assets of \$15,000 and no liabilities. D-Car has very limited assets because all of the assets that D-Car presently uses or will use in its operations are owned by me personally and are leased to D-Car. One advantage to this is that D-Car will not incur any capital expenditures to begin its group and party operations. I will provide all of the resources necessary for D-Car to conduct its certificated operations, including meeting any cash flow requirements for D-car to start providing service to the public. I have prepared and attached my Balance Sheet as Exhibit "C", which indicates that I have a net worth in excess of \$335,000. In addition, I have an unused line of credit on a personal credit card that is in excess of \$2,500.00 and the amount is

readily available for D-Car to utilize, if needed.

12. Other Relevant Information.

I have always been very interested in cars and motor vehicles, and I take great pride in the good condition that I keep the three vehicles that I own and the one that I lease. I posted on my personal Facebook page pictures of the vehicles. I was recently informed by a PUC officer that this could be construed as constituting holding out to provide passenger transportation service in those vehicles to the public without being issued the necessary operating rights by the Commission. My intent was that, any one who may call me to inquire about using my vehicles for transportation service, I would refer to Pittsburgh Transportation or another PUC certified carrier. As a result of my discussion with the PUC officer, I decided to take the initiative to apply for authority in D-Car's name so that there is no question that D-Car will be in compliance with the Commission's regulations and be able to provide transportation service without referring customers to other parties.

Since 2007 when I started working for Pittsburgh Transportation as a company driver, I have had many years of first-hand experience in providing passenger transportation services for the public. I also am very familiar with the requirements for operating a business, paying employees and drivers and filing the necessary income tax returns and reports with governmental agencies. With my background and experience in passenger transportation industry, I submit that D-Car will be able to start up its operations within a short period of time after the Commission approves its Application and issues a Certificate of Public Convenience.

During the past 12 years, I have been involved in providing passenger transportation service for PUC certificated carriers throughout a broad area in Western Pennsylvania.

Although the majority of trips for customers are expected to originate in the Pittsburgh metropolitan area where D-Car is based, D-Car expects to be willing to provide service between points in Pennsylvania, if requested to do so.

I submit that D-Car is fit to be granted the requested Group and Party authority, and I respectfully request that the Commission grant D-Car's application.

EXHIBIT "A"

List of Vehicles to be Leased From Denis J. DeKleva

1. 2001 Lincoln Krystal Stretch Limousine
2. 1999 Ford F550 Limo Bus - Super Diesel Power Stroke Diesel
3. 2012 Audi 8L
4. 2015 Chevrolet Suburban

D-Car Transportation Limited Liability Company

**Statement of Financial Position (Balance Sheet)**

As of (date) May 24, 2019

ASSETS

Current Assets		
Cash	15,000	
Other Current Assets (specify)		
Total Current Assets		15,000
Tangible Assets		
Motor Vehicle Equipment		
Property (buildings, land, etc.)		
Office Equipment		
	<b>TOTAL ASSETS</b>	<b>15,000</b>

LIABILITIES

Current Liabilities (Due within one year of date)		
Loans		
Credit cards/revolving credit		
Other Liabilities (Attach schedule)		
Total Current Liabilities		
Long Term Liabilities (Due after one year of date)		
Mortgage		
Long term commercial loan		
Other Liabilities (Attach Schedule)		
Total Long Term Liabilities		
	<b>TOTAL LIABILITIES</b>	<b>0</b>

EXHIBIT "B"

Denis J. DeKleva

**Statement of Financial Position (Balance Sheet)**  
**As of (date) May 24, 2019**

ASSETS

Current Assets			
Cash		5,000	
Other Current Assets (specify) Investments		<u>4,100</u>	
Total Current Assets			<u>9,100</u>
Tangible Assets			
Motor Vehicle Equipment *		81,500	
Property (buildings, land, etc.) *		<u>303,000</u>	
Office Equipment (\$3,000) and		<u>23,000</u>	<u>407,500</u>
Personal Belongings			<u>416,600</u>
(\$20,000)			
	<b>TOTAL ASSETS</b>		<b><u>416,600</u></b>

LIABILITIES

Current Liabilities (Due within one year of date)			
Loans		10,500	
Credit cards/revolving credit		<u>400</u>	
Other Liabilities (Attach schedule) Vehicle Lease		<u>2,880</u>	
Total Current Liabilities			<u>13,780</u>
Long Term Liabilities (Due after one year of date)			
Mortgage		50,000	
Long term commercial loan		<u>17,100</u>	
Other Liabilities (Attach Schedule)			<u>67,000</u>
Total Long Term Liabilities			<u>80,780</u>
	<b>TOTAL LIABILITIES</b>		<b><u>80,780</u></b>
Net Worth			<u>335,780</u>

\* See attached Supplement.

EXHIBIT "C"

Supplement to Statement of Financial Position (Balance Sheet) of Denis J. DeKleva

I. Fair Market Value of Vehicles

1. 2001 Lincoln Krystal Stretch Limousine - 72,000 miles	\$8,000.00
2. 1999 Ford F550 Limo Bus - Super Diesel Power Stroke Diesel - 53,000 miles	\$18,000.00
3. 2012 Audi 8L - 51,000 miles	\$28,000.00
4. 2015 Chevrolet Suburban -	
5. 1956 M/G - (A) 1500 Series Roadster fully restored - 23 miles	\$23,000.00
6. 2005 Ford Focus e/s Sport 4 door hatchback (Florida car) - 150,000 miles	\$2,500.00
7. 2005 Honda CRV all wheel drive - 150,000 miles	<u>\$2,000.00</u>
TOTAL	\$81,500.00

II. Residential Real Estate

1. Brick house in the 10 <sup>th</sup> Ward of the City of Pittsburgh (Stanton Heights) located at 4510 Stanton Ave., Pittsburgh, PA 15201 - Estimated fair market value of	\$169,400
2. Brick house in the 10 <sup>th</sup> Ward of the City of Pittsburgh (Stanton Heights) located at 1158 Woodbine St., Pittsburgh, PA 15201 - Estimated fair market value of	<u>\$133,600</u>
TOTAL	\$303,000

VERIFICATION

The undersigned deposes and says that he is authorized to and does make this Verification and that the facts set forth in the foregoing Verified Statement of Denis J. DeKleva are true and correct to the best of his knowledge, information and belief. The undersigned understands that any false statements herein are made subject to penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

Date:

5-24-19

A handwritten signature in black ink, appearing to read 'D. J. DeKleva', written over a horizontal line.

Denis J. DeKleva