



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

June 28, 2019

VIA ELECTRONIC FILING

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

Re: Pennsylvania Public Utility Commission, Bureau of Investigation
and Enforcement v. Lyta Corporation t/a Best Transit
Docket No. C-2019-_____

Dear Secretary Chiavetta:

Enclosed for electronic filing please find the Complaint in the above referenced case on behalf of the Bureau of Investigation and Enforcement of the Pennsylvania Public Utility Commission. Copies have been served on the parties of record in accordance with the Certificate of Service.

Sincerely,

A handwritten signature in black ink, appearing to read "K. Myers", written in a cursive style.

Kourtney L. Myers
Prosecutor
PA Attorney ID No. 316494

Prosecutor for the Bureau of
Investigation and Enforcement

Enclosures

cc: As per Certificate of Service

NOTICE

A. You must file an Answer within 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 Letter. *See* 52 Pa. Code §1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your

Answer by mailing an original to: Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Kourtney L. Myers, Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Ms. Myers at: komyers@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania," with the docket number indicated, and mail to:

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

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

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 penalty set forth in the Complaint and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
Bureau of Investigation and Enforcement	:	
	:	
v.	:	Docket No. C-2019-
	:	
Lyta Corporation t/a Best Transit	:	

COMPLAINT

NOW COMES the Bureau of Investigation and Enforcement (“I&E”) of the Pennsylvania Public Utility Commission (“Commission”), by its prosecuting attorneys, and files this Complaint against Lyta Corporation t/a Best Transit (“Respondent”), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, *et seq.*

2. Complainant is the Commission’s Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). *See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices*, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

3. Complainant is represented by:

Kourtney L. Myers
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Michael L. Swindler
Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

4. Respondent is Lyta Corporation t/a Best Transit and maintains its principal place of business at P.O. Box 56581, Philadelphia, PA 19111, Attention: Robina Shafqat.

5. Respondent is a “public utility” as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting passengers in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a Certificate of Public Convenience (“Certificate”) on or about August 30, 2010, at A-2010-2186707, for group and party sixteen (16) or greater authority; on or about January 27, 2011, at A-2010-2186555, for paratransit authority; and on or about March 30, 2011, at A-2010-2206537, for limousine authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, *inter alia*, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(a)-(b) of the Public Utility Code, 66 Pa.C.S. § 3301(a)-(b), allows for the imposition of a separate civil penalty for each violation and each day's continuance of such violation(s).

10. Respondent, in transporting passengers as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

2016-2017 FISCAL YEAR

12. On or about September 9, 2016, the Commission mailed to Respondent, by certified mail, an assessment invoice for the July 1, 2016 to June 30, 2017 Fiscal Year ("2016-2017 Fiscal Year") that was based, in part, on revenues for the 2015 calendar year

that Respondent reported to the Commission in its 2015 Assessment Report.

Respondent's assessment was \$5,389. A copy of the assessment invoice is attached as Exhibit 1.

13. Accompanying the assessment invoice was a notice of assessment that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days. A copy of the notice of assessment is attached as Exhibit 2.

14. On September 16, 2016, Respondent provided an electronic signature to the United States Postal Service ("USPS") for the certified mailing, which indicated that it received the assessment invoice and notice of assessment for the 2016-2017 Fiscal Year. A copy of the electronic signature for the certified mailing is attached as Exhibit 3.

15. The Commission received no objections from Respondent to the assessment amount set forth in the 2016-2017 Fiscal Year Assessment Invoice.

16. On or about March 9, 2017, Respondent submitted two (2) payments totaling \$1,796 to be applied to its 2016-2017 Fiscal Year Assessment.

17. Respondent failed to fully pay its 2016-2017 Fiscal Year Assessment Invoice.

2017-2018 FISCAL YEAR

18. On or about September 5, 2017, the Commission mailed to Respondent, by certified mail, an assessment invoice for the July 1, 2017 to June 30, 2018 Fiscal Year ("2017-2018 Fiscal Year") that was based, in part, on revenues for the 2016 calendar year that Respondent reported to the Commission in its 2016 Assessment Report.

Respondent's assessment was \$27,280. A copy of the assessment invoice is attached as Exhibit 4.

19. Accompanying the assessment invoice was a notice of assessment that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days. A copy of the notice of assessment is attached as Exhibit 5.

20. On September 8, 2017, Respondent provided an electronic signature to USPS for the certified mailing, which indicated that it received the assessment invoice and notice of assessment for the 2017-2018 Fiscal Year. A copy of the electronic signature for the certified mailing is attached as Exhibit 6.

21. The Commission received no objections from Respondent to the assessment amount set forth in the 2017-2018 Fiscal Year Assessment Invoice.

22. Respondent failed to fully pay its 2017-2018 Fiscal Year Assessment Invoice of \$27,280.

23. On November 9, 2017, the Commission's Bureau of Administration ("ADM") sent Respondent a letter warning Respondent that if it did not pay its outstanding assessments to the Commission within 30 days of receipt of the letter, then ADM would refer the matter to I&E for prosecution.

24. Respondent did not pay its outstanding assessments.

25. On January 19, 2018, I&E sent Respondent a letter warning Respondent that if it did not pay its outstanding assessments to the Commission within 30 days of receipt of the letter, then I&E would file a Formal Complaint against Respondent seeking

payment of the outstanding assessments and a civil penalty and revocation of Respondent's Certificate and vehicle registration(s) with the Pennsylvania Department of Transportation.

26. On or about March 13, 2018, Respondent submitted payment in the amount of \$1,000, which was applied to Respondent's 2016-2017 Fiscal Year Assessment.¹

27. The total outstanding assessment balance for Respondent related to the 2016-2017 and 2017-2018 Fiscal Years is \$29,873.

Violations

COUNTS 1-2

28. That Respondent failed to satisfy its 2016-2017 and 2017-2018 Fiscal Year Assessments in that it did not pay the amounts due within thirty (30) days of receipt of the invoices. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$4,500.² This civil penalty, consistent with past Commission decisions,³ is based on Respondent's acceptable history of compliance with the Public Utility Code and Commission's

¹ Consistent with the policy of ADM, an assessment payment submitted to the Commission is applied to the oldest, existing assessment balance. Therefore, this \$1,000 payment was applied to Respondent's oldest, existing assessment balance for the 2016-2017 Fiscal Year. Therefore, Respondent's remaining, outstanding assessment balance related to the 2016-2017 Fiscal Year is \$2,593.

² I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

³ See *Pa. Pub. Util. Comm'n v. Juan Genet Enter., LLC t/a Safe Destinations*, Docket No. C-2014-2450660 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Leo Movers & Storage, Inc.*, Docket No. C-2015-2494528 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Hoffman Landscaping & Trucking, LLP*, Docket No. C-2015-2495061 (Order entered September 21, 2017); *Pa. Pub. Util. Comm'n v. Deer Haven, LLP*, Docket No. C-2015-2498095 (Order entered October 26, 2017); *Pa. Pub. Util. Comm'n v. Reach for the Stars Limousine Serv. Inc.*, Docket No. C-2015-2499276 (Order entered October 26, 2017).

regulations,⁴ the number of outstanding assessments at issue in the Complaint, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.⁵

WHEREFORE, for all the foregoing reasons, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement respectfully requests that:

(a) Respondent be ordered to pay a total of \$34,373, which consists of its outstanding assessment balance of \$29,873 and a total civil penalty of \$4,500 for the above described violations. Said payment should be made by certified check or money order, made payable to the "Commonwealth of Pennsylvania" with the docket number of this proceeding listed, and mailed to the Secretary's Bureau of the Commission; and

(b) If payment of the assessments and civil penalty is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

⁴ A review of the Commission's records for a period of three (3) years prior to the date of the filing of this Complaint demonstrates that Respondent has an acceptable compliance history with the Commission.

⁵ The Commission promulgated a Policy Statement at 52 Pa. Code § 69.1201 as a guideline that sets forth ten factors that are to be considered when evaluating whether and to what extent a civil penalty for violating a Commission order, regulation, or statute is warranted. Among these factors are the compliance history of the regulated entity that committed the violation, the amount of the civil penalty necessary to deter future violations, and past Commission decisions in similar situations. 52 Pa. Code §§ 69.1201(c)(6), (8), and (9).

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'K. Myers', written in a cursive style.

Kourtney L. Myers
Prosecutor

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Date: June 28, 2019

EXHIBIT 1



Commonwealth of Pennsylvania
Pennsylvania Public Utility Commission
 Harrisburg, PA 17105-3265

INVOICE DATE	INVOICE NUMBER
9/1/2016	16-6412402

FISCAL YEAR
July 1, 2016 to June 30, 2017

GENERAL ASSESSMENT INVOICE

LYTA CORPORATION
 ROBINA SHAFQAT
 PO BOX 56581
 PHILADELPHIA PA 19111

- Read Carefully Notice of Assessment
- Use Return Envelope Provided
- Make Check Payable to:
Commonwealth of Pennsylvania

Pennsylvania Public Utility Commission	\$5,389.00
PAY THIS AMOUNT WITHIN 30 DAYS	\$5,389.00

TO RECEIVE PROPER CREDIT FOR YOUR
 PAYMENT, REMOVE THE BOTTOM PART OF
 THIS INVOICE AT THE PERFORATION AND
 RETURN WITH YOUR REMITTANCE

MAIL PAYMENT TO:
PA PUC PO BOX 61380 HARRISBURG, PA 17106-1380

FOLD AND CUT HERE

RETURN THIS PORTION WITH YOUR REMITTANCE

LYTA CORPORATION
 ROBINA SHAFQAT
 PO BOX 56581
 PHILADELPHIA PA 19111

INVOICE DATE	INVOICE NUMBER
9/1/2016	16-6412402
FISCAL YEAR	
July 1, 2016 to June 30, 2017	

Pennsylvania Public Utility Commission	\$5,389.00
PAY THIS AMOUNT WITHIN 30 DAYS	\$5,389.00

16000641240271 090116100005389002000000000030000000000 000005389005

EXHIBIT 2

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

NOTICE OF ASSESSMENT

EXPLANATION OF BILL FOR GENERAL ASSESSMENT
FOR FISCAL YEAR JULY 1, 2016 TO JUNE 30, 2017

In Section 510 of the Public Utility Code, 66 Pa. C.S. §510, the Pennsylvania General Assembly has authorized the Pennsylvania Public Utility Commission to assess all public utilities a percentage of their gross intrastate operating revenues for the preceding calendar year. Under Section 510, each public utility is required, on or before March 31 of each year to file with the Commission a statement of the utility's gross intrastate operating revenues for the preceding calendar year. After receiving the utilities' statements of gross intrastate operating revenues, the Commission sends general assessment invoices to all public utilities to advise each utility of the amount of assessment that utility owes based upon that utility's activity (gross intrastate operating revenues) in the preceding year. The enclosed assessment is for your proportionate share of the estimated expenses of the Public Utility Commission for the Commission's Fiscal Year July 1, 2016 to June 30, 2017.

YOU ARE REQUIRED TO PAY THIS BILL WITHIN THIRTY DAYS AFTER YOU RECEIVE IT. Objections to the assessment must be made in writing within 15 days and shall set out in detail the grounds upon which you regard the assessment to be excessive, erroneous, unlawful, or invalid. Objections may be filed only by the person, partnership, or corporation assessed. Filing an objection, however, does not eliminate your obligation to pay the assessment while your objection is being considered. **FAILURE TO PAY THE ASSESSMENT WHEN PAYMENT IS DUE WILL SUBJECT YOU TO PENALTIES.**

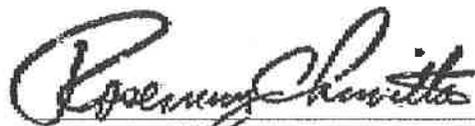
Be sure that your personal check or money order is written out in the same amount as your assessment invoice, and make your remittance payable to, "Commonwealth of PA". **DO NOT SEND CASH.** If you have reason to correspond with the Commission regarding your assessment invoice, please make reference to your invoice number. A receipt for payment will not be issued. Please mail your payment with the return portion of your invoice in the enclosed self-addressed envelope. Please note that rounding of your assessment to the nearest dollar has occurred. Your assessment for the PUC, including the OCA and the OSBA where applicable, has been combined into one invoice; one payment for all applicable assessments is acceptable. **A TWENTY (\$20.00) FEE WILL BE CHARGED FOR ALL DISHONORED OR BAD CHECKS REMITTED AS PAYMENT OF ASSESSMENTS.**

Your assessment has been computed by multiplying your gross intrastate operating revenues for the calendar year 2015 by the assessment factor for the public utility group of which you are a member. Your gross intrastate operating revenues for 2015 have been taken from the Assessment Reports Form GAO-15, AR-15-RR or AR-15-MC which you have filed with the Commission, or have been estimated by the Commission if you failed to file a timely report. Gross operating revenue reported to the Commission on the Assessment Reports may have been revised by the Commission to accurately reflect assessable revenue. The assessment factors for the various public utility groups are set forth in Schedule B enclosed herewith.

The approved estimate of expenditures of the Commission for the period July 1, 2016 to June 30, 2017 payable as a General Assessment by the public utilities which the Commission regulates has been determined as follows:

Estimate of the expenditures of the Commission for the Fiscal Year July 1, 2016 to June 30, 2017	\$71,947,000
Deduct:	
Pipeline Operators	\$624,260
Prior Years Returned Funds	\$5,517,642
Fee Collections	\$794,358
UCR/NGS/EGS	\$12,261,170
Total Deductions	<u>\$19,197,430</u>
Total Assessment allocated to Public Utility groups furnishing various types of public service	\$52,749,570

The way in which the total Public Utility Commission assessment of \$52,749,570 has been allocated to the various groups of public utilities is shown on Schedules A and B enclosed herewith.



Rosemary Chiavetta
Secretary
PA Public Utility Commission

MAKE INQUIRIES TO:

Pennsylvania Public Utility Commission
Bureau of Administrative Services/Assess
P.O. Box 3265
Harrisburg, PA 17105-3265

FOR CERTIFIED AND EXPRESS CARRIERS

Pennsylvania Public Utility Commission
Bureau of Administrative Services/Assess
400 North Street
Harrisburg, PA 17120

CONTACT INFORMATION:

Assessment Section Information - Telephone 717-265-7548

Allocation of Expenses based on percent of prior year Public Utility Group workload
Budget Fiscal Year 2016-17

SCHEDULE A

Group	Total Expenditures per Utility Group Calendar Year 2015	Percentage Distribution	Estimated Expenditures Fiscal Year 2016-2017 by Utility Group
Electric	\$21,161,551	46.0922%	\$24,313,438
Gas	\$9,976,477	21.7299%	\$11,462,429
Pipeline	\$139,468	0.3038%	\$160,253
Steam Heat	\$243,441	0.5302%	\$279,678
Tele./Tele.	\$5,760,929	12.5480%	\$6,619,016
Water/Sewer	\$4,302,861	9.3721%	\$4,943,742
Transportation - Passenger	\$2,329,083	5.0730%	\$2,675,986
Transportation - Property	\$618,690	1.3476%	\$710,853
Transportation - Rail	\$1,378,809	3.0032%	\$1,584,175
Total	\$45,911,309	100.00%	\$52,749,570

SCHEDULE B

Group	Estimated Expenditures Fiscal Year 2016-2017 by Utility Group	Gross intrastate revenues by utility group Calendar Year 2015	General Assessment Factor by Utility Group (Col. (a) / by Col. (b))
	(a)	(b)	(c)
Electric	\$24,313,438	\$7,757,320,121	0.003134257401
Gas	\$11,462,429	\$3,419,595,396	0.003351983984
Pipeline	\$160,253	\$51,279,359	0.003125097566
Steam Heat	\$279,678	\$96,935,251	0.002885204269
Tele./Tele.	\$6,619,016	\$2,234,715,615	0.002961905289
Water/Sewer	\$4,943,742	\$1,124,065,085	0.004398092304
Transportation - Passenger	\$2,675,986	\$204,258,071	0.013101004954
Transportation - Property	\$710,853	\$385,233,400	0.001845252774
Transportation - Rail	\$1,584,175	\$120,150,044	0.013184972283
Total	\$52,749,570	\$15,393,552,342	0.003426731454

**SUPPLEMENTAL SCHEDULE
 FEDERAL SHORTFALL RELATED TO GAS SAFETY APPLICABLE TO GAS PUBLIC UTILITIES ONLY**

	Estimated Commission Federal Shortfall for Calendar Year 2015 and 6 Months of Calendar Year 2016	Actual Commission Federal Shortfall for Calendar Year 2015 and 6 Months of Calendar Year 2016	Estimated Commission Federal Shortfall for Calendar Year 2016 and 6 Months of Calendar Year 2017
Gas	(\$685,832)	\$329,532	\$356,300
	Net Estimated Commission Federal Shortfall for Fiscal Year 2016-17 Assessment	Reported Revenue for Gas Utility Group for Calendar Year 2015	Supplemental add-on Factor
Gas		\$0	\$3,419,595,396
			0.000000000000

EXHIBIT 3

Home > E-Services > Status History

Status History ?

Tracking Number Information

Meter:	12650040	Mailing Date:	09/09/16 10:29 AM
Tracking Number:	9171969009350133898953	Sender:	
Current Status:	OK : Delivered	Recipient:	
Class of Mail	FC	Zip Code:	14070
Service:	ERR	City:	GOWANDA
Value	\$0.465	State:	NY

[Proof of delivery](#)

PO Box 5658
Phila - PA 19111

Paul Schubert

Status Details

▼ Status Date	Status
Fri, 09/16/16, 09:54:00 AM	OK : Delivered
Mon, 09/12/16, 10:36:00 AM	Arrival at Tracking Pick-up point
Sat, 09/10/16, 10:50:00 PM	Processed (processing scan)
Sat, 09/10/16, 09:04:00 AM	Processed (processing scan)
Sat, 09/10/16, 04:55:00 AM	Dispatched from Sort Facility
Fri, 09/09/16, 09:27:00 PM	Processed (processing scan)
Fri, 09/09/16, 08:12:00 PM	Origin Acceptance
Fri, 09/09/16, 12:42:00 PM	OK: USPS acknowledges reception of info

Note: Delivery status updates are processed throughout the day and posted upon receipt from the Postal Service.

EXHIBIT 4



Commonwealth of Pennsylvania
Pennsylvania Public Utility Commission
 Harrisburg, PA 17105-3265

GENERAL ASSESSMENT INVOICE

INVOICE DATE	INVOICE NUMBER
9/5/2017	17-6412402

FISCAL YEAR
July 1, 2017 to June 30, 2018

LYTA CORPORATION
 ROBINA SHAFQAT
 PO BOX 56581
 PHILADELPHIA PA 19111

- Read Carefully Notice of Assessment
- Use Return Envelope Provided
- Make Check Payable to:
Commonwealth of Pennsylvania

Pennsylvania Public Utility Commission	\$27,280.00
PAY THIS AMOUNT WITHIN 30 DAYS	\$27,280.00

TO RECEIVE PROPER CREDIT FOR YOUR
 PAYMENT, REMOVE THE BOTTOM PART OF
 THIS INVOICE AT THE PERFORATION AND
 RETURN WITH YOUR REMITTANCE

MAIL PAYMENT TO:
PA DOR PO BOX 61380 HARRISBURG, PA 17106-1380

FOLD AND CUT HERE

RETURN THIS PORTION WITH YOUR REMITTANCE

LYTA CORPORATION
 ROBINA SHAFQAT
 PO BOX 56581
 PHILADELPHIA PA 19111

INVOICE DATE	INVOICE NUMBER
9/5/2017	17-6412402
FISCAL YEAR	
July 1, 2017 to June 30, 2018	

Pennsylvania Public Utility Commission	\$27,280.00
PAY THIS AMOUNT WITHIN 30 DAYS	\$27,280.00

17000641240251 09051710002728000200000000030000000000 000027280000

EXHIBIT 5

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

NOTICE OF ASSESSMENT

EXPLANATION OF BILL FOR GENERAL ASSESSMENT
FOR FISCAL YEAR JULY 1, 2017 TO JUNE 30, 2018

In Section 510 of the Public Utility Code, 66 Pa. C.S. §510, the Pennsylvania General Assembly has authorized the Pennsylvania Public Utility Commission to assess all public utilities a percentage of their gross intrastate operating revenues for the preceding calendar year. Under Section 510, each public utility is required, on or before March 31 of each year to file with the Commission a statement of the utility's gross intrastate operating revenues for the preceding calendar year. After receiving the utilities' statements of gross intrastate operating revenues, the Commission sends general assessment invoices to all public utilities to advise each utility of the amount of assessment that utility owes based upon that utility's activity (gross intrastate operating revenues) in the preceding year. The enclosed assessment is for your proportionate share of the estimated expenses of the Public Utility Commission for the Commission's Fiscal Year July 1, 2017 to June 30, 2018.

YOU ARE REQUIRED TO PAY THIS BILL WITHIN THIRTY DAYS AFTER YOU RECEIVE IT. Objections to the assessment must be made in writing within 15 days and shall set out in detail the grounds upon which you regard the assessment to be excessive, erroneous, unlawful, or invalid. Objections may be filed only by the person, partnership, or corporation assessed. Filing an objection, however, does not eliminate your obligation to pay the assessment while your objection is being considered. **FAILURE TO PAY THE ASSESSMENT WHEN PAYMENT IS DUE WILL SUBJECT YOU TO PENALTIES.**

Be sure that your personal check or money order is written out in the same amount as your assessment invoice, and make your remittance payable to, "Commonwealth of PA". **DO NOT SEND CASH.** If you have reason to correspond with the Commission regarding your assessment invoice, please make reference to your invoice number. A receipt for payment will not be issued. Please mail your payment with the return portion of your invoice in the enclosed self-addressed envelope. Please note that rounding of your assessment to the nearest dollar has occurred. Your assessment for the PUC, including the OCA and the OSBA where applicable, has been combined into one invoice; one payment for all applicable assessments is acceptable. **A TWENTY (\$20.00) FEE WILL BE CHARGED FOR ALL DISHONORED OR BAD CHECKS REMITTED AS PAYMENT OF ASSESSMENTS.**

Your assessment has been computed by multiplying your gross intrastate operating revenues for the calendar year 2016 by the assessment factor for the public utility group of which you are a member. Your gross intrastate operating revenues for 2016 have been taken from the Assessment Reports Form GAO-16, AR-16-RR or AR-16-MC which you have filed with the Commission, or have been estimated by the Commission if you failed to file a timely report. Gross operating revenue reported to the Commission on the Assessment Reports may have been revised by the Commission to accurately reflect assessable revenue. The assessment factors for the various public utility groups are set forth in Schedule B enclosed herewith.

The approved estimate of expenditures of the Commission for the period July 1, 2017 to June 30, 2018 payable as a General Assessment by the public utilities which the Commission regulates has been determined as follows:

Estimate of the expenditures of the Commission
for the Fiscal Year July 1, 2017 to June 30, 2018 \$73,499,000

Deduct:

Budget Reserve Pending Legislation (PWA) \$733,000
Pipeline Operators per Act 127 of 2011 \$646,553
UGWF Administration Act 13 of 2012 \$1,408,000
Prior Years Returned Funds \$5,400,000
Fee Collections \$289,703
UCR/NGS/EGS \$12,114,652

Total Deductions \$20,591,908

Total Assessment allocated to Public
Utility groups furnishing various types
of public service \$52,907,092

The way in which the total Public Utility Commission assessment of \$52,907,092 has been allocated to the various groups of public utilities is shown on Schedules A and B enclosed herewith.



Rosemary Chiavetta
Secretary
PA Public Utility Commission

MAKE INQUIRIES TO:

Pennsylvania Public Utility Commission
Bureau of Administrative Services/Assess
P.O. Box 3265
Harrisburg, PA 17105-3265

FOR CERTIFIED AND EXPRESS CARRIERS

Pennsylvania Public Utility Commission
Bureau of Administrative Services/Assess
400 North Street
Harrisburg, PA 17120

CONTACT INFORMATION:

Assessment Section Information - Telephone 717-265-7548

Allocation of Expenses based on percent of prior year Public Utility Group workload
Budget Fiscal Year 2017-18

SCHEDULE A

Group	Total Expenditures per Utility Group Calendar Year 2016	Percentage Distribution	Estimated Expenditures Fiscal Year 2017-2018 by Utility Group
Electric	\$24,240,765	45.7222%	\$24,190,287
Gas	\$11,406,599	21.5148%	\$11,382,855
Pipeline	\$162,386	0.3063%	\$162,054
Steam Heat	\$282,440	0.5327%	\$281,836
Tele./Tele.	\$5,973,562	11.2671%	\$5,961,095
Water/Sewer	\$4,931,756	9.3021%	\$4,921,471
Transportation - Passenger	\$4,187,783	7.8989%	\$4,179,078
Transportation - Property	\$705,309	1.3303%	\$703,823
Transportation - Rail	\$1,126,948	2.1256%	\$1,124,593
Total	\$53,017,548	100.00%	\$52,907,092

SCHEDULE B

Group	Estimated Expenditures Fiscal Year 2017-2018 by Utility Group	Gross intrastate revenues by utility group Calendar Year 2016	General Assessment Factor by Utility Group (Col. (a) / by Col. (b))
	(a)	(b)	(c)
Electric	\$24,190,287	\$7,789,115,585	0.003105652591
Gas	\$11,382,855	\$3,089,182,967	0.003684746136
Pipeline	\$162,054	\$44,186,061	0.003667536692
Steam Heat	\$281,836	\$81,423,347	0.003461365940
Tele./Tele.	\$5,961,095	\$2,095,709,247	0.002844428448
Water/Sewer	\$4,921,471	\$1,161,310,517	0.004237859666
Transportation - Passenger	\$4,179,078	\$276,978,774	0.015088080360
Transportation - Property	\$703,823	\$412,397,692	0.001706660861
Transportation - Rail	\$1,124,593	\$106,882,231	0.010521795714
Total	\$52,907,092	\$15,057,186,421	0.003513743572

**SUPPLEMENTAL SCHEDULE
FEDERAL SHORTFALL RELATED TO GAS SAFETY APPLICABLE TO GAS PUBLIC UTILITIES ONLY**

	Estimated Commission Federal Shortfall for Calendar Year 2016 and 6 Months of Calendar Year 2017	Actual Commission Federal Shortfall for Calendar Year 2016 and 6 Months of Calendar Year 2017	Estimated Commission Federal Shortfall for Calendar Year 2017 and 6 Months of Calendar Year 2018
Gas	(\$685,832)	\$329,532	\$356,300
	Net Estimated Commission Federal Shortfall for Fiscal Year 2017-18 Assessment	Reported Revenue for Gas Utility Group for Calendar Year 2016	Supplemental add-on Factor
Gas	\$0	\$3,419,595,396	0.000000000000

EXHIBIT 6

My Online Services

Systems

Reports

E-Services

Supplies

[Home](#) > [E-Services](#) > Status History

Status History ?

Tracking Number Information

Meter:	12650040	Mailing Date:	09/05/17 02:36 PM
Tracking Number:	9171969009350170791323	Sender:	
Current Status:	OK : Delivered	Recipient:	
Class of Mail	FC	Zip Code:	18229
Service:	ERR	City:	JIM THORPE
Value	\$0.460	State:	PA

[Proof of delivery](#)

P.O. Box
52581

Status Details

▼ Status Date

Status

Fri, 09/08/17, 08:43:00 AM	OK : Delivered
Thu, 09/07/17, 09:01:00 AM	Arrival at Tracking Pick-up point
Thu, 09/07/17, 09:00:00 AM	Arrival at Tracking Pick-up point
Wed, 09/06/17, 09:22:00 PM	Processed (processing scan)
Wed, 09/06/17, 11:20:00 AM	Processed (processing scan)
Tue, 09/05/17, 06:24:00 PM	Processed (processing scan)
Tue, 09/05/17, 05:50:00 PM	OK: USPS acknowledges reception of info
Tue, 09/05/17, 05:09:00 PM	Origin Acceptance

Note: Delivery status updates are processed throughout the day and posted upon receipt from the Postal Service.

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement

v.

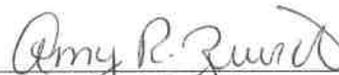
Lyta Corporation t/a Best Transit

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: Docket No. C-2019-
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VERIFICATION

I, Amy Zuvich, Chief of Finance and Assessments, Bureau of Administration, Finance and Assessment Section, 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 will 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: June 28, 2019



Amy Zuvich, Chief of Finance and Assessments
Finance and Assessment Section
Bureau of Administration
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

