

**Pennsylvania Public Utility Commission
Bureau of Transportation & Safety
PO Box 3265
Harrisburg, PA 17105-3265
(717) 787-3834**

Instructions for the Application for Motor Common Carrier of Property

(Application PUC 189 follows these instructions.)

You must be at least 18 years of age to file an application.

1. This application is required to operate as a commercial carrier of property, excluding household goods, when providing transportation between points in Pennsylvania.
2. The signed original copy of the application must be filed with the Secretary, Pennsylvania Public Utility Commission, PO Box 3265, Harrisburg, PA 17105-3265.
3. A non-refundable filing fee of **\$100** is required at the time of filing. Applications without the required fee will be returned. The filing fee must be paid **by certified check or money order made payable to: Commonwealth of Pennsylvania**. A check drawn on an attorney's account is also acceptable. Please staple the filing fee to the application.
4. Corporations, Limited Liability Companies (LLC), Limited Liability partnerships (LLP), and fictitious trade names must be registered with the Pennsylvania Department of State. Pennsylvania corporations are issued a Certificate of Incorporation. Company's incorporated or organized in other states must register with Pennsylvania as a foreign business corporation, foreign LLC, or foreign LLP. A certificate of authority to do business in Pennsylvania will be issued to non-Pennsylvania corporations, LLCs and LLPs. For the correct forms or additional information, call the Pennsylvania Department of State at (717) 787-1057.
5. Prior to providing service in Pennsylvania, you must submit evidence of insurance to the Public Utility Commission. **Your permanent evidence of insurance will be a Form E for bodily injury and property damage insurance and a Form H or Cargo Waiver for cargo insurance.** (See page iii of the instructions for insurance limits). These forms are mailed to the Commission directly from the home office of your insurance carrier and must have the exact name and address that you have provided at lines 1, 3 or 4 of the application.

If your insurance company subscribes to NOR (National Online Registries, Inc. at www.mcinfo.org), you can request the insurance company to file the required

insurance forms electronically through NOR. The electronically filed insurance forms will reach the Commission more quickly than mailed forms.

6. Recognizing that there may be a delay in the filing of your permanent proof of insurance, you may file temporary proof of insurance with your application. Temporary proof of insurance is only good for 60 days. Acceptable temporary proofs of insurance are:

- A copy of the declaration page of a current insurance policy (BIPD and/or Cargo) which shows effective dates, limits and is signed by an authorized insurance company representative.
- A copy of a valid binder of insurance.
- A copy of a valid application for insurance to the Pennsylvania Automobile Insurance Plan.

Do not send a Certificate of Insurance. The Commission does not recognize a certificate of insurance as a valid temporary proof.

7. Enclose with your application a copy of a current safety rating issued by a state or federal agency. The rating must be no more than two years old. If you cannot provide the PA PUC with proof of a current safety rating, you must undergo a safety fitness review conducted by a Commission Enforcement Officer.

Within 180 days of our issuance of a Certificate of Public Convenience, an Enforcement Officer will contact you to schedule this review. If it is determined that your safety rating is unsatisfactory, all deficiencies must be corrected immediately. A second safety fitness review will be conducted within 60 days of the date of the initial unsatisfactory rating notification. **Failure to achieve a satisfactory rating at the second review will result in immediate suspension of your certificate.** Continued non-compliance will result in revocation of the certificate.

8. It is the responsibility of the applicant or certificate holder to keep the Commission apprised of changes to current address. Change of address forms can be obtained from the Commission website, www.puc.state.pa.us, under online forms.

Minimum Limits of Insurance for Carriers of Property

General Commodities and/or Household goods in use:

Bodily Injury - \$300,000 per accident per vehicle to cover liability for bodily injury, death or property damage incurred.

Insurance coverage of motor carriers of property shall meet the requirements of 75 PA C.S. §1711 (relating to required benefits).

Cargo - \$5,000 for loss or damage to cargo being transported.

Cargo Insurance may be waived if you meet any one of three criteria:

1. All transportation will be provided in dump trucks.
2. All transportation will be limited to farm products, garbage, ashes, rubbish, coal debris, earth, crushed stone, amesite, and similar construction materials.
3. The value of any one load being transported will not be more than \$500 in value.

If applicant meets one of the three criteria listed above, applicant should complete a Cargo Waiver can be obtained from the Commission website, www.puc.state.pa.us, under online forms

**Pennsylvania Public Utility Commission
Bureau of Transportation & Safety
PO Box 3265
Harrisburg, PA 17105-3265
(717) 787-3834**

Application for Motor Common Carrier of Property

Please complete all parts of the following application. Incomplete applications will be returned. All questions may be directed to the Bureau of Transportation & Safety at (717) 787-3834.

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

Franklin Storage LP

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

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

900 Kriner Road

Street Address

Chambersburg, PA, 17202

City, State and Zip Code

717-264-3706

Telephone Number

Franklin
County

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

Street Address

City, State and Zip Code

5. **Attorney** (if applicable)

Attorney's Name & Telephone Number for this Filing

Attorney's Address

6. Does applicant currently hold PA PUC authority? Yes **No** (circle one)

If yes, enter current docket number A-00_____

7. What type of commodity do you intend to transport? Rolled Paper,

Lumber, steel

8. **Form of Organization** (Check one that applies to this application)

Individual

Partnership

Attach a copy of a Partnership Agreement and list the names and addresses of ALL partners.

Corporation

Attach a copy of the Certificate of Incorporation, Certificate of Authority, or the foreign corporation registration. Include a list of all corporate officers/titles and distribution of shares.

LLC or LLP

Attach a copy of the Certificate of Incorporation, Certificate of Authority, or foreign corporation registration. Include a list of all members (even if there is only one member) and title of each member.

9. **Attachment Checklist**

For Corporations:

Copy of Certificate of Incorporation, Certificate of Authority, or the foreign corporation registration.

List of all corporate officers/titles, names of shareholders and distribution of shares.

For LLPs and LLCs Only:

Copy of Certificate of Incorporation, Certificate of Authority, or foreign corporation registration.

List of all members (even if there is only one member) and title of each member.

For Partnerships Only:

Copy of Partnership Agreement.

List the names and addresses of ALL partners.

For ALL Applicants:

- Fictitious Trade Name Registration (if applicable).
- Copy of Current Safety Rating (if available).
- Proof of Insurance (See item 5 on instruction sheet).
- Certified check, money order or attorney's check.

10. Certification

Applicant certifies that it is not now engaged in any intrastate transportation of property 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 Property; and acknowledges that failure to report revenue and pay its annual assessment may result in civil penalties, suspension or cancellation of the Certificate.

You must sign the following Verification of Application.

Verification of Application


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) or by the President or Secretary (if a corporation).

I/we hereby state that the statements 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.

Colby Nitterhouse

(Print Name)



(Signature)

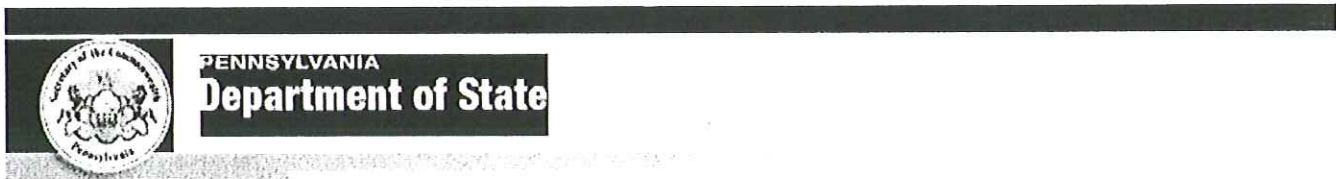
5/24/11

(Date)

Franklin Storage, LP Partners

PLEASE LIST ALL MEMBERS OR OFFICERS (IF INCORPORATED):

Name: <u>Franklin Storage, LLC</u>	Title: <u>General Partner</u>	SSN: <u>26-1678177</u>	Phone:
*Home Address:	<u>1%</u>	City:	State: Zip:
Name: <u>Craig J Nitterhouse</u>	Title: <u>Limited Partner</u>	SSN: [REDACTED]	Phone:
*Home Address:	<u>49.5%</u>	City:	State: Zip:
Name: <u>Craig J Nitterhouse</u> <u>2006 Multigenerational TRUST</u>	Title: <u>Limited Partner</u>	SSN: <u>20-6882399</u>	Phone: - -
*Home Address:	<u>49.5%</u>	City:	State: Zip:
Name:	Title:	SSN: - -	Phone: - -
*Home Address:		City:	State: Zip:



Corporations

[Online Services](#) | [Corporations](#) | [Forms](#) | [Contact Corporations](#) | [Business Services](#)

- [Search](#)
- [By Business Name](#)
- [By Business Entity ID](#)
- [Verify](#)
- [Verify Certification](#)
- [Online Orders](#)
- [Register for Online Orders](#)
- [Order Good Standing](#)
- [Order Certified Documents](#)
- [Order Business List](#)
- [My Images](#)
- [Search for Images](#)

Business Entity

Filing History

Date: 7/7/2009

(Select the link above to view the Business Entity's Filing History)

Business Name History

Name	Name Type
FRANKLIN STORAGE, LP	Current Name

Limited Partnership - Domestic - Information

Entity Number:	2874290
Status:	Active
Entity Creation Date:	4/27/1999
State of Business.:	PA
Registered Office Address:	900 KRINER ROAD STE 1 CHAMBERSBURG PA 17201-0
Mailing Address:	No Address

Partners

Name:	Franklin Storage LLC
Title:	General Partner
Address:	900 Kriner Rd Ste 1 Chambersburg PA 17201

[Home](#) | [Site Map](#) | [Site Feedback](#) | [View as Text Only](#) | [Employment](#)



Copyright © 2002 Pennsylvania Department of State. All Rights Reserved.
Commonwealth of PA Privacy Statement

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
CORPORATION BUREAU
206 NORTH OFFICE BUILDING
P.O. BOX 8722
HARRISBURG, PA 17105-8722
WWW.CORPORATIONS.STATE.PA.US/CORP

FRANKLIN STORAGE, LP

THE CORPORATION BUREAU IS HAPPY TO SEND YOU YOUR FILED DOCUMENT. THE CORPORATION BUREAU IS HERE TO SERVE YOU AND WANTS TO THANK YOU FOR DOING BUSINESS IN PENNSYLVANIA.

IF YOU HAVE ANY QUESTIONS PERTAINING TO THE CORPORATION BUREAU, PLEASE VISIT OUR WEB SITE LOCATED AT WWW.CORPORATIONS.STATE.PA.US/CORP OR PLEASE CALL OUR MAIN INFORMATION TELEPHONE NUMBER (717)787-1057. FOR ADDITIONAL INFORMATION REGARDING BUSINESS AND / OR UCC FILINGS, PLEASE VISIT OUR ONLINE "SEARCHABLE DATABASE" LOCATED ON OUR WEB SITE.

ENTITY NUMBER: 2874290

PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU

Certificate of Amendment-Domestic
(15 Pa.C.S.)

Entity Number
2874290

Limited Partnership (§ 8512)
 Limited Liability Company (§ 8951)

Name
Thomas J. Nehilla, Esquire
Address
Rhoads & Sinon LLP
City State Zip Code
PLACE IN OUR BOX

Document will be returned to the
name and address you enter to
the left.

Fee: \$70

Commonwealth of Pennsylvania
LIMITED PARTNERSHIP AMENDMENT 2 Page(s)



In compliance with the requirements of the applicable provisions (relating to certificate of amendment), the undersigned, desiring to amend its Certificate of Limited Partnership/Organization, hereby certifies that:

1. The name of the limited partnership/limited liability company is:
Franklin Storage, LP

2. The date of filing of the original Certificate of Limited Partnership/Organization: **April 27, 1999**

3. Check, and if appropriate complete, one of the following:

The amendment adopted by the limited partnership/limited liability company, set forth in full, is as follows:

RESOLVED, that WCN, Inc. is hereby removed as the General Partner of the Partnership and that

Franklin Storage, LLC is hereby added as the General Partner of the Partnership.

900 Kriner Road, Suite 1, Chambersburg, Franklin Co., PA 17201

The amendment adopted by the limited partnership/limited liability company is set forth in full in Exhibit A attached hereto and made a part hereof.

4. Check, and if appropriate complete, one of the following:

The amendment shall be effective upon filing this Certificate of Amendment in the Department of State.

The amendment shall be effective on: _____ at _____
Date Hour

678443.1

2008 JAN +4 PM 3: 52

PA DEPT. OF STATE

PA DEPT OF STATE.

JAN 09 2008

DSCB:15-8512/8951-2

5. Check if the amendment restates the Certificate of Limited Partnership/Organization:

The restated Certificate of Limited Partnership/Organization supersedes the original Certificate of Limited Partnership/Organization and all previous amendments thereto.

IN TESTIMONY WHEREOF, the undersigned limited partnership/limited liability company has caused this Certificate of Amendment to be executed this

4th day of ~~December~~ ^{January} 2008

FRANKLIN STORAGE, LP

Name of Limited Partnership/Limited Liability Company

WCN, INC., Withdrawing General Partner

[Handwritten Signature]

Signature

(Vice) President

FRANKLIN STORAGE, LLC, New General Partner

[Handwritten Signature]

Signature