



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET, HARRISBURG, PA 17120

BUREAU OF
INVESTIGATION
&
ENFORCEMENT

January 23, 2020

Via Electronic Filing

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Re: Pennsylvania Public Utility Commission,
Bureau of Investigation and Enforcement v.
Black Tie Limousine Services Inc.
Docket No. C-2018-3000163
(Motion for Continuance)

Dear Secretary Chiavetta:

Enclosed for electronic filing is the Motion for Continuance of the Bureau of Investigation and Enforcement (I&E) of the Pennsylvania Public Utility Commission in the above-captioned matter.

Copies have been served on the parties of record in accordance with the Certificate of Service.

Sincerely,

Matthew C. Fallings

Matthew C. Fallings
Prosecutor
Bureau of Investigation and Enforcement
PA Attorney ID No. 326896
(717) 783-6150
mfallings@pa.gov

MCF/ac
Enclosure

cc: Administrative Law Judge Dennis J. Buckley
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

As per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,
Bureau of Investigation and Enforcement

v.

Black Tie Limousine Services Inc.

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Docket No. C-2018-3000163

MOTION FOR CONTINUANCE

AND NOW comes the Bureau of Investigation and Enforcement (“I&E”) of the Pennsylvania Public Utility Commission (“Commission” or “PUC”), Complainant in the above-captioned matter, by its prosecuting attorney, and files this Motion for Continuance of the Initial Call-In Telephonic Hearing (“Initial Hearing”) in accordance with Section 1.15(b) of the Commission’s regulations, 52 Pa. Code § 1.15(b). In support thereof, I&E states as follows:

1. On March 14, 2018, I&E filed a Formal Complaint against Black Tie Limousine Services Inc., (Respondent), for motor carrier violations regarding the failure to maintain evidence of liability insurance on file with the Commission, in violation of 66 Pa. C.S. §512, 52 Pa. Code §32.2(c), and 52 Pa. Code §32.11-13.
2. The total civil penalty for the violation alleged in the Complaint is \$500.
3. On May 11, 2018, Respondent filed an Answer to I&E’s Complaint.
4. By Hearing Notice dated January 2, 2020, the above-captioned case was scheduled for a telephonic Initial Hearing before Administrative Law Judge (ALJ) Dennis J. Buckley on Wednesday, February 5, 2020 commencing at 10:00 a.m.
5. By Hearing Notice dated December 23, 2019, an initial hearing in the matter of PUC v. David Hydo T/A Bedford Transportation Company, Docket No. C-2018-3005364

("Bedford Transportation") had already been scheduled to be held on February 5, 2020 at 10:00 a.m.

6. The initial hearing for Bedford Transportation conflicts with the time of the proceeding for the above-captioned matter.

7. The undersigned is the prosecutor assigned to and familiar with both matters and is expected to represent Complainant in both proceedings.

8. Accordingly, I&E respectfully requests a continuance of the Initial Hearing for the above-captioned matter until a later date due to the time overlap for this proceeding and the proceeding concerning Bedford Transportation.¹

WHEREFORE, for the foregoing reasons, I&E respectfully requests that the Initial Hearing scheduled for February 5, 2020, in the above-captioned matter be continued to a later date.

Respectfully submitted,

Matthew C. Fallings

Matthew C. Fallings
Prosecutor
PA Attorney ID No. 326896

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
(717) 783-6150
mfallings@pa.gov

Date: January 23, 2020

¹ Correspondence between I&E and Respondent, displaying Respondent's agreement to continue the Initial Telephonic Hearing to a later date, is attached to this Motion as Exhibit 1.

Exhibit 1

Fallings, Matthew

From: Joseph Gabbay <gtowncab@gmail.com>
Sent: Wednesday, January 22, 2020 11:10 AM
To: Fallings, Matthew
Subject: [External] Re: PUC v. Black Tie Limousine Services Inc.

ATTENTION: This email message is from an external sender. Do not open links or attachments from unknown sources. To report suspicious email, forward the message as an attachment to CWOPA_SPAM@pa.gov.

Hello,

We have no objections to a continuance

Respectfully,
Joseph Gabbay
215-438-8541 Direct office
215-438-8888 main

Sent from my iPhone
Please excuse any typos

On Jan 22, 2020, at 10:15 AM, Fallings, Matthew <mfallings@pa.gov> wrote:

Mr. Gabay,

The Bureau of Investigation and Enforcement ("I&E") plans to file a Motion for a Continuance of the Initial Telephonic Hearing in the above proceeding scheduled on February 5, 2020, at 10:00 a.m. Please respond to this message and reply your agreement or objection to I&E's Motion. Should you have any questions please do not hesitate to contact me.

Respectfully,
Matthew C. Fallings | Prosecutor
PA Public Utility Commission | Bureau of Investigation & Enforcement
Commonwealth Keystone Building
400 North Street | Harrisburg PA 17120
Phone: 717.783.6150 | Fax: 717.783.3458
mfallings@pa.gov

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,
Bureau of Investigation and Enforcement

v.

Black Tie Limousine Services Inc.

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Docket No. C-2018-3000163

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

Service by First Class Mail:

Joseph Gabay
Black Tie Limousine Service Inc.
102 Browning Lane, Building B
Cherry Hill, NJ 08003

Matthew C. Fallings

Matthew C. Fallings
Prosecutor
PA Attorney ID No. 326896

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
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Date: January 23, 2020