



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120

record

June 29, 1982

IN REPLY PLEASE
REFER TO OUR FILE

A-00103976

Edward J. Hughes, Esquire
Suite 905
One Montgomery Plaza
Norristown, PA 19401

Application of Fischer-Hughes Transport, Inc.

Dear Sir:

Enclosed is the compliance order issued by the Commission in the above proceeding. You will be receiving, under separate cover, a code book containing our Regulations.

The certificate of public convenience evidencing the Commission's approval of the right to operate will not be issued until the applicant has complied with the following insurance and tariff requirements.

- I Arrange through insurance agent to have this company file a certificate of public liability and property damage insurance. Insurance companies have these certificates. (Form E)
- II Arrange through insurance agent to have his company file a cargo insurance certificate in the amount of \$2500 per vehicle. Insurance companies have these certificates. (Form UCPC-31). IF ANY SINGLE LOAD WHICH THE APPLICANT TRANSPORTS DOES NOT EXCEED \$100.00 IN VALUE, HE MAY SIGN, HAVE NOTARIZED AND RETURN THE ENCLOSED AFFIDAVIT TO THIS OFFICE IN LIEU OF CARGO INSURANCE.
- III Prepare and file a tariff, instructions for which are enclosed.



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

-2-

A-00103976

No motor carrier shall operate or engage in any transportation until all of the above requirements have been complied with and a contract carrier permit issued authorizing actual operations. Motor carriers operating without complying with the above requirements will be subject to the penalty provisions of the Public Utility Law.

Commission regulations require compliance with all of the above requirements within thirty days of the date of this letter. Failure to comply within the thirty day period will cause the Commission to rescind the action of June 18, 1982, and dismiss the application without further proceedings.

If you foresee any problems in obtaining the necessary requirements within the thirty day period, please contact the Pennsylvania Public Utility Commission - Service Section.

Please accept service of the enclosures, using for that purpose the enclosed form.

Very truly yours,

cc: Applicant
814 Hector Street
Conshohocken, PA 19428

Jerry Rich, Secretary

Enclosures
Certified Mail
Receipt Requested

CU25/A=00103976
ENTRY NO: 001

ENTRY NO. 002

CU25/A=00103976
ENTRY NO. 003

/001

NAME: FISCHER-HUGHES TRANSPORT, INC.
ADDRESS1: 814 HECTOR ST.
ADDRESS2:
CITY: CONSHOHOCKEN STATE: PA ZIP CODE: 19428
REPRESENTING: SELF
NAME: EDWARD J. HUGHES, ESQ.
ADDRESS1: SUITE 905
ADDRESS2: ONE MONTGOMERY PLAZA
CITY: NORRISTOWN STATE: PA ZIP CODE: 19401
REPRESENTING: APPLICANT
/003/
NAME: FISCHER'S TRANSFER, INC.
ADDRESS1: 450 N. BROAD ST.
ADDRESS2:
CITY: DOYLESTOWN STATE: PA ZIP CODE: 18901
REPRESENTING: TRANSFEROR

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held June 18, 1982

Commissioners Present:

Susan M. Shanaman, Chairman
Michael Johnson
James H. Cawley
Linda C. Taliaferro
Clifford L. Jones

Application of Fischer-Hughes Transport,
Inc., for approval of the transfer to it
of all of the operating rights held by
Fischer's Transfer, Inc., at A-00097286.

A-00103976

O R D E R

BY THE COMMISSION:

By application docketed March 12, 1982, Fischer-Hughes Transport, Inc., a corporation of the Commonwealth of Pennsylvania, seeks approval of the transfer to it of all the rights granted to Fischer's Transfer, Inc., a corporation of the Commonwealth of Pennsylvania, under the certificate issued at A-00097286.

We find the applicant to be fit to hold a certificate of public convenience and that approval of the application is necessary and proper for the continuation of service to the public; THEREFORE,

IT IS ORDERED: That the application for the transfer of rights held by Fischer's Transport, Inc., at A-00097286 be approved and that a certificate be issued to the applicant granting the following rights:

1. To transport, as a Class D carrier, milk from farms in the counties of Bucks and Montgomery to dairies in the said counties and the city and county of Philadelphia.
2. To transport, as a Class D carrier, new furniture sold by merchants of the borough of Doylestown, Bucks County, and household goods and office furnishings, stock and fixtures in use, from the borough of Doylestown, Bucks County, and within ten (10) miles by the usually traveled highways, of the limits of said borough, to points in Pennsylvania within forty (40) miles by the usually traveled highways of the limits of said borough, and vice versa.

DOCKETED

JUN 30 1982

3. To transport, as a Class D carrier, in emergencies, not to exceed ten (10) trips per year, new furniture sold by merchants of the borough of Doylestown, Bucks County, and household goods and office furnishings, stock and fixtures in use, from the borough of Doylestown, Bucks County, and within ten (10) miles, by the usually traveled highways of the limits of said borough, to points in Pennsylvania more than forty (40) miles, by the usually traveled highways, from the limits of said borough and vice versa; provided, that such trips shall be reported to the Commission immediately after they are made.
4. To transport, as a Class D carrier, property of the Western Electric Company and The Bell Telephone Company of Pennsylvania between points in the counties of Bucks and Montgomery;

with right No. 4 above, subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk in tank vehicles or in hopper-type vehicles.

5. To transport, as a Class D carrier, property usual to use in a household when a part of such household equipment or supply, in connection with a removal by a householder from one house or dwelling to another; furniture, fixtures, equipment and the property usual in a store, office, museum, institution, hospital or other establishment, when a part of the stock, equipment or supply of such store, office, museum, institution, hospital or other establishment, in connection with a removal from one location to another; and works of art, furniture, musical instruments, displays, exhibits and articles requiring specialized handling and equipment usually employed in moving household goods between points in the borough of Doylestown, Bucks County, and within an airline distance of ten (10) statute miles of the limits of said borough and from points in the said borough and territory to points within fifty (50) miles by the usually traveled highways of the limits of said borough, and vice versa;

with all of the above rights subject to the following general conditions:

1. That the approval hereby given is not to be understood as committing the Commission, in any proceedings that may be brought before it for any purpose, to fix a valuation on the rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.

2. That applicant shall not record in its utility accounts any amount representing the rights herein granted, in excess of the actual cost of such rights to the original holder thereof.
3. That the applicant charge to Account 1550, Other Intangible Property, \$10,000, being the amount of the consideration payable by it for the rights and going concern value attributable thereto; less any amount recorded under condition 2 above.
4. That the operating authority granted herein, or now held or subsequently granted to the applicant to the extent that it is duplicative shall not be construed as conferring more than one operating right.
5. That the certificate holder shall comply with all of the provisions of the Public Utility Law as now existing or as may hereafter be amended, and Pa. Code Title 52, Chapter 31, as now existing or as may hereafter be amended, and any other rules and regulations as may hereafter be prescribed by the Commission. Failure to comply shall be sufficient cause to suspend, revoke or rescind the rights and privileges conferred by the certificate.
6. That the certificate holder shall not transfer, sell or in any way convey any of its outstanding capital stock to any individual, partnership, corporation or any entity, without the prior filing of an application and approval thereof by the Commission under Section 1102(3) of Title 66, PA C.S.A.

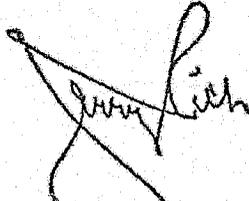
IT IS FURTHER ORDERED: That the applicant shall not engage in any transportation granted herein until it has complied with the requirements of the Pennsylvania Public Utility Law and the rules and regulations of this Commission relative to the filing and acceptance of evidence of insurance and a tariff establishing just and reasonable rates.

IT IS FURTHER ORDERED: That issuance of the certificate be withheld pending submission by Fischer's Transfer, Inc., of its 1981 Annual Report, all Assessment Reports, all due assessments, and any fines relating to the foregoing.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before sixty (60) days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

IT IS FURTHER ORDERED: That upon compliance with this order the rights granted the transferor Fischer's Transport, Inc., a corporation of the Commonwealth of Pennsylvania, at A-00097286 be cancelled and the record be marked closed.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: June 18, 1982

ORDER ENTERED: JUN 29 1982

July 2, 1982

A. 00103976

R-16

Edward J. Hughes, Attorney at Law
Suite 905, One Montgomery Plaza
Norristown, PA 19401

Fischer-Hughes Transport, Inc.

Dear Mr. Hughes:

Under date of June 29, 1982, the Secretary's office transmitted to you the Commission's compliance order of June 18, 1982, evidencing approval of the above carrier's application at A. 103976, which is in effect a transfer of the rights formerly held by Fischer's Transfer, Inc., at A. 97286. The letter transmitting the order directs attention to the requirement for the filing of a tariff.

Pa. Code, Title 52, Section 23.13(c) provides that in the case of change in ownership, etc., if feasible to do so, the tariffs of the former operator shall be adopted by the new operator, and no change in rates is permitted to cover the transfer of rights.

In this instance, it is not possible to meet the tariff requirements by the adoption of the former tariff for the reason that the present tariff is obsolete, as the description of authorized operating authority does not conform with the approval of this application.

It will be necessary, therefore, to file a new tariff which, according to our records, should be designated Freight Pa. P.U.C. No. 1, and may be issued to become effective on one day's notice under authority of Pa. Code, Title 52, Section 23.42.

We also notice that rates for a part of the authorized service are provided in tariffs published by Pennsylvania Motor Truck Association, Inc., Agency, and Tristate Household Goods Tariff Conference, Inc., Agency. Therefore, in accordance with Pa. Code, Title 52, Section 23.14, it will be necessary for you to contact those agencies in order that the required participation may be arranged. This is accomplished by the filing with us of two copies of a suitable power of attorney, which will be furnished to you by the agents.

The new tariff should contain the same rates, rules and regulations of the transferor.

Very truly yours,
William H. Stouch, Director
Bureau of Non-Rail Transportation

By: Joseph T. McDevitt
Supervisor, Tariff Section

RHF:ift

July 2, 1982

A. 00163976

R-16

- 2 -

cc: Gary Matthews, Director
Pennsylvania Motor Truck Association, Inc.
P. O. Box 276
Camp Hill, PA 17011

New power of attorney to be designated:
Pa. Fl No. 1 cancels Pa. Fl No. 1
(Series of Fischer's Transfer, Inc.)

Kenneth Sataloff, Executive Secretary
Tristate Household Goods Tariff Conference, Inc.
P. O. Box 9023
Lester, PA 19113

New power of attorney to be designated:
Pa. Fl No. 2 cancels Pa. Fl No. 2
(Series of Fischer's Transfer, Inc.)

Fischer-Hughes Transport, Inc.
814 Hector Street
Conshohocken, PA 19428



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120

September 21, 1982

IN REPLY PLEASE
REFER TO OUR FILE

A. 00103976

Edward J. Hughes, Esquire
Suite 905
One Montgomery Plaza
Norristown, PA 19401

Application of FISCHER-HUGHES TRANSPORT, INC.

Dear Sir:

Your attention is directed to a letter from the Commission dated June 29, 1982 together with the compliance order of the Commission, notifying you of the Commission's approval of the application for a certificate of public convenience in the above entitled proceeding, limited and restricted to certain definite rights.

The letter states that the applicant would be required to file with the Commission within sixty days (60) of the date of the letter a certificate of insurance or other security and a tariff of its rates and charges that the certificate of public convenience authorizing actual operations would not be issued until the compliance with these requirements.

Motor carriers operating without complying with these requirements and hence without a certificate of public convenience are operating illegally and subject to the penalty provisions of the Public Utility Law.

Our records show that you have failed to comply with the assessments, annual repts & insurance requirement(s). Unless the requirement(s) is complied with immediately, the Commission will rescind the action of June 18, 1982 approving the application and dismiss it without further proceeding.

Very truly yours,

Jerry Rich
Secretary

Certified Mail
Receipt Requested

cc: Applicant
814 Hector Street
Conshohocken, PA 19428

Fischer's Transport, Inc.
450 North Broad Street
Doylestown, PA 18901

RECEIVED

NOV 22 1982

SECRETARY'S OFFICE
Public Utility Commission

ORIGINAL

Fischer-Hughes

Transport, Inc.
450 N. Broad Street
Doylestown, PA 18901
(215) 345-0234
(215) 345-0416

UNITED
UNITED
UNITED
Van Lines

November 16, 1982

RECEIVED

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Non-Rail Transportation
Public Utility Comm

PA Public Utility Commission
Bureau of Motor Transportation
P.O. Box 3265
Harrisburg, PA 17120
Attn: Jerry Rich

A.00103976-

Application of Fischer-Hughes Transport Inc.

Dear Sir:

Enclosed are the insurance documents needed to fulfill the requirements of the commission's order and cover letter of 6/29/82. Please note that the insurance policies have been in effect since March of 1982. Both insurance companies were instructed by us to make the filings as per your letter, but obviously something went wrong. I hope that this will clear the matter.

Also enclosed is a letter from the Commission which discharges Fischer's Transfer Inc. from its Annual Report and Assessment violation. I assume that this means that this requirement has also been fulfilled. Please advise.

It has been our intention to remain in full compliance with the Commission's requirements. We were advised that these three problems had been eliminated in August. We followed up again in October and received the same indication from both Insurance companies and Fischer's Transfer Inc. While we do not know what went wrong, we sincerely hope that our certificate can be reinstated.

Please do not hesitate to contact us regarding this matter.

Sincerely,

Robert M. Hughes
RMH/mr
encl

11-22-82 McCarthy just got ins.

DOCUMENT 1
11/22/82

To be sent to—
PENNSYLVANIA
PUBLIC UTILITY
COMMISSION

RECEIVED

MOTOR CARRIER CARGO LIABILITY
CERTIFICATE OF INSURANCE

NOV 19 1982

Bureau of
Motor Transportation
Harrisburg, Pa.

Filed With
PENNSYLVANIA PUBLIC UTILITY COMMISSION
Bureau of Motor Transportation
Harrisburg, Pa.

Application
Docket Number

Received and approved

(Executed in Triplicate)

A00103976

Date

This is to certify, That the AMERICAN INSURANCE COMPANY

(Name of Company)

(hereinafter called Company) of 3333 CALIFORNIA ST. SAN FRANCISCO CALIF

(Home Office Address of Company)

has issued to FISCHER-HUGHES TRANSPORT INC. of 450 N. BROAD ST DOYLESTOWN PA 18901

(Name of Motor Carrier)

(Address of Motor Carrier)

the policy of Cargo Insurance herein described which, by the attachment of endorsement, Form Number UCPC-32, approved by the Pennsylvania Public Utility Commission, has been amended to provide compensation for loss of or damage to all property belonging to shippers or consignees and coming into the possession of the Insured in connection with its transportation service under certificate of public convenience or permit issued to the Insured by the Pennsylvania Public Utility Commission or otherwise under the Public Utility Law, effective June 1, 1937, and the pertinent rules and regulations of the Pennsylvania Public Utility Commission, regardless of whether the motor vehicles, terminals, warehouses, and other facilities used in connection with the transportation of such property are specifically described in the policy or not. The Company shall not be liable for an amount in excess of \$ 2500. in respect of the loss of or damage to the property hereby insured carried on any one motor vehicle, whether such losses or damages occur while such property is on a motor vehicle, or otherwise. The liability of the Company extends to such losses or damages whether occurring on the route or in the territory authorized to be served by the insured or elsewhere.

Whenever requested by the Commission the Company agrees to furnish to the Commission a duplicate original of said policy and all endorsements thereon.

The endorsement described herein may not be canceled without cancelation of the policy to which it is attached. Such cancelation may be effected by the Company's or the Insured's giving thirty (30) days' notice in writing to the Pennsylvania Public Utility Commission at its office in Harrisburg, Pennsylvania, said thirty (30) days' notice to commence to run from the date notice is actually received at the office of said Commission.

Policy No. MEW 353 6368 Effective from 3/19/82 to UNTIL CANCELLED

(12:01 P. M. standard time at the address of the Insured as stated in said policy)

Countersigned at 510 WALNUT ST PHILA PA 19106 this 9TH day of NOVEMBER, 1982

Florence Carleton

Authorized Company Representative.

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FORM F

UNIFORM MOTOR CARRIER BODILY INJURY AND PROPERTY DAMAGE LIABILITY INSURANCE ENDORSEMENT

It is agreed that:

1. The certification of the policy, as proof of financial responsibility under the provisions of any State motor carrier law or regulations promulgated by any State Commission having jurisdiction with respect thereto, amends the policy to provide insurance for automobile bodily injury and property damage liability in accordance with the provisions of such law or regulations to the extent of the coverage and limits of liability required thereby; provided only that the insured agrees to reimburse the company for any payment made by the company which it would not have been obligated to make under the terms of this policy except by reason of the obligation assumed in making such certification
2. The Uniform Motor Carrier Bodily Injury and Property Damage Liability Certificate of Insurance has been filed with the State Commissions indicated on the reverse side hereof.
3. This endorsement may not be canceled without cancellation of the policy to which it is attached. Such cancellation may be effected by the company or the insured giving thirty (30) days' notice in writing to the State Commission with which such certificate has been filed, such thirty (30) days' notice to commence to run from the date the notice is actually received in the office of such Commission.

Attached to and forming part of policy No. TP 0Y 34 21

issued by Harleysville Mutual Insurance Company, herein called

Company, of 355 Maple Avenue, Harleysville, PA 19438

to Fischer - Hughes Transport, Inc. of 450 North Broad Street, Doylestown, PA 18901

Dated at Harleysville, PA this 25th day of October 19 82

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Countersigned by _____
Authorized Representative

NOV 19 1982

Non-Rail Transportation
Public Utility Comm.

Vice President - Underwriting

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

A-103976

Public Meeting held October 15, 1982

Commissioners Present:

. Susan M. Shanaman, Chairman
Michael Johnson
James H. Cawley
Linda C. Taliaferro
Clifford L. Jones

Fischer's Transfer, Inc.
450 N. Broad Street
Doylestown, PA 18901

A-000972860821

F. 1

RECEIVED

NOV 19 1982

Non-Rail Transportation
Public Utility Comm

ORDER

BY THE COMMISSION,

The Commission, on August 2, 1982, entered an Complaint against the above-named respondent for failure to submit its Annual Report and/or payment of fine as required by Section 3301 of the Public Utility Code, 66 Pa.C.S. §3301.

Commission records now show that respondent has satisfied the averments of the Complaint entered August 2, 1982. Respondent has filed the delinquent 1981 Annual Report and/or has remitted the imposed fine; THEREFORE,

IT IS ORDERED: That the complaint entered August 2, 1982, against respondent, at the above docket number, for failure to comply with the Annual Report filing requirements of the Commission, be and is hereby discharged.

BY THE COMMISSION,



Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: October 15, 1982

ORDER ENTERED: OCT 28 1982