



17 North Second Street  
12th Floor  
Harrisburg, PA 17101-1601  
717-731-1970 Main  
717-731-1985 Main Fax  
www.postschell.com

Devin Ryan

dryan@postschell.com  
717-612-6052 Direct  
717-731-1985 Direct Fax  
File #: 161198

February 27, 2020

**VIA HAND DELIVERY**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor North  
P.O. Box 3265  
Harrisburg, PA 17105-3265

**Re: Pennsylvania Public Utility Commission v. Lyft, Inc.  
Docket No. C-2020-3015158**

RECEIVED  
2020 FEB 27 PM 2:51  
PA PUC  
SECRETARY'S BUREAU  
FRONT DESK

Dear Secretary Chiavetta:

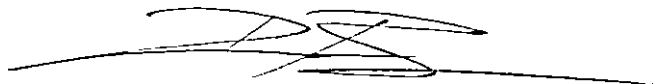
Lyft, Inc. ("Lyft") is submitting a check for \$300.00, which is the fine amount requested by the Pennsylvania Public Utility Commission's ("Commission") Bureau of Investigation and Enforcement ("I&E") to terminate the above-captioned Complaint proceeding. This check is being included in a separate package that will be delivered to the Secretary's Bureau. In the Complaint, I&E contends that Lyft violated: (1) Section 1501 of the Public Utility Code, 66 Pa. C.S. § 1501,<sup>1</sup> by allegedly permitting a driver to smoke in the vehicle; and (2) Section 2605(b)(8) of the Public Utility Code, 66 Pa. C.S. § 2605(b)(8), by allegedly permitting a vehicle to operate while not having the proper Company placard displayed on the vehicle.

Lyft does not contest payment of the requested fine and is submitting the check to resolve and close the above-captioned Complaint.

<sup>1</sup> Lyft notes that Section 1501 of the Public Utility Code only applies to public utilities, not transportation network companies like Lyft. See 66 Pa. C.S. §§ 102 (defining "common carrier," common carrier by motor vehicle," "motor carrier," "public utility," and "transportation network company"), 1501 (stating that "[e]very public utility shall furnish and maintain adequate, efficient, safe, and reasonable service and facilities"), 2610 (stating that a transportation network company is considered a public utility "[f]or the purposes of section 510 only"). The correct statutory reference for transportation network companies' service standard requirements is Section 2604.3 of the Public Utility Code, which states, in pertinent part, that "[w]here transportation network services are offered, a transportation network company must take reasonable steps to ensure that the service provided by each transportation network company driver who utilizes the digital network is safe, reasonable and adequate." *Id.* § 2604.3(a). By paying this civil penalty to resolve the Complaint, Lyft is not admitting that it is a "public utility" or otherwise subject to Section 1501 of the Public Utility Code.

Rosemary Chiavetta, Secretary  
February 27, 2020  
Page 2

Respectfully submitted,



Devin Ryan

DTR/jl  
Enclosure

cc: Michael L. Swindler  
David W. Loucks

RECEIVED  
2020 FEB 27 PM 2:51  
P&PUC  
SECRETARY'S BUREAU  
FRONT DESK