



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

BUREAU OF  
INVESTIGATION  
&  
ENFORCEMENT

April 9, 2021

**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.  
Tracy E Kulick T/A V-TEK Enterprises  
Docket No. C-2020-3021792  
**I&E Letter - Reject Filing**

Dear Secretary Chiavetta:

On April 9, 2021, the Bureau of Investigation filed a Motion for Continuance for the above-captioned matter under an incorrect docket number, C-2020-3022385. I&E requests that the Motion for Continuance is rejected, and the enclosed Motion for Continuance with the corrected docket number be filed.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads 'Matthew C. Fallings'. The signature is written in a cursive, flowing style.

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

MCF/ac



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Re: Pennsylvania Public Utility Commission,  
Bureau of Investigation and Enforcement v.  
Tracy E Kulick T/A V-TEK Enterprises  
Docket No. C-2020-3021792  
**(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,

A handwritten signature in black ink that reads 'Matthew C. Fallings'. The signature is written in a cursive, flowing style.

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

MCF/ac  
Enclosures

cc: Administrative Law Judge Eranda Vero (*via email only* – [evero@pa.gov](mailto:evero@pa.gov))  
Pamela McNeal, Legal Assistant to ALJ Eranda Vero (*via email only* – [pmcneal@pa.gov](mailto:pmcneal@pa.gov))

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement	:	
	:	
v.	:	Docket No.: C-2020-3021792
	:	
Tracy E Kulick T/A V-TEK Enterprises	:	

**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”) scheduled to be held on April 14, 2021, 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 September 28, 2020, I&E filed a Formal Complaint against Tracy E Kulick T/A V-TEK Enterprises, (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 Complaint was served on November 12, 2020.
3. The total civil penalty for the violation alleged in the Complaint is \$500.
4. On November 23, 2020, Respondent filed an Answer to I&E’s Complaint.
5. By Hearing Notice dated March 16, 2021, the above-captioned case was scheduled for a telephonic Initial Hearing before Administrative Law Judge (ALJ) Eranda Vero on Wednesday, April 14, 2021, commencing at 10:00 a.m.

6. On April 8, 2021, I&E and Respondent reached a settlement in principle, wherein Respondent has until April 16, 2021 to comply with the terms of the settlement.

7. Due to the settlement agreement in principle and pending satisfaction of this matter, I&E respectfully requests a continuance of the Initial Hearing for the above-captioned matter until a later date.<sup>1</sup>

WHEREFORE, for the foregoing reasons, I&E respectfully requests that the Initial Hearing scheduled for April 14, 2021, in the above-captioned matter be continued.

Respectfully submitted,



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](mailto:mfallings@pa.gov)

Date: April 9, 2021

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<sup>1</sup> I&E will file a Certificate of Satisfaction when the settlement agreement is finalized. The filing of a Certificate of Satisfaction will render the need for a hearing moot. 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

**From:** vince kulick <gasman263@gmail.com>  
**Sent:** Friday, April 9, 2021 3:12 AM  
**To:** Fallings, Matthew <mfallings@pa.gov>  
**Subject:** Re: [External] Name change C-2020-3021792

I guess that will give us time to work this lost mailing out then yes

On Thu, Apr 8, 2021 at 7:43 AM Fallings, Matthew <[mfallings@pa.gov](mailto:mfallings@pa.gov)> wrote:  
Mr. Kulick,

Thank you for verifying your wish to settle this matter.

Do you agree to a continuance of the Initial Hearing scheduled for April 10, 2021 due to the pending satisfaction of our settlement agreement?  
Please let me know soon and I will request a continuance.

Sincerely,  
Matthew Fallings, Esq.

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement	:	
	:	
v.	:	Docket No.: C-2020-3021792
	:	
Tracy E Kulick T/A V-TEK Enterprises	:	

**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 Electronic Mail Only**

Tracy E. Kulick T/A V-TEK Enterprises  
1114 Route 313  
Perkasie, PA 18944  
[gasman263@gmail.com](mailto:gasman263@gmail.com)



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  
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Date: April 9, 2021