

**PENNSYLVANIA PUBLIC UTILITY COMMISSION
HARRISBURG PENNSYLVANIA 17120**

Pennsylvania Public Utility Commission
Bureau of Investigation & Enforcement
vs.
Flynn Energy Transport, Inc.

Public Meeting held May 20, 2021
3013102-OSA
Docket No. C-2019-3013102

STATEMENT OF VICE CHAIRMAN SWEET

This is one of nine cases on this public meeting agenda which involve the issues that arise from having a carrier's insurance company file the appropriate insurance forms.

In the past, I have expressed concern regarding the handling of these transportation cases that come before this Commission for adjudication. It is evident from the number of transportation cases that are being addressed at this public meeting that there continues to be problems with the process that we use.

For this particular case, on September 13th, 2019 a Complaint was filed against Flynn Energy Transport for failure to maintain evidence of insurance, but it wasn't served until the following month. In the meantime, the carrier's insurance company filed the necessary proof of insurance before service of the Complaint was successful. Although it was a couple of weeks late, it proved there was no lapse of insurance. Still, the carrier, who otherwise has had a good compliance history for twelve years, is being punished and fined \$500 for their insurance company's tardiness nearly 20 months after the fact. Of the many agenda items today that have similar issues, this one highlights the most egregious evidence of a broken system. Therefore, I will be dissenting on this case only.

However, I am heartened by the fact that there may be a proposal in the works by the Law Bureau and the Bureau of Technical Utility Services to find a more effective, resource saving, and customer-friendly way to handle the persistent problems that exist in the present system. I look forward to seeing an improved approach implemented in the future.

May 20, 2021
DATE



DAVID W. SWEET
VICE CHAIRMAN SWEET