

May 2, 2022

Prompt Critical Transport LLC  
98 Carroll St.  
Pittston, PA 18640

Pennsylvania Public Utility Commission  
400 North St.  
Harrisburg, PA 17120

To whom it may concern:

Please find enclosed a cashier's check in the amount of \$500.00. This is to pay the fine assessed to Prompt Critical Transport LLC by the commission, connected to docket number C-2020-3020975.

Also enclosed is a copy of a certificate from the US Department of Transportation granting authority to Prompt Critical Transport LLC to engage in transportation as a common carrier of property in interstate commerce. As such, Prompt Critical Transport LLC does not fall under the jurisdiction of the Pennsylvania Public Utility Commission, and is not required to obtain a Certificate of Public Convenience from the Pennsylvania Public Utility Commission. As Prompt Critical Transport LLC will be in compliance following payment of the fine assessed, we ask that you contact the Pennsylvania Department of Transportation and have them remove the block on our vehicle registrations.

Thank you,

Brian Smyla, owner  
Prompt Critical Transport LLC.

Enclosures

RECEIVED  
2022 MAY -4 PHID: 47  
PA P.U.C.  
SECRETARY'S BUREAU



U.S. Department of Transportation  
Federal Motor Carrier Safety Administration

1200 New Jersey Ave., S.E.  
Washington, DC 20590

**SERVICE DATE**  
**April 20, 2018**

**CERTIFICATE**  
**MC-85703-C**  
U.S. DOT No. 3116746  
PROMPT CRITICAL TRANSPORT LLC  
PITTSTON, PA

This Certificate is evidence of the carrier's authority to engage in transportation as a **common carrier of property (except household goods)** by motor vehicle in interstate or foreign commerce.

This authority will be effective as long as the carrier maintains compliance with the requirements pertaining to insurance coverage for the protection of the public (49 CFR 387) and the designation of agents upon whom process may be served (49 CFR 366). The carrier shall also render reasonably continuous and adequate service to the public. Failure to maintain compliance will constitute sufficient grounds for revocation of this authority.

A handwritten signature in black ink, appearing to read "Jeffrey L. Secrist".

Jeffrey L. Secrist, Chief  
Information Technology Operations Division

**NOTE:** Willful and persistent noncompliance with applicable safety fitness regulations as evidenced by a DOT safety fitness rating of "Unsatisfactory" or by other indicators, could result in a proceeding requiring the holder of this certificate or permit to show cause why this authority should not be suspended or revoked.

CMO



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

February 5, 2021

IN REPLY PLEASE REFER TO OUR FILE  
RECEIVED  
2021 MAR 11 10 16 AM  
PH 10: 4: 45  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU  
A-8920916  
C-20-3029975

PROMPT CRITICAL TRANSPORT LLC  
98 CARROLL STREET  
PITTSTON PA 18640

**CANCELLATION NOTICE**

**Re: Pennsylvania Public Utility Commission, Bureau of Investigation & Enforcement v. Prompt Critical Transport LLC**

Respondent:

On August 11, 2020, the Bureau of Investigation and Enforcement instituted a Complaint against Prompt Critical Transport LLC, Respondent, for failure to maintain evidence of Cargo Insurance on file with the Commission, a violation of 66 Pa. C.S. §512, 52 Pa. Code §32.2(c), 52 Pa. Code §32.12(a) and/or 52 Pa. Code §32.13(a).

In accordance with 52 Pa. Code §5.61, the Bureau of Investigation and Enforcement notified the Respondent that an Answer to the Complaint must be filed within twenty (20) days of the date of service. The Notice further specified that, if Respondent failed to answer the Complaint within twenty (20) days, the Bureau of Investigation and Enforcement would request that the Commission cancel Respondent's Certificate of Public Convenience.

The Complaint was served on Respondent, August 11, 2020, by e-mail. On November 21, 2020, the Complaint was published in the *Pennsylvania Bulletin*. To date, more than twenty (20) days later, Respondent has failed to file and Answer to the Complaint and has failed to have his insurer file evidence of insurance with this Commission.

Therefore, the allegations in the Complaint are deemed to be admitted. The Complaint is hereby sustained and the **Certificate of Public Convenience**, issued to Respondent at A-8920916 is hereby CANCELLED.

Respondent is assessed a fine of \$500.00 for failure to maintain evidence of insurance on file with this Commission as required at 52 Pa. Code §32. Payment must be made by certified check or money order payable to the Commonwealth of PA, and mailed to Pa. Public Utility Commission, 400 North Street, Harrisburg, PA 17120.

Furthermore, this Commission will request the Pennsylvania Department of Transportation to put an administrative hold on Respondent's vehicle registrations. Respondent will NOT be able to register any new vehicles or renew any existing vehicle registrations until

all past due assessments are paid, all past due fines are paid, all insurance filings are up to date, and it holds an active Certificate of Public Convenience issued by this Commission.

This Secretarial Cancellation Letter will also be served on:

The Department of Revenue  
Bureau of Audit Programs  
Sales and Use Taxes  
Tenth Floor, Strawberry Square  
Harrisburg, PA 17128-1061

Respondent is hereby notified to cease and desist from further violations of the Public Utility Code, 66 Pa. C.S. §§1.1 et seq., and the regulations of the Commission, 52 Pa. Code §§1.1 et seq. In view of the **cancellation of respondent's Certificate of Public Convenience**, it is specifically prohibited from rendering service as a common carrier by motor vehicle in intrastate commerce in the Commonwealth of Pennsylvania.

## **APPEAL RIGHTS**

If you disagree with this determination, you may send a Petition for Reconsideration from Staff Action (Petition) to: Secretary, PA Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Such a Petition is a written statement asking the Commission to change its determination.

**Due to the pandemic emergency, the Commission has no access to mail delivery. ALL Parties to proceedings pending before the Commission must open an e-filing account through the Commission's website and use e-filing and accept e-service as required by the Commission's Emergency Order at Docket Number M-2020-3019262. If a filing contains confidential or proprietary material, the filing may be sent to Secretary Chiavetta at [rchiavetta@pa.gov](mailto:rchiavetta@pa.gov).**

The Petition must be filed with the Commission within twenty (20) days of the date of this letter. If no timely request for reconsideration is made, this action will be deemed to be the final action of the Commission.

The Petition **MUST** include: (1) a written statement (divided into numbered paragraphs) outlining the reasons for the request, (2) the case docket number(s) (they are provided for you at the top righthand corner of this letter), (3) the name of the person on whose behalf the petition is made, (4) copies of relevant documentation, and (5) a verification with original signature. See 52 Pa. Code §§1.31 and 5.44. Below is a sample Verification:

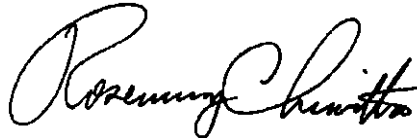
## VERIFICATION

I, (YOUR NAME GOES HERE), hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. §4904 (relating to unsworn falsification to authorities).

(SIGN AND DATE)

If you believe that you have received this letter in error, please contact the Compliance Office of the Motor Carrier Services Division in the Bureau of Technical Utility Services at 717-787-3834 within ten (10) days of the date of this letter.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Rosemary Chiavetta".

Rosemary Chiavetta,  
Secretary

CC: PA Department of Transportation  
PA Department of Revenue

Prompt Critical Transport LLC  
98 Carroll St.  
Pittston, PA 18640



Check # 6813001713  
\$ 500.00

Docket # C-2020-3020975.  
Prompt Critical Transport LLC  
vs.  
BIE

Pennsylvania Public Utility Commission  
400 North St  
Harrisburg, PA 17120

1712080079 C000

