

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY COMMISSION :
BUREAU OF INVESTIGATION AND ENFORCEMENT :

V. :

DOCKET NO. C-2022-3033426

UNITED CAB LLC :
2304 WALNUT STREET :
HARRISBURG, PA 17103 :

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That UNITED CAB LLC, Respondent, maintains its principal place of business at 2403 Walnut Street, Harrisburg, PA 17103.

2. That Respondent was issued a certificate of public convenience for taxi authority by this Commission on July 20, 2012, at PUC No. 6312947

3. On June 29, 2022, PUC Motor Carrier Enforcement Officers Travis Griffith conducted a random inspection of a 2011 Chevrolet Taxi bearing registration number TX50304, with vin number ending in 2311 at 3501 Paxton Steet, Harrisburg, PA.

4. The following violations were discovered at that time:

- a. No consumer information decal was displayed.
- b. The rate of fares was not posted.
- c. The right rear quarter panel has a dent larger than 4 inches.
- d. Legal name was not displayed as required and an incorrect PUC number was displayed.

5. On June 29, 2022, Officer Griffith conducted a random inspection of a 2010 Chevrolet Taxi bearing registration number TX50304, with vin number ending in 3030 at 4th and Chestnut Street, Harrisburg, PA.

6. The following violations were discovered at that time:

- a. Expired Pennsylvania inspection was displayed.
- b. Driver was smoking inside the vehicle upon inspection.
- c. Left rear turn signal inoperable
- d. Dents on vehicle larger than 4" in diameter at multiple locations on vehicle
- e. No rate of fares was posted.
- f. Battery securement device was missing.

7. That Respondent, by permitting a vehicle to be operated referred to in paragraph #3, without consumer information displayed, has violated 52 PA Code 29 §318. The fine for this violation is fifty dollars (\$50.00).

8. That Respondent, by permitting vehicles referred to in paragraphs #3 and 5, to be operated without rates of fare posted, has violated 52 PA Code 29 §316(a)(1)(i). The fine for this violation is fifty dollars (\$50.00) per violation. The total fine is one hundred dollars (\$100.00).

9. That Respondent, by permitting vehicles referred to in paragraphs #3 and 5, to be operated with dents larger than 4" in diameter has violated 52 PA Code 29 §403(6). The fine for this violation is one hundred dollars (\$100.00). The total fine is two hundred dollars (\$200.00).

10. That Respondent, by permitting a vehicle noted in paragraph #3 to have incorrect information referring to the legal name of the company has violated 52 PA Code 29 §71(a). The fine for this violation is fifty dollars (\$50.00).

11. That Respondent, by permitting a vehicle noted in paragraph #3 to be operated with an incorrect PUC number displayed has violated 52 PA Code 29 §71(a). The fine for this violation is fifty dollars (\$50.00).

12. That Respondent, by permitting a vehicle noted in paragraph #5, displaying an expired Pennsylvania inspection sticker, has violated 52 PA Code 29 §405. The fine for this violation is two hundred fifty dollars (\$250.00).

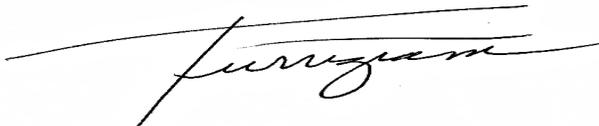
13. That Respondent, by permitting a driver smoking inside the violated 52 PA Code 29§403(10) as noted by Officer Griffith and the PA PUC Motor Carrier Penalty Guidelines 66 PA Code §1501. The fine for this violation is two hundred fifty dollars (\$250.00).

14. That Respondent, by permitting a vehicle noted in paragraph #5 to be operated without an operable left rear turn signal, has violated 52 PA Code §402(1) and 67 PA Code 175 §80(9)(iii) 67 PA C.S.175.66 (f)(3) & (4). The fine for this violation is one hundred dollars (\$100.00).

15. That Respondent, by permitting a vehicle noted in paragraph #5 to be operated without the device to secure the battery of the vehicle has violated 29 PA Code 29§402(1) and 67 PA Code 175§66(n). The fine for this violation is one hundred dollars (\$100.00).

WHEREFORE, the Bureau of Investigation and Enforcement Prosecutory Staff hereby requests that the Commission fine Unique Cab LLC the sum of one thousand one hundred and fifty dollars (\$1150.00) for the illegal activity described in this Complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

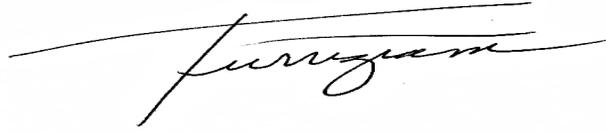
A handwritten signature in black ink, appearing to read "Turriziani", written over a horizontal line.

Andrew Turriziani, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Andrew Turriziani, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect that the Bureau will be able to prove same at any 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.

Date: 30 June 2022

A handwritten signature in black ink, appearing to read "Turriziani", written over a horizontal line.

Andrew Turriziani, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

- A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code §1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified, and the original shall be mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor
Harrisburg, PA 17120

Or you may **eFile your Answer** using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
400 North Street, 3rd Floor
Harrisburg, PA 17120

Or, **e-mailed to** : RA-PCCmplntResp@pa.gov

- B. If you fail to answer this complaint within twenty (20) days, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty. The penalty could include a fine, the suspension or revocation of your certificate of public convenience or other remedy.
- C. You may elect not to contest this complaint by paying the fine proposed in this Complaint by certified check or money order. Payment must be made to the **Commonwealth of Pennsylvania** and should be forwarded to:
- Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor
Harrisburg, PA 17120
- D. Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.
- E. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty.
- F. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.
- G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.