



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

BUREAU OF  
INVESTIGATION  
&  
ENFORCEMENT

October 24, 2022

**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.  
Larry Bittinger  
Docket No. C-2022-3035745  
**Petition for Leave to Withdraw Complaint**

Dear Secretary Chiavetta:

Enclosed for electronic filing please find the Bureau of Investigation and Enforcement's Petition for Leave to Withdraw Complaint in the above-referenced proceeding. Copies have been served on the parties of record in accordance with the Certificate of Service.

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

Sincerely,

A handwritten signature in black ink that reads 'Alphonso Arnold III'.

Alphonso Arnold III  
Prosecutor  
Bureau of Investigation and Enforcement  
PA Attorney ID No. 318487  
(717) 787-3836  
[alphonarno@pa.gov](mailto:alphonarno@pa.gov)

AA/jfm  
Enclosures

cc: Per Certificate of Service

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement	:	
	:	
v.	:	Docket No. C-2022-3035745
	:	
Larry Bittinger	:	

**PETITION OF THE BUREAU OF INVESTIGATION AND ENFORCEMENT FOR  
LEAVE TO WITHDRAW COMPLAINT**

TO THE COMMISSION:

The Bureau of Investigation and Enforcement (“I&E”) of the Pennsylvania Public Utility Commission (“Commission”), by and through its prosecuting attorney, pursuant to 52 Pa. Code § 1.82(a), petitions for leave to withdraw the Formal Complaint (“Complaint”) in the above-captioned proceeding. I&E submits the following in support thereof:

1. Larry Bittinger (Respondent) was issued a certificate of public convenience by this Commission at docket A-2017-2584721 for truck authority.
2. On September 30, 2022, I&E filed a Complaint docketed at C-2022-3035745 against Respondent. In its Complaint, I&E alleged that Respondent failed to satisfy its 2021-2022 Fiscal Year assessment balance after receiving notification of the balance it owed through an invoice served to it by the Commission. I&E alleged that Respondent’s failure to pay its 2021-2022 Fiscal Year assessment was a violation of 66 Pa.C.S. § 510(c) of the Public Utility Code. For relief, I&E requested that Respondent be ordered to pay a total of \$179, consisting of its outstanding assessment balance of \$129 and a total civil penalty of \$50 for Respondent’s violation of the Code. If Respondent failed to pay its assessment balance and civil penalty, I&E requested that the Commission refer the matter to the Office of Attorney General.

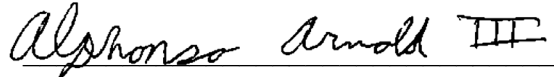
3. On August 1, 2022, Respondent filed an Application for Abandonment at Docket No. A-2022-3034360, which was granted by the Commission on October 19, 2022. Therefore, Respondent's certificate of public convenience was cancelled effective October 19, 2022.

4. Upon granting Respondent's Application for Abandonment, the Commission referred Respondent's outstanding assessment balance to the Office of Attorney General.

5. Given that Respondent's certificate of public convenience was cancelled, and that the Commission has referred Respondent's outstanding assessment balance to the Office of Attorney General, there is no longer any relief to be granted from the Commission regarding I&E's Complaint at C-2022-3035745.

WHEREFORE, for all the foregoing reasons, the Bureau of Investigation and Enforcement respectfully requests that I&E's Petition for Leave to Withdraw its Complaint in the above-captioned matter be granted.

Respectfully submitted,



Alphonso Arnold III  
Prosecutor  
PA Attorney ID No. 318487

Bureau of Investigation and Enforcement  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17120  
(717) 787-3836  
[alphonarno@pa.gov](mailto:alphonarno@pa.gov)

Date: October 24, 2022

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

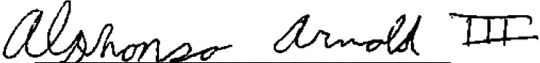
Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement	:	
	:	
v.	:	Docket No. C-2022-3035745
	:	
Larry Bittinger	:	

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing **Petition for Leave to Withdraw** in the manner and upon the parties listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

**Served via First-Class Mail**

Larry Bittinger  
8177 Glades Pike  
Berlin, PA 15530



Alphonso Arnold III  
Prosecutor  
PA Attorney ID No. 318487

Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
Commonwealth Keystone Building  
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Date: October 24, 2022