



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET
HARRISBURG, PENNSYLVANIA 17120
<http://www.puc.pa.gov>

January 25, 2023

A-00116497
C-2022-3035957

GARY C WALK JR, T/A WALK'S MOVING
5812 AVONDALE AVENUE
ALTOONA PA 16601

In Re: Pennsylvania Public Utility Commission
v.
Gary C Walk Jr, t/a Walk's Moving

Respondent:

On October 6, 2022, the Bureau of Investigation and Enforcement instituted a Complaint at C-2022-3035957 against Gary C Walk Jr, t/a Walk's Moving, Respondent, alleging that:

- a. That Respondent, by failing to adhere to the tariff rates and charging an amount higher than the amount computed by the Respondent's tariff, is in violation of 66 Pa. C.S. §1303 and 52 Pa. Code §31.27. The penalty for this violation is \$500.
- b. That Respondent, by not providing the Information for Shippers form 48 hours before the move, has violated 52 Pa Code §31.121(c). The penalty for this violation is \$250.
- c. That Respondent, by failing to provide an estimated cost of services, has violated 52 Pa. Code §31.122(a). The penalty for this violation is \$250.
- d. That Respondent, by failing to provide a bill of lading, has violated 52 Pa. Code §31.132(b). The penalty for this violation is \$250.

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 to issue a letter fining Respondent the sum of twelve hundred fifty dollars (\$1250.00).

The Complaint was served on Respondent, December 12, 2022, by certified mail. To date, more than twenty (20) days later, no response has been received from Respondent.

Respondent is assessed a fine of \$1250.00 for failure to comply with the provisions of 66 Pa. C.S. 1501 and 52 Pa. Code. 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.

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.

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.

ALL Parties to proceedings pending before the Commission must open and use an e-filing account through the Commission's website, OR you may submit your filing by overnight delivery. If a filing contains confidential or proprietary material, the filing is required to be submitted by overnight delivery.

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 right-hand 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 black ink, reading "Rosemary Chiavetta". The signature is written in a cursive style with a large initial "R" and a long, sweeping underline.

Rosemary Chiavetta,
Secretary

CC: Secretary's Bureau - File