



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

BUREAU OF
INVESTIGATION
&
ENFORCEMENT

April 7, 2023

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.
Piccolo's Friendly Movers
Docket No. C-2022-3034244
I&E Status Report

Dear Secretary Chiavetta:

Enclosed for electronic filing please find the Bureau of Investigation and Enforcement's Status Report 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'. The signature is written in a cursive style with a stylized 'A' and 'I'.

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

AA/jfm
Enclosures

cc: Administrative Law Judge Mary D. Long (via email – malong@pa.gov)
Per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement,	:	
Complainant	:	
	:	
v.	:	Docket No. C-2022-3034244
	:	
Piccolo's Friendly Movers,	:	
Respondent	:	

**BUREAU OF INVESTIGATION AND ENFORCEMENT'S
STATUS REPORT**

NOW COMES the Pennsylvania Public Utility Commission's ("Commission") Bureau of Investigation and Enforcement ("I&E"), by its prosecuting attorney, and files this Status Report in the above captioned matter.

1. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). *See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices*, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

2. Respondent is Piccolo's Friendly Movers, a Commission certified household goods carrier, and maintains its principal place of business at 420 Sterling Drive, Red Lion, PA 17356.

3. I&E commenced this action on September 16, 2022, by filing a Formal Complaint. In its Complaint, I&E alleged that Respondent committed several violations of the Commission's regulations discovered during an August 30, 2022, investigation of Respondent performed by a Commission Motor Carrier Enforcement Officer. I&E

requested that the Commission order Respondent to pay a civil penalty of \$2,700 for the alleged violations.

4. On November 29, 2022, I&E filed a Motion for Default Judgment against Respondent, requesting that the Commission sustain I&E's Formal Complaint due to Respondent's failure to file an Answer to the Complaint.

5. Following the filing of the Motion for Default Judgment in this matter, the parties began settlement negotiations and came to a settlement agreement.

6. In accordance with the settlement agreement, Respondent was to pay the \$2,700 civil penalty requested in the Complaint in four payment installments of \$675. The first installment was due by December 31, 2022, the second installment was due by January 31, 2023, the third installment was due by February 28, 2023, and the final installment was due by March 31, 2023.

7. On January 9, 2023, Administrative Law Judge ("ALJ") Mary D. Long was assigned as Presiding Officer to this proceeding.

8. On January 9, 2023, I&E filed a Letter. In its Letter, I&E requested that the formal proceedings be stayed pending execution of the settlement agreement entered into by the parties.

9. On January 10, 2023, ALJ Long issued an Interim Order granting I&E's request for a stay of the proceedings. In the Order, ALJ Long ordered that I&E file a Status Report by April 7, 2023, indicating the status of the settlement or requesting further proceedings.

10. As of the date of this Status Report, the Commission has received three out of the four payment installments per the settlement agreement. The Commission has not received the final payment installment which was due by March 31, 2023.

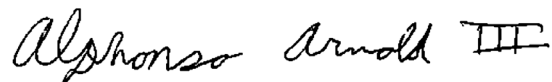
11. On March 31, 2023, Respondent through email informed I&E that it would send the final payment installment by mail on April 3, 2023.

12. On April 3, 2023, Respondent informed I&E that it had mailed the final payment installment and provided I&E through email with an image of the certified check.

13. Upon Commission receipt of the final payment installment, I&E will file a Certificate of Satisfaction in this matter, asserting that the Complaint has been satisfied and requesting that the matter be closed.

14. As it anticipates Commission receipt of the final payment installment in short order, I&E respectfully asserts that further proceedings are not necessary.

Respectfully submitted,



Alphonso Arnold III
Prosecutor
PA Attorney ID No. 318487

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
(717) 787-3836
alphonarno@pa.gov

Date: April 7, 2023

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

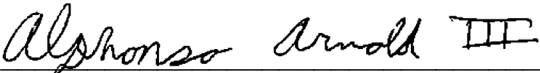
Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement,	:	
Complainant	:	
	:	
v.	:	Docket No. C-2023-3034244
	:	
Piccolo's Friendly Movers,	:	
Respondent	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing Motion for Default Judgment, 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 Electronic Mail

Piccolo's Friendly Movers LLC
420 Sterling Drive
Red Lion, PA 17356
jeff@piccolofriendlymovers.com



Alphonso Arnold III
Prosecutor
PA Attorney ID No. 318487

Pennsylvania Public Utility Commission
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Dated: April 7, 2023