



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET
HARRISBURG, PENNSYLVANIA 17120
<http://www.puc.pa.gov>
July 10, 2023

C-2023-3038442

LEBERT ATKINSON
T/A CHAMBERSBURG CITY CAB
562 BROAD STREET
CHAMBERSBURG PA 17201

**PENNSYLVANIA PUBLIC UTILITY COMMISSION
BUREAU OF INVESTIGATION & ENFORCEMENT**

v.

Lebert Atkinson, t/a Chambersburg City Cab

To whom it may concern:

On May 25, 2023, the Bureau of Investigation and Enforcement instituted a Complaint at Docket No C-2023-3038442 against Lebert Atkinson, t/a Chambersburg City Cab, Respondent, alleging that, on April 20, 2023, it contracted to provide transportation of call or demand service from Dick's Sporting Goods on Route 30 in Chambersburg, PA to Shippensburg University, PA on April, 20, 2023, for compensation while not having operating authority with this Commission, a violation of 66 Pa. C.S. §1101.

The Bureau of Investigation and Enforcement notified Respondent that it must file an Answer to the Complaint in accordance with 52 Pa. Code §5.61, within twenty days of the date of service. The Notice further specified that, if Respondent failed to answer the Complaint within twenty days, the Bureau of Investigation and Enforcement would request the Commission to issue a letter fining Respondent the sum of one thousand dollars (\$1,000).

The Complaint was served on Respondent, Lebert Atkinson, t/a Chambersburg City Cab, *via* Certified Mail, on June 2, 2023. To date, no response has been received from Respondent.

Respondent is assessed a fine of one thousand dollars (\$1,000) for failure to comply with the provisions of 66 Pa. C.S. 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.

Furthermore, this Commission, in accordance with 75 Pa. C.S. §1375(a) will request the Pennsylvania Department of Transportation to *suspend* all of Respondent's vehicle registrations. Respondent will **NOT** be able to register any new vehicles or renew any existing vehicle registrations until such time as it holds an active Certificate of Public Convenience issued by this Commission.

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 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, appearing to read "Rosemary Chiavetta". The signature is written in a cursive, flowing style.

Rosemary Chiavetta,
Secretary

Cc: Secretary's Bureau - File