

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY COMMISSION :
BUREAU OF INVESTIGATION AND ENFORCEMENT :

V. :

CHARLES R BOYER :
JUNE ANN LITTLE :
1101 S LAKE RD LOT 101 :
MERCER, PA 16137 :

DOCKET NO. C-2023-3042114

COMPLAINT

The Pennsylvania Public Utility Commission (Commission or PUC) 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 Charles Boyer, Respondent, maintains its principal place of business at 1101 S Lake Rd., Lot 101, Mercer, PA 16137.

2. On August 9, 2023, PA PUC Enforcement Officer David Gill received a complaint about someone transporting passengers without PA PUC authority/certificate. A license plate picture was texted to Officer Gill who at that time determined the plate belonged to Charles R. Boyer and June Ann Little. PUC records indicates that neither of these individuals have PUC license or authority/certificate to provide passenger transportation for compensation in the Commonwealth.

3. On August 10, 2023, Pa PUC Enforcement Officer David Gill in response to the complaint, visited the address listed for the individuals and spoke to June Ann Little. Ms. Little stated they do transport passengers for compensation but was unaware of the amounts charged. Officer Gill indicated to Ms. Little that the business must cease and desist and how to apply for PUC authority.

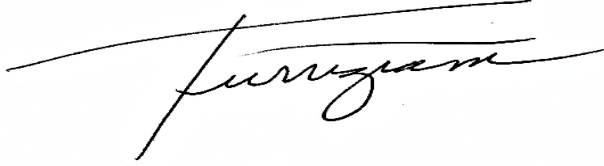
4. That on the same day, August 10, Officer Gill spoke to Mr. Boyer by phone and told him to cease and desist passenger transportation for compensation until an application was filed and granted authority/certificate or license from the Commission.

5. It was discovered that Mr. Boyer had been previously employed by another certificated passenger business and recently left that employment to start his business. Based on his previous employment Mr. Boyer should have been aware of the need for PUC authority/certificate.

6. That Respondent, by transporting persons between points in Pennsylvania for compensation while not having operating authority with this Commission, violated the Public Utility Code, 66 PA.C.S. §1101. The penalty for this violation is \$1,000.

WHEREFORE, the Bureau of Investigation and Enforcement hereby requests that the Commission fine Charles R. Boyer, the sum of one thousand dollars (\$1,000.00) for the illegal activity described in this Complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

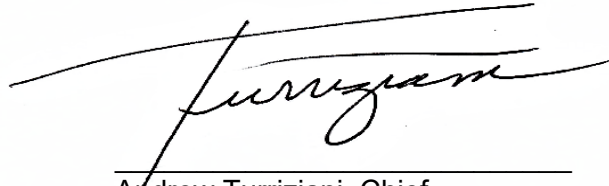
A handwritten signature in black ink, appearing to read "Turriziani", written over a horizontal line.

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

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 the 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: 31 August 2023

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.