

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265**

Public Meeting held April 25, 2024

Commissioners Present:

Stephen M. DeFrank, Chairman
Kimberly Barrow, Vice Chair
Ralph V. Yanora
Kathryn L. Zerfuss
John F. Coleman, Jr.

Cancelation of Certificates of Public Convenience for
Motor Carriers; Failure to Maintain Evidence of
Insurance

M-2024-3047909

TENTATIVE ORDER

BY THE COMMISSION:

Pursuant to Section 512 of the Public Utility Code (Code), 66 Pa. C.S. § 512, the Pennsylvania Public Utility Commission (Commission) is authorized to prescribe appropriate insurance requirements for motor carriers. Section 512 of the Code provides, in relevant part:

The commission may, as to motor carriers, prescribe, by regulation or order, such requirements as it may deem necessary for the protection of persons or property of their patrons and the public, including the filing of surety bonds, the carrying of insurance, or the qualifications and conditions under which such carriers may act as self-insurers with respect to such matters. All motor carriers of passengers...shall cover each and every vehicle, transporting such passengers, with a public liability insurance policy or a surety bond issued by an insurance carrier, or a bonding company authorized to do business in this Commonwealth, in such amounts as the commission may prescribe....

66 Pa. C.S. § 512.

Consistent with this broad statutory charge, the Commission has promulgated regulations governing motor carrier insurance requirements at Chapter 32 of title 52 Pa. Code.¹ Those

¹ 52 Pa. Code §§ 32.11-32.16.

regulations provide, *inter alia*, that a motor carrier may not operate, and a certificate of public convenience will not be issued or remain in force, until there has been filed with and approved by the Commission a certificate of insurance by an insurer authorized to do business in Pennsylvania for the payment of claims resulting from the operation, maintenance, or use of a motor vehicle in the carrier's authorized service. See 52 Pa. Code §§ 32.11, 32.12. The certificate of insurance, commonly known as a Form E, is in a form prescribed and approved by the Commission and provides protection for bodily injury, death, or property damage. 52 Pa. Code §32.2(a). Additionally, the Commission regulations require that certain carriers maintain evidence of cargo insurance via a certificate of insurance commonly known as a Form H. Further, the Commission's regulations require that evidence of insurance be maintained at all times with the Commission to ensure the protection of the public:

(h) *Compliance.* Failure to maintain evidence of insurance on file with the Commission in accordance with this chapter shall cause the immediate suspension of the rights and privileges conferred by a certificate of public convenience or permit held by the motor carrier. The Commission may establish rules under which suspended rights and privileges may be temporarily reinstated pending compliance with this chapter.

52 Pa. Code §32.2(h).

The Commission has been notified that the motor carriers listed in Appendix A, attached hereto, no longer have acceptable evidence of insurance on file with the Commission. As such, the Commission sent all carriers a letter notifying them that their operating authority was suspended. Since the date of the suspensions, these motor carriers have failed to cure the deficiency and maintain acceptable evidence of insurance with the Commission, notwithstanding notification by the Commission of the suspension and the necessity to provide acceptable evidence of insurance.

Under these circumstances, we tentatively conclude that the motor carriers listed in Appendix A are not in compliance with the insurance requirements of 66 Pa. C.S. § 512 and our regulations at 52 Pa. Code Chapter 32. As such, it is appropriate to initiate the process to cancel their certificates of public convenience as being in the public interest; **THEREFORE,**

IT IS ORDERED:

1. That cancelation of the Certificates of Public Convenience of each motor carrier listed in Appendix A is hereby *tentatively* approved as being in the public interest.
2. That the Secretary's Bureau shall publish a copy of this Tentative Order in the *Pennsylvania Bulletin*.
3. That the Secretary shall serve a copy of this Tentative Order upon all motor carriers listed in Appendix A.
4. That the Secretary shall file this Tentative Order at each motor carrier's assigned docket number.
5. That to the extent that any of the motor carriers listed on Appendix A challenge cancelation of their Certificates of Public Convenience, they must file comments within thirty (30) days after publication of this Tentative Order in the *Pennsylvania Bulletin*. Comments shall be sent to the Pennsylvania Public Utility Commission, Attn: Secretary Rosemary Chiavetta, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120.
6. That, alternatively, acceptable evidence of insurance may be filed with the Commission on behalf of the motor carriers listed in Appendix A, within thirty (30) days after publication of this order in the *Pennsylvania Bulletin*.

Motor carriers listed in Appendix A who desire to continue operations should immediately contact their insurance agents to secure compliance with Commission insurance requirements. It is the motor carrier's responsibility to ensure compliance. Motor carriers can verify their insurance status at our Web Site at <https://www.puc.pa.gov/search/utility-authority-search/>.

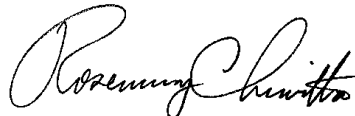
Additionally, motor carriers may call our insurance hotline at (717)-787-1227 for more information.

7. That, absent the timely filing of comments challenging the cancelation of the Certificate of Public Convenience or the timely filing of acceptable evidence of insurance, the Bureau of Technical Utility Services shall prepare a Secretarial Letter for issuance by the Secretary's Bureau canceling the carrier's applicable Certificate of Public Convenience. The Secretarial Letter shall direct the Department of Transportation to suspend the carrier's vehicle registration(s) consistent with 75 Pa. C.S. §1375.

8. That, upon issuance of the Secretarial Letter described in Ordering Paragraph No. 7 above, the applicable Certificate of Public Convenience of each non-compliant carrier shall be cancelled.

9. That the Secretary serve a copy of the Secretarial Letter upon the Commission's Bureau of Investigation and Enforcement, Bureau of Technical Utility Services, Bureau of Administration, the Pennsylvania Department of Revenue – Bureau of Corporation Taxes, and the Pennsylvania Department of Transportation.

BY THE COMMISSION,



Rosemary Chiavetta
Secretary

(SEAL)

ORDER ADOPTED: April 25, 2024

ORDER ENTERED: April 25, 2024

APPENDIX A

Carriers Without Acceptable Evidence of Insurance

Utility Code	Utility Name	Suspended Authorities	Insurance Type not on file
6222724	DEPENDABLE PEOPLE TRANSPORTATION LLC	Contract Carrier	Liability
631091	BUCKS COUNTY SERVICES INC	Taxi	Liability
6315888	CANYON COUNTRY CABS LLC	Taxi, Airport Transfer, Paratransit, GP11-15	Liability
6318074	GO GREEN TAXI LLC	Taxi	Liability
6325421	KIDCABOO LLC	TNC	Liability
6415028	CARRIED AWAY RECREATION LLC	Paratransit	Liability
641702	FORNET ENTERPRISES, INC.	Limousine	Liability
6417033	KNOX TRANSPORTATION LLC	Paratransit	Liability
6419104	WALTER G PERSING	Paratransit	Liability
6419357	TAJOMA INC	Airport Transfer	Liability
6421186	S&S MEDICAL TRANSPORT LLC	Paratransit	Liability
6422200	BUJAR VRANICI	Airport Transfer, Limousine	Liability
6422809	1ST CLASS TRANSPORT SERVICE LLC	Paratransit	Liability
6423179	EMERGENCY MEDICAL TRANSPORT SOLUTIONS LLC	Paratransit	Liability
6423236	EDMACY COMMUNITY TRANSPORTATION LLC	Paratransit	Liability
6425004	PENNY M FOGLEMAN	Paratransit	Liability
6425519	SAFE ZONE LLC	Paratransit	Liability
6425667	SNOW WHITE TOURS AND TRAVEL LLC	GP16+	Liability
6425968	W E TRANSPORTATION SERVICES LLC	Paratransit	Liability
6426258	LAUREN DAVID ENTERPRISES LLC	Airport Transfer	Liability
6426432	JAMES F GAFFNEY	Airport Transfer	Liability
6426544	BONNIE BELL LIMOUSINE SERVICE LLC	GP11-15	Liability
700286	V I P TRUCKING INC	Truck	Liability
702821	A TOD PITTMAN	Truck	Liability, Cargo
704559	WOLFF, BARNEY	Truck	Liability, Cargo
704588	THOMAS S STEM TRUCKING INC	Truck	Liability, Cargo
705903	JAMES & DEBRA AMENT	HHG and Truck	Liability
706321	RAMSEYS MOVING SYSTEMS, LLC	HHG and Truck	Liability, Cargo
706759	MORRIS TRUCKING & EXCAVATING, INC.	Truck	Liability
707751	PAUL SAYERS	Truck	Liability, Cargo
707965	RITZ-TRANS CORP. OF PA, INC.	Truck	Liability
734260	CURRY, JOHN, INC.	Truck	Liability
781600	KIES, WILLIAM H., JR.	HHG and Truck	Liability
8911039	LOUIS MARTIN TRUCKING LLC	Truck	Liability

8912138	CYCLE TRANSPORT LLC	Truck	Liability
8912534	G & G AUTO WRECKING CO INC	Truck	Liability, Cargo
8912852	JOSEPH R CHAMBERLAIN	Truck	Liability
8913885	CLASSIC ENTERPRISES OF PENNSYLVANIA LLC	Truck	Liability
8914320	CHAD TUTTLE	Truck	Liability
8914488	ROBERT KUHN JR	Truck	Cargo
8915212	SEAN SCHWARTZ	Truck	Liability, Cargo
8915772	C P LANGTON TRUCKING LLC	Truck	Liability
8915799	S&J TRUCKING AND COURIER SERVICE LLC	Truck	Cargo
8915849	KEVIN GORDNER TRUCKING LLC	Truck	Liability, Cargo
8916244	DONALD ROYCE SMELTZER	Truck	Liability
8917327	LEHIGH TRUCKING LLC	Truck	Liability, Cargo
8917498	COOK & COOK TRANSPORTATION LLC	Truck	Liability
8917929	GEORGES TRANSPORT LLC	Truck	Liability, Cargo
8917953	C&J WELL SERVICES INC	Truck	Liability
8918272	T MORAN AND SON TRUCKING INC	Truck	Liability, Cargo
8918467	ZEMAR TRANSPORTS LLC	Truck	Cargo
8918680	RONALD E GOULD	Truck	Liability, Cargo
8918872	GLENN SCHUYLER	Truck	Liability
8919940	BRETT A BISHARD GENERAL EXCAVATING LLC	Truck	Liability, Cargo
8919948	REAMS TRUCKING LLC	Truck	Liability, Cargo
8920059	DARRELL MCCARRELL	Truck	Cargo
8920244	CEDAR RIDGE TRANSPORT LLC	Truck	Liability, Cargo
8920256	AMERICAN NATURAL SUPPLY LLC	Truck	Cargo
8921224	S & J TRUCKING LIMITED LIABILITY COMPANY	Truck	Cargo
8921366	K C TRANSPORTATION INC	Truck	Liability, Cargo
8921425	B & K TRUCKING LLC	Truck	Liability, Cargo
8921662	HKR LOGISTICS LLC	Truck	Cargo
8921773	HOME DELIVERY TEAM LLC	Truck	Cargo
8921807	LAKE ERIE EXPEDITING LIMITED LIABILITY COMPANY	Truck	Liability, Cargo
8921833	RICHARD L MCDEAVITT	Truck	Liability
8921858	KEVIN F GRANTLAND INC	Truck	Liability, Cargo
8922094	JKLEM TREASURES LLC	Truck	Cargo
8922216	STOTTLEMYER TRUCKING COMPANY LLC	Truck	Liability
8922442	SKYLINE TRANSPORT FLEET LLC	Truck	Cargo
8922449	HOKE'S HILL FARMS LIMITED LIABILITY COMPANY	Truck	Liability, Cargo
8922915	KYLE BOWLEY	Truck	Liability, Cargo

8922939	ENDLESS MOUNTAIN SERVICES LLC	Truck	Liability, Cargo
8923085	IRON STAG INC	Truck	Liability, Cargo
8923155	MAJ FREIGHTHAULERS LLC	Truck	Cargo
8923326	KADEL ENTERPRISES INC	Truck	Liability, Cargo
8923524	FINNEY HAULING SERVICES LLC	Truck	Cargo
8923650	NOMAD TRUCKING LLC	Truck	Cargo
8923672	ROCK SOLID TRANSPORTATION INC	Truck	Liability, Cargo
8923711	AUMENT ENTERPRISE LLC	Truck	Liability, Cargo
8923789	DONALDSON FAMILY TRANSPORTATION LLC	Truck	Liability, Cargo
8923826	GREISS HAULING LLC	Truck	Liability, Cargo
8923857	NJTEL INC	Truck	Liability, Cargo
8923876	WESLEY WEAVER	Truck	Liability, Cargo
8923932	D A STRINE LLC	Truck	Liability, Cargo
8924110	RICHARD SUMMERS	Truck	Liability, Cargo
8924236	A P T TRUCKING LLC	Truck	Liability, Cargo
8924279	IBEMSI GROUP LLC	Truck	Liability
8924311	LATHAN TRUCKING LLC	Truck	Liability, Cargo
8924360	KINGSIDE LOGISTICS LLC	Truck	Liability, Cargo
8924479	K&R HAULING LLC	Truck	Liability, Cargo
8924709	GIG TRANSPORT LLC	Truck	Liability, Cargo
8924779	L. J. ENTERPRISE LLC	Truck	Liability, Cargo
8924931	BOAS TRANSPORT LLC	Truck	Liability, Cargo
8924940	HOLIDAY TRANSPORT SERVICES LLC	Truck	Liability
8925006	INTEGRITY TRANSPORT SERVICES LLC	Truck	Liability, Cargo
8925087	ALMAS EXPRESS INC	Truck	Liability, Cargo
8925231	ALL-TRADE CONSTRUCTION CO. INC.	Truck	Liability, Cargo
8925247	NORMANDO TRANSPORTATION LLC	Truck	Liability, Cargo
8925529	B SWARTZ TRANSPORT LLC	Truck	Liability, Cargo
8925537	DOROTHY MAE TRUCKING INC	Truck	Liability, Cargo
8925592	POUGH AND YOUNG ENTERPRISES LLC	Truck	Liability
8925803	EL BALE TRANSPORT LLC	Truck	Liability, Cargo
8925814	J S PADGETT & SONS LLC	Truck	Liability, Cargo
8925819	SECOND CHANCE TRANSPORT LLC	Truck	Cargo
8925845	BRAVESTONE CARGO EXPRESS LLC	Truck	Liability, Cargo
8925864	CALGRE LLC	Truck	Liability, Cargo
8925879	KENNETH M ZEILER	Truck	Liability, Cargo
8925897	EXTRAORDINARY CARRIER COMPANY	Truck	Liability, Cargo
8925906	TOP HAULERS LLC	Truck	Liability, Cargo
8925953	J & R TRUCKING LLC	Truck	Liability, Cargo
8925984	J VIGLIOTTI GENERAL CONTRACTORS INC	Truck	Cargo

8925988	R L MARTIN LLC	Truck	Liability, Cargo
8925995	GARY'S GLOBAL LOGISTICS LLC	Truck	Cargo
8926001	STREAMLINE DIRECT LLC	Truck	Liability, Cargo
8926159	OUTLAW LOGISTICS LLC	Truck	Liability, Cargo
8926171	EMPIRE DEVELOPMENT LLC	Truck	Liability, Cargo
8926200	G EHRISMAN TRUCKING LLC	Truck	Liability, Cargo
8926200	G EHRISMAN TRUCKING LLC	Truck	Cargo
8926264	BARBA LOGISTICS LLC	Truck	Liability, Cargo
8926327	JB'S HEAVY MATERIALS LLC	Truck	Liability
8926345	SUPERIOR A1 TRANSPORT CORP	Truck	Liability, Cargo
8926371	PICK & ROLL TRANSPORTATION CO LLC	Truck	Liability, Cargo
8926372	TRAVIS HARTRANFT	Truck	Liability, Cargo
8926403	EXPEDITED DELIVERY SERVICES LLC	Truck	Liability, Cargo
8926443	ELB TRUCKING INC	Truck	Liability, Cargo
8926695	OSBORNE FAMILY TRUCKING LLC	Truck	Liability, Cargo
8926702	SECURE FULFILLMENT LLC	Truck	Liability
8926725	SOLANCO TRANSPORT LLC	Truck	Liability, Cargo
8926833	ALTEMOSE HAULING LLC	Truck	Liability
8926980	STUCK TRANSPORT LLC	Truck	Cargo