

## Application for Motor Common Carrier or Motor Contract Carrier of Household Goods in Use.

THIS APPLICATION IS REQUIRED TO REQUEST A CERTIFICATE OF PUBLIC CONVENIENCE (FOR COMMON CARRIERS) OR PERMIT (FOR CONTRACT CARRIERS) TO OPERATE AS A COMMERCIAL CARRIER OF HOUSEHOLD GOODS IN USE.

1. **Legal Name of Applicant** (Individual, Partnership or Corporation)

Tomkat Movers LLC

- If you are an individual who has not formed any type of corporate entity, you should enter your name **as it will appear on your insurance documents**.
- If you are filing for a partnership, but **not a limited liability partnership**, the names of all partners must be entered on this line. Those names should be entered **as they will appear on your insurance documents**. This includes husbands and wives filing jointly.
- If you are filing for a corporate entity (corporation, limited liability company, or limited liability partnership), **even if you are the sole shareholder member**, you must enter the name **exactly as it appears on the registration papers from the Corporation Bureau of the Pennsylvania Department of State**.

2. **Trade Name** (Attach a copy of fictitious name registration if applicable)

\_\_\_\_\_

This is any name which you will be operating under which differs from the **LEGAL NAME OF APPLICANT**. A **TRADE NAME** is considered a **FICTITIOUS NAME** if the identity of the applicant cannot be readily determined. *EXAMPLE: John Doe is the applicant and wants to use the name "Johnboy Trucking" as his trade name. People cannot readily determine that John Doe is the actual operator; therefore, the name is fictitious and must be registered as such. Trade names such as "John Doe Trucking" or "J. Doe Trucking" are not considered fictitious and would not have to be registered.*

3. **Do you currently hold PUC Authority?**  NO **Previous Authority?** \_\_\_ NO

If YES, at PUC No. A- \_\_\_\_\_

4. **Are you a business entity registered with the PA Dept. of State?** \_\_\_ NO

If NO, you must register (see checklist on how to register)

If YES, provide your PA Corporation Bureau Entity ID Number 13854621  
(See checklist and indicate type of business entity registered)

5. **If either a Corporation or Limited Liability Company, please list members (LLC) or shareholders and officers (Corporation).**

_____	_____
_____	_____
_____	_____

6. **Mailing Address**

2430 Butler Street Unit 411  
Street Address

Easton, PA 18042      Northampton  
City, State and Zip Code      County

212-256-1338      \_\_\_\_\_  
Telephone Number      E-Mail Address

*This is the e-mail address to which the Commission will send all official documents issued by the Commission until further notice.*

7. **Physical Address** (if different from Mailing Address. Do not use a PO Box.)

\_\_\_\_\_

Street Address

\_\_\_\_\_

City, State and Zip Code      County

\_\_\_\_\_

Telephone Number      E-Mail Address

The address entered here should reflect the actual location of the business. This is the address the Commission needs in order to dispatch Enforcement Officers to inspect equipment. If left blank, it will be assumed that the **PHYSICAL ADDRESS** is the same as the **MAILING ADDRESS**

8. **Attorney** (if applicable)

\_\_\_\_\_

Attorney's Name & Telephone Number for this Filing

\_\_\_\_\_

Attorney's Address      E-mail Address

An attorney's name should only be entered if an attorney is filing the application for a client and the application is being sent under the attorney's cover letter.

9. **Does applicant have a USDOT Number?**

     No      X Yes, at No. 4157015

10. **Describe the service area proposed by this application.**  
(Use the space below or attach additional sheet if space provided is not sufficient)

To transport household goods in use  
between points in Pennsylvania

*Examples.*

- *To transport household goods in use between points in Pennsylvania.*
- *To transport household goods in use from points in Centre County to points in Pennsylvania, and vice versa*

11. **Certification:**

Applicant certifies that it is not now engaged in unauthorized intrastate transportation for compensation between points in Pennsylvania and will not engage in said transportation unless and until authorization is received from the Pennsylvania Public Utility Commission.

Applicant further certifies that it understands the requirements of the Pennsylvania Public Utility Commission, especially as they relate to safety and insurance and that it may be subject to civil penalties, suspension or cancellation of the Certificate for failure to comply with Commission requirements.

Applicant further certifies that it understands that it is subject to an annual assessment based upon its reported gross Pennsylvania intrastate revenues; said assessment to help defray expenses incurred in regulating Motor Common Carriers of Household Goods in Use; and acknowledges that failure to report revenue and pay its annual assessment may result in civil penalties, suspension or cancellation of the certificate.

## Verification of Application

I/We hereby state that the statement(s) made in this application is/are true and correct to the best of my/our knowledge and belief.

The undersigned understands that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

Tomasz Kiercel  
(Print Name)

  
(Signature) 06-23-24  
(Date)

The verification of the application must be completed by the applicant appearing on Line 1 of the application by the named individual, all partners if a partnership, a member (if a limited liability company), or by the President or Secretary (if a corporation).

## VERIFIED STATEMENT OF APPLICANT

THE FOLLOWING INFORMATION IS REQUIRED BY THE COMMISSION TO DETERMINE THE APPLICANT'S FITNESS TO OPERATE. STATEMENTS SHOULD BE TYPED OR PRINTED. ILLEGIBLE STATEMENTS WILL DELAY YOUR APPLICATION.

Tomasz Kiercel

Legal Name of Applicant

Trade Name, if any

2430 Butler Street #411 Easton PA 18042  
Street Address (principal place of business) City or Municipality State Zip Code

The Verified Statement of the Applicant factual details about your proposed transportation service. Your Verified Statement must answer all of the items listed below and on the following pages. Provide as much information as possible to prevent delay in processing your application. If you need more space to provide your answer, please attach additional pages identifying the appropriate item number.

1. Identify the person making the Verified Statement on behalf of the applicant. If an employee/officer of applicant is making the statement, give name, title, business address and telephone number.

Tomasz Kiercel, Owner of Tomkat Movers LLC  
212-256-1338

2. List the applicant's affiliation (owner, manager, controls) with any other carrier, with the description of affiliation.

Tomasz Kiercel is the owner  
of  
Tomkat Movers LLC

3. Please provide evidence of minimum of two-years' experience with a licensed household goods carrier or the equivalent as required by 52 Pa. Code §3.381(c)(1)(iii)(A)(II)(-+).

Evidence attached to back of this application.  
Evidence includes 2 years of 1099 forms from  
working with Solidarity Movers Inc.

4. Describe your facilities, record maintenance plan and your communication network. Please include a description of your physical location, to including office machines that will be utilized, and the facility to house vehicles. As a carrier of household goods in use, applicant should include a description of storage facilities, if applicable. Please include an explanation of your plan to maintain records required by the PUC, as well as normal business records. In regard to your communication network, please explain how you will receive customer requests for transportation, how you will dispatch the vehicles to fulfill the request, and how you will maintain continuous communication with your drivers.

See attached pages in back  
for answer

5. Please state the number of drivers you intend to use or hire in your business and explain why that number of drivers is appropriate for the size of the territory you will be serving. In addition, please explain:
- Your hiring standards for drivers;
  - Your system for conducting criminal background checks;
  - Your driver training program;
  - Your system for conducting driver license checks;
  - Your policies regarding alcohol and drug use by your drivers.

see attached pages in back  
for answer

6. Please state the number of vehicles you plan to use in your business and why that number is appropriate to provide reasonable and efficient service to the territory you will be serving. If you have already obtained vehicles for your business, please list them in the chart below.

YEAR	MAKE	MODEL	SEATING CAPACITY*	VEHICLE ID #	MILEAGE

7. Describe your vehicle safety program. Please include the following in your explanation:
- Your periodic vehicle maintenance plan
  - Your system for ensuring your vehicles will continuously comply with applicable Pennsylvania vehicle equipment standards (67 Pa. Code, Chapter 175).

See attached pages in  
back for answer

8. Please explain what steps you have taken to determine if you can obtain insurance and pay the required insurance premiums.

see attached pages in back  
for answer

9. State whether the applicant has been convicted of a misdemeanor or felony. If applicant is partnership, limited liability partnership, corporation, or limited liability company this question applies to all members, officers, and/or shareholders. If "YES", explain.

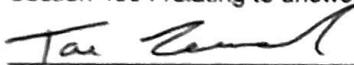
YES  NO

10. Financial Data. Complete the "Statement of Financial Position", which follows this page. Please feel free to also provide additional information explaining why you believe you have sufficient funds to ensure your transportation business can provide reliable service to the public in a safe manner.

See attached pages in back  
for answer

### Verification of Statement

The undersigned deposes and says that he/she is authorized to and does make this verification and that the facts set forth therein are true and correct to the best of his/her knowledge, information, and belief. The undersigned understands that false statements herein are made subject to penalties of 18 Pa. C. S. Section 4904 relating to unsworn falsification to authorities.



(Signature)

Tomasz Kiercel, Owner

(Name and Title, printed or typed)

06-23-24

(Date)

**Statement of Financial Position (Balance Sheet)**

As of (date) 06-23-24  
 (Must be less than 6 months old)

ASSETS

Current Assets		
Cash	<u>\$ 20,000</u>	
Other Current Assets (specify)		
Total Current Assets		<u>\$20,000</u>
Tangible Assets		
Motor Vehicle Equipment	<u>\$ 10,000</u>	
Property (buildings, land, etc.)	<u>-</u>	
Office Equipment		<u>10,000</u>
	<b>TOTAL ASSETS</b>	<b><u>30,000</u></b>

LIABILITIES

Current Liabilities (Due within one year of date)		
Loans	<u>-</u>	
Credit cards/revolving credit	<u>5,000</u>	
Other Liabilities (Attach schedule)	<u>-</u>	
Total Current Liabilities		<u>5,000</u>
Long Term Liabilities (Due after one year of date)		
Mortgage	<u>-</u>	
Long term commercial loan	<u>-</u>	
Other Liabilities (Attach Schedule)	<u>-</u>	
Total Long-Term Liabilities		<u>0</u>
	<b>TOTAL LIABILITIES</b>	<b><u>5,000</u></b>

4.

**Facilities and Physical Location:**

- Our strategically located facilities include office space, storage areas, and a secure vehicle housing facility.
- Essential office machines such as computers and printers support our daily operations.
- Our vehicles are parked in a closed gated lot. This lot is under supervision 24/7

**Record Maintenance Plan:**

- We document transportation-related records, including PUC-required information and standard business records.
- Our records are kept electronically using Microsoft Excel sheets. These sheets track expenses, revenues, liabilities, assets, gross and net profits.
- Additionally, physical records are filed in a main cabinet accessible only to authorized individuals.
- As our business grows, we plan to hire an accountant to maintain our books.

**Communication Network:**

- Our website, [www.tomkatmovers.com](http://www.tomkatmovers.com), allows customers to submit requests directly via email.
- Our shared email system ensures prompt communication with team members.
- For dispatching vehicles, we use a centralized system based on proximity and load capacity.
- Drivers stay connected through mobile devices for real-time updates during routes.

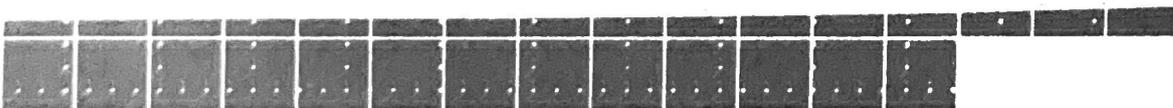
5.

We are currently building our fleet. We have a total of 3 drivers at the moment and intend to get up to 10 drivers.

**A. Driver Standards:**

- Drivers are held to a high standard.
- Maximum of 3 points allowed on their license.
- No history of DWI, DUI, or substance abuse charges.

**B. Verification Process:**



- References and previous employers are checked.
- Criminal background checks are conducted.
- Programs like Goodhire may be used.

**C. Probation and Training:**

- New drivers undergo a 90-day probation period.
- Supervised by experienced drivers during training.

**D. License History:**

- Abstract copies of lifetime DMV license history are ordered.

**E. Zero Tolerance for Drugs and Alcohol:**

- Any drug or alcohol use leads to immediate termination.
- No drug or alcohol history allowed for drivers

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A. All vehicles will be inspected by an authorized mechanic every 3 months. The inspection will ensure the vehicle to be up to standard per 67 Pa Code, Chapter 175. In case any engine light or any other issues that the vehicle may display then the vehicle will immediately be brought to an authorized mechanic.

B. The system that will be used to consistently bring the vehicle in for inspection of fluids, oils, mirrors, lamps, engine lights, tires, engine, brakes to an authorized mechanic.

**Regular Inspections:**

- Conduct **semiannual inspections** for all vehicles in your fleet
- Perform **annual inspections** as required by law
- Inspect vehicles reentering Pennsylvania to verify compliance

**Newly Purchased Vehicles:**

- Ensure that newly-acquired vehicles meet equipment standards before they join your fleet<sup>1</sup>.

**Out-of-State Vehicles:**

- If you have vehicles registered in other states, verify that they comply with Pennsylvania standards<sup>1</sup>.

**Tire and Wheel Standards:**

- Check that tires and wheels are in safe operating condition<sup>2</sup>.
- Use tires manufactured according to Chapter 159 standards<sup>2</sup>.

**Documentation and Record-Keeping:**

- Maintain detailed records of inspections, repairs, and maintenance activities.
- Document any modifications or additions to vehicles<sup>1</sup>.

**Coordinate Safety and Emission Inspections:**

- Align safety inspections with emission inspections to streamline the process

8. I am currently using an insurance broker by the name of Brad Rutledge from Keats Insurance agency. Mr. Rutledge's license number is 832694. Mr. Rutledge is licensed in Pennsylvania and New York. We have obtained several quotes from Progressive Auto Insurance. Based on the premiums that I have received; I am ready to pay the full year ahead of time.

10. TomKat Movers has cash at hand with very little liabilities. I do not need to take out a loan for this business and have enough to ensure the business operate fully. Our assets outweigh our liabilities by \$25,000. TomKat Movers will provide a safe reliable service to the public because we are taking the responsibility of fully ensuring our company and getting our company fully licensed by attempting to obtain a PUC number. We already have our DOT number and MC number which makes TomKat Movers federally insured.