

Secretary  
Pennsylvania Public Utility Commission  
400 North Street, Second Floor  
Harrisburg, PA 17120  
717.787.3834  
[www.puc.pa.gov](http://www.puc.pa.gov)

DATE OF DEPOSIT

JUN 20 2024

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

### Application for Motor Common Carrier of Property

THIS APPLICATION IS REQUIRED TO REQUEST A CERTIFICATE OF PUBLIC CONVENIENCE TO OPERATE AS A COMMERCIAL CARRIER OF PROPERTY FOR COMPENSATION BETWEEN POINTS IN PENNSYLVANIA.

1. Legal Name of Applicant (Individual, Partnership or Corporation) Herbert B. Smith, JR LLC  
Samuel William Smith Moving & Hauling

- 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)

SW Smith Moving & Hauling LLC

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 PA PUC Authority?  NO Previous Authority? YES  NO

If yes, at PUC No. A- 00 111098

4. Are you a business entity registered with the PA Department of State?  NO  
If No, you must first register (see checklist)

If Yes, provide your PA Corporation Bureau Entity ID Number 7531237  
(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).

Herbert B Smith  
KAREN S White

6. Mailing Address

1728 Meadow St  
Street Address

Phila PA 19124      Phila  
City, State and Zip Code      County

Land  
Cell

215 743 5562  
215 703-6774  
Telephone Number

Sherb2.hs.hs@gmail.com  
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 than mailing address. Do not use a post office 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. Do you have a USDOT Number?

No       Yes, at No. 113645

10. **What type of commodities do you intend to transport other than your own?  
Please note applicable exemptions on pages 4-5.**

Household/Residential  
Commercial

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 Property; 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.

Herbert B Smith Jr  
(Print Name)

Herbert B Smith Jr 6/20/24  
(Signature) (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).

## **PUC EXEMPTIONS**

**Agricultural Products** (see exemptions – farm owners)

**Anti-skid Materials** in dump trucks (except 5 axle tractor-trailers)

**Ashes** in dump trucks (except 5 axle tractor-trailers)

**Buy and Sell Operation** - own property to purchasers

**Chemical Wood** from wood lots (see **Wood Lot** definition)

**Cooperative Associations** for members on a nonprofit basis

**Excavated Materials** in dump trucks (except 5 axle tractor-trailers) - purpose of excavation is to create a hole or cavity, not valuable soil

**Farm Owner or Operator** - transporting agricultural products from the farm or farm supplies to the farm. This may include independent contractor if hauling exclusively for farm owners (but still must be agricultural products from farm or farm supplies to farm)

NOTE: livestock is agricultural

**Federal Government moves** – Under contract with a federal department or agency

**Free Transportation** - no compensation of any type

**Hazardous Waste** - Flue dust and Electric arc furnace dust

**Incidental** to primary non-transportation business

**Interstate Transportation** - See Federal Highway Administration

**Lessor** - under a vehicle sale lease, where lessor has no responsibility for vehicle maintenance, supervision or control

**Logs** (saw or veneer) from wood lots (see **Wood Lot** definition)

**Motor Vehicles** - wrecked or disabled

must be towed (tow truck, wrecker-type, flatbed, lowboy, etc.)

does not have to be from accident or breakdown

can be from place vehicle was towed to after accident if it's being towed to a place for repairs resulting from accident

replacement vehicles are exempt if to or from accident or breakdown

stolen or repossessed vehicles

NOT INCLUDED salvaged vehicles to and from auctions

**Non-Profit Cooperative Enterprises**

**Private Transportation of Property** by the owner to himself or to purchasers directly from him, in vehicles owned and operated by the owner of the property

**Property** from storage, if in storage 90 days or more

**Pulpwood** from wood lots (see **Wood Lot** definition)

**Railroad ballast stone** is considered a road construction material

Enclosed

Motor Common Carrier Property  
100.<sup>00</sup>

RECEIVED

JUN 24 2024

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Motor Common Carrier  
House hold Goods

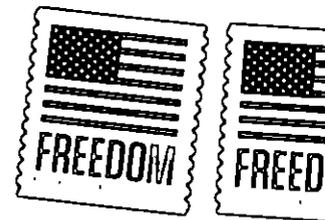
350.<sup>00</sup>

S. W. Smith  
MOVING + HAULING LLC  
Phila PA 19124

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JUN 24 2024

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU



Secretary PA Public Utilit  
Commission  
400 North Street 2<sup>ND</sup> FL  
HARRISBURG PA 17120