



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET, HARRISBURG, PA 17120

BUREAU OF
INVESTIGATION
&
ENFORCEMENT

August 13, 2024

Via Electronic Filing

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Re: Pennsylvania Public Utility Commission,
Bureau of Investigation and Enforcement v.
Krise Transportation, Inc.
Docket No. C-2023-3030883
I&E Petition for Leave to Withdraw the Formal Complaint

Dear Secretary Chiavetta:

Enclosed for electronic filing please find the Bureau of Investigation and Enforcement's ("I&E") **Petition for Leave to Withdraw the Formal Complaint** in the above-referenced proceeding.

Copies have been served on the parties of record in accordance with the Certificate of Service. Should you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read 'G. Rosul', is written over a light blue circular stamp.

Grant Rosul
Prosecutor
Bureau of Investigation & Enforcement
PA Attorney ID No. 318204
(717) 783-5243
grosul@pa.gov

GR/ac
Enclosures

cc: Hon. Emily I DeVoe, Administrative Law Judge (via email – edevoe@pa.gov)
Michael L. Swindler, Deputy Chief Prosecutor (via email – mwindler@pa.gov)
Per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

| | | |
|--|---|---------------------------|
| Pennsylvania Public Utility Commission, | : | |
| Bureau of Investigation and Enforcement, | : | |
| Complainant | : | |
| | : | |
| v. | : | Docket No. C-2023-3030883 |
| | : | |
| Krise Transportation, Inc., | : | |
| Respondent | : | |

PETITION FOR LEAVE TO WITHDRAW FORMAL COMPLAINT

Pursuant to 52 Pa. Code § 5.94, the Pennsylvania Public Utility Commission’s (“Commission”) Bureau of Investigation and Enforcement (“I&E”), by its prosecuting attorney, files this Petition for Leave to Withdraw I&E’s Formal Complaint (“Complaint”). In support thereof, I&E respectfully represents as follows:

1. I&E commenced this action on April 11, 2023, by filing a Complaint alleging that Respondent had failed to complete a required Safety and Fitness Review (“SFR”) and by such failure was in violation of 66 Pa.C.S. §§ 501(c) and 1501.
2. On April 12, 2023, the Complaint was served upon Respondent.
3. Attached to the Complaint was a Notice advising the Respondent that it must file an Answer within twenty (20) days of service of the Complaint.
4. On April 20, 2023, Respondent, by and through its counsel, filed an Answer to the Commission’s Complaint.
5. On September 29, 2023, the undersigned prosecutor entered his appearance on behalf of I&E.
6. On June 27, 2024, a Prehearing Order was issued, scheduling this matter for an initial telephonic hearing for August 28, 2024.

7. Subsequent to the Prehearing Order, counsel for Respondent and I&E held a telephone call to discuss the case.

8. At the time the Respondent's SFR was to take place, SFRs were being conducted remotely due to COVID-19. The contact person for Respondent who was working with I&E's Motor Carrier Division to complete the SFR failed to turn over certain documents, and then shortly thereafter left employment with Respondent.

9. I&E agreed that if Respondent underwent an SFR and achieved a satisfactory rating, the Complaint would be withdrawn.

10. I&E's Motor Carrier Division has advised the undersigned that Respondent underwent an SFR on August 6, 2024, and achieved a satisfactory rating.

11. Therefore, the facts and circumstances of this case have changed.

12. In the interest of justice, I&E desires to withdraw the Complaint that was filed in this matter.

WHEREFORE, I&E respectfully petitions the Commission for leave to withdraw the Formal Complaint in this matter pursuant to 52 Pa. Code § 5.94.

Respectfully submitted,



Grant Rosul
Prosecutor
PA Attorney ID No. 318204

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
(717) 783-5243
grosul@pa.gov

Date: August 13, 2024

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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| Pennsylvania Public Utility Commission, | : | |
| Bureau of Investigation and Enforcement, | : | |
| Complainant | : | |
| | : | |
| v. | : | Docket No. C-2023-3030883 |
| | : | |
| Krise Transportation, Inc., | : | |
| Respondent | : | |

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

Notification by First Class Mail and Electronic Mail:

Krise Transportation, Inc.
c/o James L. Pearl, Esq.
100 S. Broad Street, Suite 2126
Philadelphia, PA 19110
james@jamespearl.com
Counsel for Krise Transportation, Inc.



Grant Rosul
Prosecutor
PA Attorney ID No. 318204

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