

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of First Choice Home & Community Services, Inc., to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Delaware and Montgomery, and the City and County of Philadelphia, to points in Pennsylvania, and return. :

A-2025-3055701

PREHEARING ORDER FOR IN-PERSON HEARING

AND NOW, this 22nd day of October 2025, it is hereby ORDERED:

1. First Choice Home & Community Services, Inc.: Have an attorney licensed to practice in the Commonwealth of Pennsylvania enter an appearance to represent you by November 26, 2025. FAILURE TO DO SO WILL RESULT IN YOUR APPLICATION BEING DISMISSED.

2. DATE AND TIME OF HEARING. An initial in-person hearing will be held in this case on:

Wednesday, December 10, 2025, beginning at 10:00 AM.

To participate in the hearing, **you must be available in the hearing room on the 4th Floor at 801 Market Street¹ when your case is called by the presiding Administrative Law Judge.**

You should arrive at the hearing room no later than 9:45 a.m. and wait in the hearing room until the Administrative Law Judge calls your case. When you arrive on the 4th Floor, please use the house telephone located at the front desk and call 215-560-2105 to be admitted into the hearing room.

3. FAILURE TO APPEAR: You must attend the hearing and present evidence on the issues raised in the pleadings. You may lose the case if you do not take part in this hearing and

¹ The entrance for the building is on 8th Street.

present evidence on the issues raised. Your case may be dismissed “with prejudice” which means that you will be barred from filing another application.

4. CONTINUANCES. You may request a continuance of the hearing if you have a good reason. Continuances will be granted only for good cause. To request a continuance, you must serve a written request to me and every other party (a “motion”) at least five (5) days before the hearing. Your motion should be served pursuant to paragraph 5 below. Your motion should include:

- (1) The case name, case number, and hearing date;
- (2) The reason you are requesting a continuance; and
- (3) State whether the other party(s) agrees to the request. If you do not know whether the other party(ies) agrees to the request, state that you do not know.

5. PRESENTING EXHIBITS. If you intend to present any documents or exhibits at the hearing, **you must email one (1) copy to Pam McNeal at pmcneal@pa.gov** and one (1) copy each must be served to every other party pursuant to paragraph 5B below. All copies must be received at least five (5) business days before the hearing. Proposed exhibits should be properly pre-marked for identification purposes. **Do not include account numbers or any other personally identifiable information (PII), such as social security numbers, in your documents or exhibits. It is the parties’ responsibility to redact any PII contained within a document or exhibit before submitting it into the record.** Do not file your proposed documents or exhibits with the Secretary’s Bureau. However, you should file a Certificate of Service with the Secretary’s Bureau indicating you sent the proposed documents or exhibits to every other party.

Note that attachments to your Application or Protest are not admitted into the record unless submitted separately. Please be sure to have all pre-served exhibits with you at the time of the hearing. This hearing may be your only opportunity to present evidence in support of your Application or Protest.

6. FILING AND SERVING DOCUMENTS. When you file a document, you must provide the original to the PUC *and* serve a copy to the other party or parties. Instructions on how to file with the PUC and serve other parties are provided below.

A. FILING DOCUMENTS

(1) E-FILING. To file with the PUC, the PUC offers a free e-Filing Subscription Service. This service allows a user to file documents electronically and receive an automatic email notification whenever a document is added, removed, or changed on the PUC website in a specific case. For information and to subscribe to this service, visit the PUC’s website at: <https://www.puc.pa.gov/filing-resources/efiling>

(2) PAPER FILING. If you do not have the capability to open and use an e-Filing account, you may file paper documents with the Secretary of the Commission. Filing of paper documents may be hand delivered or sent to:

Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

(3) CONFIDENTIAL MATERIAL. If a filing contains confidential or proprietary material, the filing should be submitted by overnight delivery to ensure arrival. Large filings containing confidential or proprietary material may also be submitted through the Commission’s Share Point File system. These filings should be followed by a hard copy with a flash drive or CD for the Commission’s file. Filers should contact the Secretary’s Bureau in advance to set up a Share Point File before submitting the filing.

B. SERVING DOCUMENTS

(1) SERVING OTHER PARTIES. When you file documents with the PUC, you must also serve a copy on the other party or parties. You may serve a copy by U.S. First-Class Mail or by hand. You may also serve a copy by eService or email, if the

other party has agreed to electronic service. For your convenience, a copy of the PUC's current service list of all parties to this proceeding is enclosed with this Order.

(2) SERVING THE PRESIDING OFFICER. Be sure that you serve me directly with a copy of any document that you file in this proceeding at the time of its filing. You must email one (1) copy to me, via my legal assistant, **Pam McNeal at pmcneal@pa.gov**. **If you do not have access to email, you must serve me by mail, addressed to:**

Administrative Law Judge F. Joseph Brady
PA Public Utility Commission
801 Market Street, 4th Floor
Philadelphia, PA 19107

If you send me any correspondence or document, you must also send a copy of that correspondence or document to every other party pursuant to paragraph 5 of this Order.

7. REPRESENTATION. If you are an individual, you may represent yourself or you may have an attorney represent you. All others, including a partnership, corporation, trust, association, or governmental agency or subdivision, must be represented by an attorney licensed to practice law in Pennsylvania, or admitted *pro hac vice*.² And, unless you are an attorney, you may not represent someone else.

8. BURDEN OF PROOF. The Applicant bears the burden of proof and must present evidence sufficient to demonstrate that the Applicant possesses the technical and financial ability to provide the proposed service and operate safely and legally.³

9. ACCOMMODATION. Any party who needs accommodation for a disability in order to participate in this hearing process may request one. Please call the PUC scheduling office at least five (5) business days prior to your hearing to submit your request.

² 52 Pa. Code §§ 1.21 & 1.22.

³ 52 Pa. Code § 3.381(c)(1)(i)(A)(VI)

If you require an interpreter to participate in the hearing, we will have an interpreter present. Please call the scheduling office at the PUC at least ten (10) business days prior to your hearing to submit your request.

Scheduling Office: (717) 787-1399
The AT&T Relay Service number for persons who are deaf or hearing-impaired is:
1-800-654-5988.

10. CONTACT INFORMATION. If your e-mail address or telephone number changes during the course of the proceeding, you must immediately update the Office of Administrative Law Judge by calling 717-787-1399.

11. SETTLEMENT. The PUC's policy is to encourage settlements.⁴ The protesting party is encouraged to contact the Applicant at least one week before the scheduled hearing to talk over a possible settlement of this case. Even if you are unable to settle this case, you may still resolve many questions or issues during your talks. If an agreement is reached on all the issues, a formal hearing will not be necessary and the scheduled hearing will be cancelled.

12. HEARING PROCEDURES. Although the hearing is being conducted telephonically for the convenience of the parties, it is still a formal hearing and will be conducted in accordance with the PUC's Rules of Practice and Procedure at 52 Pa. Code Chapters 1, 3, and 5.

Please be sure to participate from a location, and using a phone, where background noise will be minimized, and the reception is clear.

Date: October 22, 2025

/s/
F. Joseph Brady
Administrative Law Judge

⁴ 52 Pa. Code § 5.231(a).

A-2025-3055701 - APPLICATION OF FIRST CHOICE HOME & COMMUNITY SERVICES, INC. TO TRANSPORT, AS A COMMON CARRIER, BY MOTOR VEHICLE, PERSONS IN PARATRANSIT SERVICE, FROM POINTS IN THE COUNTIES OF DELAWARE AND MONTGOMERY, AND THE CITY AND COUNTY OF PHILADELPHIA, TO POINTS IN PENNSYLVANIA, AND RETURN.

ABDULIA TALL PRESIDENT AND CEO
FIRST CHOICE HOME & COMMUNITY SERVICES INC
1349 CHESTER PIKE
SHARON HILL PA 19709
610.461.1693
267.312.3560
atall@fchcs.net
Accepts eService October 22, 2025

TANYA C LESHKO ATTORNEY
JOHN F POVILAITIS ESQUIRE
ALAN MICHAEL SELTZER ESQUIRE
BUCHANAN INGERSOLL & ROONEY PC
409 N SECOND ST
SUITE 500
HARRISBURG PA 17101
717.237.4800
717.237.4825
tanya.leshko@bipc.com
john.povilaitis@bipc.com
alan.seltzer@bipc.com
Accepts eService October 22, 2025
(Counsel for Protestants)