



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET
HARRISBURG, PENNSYLVANIA 17120
<http://www.puc.pa.gov>

October 28, 2025

A-8928245
A-2025-3057251

M B GETZ ASPHALT MAINTENANCE LLC
7 HERTZOG DRIVE
LEOLA PA 17540

Re: Application of M B Getz Asphalt Maintenance LLC for Property authority, 7 Hertzog Drive, Leola, Lancaster County, Pennsylvania 17540.

To whom it may concern:

The purpose of this Letter is to advise you that your application for authority at Docket No. A-2025-3057251 has been **DENIED** by the Pennsylvania Public Utility Commission (Commission). The Commission has determined that a Certificate of Public Convenience shall not be granted for the following reason(s):

- **Applicant is exempt from Commission regulations.** The carrier was provisionally approved for authority on September 8, 2025, by Secretarial letter. However, additional information has since come to our attention which showed that the applicant would be exempt from Commission regulations. Therefore, the September 8, 2025, Secretarial letter is hereby rescinded, since the Commission has determined that the proposed service is considered incidental to their primary business.

For this reason(s), your application is **DENIED** and **DISMISSED**.

APPEAL RIGHTS

If you disagree with this determination, you may send a Petition for Reconsideration from Staff Action (Petition) to: Secretary, PA Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Such a Petition is a written statement asking the Commission to change its determination.

All parties to proceedings pending before the Commission must open and use an e-filing account through the Commission's website, OR you may submit your filing by overnight deliver. If a filing contains confidential or proprietary material, the filing is required to be submitted by overnight deliver.

The Petition must be filed with the Commission within twenty (20) days of the date of this letter. If no timely request for reconsideration is made, this action will be deemed to be the final action of the Commission.

The Petition MUST include: (1) a written statement (divided into numbered paragraphs) outlining the reasons for the request, (2) the case docket number(s) (they are provided for you at the top right-hand corner of this letter), (3) the name of the person on whose behalf the petition is made, (4) copies of relevant documentation, and (5) a verification with original signature. *See* 52 Pa. Code §§1.31 and 5.44. Below is a sample Verification:

VERIFICATION

I, (YOUR NAME GOES HERE), hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

(SIGN AND DATE)

If you believe that you have received this letter in error, please contact the Compliance Office of the Motor Carrier Services in the Bureau of Technical Utility Services at 717-787-3834 within ten (10) days of the date of this letter.

Sincerely,



Matthew L. Homsher
Secretary