



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

BUREAU OF
INVESTIGATION
&
ENFORCEMENT

December 16, 2025

Via Electronic Filing

Matthew L. Homsher, 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.
Daquelente Paving LLC
Docket No. C-2025-
I&E Formal Complaint (Assessment)

Dear Secretary Homsher:

Enclosed for electronic filing please find the Formal Complaint of the Bureau of Investigation and Enforcement of the Pennsylvania Public Utility Commission in the above-referenced matter.

Copies are being served on the parties of record in accordance with the attached 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 horizontal line.

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

GR/nb
Enclosures

cc: Allison C. Kaster, Director, I&E (via email – akaster@pa.gov)
Carrie B. Wright, Deputy Chief Prosecutor, I&E (via email – carwright@pa.gov)
As per Certificate of Service

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint.

The date of service is the mailing date as indicated at the top of the Secretarial Letter. *See* 52 Pa. Code §1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Or, you may eFile your Answer using the Commission’s website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary’s Bureau.

In Addition to filing your Answer with the Commission’s Secretary, please electronically serve a copy on:

Grant Rosul, Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
400 North Street, 3rd Floor West
Harrisburg, PA 17120
grosul@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty, if any, within 20 days. Send only a certified check or money order made payable to the “Commonwealth of Pennsylvania,” with the docket number indicated, and mail to:

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement,	:	
Complainant	:	
	:	
v.	:	Docket No. C-2025-
	:	
Daquelente Paving LLC,	:	
Respondent	:	

FORMAL COMPLAINT

NOW COMES the Bureau of Investigation and Enforcement (“I&E”) of the Pennsylvania Public Utility Commission (“Commission”), by its prosecuting attorneys, and files this Complaint against Daquelente Paving LLC (“Respondent”), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

I. PARTIES AND JURISDICTION

1. The Pennsylvania Public Utility Commission, with a mailing address of Commonwealth, Keystone Building, 400 North Street, Harrisburg, PA 17120, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, *et seq.*

2. Complainant is the Commission’s Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). *See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices*, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

3. Complainant is represented by:

Grant Rosul
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
grosul@pa.gov

4. Respondent is Daquelente Paving LLC, utility code 8924403, whose mailing address for assessment matters is 100 Garber Lane, Wexford, PA 15090,

Attn: Jason Daquelente, Sr.

5. Respondent is a “public utility” as that term is defined at 66 Pa.C.S. § 102, as it was engaged in transporting property in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a Certificate of Public Convenience on or about September 29, 2021, at A-2021-3027644, for approval to transport, as a motor common carrier, property excluding household goods in use between points in Pennsylvania.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, inter alia, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission’s authority, for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(a)-(b) of the Public Utility Code,

66 Pa.C.S. § 3301(a)-(b), allows for the imposition of a separate civil penalty for each violation and each day's continuance of such violation(s).

10. Respondent, in transporting property as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

II. FACTUAL BACKGROUND

2023-2024 FISCAL YEAR

12. On or about October 26, 2023, the Commission mailed to Respondent, by certified mail, an assessment invoice for the July 1, 2023, to June 30, 2024, Fiscal Year ("2023-2024 Fiscal Year") on Respondent that was based, in part, on revenues for the 2022 calendar year that Respondent reported to the Commission in its 2022 Assessment Report. Respondent's assessment was \$50. A copy of the assessment invoice is attached as I&E Exhibit 1.

13. Accompanying the assessment invoice was a notice of assessment that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days. A copy of the notice of assessment is attached as I&E Exhibit 2.

14. The assessment invoice and notice of assessment were mailed to Respondent's mailing address on file with the Commission, 100 Garber Lane, Wexford, PA 15090, Attn: Jason Daquelente, Sr.

15. On or about October 30, 2023, Respondent provided an electronic signature to the United States Postal Service for the certified mailing, which indicated that it received the assessment invoice and notice of assessment for the 2023-2024 Fiscal Year. A copy of the electronic signature for the certified mailing is attached as I&E Exhibit 3.

16. By mailing the assessment invoice and notice of assessment to Respondent by certified mail, the Commission complied with the requirements of Section 510(c) of the Public Utility Code, which requires notice by certified mail to each public utility of the amount lawfully charged against it. 66 Pa.C.S. § 510(c).

17. The Commission received neither objections nor payment from Respondent to the assessment amount set forth in the 2023-2024 Fiscal Year Assessment Invoice.

18. On December 11, 2023, the Commission's Bureau of Administration ("ADM") mailed Respondent a letter to the same address warning Respondent that if it did not pay its outstanding 2023-2024 Fiscal Year Assessment of \$50 within thirty (30) days of receipt of the letter, then ADM would refer the matter to I&E for prosecution.

19. Respondent failed to pay the amount of the 2023-2024 Fiscal Year Assessment Invoice in the amount of \$50.

20. Due to Respondent's failure to pay its outstanding invoice, this matter was referred to I&E for enforcement action.

III. VIOLATIONS

Count 1

21. That Respondent failed to satisfy its 2023-2024 Fiscal Year Assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). I&E’s proposed civil penalty for the failure to satisfy its 2023-2024 Fiscal Year assessment invoice is \$50.¹ This civil penalty, consistent with past Commission decisions,² is based on the following factors: (1) the type of violation involved; (2) the amount of Respondent’s outstanding assessment balance related to this fiscal year; and (3) Respondent’s compliance history with the Public Utility Code and Commission’s regulations³ for three (3) years prior to the filing of this Complaint.

WHEREFORE, for all the foregoing reasons, the Pennsylvania Public Utility Commission’s Bureau of Investigation and Enforcement respectfully requests that:

- 1) Respondent be ordered to pay a total of \$100, which consists of its outstanding assessment balance of \$50 and a total civil penalty of \$50 for the above-described violations. Said payment should be made by certified check or money order, made payable to the “Commonwealth of Pennsylvania” with the docket number of this proceeding listed, and mailed to the Secretary’s Bureau of the Commission; and
- 2) If payment of the assessment and civil penalty is not made, the Bureau of Investigation and Enforcement requests that:
 - a) The Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

¹ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

² *See Pa. Pub. Util. Comm’n v. Moore Family Holdings, LLC*, Docket No. C-2021-3029489 (Order entered April 14, 2022); *Pa. Pub. Util. Comm’n v. Safety 1st Paratransit Inc.*, Docket No. C-2021-3029522 (Order entered April 14, 2022); *Pa. Pub. Util. Comm’n v. JB Jr. Trucking LLC*, Docket No. C-2021-3029458 (Order entered February 24, 2022).

³ A review of the Commission’s records for a period of three (3) years prior to the date of the filing of this Complaint demonstrates that Respondent has an acceptable compliance history with the Commission.

- b) The matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and
- c) The Commission certify motor vehicle registrations to the Pennsylvania Department of Transportation, if any, for suspension or revocation.

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

Dated: December 16, 2025

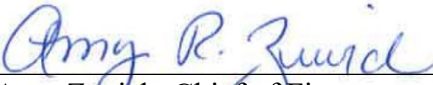
**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement,	:	
Complainant	:	
	:	
v.	:	Docket No. C-2025-
	:	
Daquelente Paving LLC,	:	
Respondent	:	

VERIFICATION

I, Amy Zuvich, Chief of Finance and Assessments, Bureau of Administration, Finance and Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any 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.

Date: December 16, 2025



Amy Zuvich, Chief of Finance and Assessments
Finance and Assessment Section
Bureau of Administration
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

I&E Exhibit 1



Commonwealth of Pennsylvania
Pennsylvania Public Utility Commission
Harrisburg, PA 17105-3265
GENERAL ASSESSMENTS INVOICE

Invoice Date	Invoice Number
9/8/2023	23-8924403
Fiscal Year	
July 1, 2023 to June 30, 2024	

PAST DUE

DAQUELENTE PAVING LLC
JASON DAQUELENTE SR
100 GARBER LANE
WEXFORD PA 15090

- Read carefully Notice of Assessment
- Use return envelope provided
- Make check payable to:
Commonwealth of Pennsylvania
- If you desire confirmation of receipt, use a mailing service that provides one, such as USPS-Return Receipt, or overnight delivery with receipt confirmation

This is a PAYMENT REMINDER. If you have already submitted this payment, please call 717-265-7548 and do not send payment again.

PUC Assessment	\$50.00
PAY THIS AMOUNT WITHIN 30 DAYS	\$50.00

TO RECEIVE PROPER CREDIT FOR YOUR PAYMENT, REMOVE THE BOTTOM PART OF THIS INVOICE AT THE PERFORATION AND RETURN WITH YOUR REMITTANCE

MAIL PAYMENT TO:
PA DOR
PO BOX 61380
HARRISBURG, PA 17106-1380

FOLD AND CUT HERE

RETURN THIS PORTION WITH YOUR REMITTANCE

DAQUELENTE PAVING LLC
JASON DAQUELENTE SR
100 GARBER LANE
WEXFORD PA 15090

Invoice Date	Invoice Number
9/8/2023	23-8924403
Fiscal Year	
July 1, 2023 to June 30, 2024	

PAST DUE

PAY THIS AMOUNT WITHIN 30 DAYS	\$50.00
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23000892440361 090823100000050002000000000030000000000 000000050006

I&E Exhibit 2

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

NOTICE OF ASSESSMENT

EXPLANATION OF INVOICE FOR GENERAL ASSESSMENT
FOR FISCAL YEAR JULY 1, 2023 TO JUNE 30, 2024

In Section 510 of the Public Utility Code, 66 Pa. C.S. §510, the Pennsylvania General Assembly has authorized the Pennsylvania Public Utility Commission to assess all public utilities a percentage of their gross intrastate operating revenues for the preceding calendar year. Under Section 510, each public utility is required, on or before March 31 of each year to file with the Commission a statement of the utility's gross intrastate operating revenues for the preceding calendar year. After receiving the utilities' statements of gross intrastate operating revenues, the Commission sends general assessment invoices to all public utilities to advise each utility of the amount of assessment that utility owes based upon that utility's activity (gross intrastate operating revenues) in the preceding year. The enclosed assessment is for your proportionate share of the estimated expenses of the Public Utility Commission for the Commission's Fiscal Year July 1, 2023 to June 30, 2024.

YOU ARE REQUIRED TO PAY THIS INVOICE WITHIN THIRTY DAYS AFTER YOU RECEIVE IT. Objections to the assessment must be made in writing within 15 days and shall set out in detail the grounds upon which you regard the assessment to be excessive, erroneous, unlawful, or invalid. Objections may be filed only by the person, partnership, or corporation assessed. Filing an objection, however, does not eliminate your obligation to pay the assessment while your objection is being considered. **FAILURE TO PAY THE ASSESSMENT WHEN PAYMENT IS DUE WILL SUBJECT YOU TO PENALTIES.**

Be sure that your personal check or money order is written out in the same amount as your assessment invoice, and make your remittance payable to, "Commonwealth of PA". **DO NOT SEND CASH.** If you have reason to correspond with the Commission regarding your assessment invoice, please refer to your invoice number. A receipt for payment will not be issued. Please mail your payment with the return portion of your invoice in the enclosed self-addressed envelope. Please note that rounding of your assessment to the nearest dollar has occurred. Your assessment for the PUC, including the OCA, OSBA and the DPC where applicable, has been combined into one invoice; one payment for all applicable assessments is acceptable. **A TWENTY DOLLAR (\$20.00) FEE WILL BE CHARGED FOR ALL DISHONORED OR BAD CHECKS REMITTED AS PAYMENT OF ASSESSMENTS.**

Your assessment has been computed by multiplying your gross intrastate operating revenues for the calendar year 2022 by the assessment factor for the public utility group of which you are a member. Your gross intrastate operating revenues for 2022 have been taken from the Assessment Reports Form GAO-22, AR-22-RR or AR-22-MC which you have filed with the Commission, or have been estimated by the Commission if you failed to file a timely report. Gross operating revenue reported to the Commission on the Assessment Reports may have been revised by the Commission to accurately reflect assessable revenue. The assessment factors for the various public utility groups are set forth in Schedule B enclosed herewith.

The approved estimate of expenditures of the Commission for the period July 1, 2023 to June 30, 2024 payable as a General Assessment by the public utilities which the Commission regulates has been determined as follows:

Approved budget for the Commission for the Fiscal Year July 1, 2023 through June 30, 2024:	\$80,409,289
Deduct:	
Pipeline Operators Allocation per Act 127 of 2011	557,327
Various Fees Collected in FY 2022-23	249,139
UGWF Administration per Act 13 of 2012	552,500
Prior Year Cost Saving	13,400,000
UCR Collection for CY 2022	4,945,527
EGS/NGS Allocation per Act 155 of 2014	3,929,844
Total Deductions	<u>\$23,634,337</u>
General Assessment Total Amount	<u>\$56,774,952</u>

The way in which the total Public Utility Commission assessment of \$56,774,952 has been allocated to the various groups of public utilities as shown on Schedules A and B enclosed herewith.



Rosemary Chiavetta
Secretary
PA Public Utility Commission

MAKE INQUIRIES TO:

Pennsylvania Public Utility Commission
Bureau of Administrative Services/Assessments
400 North Street
Harrisburg, PA 17120

CONTACT INFORMATION:

Assessment Section - Telephone 717-265-7548 or e-mail pucassessments@pa.gov

**Allocation of Expenses based on percent of prior year Public Utility Group work
Budget Fiscal Year 2023-24**

SCHEDULE A

Group	Total Expenditures per Utility Group Calendar Year 2022	Percentage Distribution	Estimated Expenditures Fiscal Year 2023-2024 by Utility Group
Electric	\$25,325,914	39.4981%	\$22,425,027
Gas	\$17,476,744	27.2566%	\$15,474,922
Pipeline	\$649,219	1.0125%	\$574,846
Steam Heat	\$464,165	0.7239%	\$410,994
Tele./Tele.	\$5,471,855	8.5339%	\$4,845,118
Water/Sewer	\$8,466,894	13.2049%	\$7,497,076
Transportation - Passenger	\$1,815,983	2.8322%	\$1,607,980
Transportation - Property	\$1,832,032	2.8572%	\$1,622,174
Transportation - Rail	\$2,616,521	4.0807%	\$2,316,815
Total	\$64,119,327	100.0000%	\$56,774,952

SCHEDULE B

Group	Estimated Expenditures Fiscal Year 2023- 2024 by Utility Group	Gross intrastate revenues by utility group Calendar Year 2022	General Assessment Factor by Utility Group (Col. (a) / by Col. (b))
	(a)	(b)	(c)
Electric	\$22,425,027	\$9,985,247,844	0.002245815762
Gas	\$12,341,849 ⁽¹⁾	\$4,826,826,037	0.002556928488
Pipeline	\$574,846	\$15,095,914	0.038079575705
Steam Heat	\$410,994	\$144,371,036	0.002846789851
Tele./Tele.	\$4,845,118	\$1,431,000,912	0.003385824537
Water/Sewer	\$7,497,076	\$1,733,484,364	0.004324859316
Transportation - Passenger	\$1,600,381 ⁽²⁾	\$752,047,297	0.002128032381
Transportation - Property	\$791,702 ⁽³⁾	\$994,487,532	0.000796090423
Transportation - Rail	\$2,316,815	\$150,576,162	0.015386333197
Total	\$52,803,808	\$20,033,137,098	0.002635823223

⁽¹⁾ Federal reimbursement in the amount of \$3,133,073 is deducted prior to determination of the final FY 2023-24 factor for Gas utilities.

⁽²⁾ Federal reimbursement in the amount of \$7,599 is deducted prior to determination of the final FY 2023-24 factor for Transportation - Passenger utilities.

⁽³⁾ Federal reimbursement in the amount of \$830,472 is deducted prior to determination of the final FY 2023-24 factor for Transportation - Property utilities.

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I&E Exhibit 3

Date Produced: 10/30/2023

Public Utility Commission:

The following is the delivery information for Certified Mail™ item number 9489 0090 0027 6516 1545 47. Our records indicate that this item was delivered on 10/27/2023 at 01:25 p.m. in WEXFORD, PA 15090. The scanned image of the recipient information is provided below.

Signature of Recipient :



Address of Recipient :

**100 GARBER LN, WEXFORD,
PA 15090**

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: 0390830 21745740

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement,	:	
Complainant	:	
	:	
v.	:	Docket No. C-2025-
	:	
Daquelente Paving LLC,	:	
Respondent	:	

CERTIFICATE OF SERVICE

I hereby certify that I am serving the foregoing **Formal Complaint** in the manner and upon the persons listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by party):

Served via Certified Mail

Daquelente Paving LLC
Attn: Jason Daquelente, Sr.
100 Garber Road
Wexford, PA 15090



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

Dated: December 16, 2025