

**PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17120**

Public Meeting held March 26, 2026

Commissioners Present:

Stephen M. DeFrank, Chairman  
Kimberly Barrow, Vice Chair  
Kathryn L. Zerfuss  
John F. Coleman, Jr.  
Ralph V. Yanora

Application of Ida's HomeCare Agency LLC  
d/b/a Ida's Transportation Company

A-2025-3058697

**OPINION AND ORDER**

**BY THE COMMISSION:**

Before the Pennsylvania Public Utility Commission (Commission) for consideration and disposition is a Letter Petition (Petition) filed by Robert McKinley, on behalf of Ida's HomeCare Agency LLC, d/b/a Ida's Transportation Company (Applicant or Ida's HomeCare), on December 22, 2025, relative to the above-captioned proceeding. The Secretarial Letter to which the Petition refers was issued on December 3, 2025 (*December 2025 Secretarial Letter*).<sup>1</sup> No Answer to the Petition has been filed. For the reasons that follow, we will deny the Petition, consistent with this Opinion and Order.

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<sup>1</sup> Because the instant Petition challenges the action taken in the *December 2025 Secretarial Letter* and was filed within twenty days of the issuance of the Secretarial Letter, we shall regard the Letter Petition as a Petition for Reconsideration from Staff Action pursuant to 52 Pa. Code § 5.44(a).

## I. History of the Proceeding

On November 17, 2025, Ida's HomeCare filed an Application for Transportation Network Service License with the Commission, seeking approval for the right to operate as a Transportation Network Company (TNC) from points in Pennsylvania.

On December 3, 2025, the Bureau of Technical Utility Services (TUS) issued the *December 2025 Secretarial Letter* denying and dismissing the Application. In pertinent part, the *December 2025 Secretarial Letter* stated, as follows:

The purpose of this Letter is to advise you that your application for Transportation Network Company authority at Docket No. A-2025-3058697 has been **DENIED** by the Pennsylvania Public Utility Commission (Commission). The Commission has determined that a License shall not be granted for the following reason(s):

- **Failure to comply with 66 [Pa.]C.S. § 2604.1(a)(4):** No proof the transportation network company has secured the insurance policies required under and otherwise complied with section 2603.1 (relating to financial responsibility requirements) in the form of a certificate of insurance.
- **Failure to comply with 66 [Pa.]C.S. § 2604.1(a)(3):** Applicant's website fails to include all the information required under subsection (b)(10): 66 [Pa.]C.S. § 2604.1(b)(10)(ii) requires the applicant to establish and maintain a publicly accessible Internet website that provides the telephone number to file a consumer complaint with the Commission and the Commission's Internet website address. Applicant failed to provide the Commission's telephone number to file a consumer complaint.
- **Failure to provide evidence of applicant's financial fitness.**

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

*December 2025 Secretarial Letter* at 1.

Additionally, the *December 2025 Secretarial Letter* notified Ida's HomeCare that, if it disagreed with the Commission's determination, it could submit a Petition for Reconsideration from Staff Action with the Commission's Secretary within twenty (20) days of the date of the *December 2025 Secretarial Letter*. Instructions regarding the form and content of such a Petition were provided, including references to the inclusion of relevant documentation and verification with an original signature. Specific citations to relevant Commission Regulations were listed and a sample Verification form was also supplied. *Id.* at 2.

On December 22, 2025, Ida's HomeCare filed the instant Petition in response to the *December 2025 Secretarial Letter*. No response to the Petition has been filed.

## **II. Discussion**

### **A. Legal Standards**

Before us is a Petition for Reconsideration from Staff Action, pursuant to 52 Pa. Code § 5.44(a). Petitions for Reconsideration from Staff Action are governed by Section 5.44(a) of the Commission's Rules of Administrative Practice and Procedure, 52 Pa. Code § 5.44(a), which provides the following:

Actions taken by staff, other than a presiding officer, under authority delegated by the Commission, will be deemed to be the final action of the Commission unless reconsideration is sought from the Commission within 20 days after service of

notice of the action, unless a different time period is specified in this chapter or in the act.

52 Pa. Code § 5.44(a).

In considering the appeal from Staff Action, the Application and compliance with Commission Regulations, Section 332(a) of the Public Utility Code (Code), 66 Pa.C.S. § 332(a), provides that the party seeking affirmative relief from the Commission has the burden of proof. In this proceeding, the Applicant is the party seeking affirmative relief from the Commission. Therefore, the Applicant is the party with the burden of proof. *See, Application of 610 Hauling, LLC, t/a College Hunks Hauling Junk, for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, from points in the counties of Chester, Delaware, Montgomery, Philadelphia, and Bucks, to points in Pennsylvania, Docket Nos. A-2012-2334103 and A-8915269 (Opinion and Order entered November 5, 2015) (Application of 610 Hauling) (citing Se-Ling Hosiery, Inc. v. Margulies, 70 A.2d 854 (Pa. 1950) (Se-Ling Hosiery)).*

In *Se-Ling Hosiery, supra*, the Pennsylvania Supreme Court held that the term “burden of proof” means a duty to establish a fact by a preponderance of the evidence. The term “preponderance of the evidence” means that one party has presented evidence that is more convincing, by even the slightest degree, than the evidence presented by the opposing party. Additionally, the Commission must ensure that the decision is supported by substantial evidence in the record. The Pennsylvania appellate courts have defined substantial evidence to mean such relevant evidence that a reasonable mind may accept as adequate to support a conclusion; more is required than a mere trace of evidence or a suspicion of the existence of a fact sought to be established. *Application of 610 Hauling*, citing *Norfolk & Western Railway Co. v. Pa. PUC*, 413 A.2d 1037 (Pa. 1980); *Murphy v. Pa. Dept. of Public Welfare, White Haven Center*, 480 A.2d 382 (Pa. Cmwlth. 1984).

On November 4, 2016, then-Governor Tom Wolf signed into law Act 164 of 2016 (Act 164 or Act), which amended Title 53 (Municipalities Generally), Title 66 (Public Utilities), and Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes. Act 164 established, *inter alia*, the regulatory framework for the provision of a new type of transportation service in Pennsylvania, known as TNC service. TNC service operates using an internet application on smart phones to match passengers with a TNC driver to facilitate transportation. The Commission’s administrative responsibilities for implementing the provisions of Act 164 are contained within Chapter 26 of the Act. *See Act 164 of 2016 – Implementation of Chapter 26*, Docket No. L-2016-2574379 (Implementation Order entered December 8, 2016).

Section 2604.1(b) of the Code, 66 Pa.C.S. § 2604.1(b), sets forth the elements a TNC must satisfy in order to acquire a license (TNC License), and for maintaining a license to operate within the Commonwealth. Specifically, Section 2604.1(b)(10)(ii) of the Code, 66 Pa.C.S. § 2604.1(b)(10)(ii), states as follows:

(b) **Requirements.**—An application seeking a license under this section must do all of the following as a condition of receipt and maintenance of a license:

\* \* \*

(10) Establish and maintain a publicly accessible Internet website that provides:

\* \* \*

(ii) The telephone number to file a consumer complaint with the commission and the commission’s Internet website address.

66 Pa.C.S. § 2604.1(b)(10)(ii).

## **B. Petition**

The Applicant has attached to its Petition, a printout of a Certificate of Liability Insurance issued by Biberk Insurance that indicates that Ida’s HomeCare currently maintains coverage for \$15,000 bodily injury, per person, and \$30,000 per accident, and \$5,000 for property damage, issued on December 19, 2025. Ida’s HomeCare also includes printouts of online information for its services and for customer complaints. In addition, the Applicant has included a copy of the 2024 personal tax return of the Applicant’s Registered Agent, Mr. Robert McKinley.<sup>2</sup> Petition at 1-13.

In its Petition, the Applicant requests that the Commission reconsider the denial of its Application. The Applicant asserts that, as provided for under the “Frequently Asked Questions” section of the Commission’s website regarding the filing of insurance, Ida’s HomeCare “has 60 days from the granting of the certificate to get and to file a certificate of insurance.” Therefore, the Applicant submits that it “was waiting to be granted the PUC certification before activating commercial and liability service” and before complying with the other items outlined in the *December 2025 Secretarial Letter*. Petition at 1.

## **C. Disposition**

In considering this Petition, we are not required to consider, expressly or at length, each and every contention raised by a party to our proceedings. *University of Pennsylvania v. Pa. PUC*, 485 A.2d 1217 (Pa. Cmwlth. 1984). Any argument that is not specifically addressed herein shall be deemed to have been duly considered and denied without further discussion.

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<sup>2</sup> Mr. McKinley is listed as the “Registered Agent” for Ida’s HomeCare in Paragraph No. 10 of the Application. Application at 3, ¶ 10.

Upon review, we shall deny the Petition of Ida's HomeCare. On review of the Petition, we conclude that the Applicant has not completed the preliminary steps for presenting an application to operate as a TNC. In its Petition, the Applicant lists one vehicle for its proposed TNC service, with minimum insurance coverage. Additionally, although the Applicant has provided some evidence of maintaining a publicly accessible internet website, it has not provided evidence of the Applicant's financial fitness. Rather, the Applicant has provided a copy of the *personal* tax returns of its Registered Agent, Mr. McKinley. We stress that these personal tax returns do not, in any way, provide evidence of the *Applicant's* financial fitness. Moreover, we find that the Applicant has failed to provide sufficient support for why the Commission should reconsider the *December 2025 Secretarial Letter*, which denied the Application. As such, we find that the Petition fails to show good cause for reconsideration of the *December 2025 Secretarial Letter*. Accordingly, the Petition shall be denied.

Finally, our review of the information contained in both the Application and the Petition indicates that, in actuality, the Applicant may be seeking authority to operate as a Motor Common Carrier of Persons in Paratransit Service, but has sought such authority using an Application for Transportation Network Service License. We stress that the requirements necessary to obtain a Certificate of Public Convenience to operate as a Motor Common Carrier of Persons in Paratransit Service differ from those necessary to obtain a TNC License, including at what point an applicant must have the necessary proof of insurance. Thus, we note that once the Applicant determines the actual operating authority it is seeking, it may file a new application with the Commission if it so chooses.

### **III. Conclusion**

For the reasons discussed herein, we will deny the Petition, consistent with this Opinion and Order; **THEREFORE**,

**IT IS ORDERED:**

1. That the Petition for Reconsideration from Staff Action, filed by Ida's HomeCare Agency LLC, d/b/a Ida's Transportation Company on December 22, 2025, at Docket No. A-2025-3058697, is denied, consistent with this Opinion and Order.

2. That the proceeding at Docket No. A-2025-3058697 be marked closed.

**BY THE COMMISSION,**



Matthew L. Homsher  
Secretary

(SEAL)

ORDER ADOPTED: March 26, 2026

ORDER ENTERED: March 26, 2026