



COMMONWEALTH OF PENNSYLVANIA

PENNSYLVANIA PUBLIC UTILITY COMMISSION

COMMONWEALTH KEYSTONE BUILDING

400 NORTH STREET

HARRISBURG, PENNSYLVANIA 17120

<http://www.puc.pa.gov>

April 29, 2026

Docket No. A-2026-3061987

**NICE DRIVERS LLC
1831 PERKIOMEN AVE - REAR BLDG
READING PA 19606**

**RE: Application of Nice Drivers LLC, 1831 Perkiomen Ave., Rear Bldg., Reading, Berks County
PA 19606. 484-258-9466**

To Whom It May Concern:

On April 22, 2026, the application of NICE DRIVERS LLC, was accepted by the Commission; however, multiple issues must be addressed before publication to the Pennsylvania Bulletin may proceed. Please review page three of this correspondence for additional information and respond appropriately.

Please forward the information to the Secretary of the Commission **within ten (10) working days** from the date of this letter. **Currently, the only acceptable means of filing your response is through the Commission's e-file system. Information is available at the following link to efile:**
<https://www.puc.state.pa.us/>

Your answers should be verified per 52 Pa Code § 1.36. Accordingly, you must provide the following statement with your responses:

I, _____, 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 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).

The blank should be filled in with the name of the appropriate company representative, and the signature of that representative should follow the statement.

Please submit your response to the address cited in this letter's header. Faxes, emails, and other forms of filing are unacceptable.

Sincerely,

A handwritten signature in black ink that reads 'Matthew L. Homsher'.

Matthew L. Homsher, Secretary

Enclosure

cc: Josh Kwiatkowski

Docket No. A-2026-3061987
NICE DRIVERS LLC
Data Request

1. Please review the Passenger Authority types described at <https://www.puc.pa.gov/motor-carrier/forms-applications/>

Based on a preliminary review of your application it would appear probable that you have applied for the incorrect authority type. Your proposed vehicle is not one typically utilized in LIMOUSINE service. If you believe your initial Limousine application is correct, please provide a more detailed description of your proposed services and the type of events/trips you intend to provide service for. Also, include a detailed description of your intended rate structure.

2. Before your application can be processed further, you are required to provide an acceptable description of the proposed service area. Your request should be limited to a scope which can be supported by your present resources and financial position. As your business grows, additional territories and rights may be applied for. Applicants who request service areas beyond the scope of their resources risk the outright denial of their application, or possible Commission dictated revisions to their original request.

Descriptions of territory which include language such as, “locations in southeastern and south central Pennsylvania” are insufficiently specific. Your proposed service area must be fully bound, and easily discernible. This may be achieved by the use of municipal boundaries, roads, railroads, or natural boundaries such as rivers and streams, etc.

YOU SHOULD ONLY SPECIFY AREAS FROM WHICH YOU WISH TO ORIGINATE SERVICE.

Example:

- a. Between points in Pennsylvania
 - b. between points in the counties of X, Y, and Z.
 - c. from points in the counties of X, Y, and Z, to points in Pennsylvania, and return.
 - d. from points in the counties of X, Y, and Z, to points in the counties of A, B, and C, and return
3. In response to Question #5: **when asked to provide a plan you are expected to provide a PLAN which is fully responsive to each portion of the question** *and to*

ensure that the plan satisfies the requirements of 52 Pa Code. You may hire a third party to execute the actual check, but you, as the applicant, are expected to establish a policy which complies with the governing laws and regulations. You are also expected to provide this Commission with written evidence of said plan/policies.

- a. In reference to Question #5
 - i. You are specifically advised to review the requirements of the following chapters of 52 Pa Code **and to submit EVIDENCE of compliant plan for drivers which completely addresses the following:**
 - § 29.503. Driver Age
 - § 29.504. Driver history (schedule and record retention)
 - § 29.505. Criminal history (schedule and record retention)

The fact that there is presently only one driver does not guarantee that the business will never be expanded to include additional drivers; therefore, a compliant policy is required.

4. Is the cited vehicle registered to NICE DRIVERS LLC? PennDOT will require proper registration to issue the requisite commercial license plate.
5. Please provide information on your insurance policy, or policy quotes. Include the provider's name, policy limits, and annual costs. Do/will you pay your premiums in monthly installments, or do/will you pay the entire premium in advance?
6. Please review the below criteria and submit a revised compliant Statement of Financial Position (**utilizing the previously provided form**) **and provide evidence to support the statement (required):**
 - a. The statement presented must be **DATED** and comprised of information **which is less than 6 months old.**
 - b. The submission **MUST** be comprised of information which is **accurate as of the date provided.**
 - c. **The information is to be exact and should not include estimates or approximations when accurate numbers are available.** Property and vehicle valuations may be approximations; however, if the valuation is higher than typical Kelly Blue Book (or similar) valuations, you should provide an explanation as to why (e.g. vehicle with an installed wheelchair lift, etc). Bank accounts and loan balances should be exact amounts (rounded to the nearest dollar).
 - d. **ALL relevant assets and debts** are to be included (**vehicle loan balances/vehicle asset value, lease expenses, etc.**).

- e. **The information provided is also to be strictly limited to assets and debts HELD BY THE APPLICANT (NICE DRIVERS LLC). Any property and accounts listed MUST be registered or titled to the applicant. Bank accounts must be in the name of NICE DRIVERS LLC. Vehicles must be registered to NICE DRIVERS LLC. Property must be titled to NICE DRIVERS LLC. Relevant Vehicle and facility leases should also be properly shown and allocated. If these items are not in the name of NICE DRIVERS LLC, they should NOT be included on the balance sheet.**

If you have not fully funded and equipped the business, now is the time to do so (before re-submitting your updates). Applicants lacking suitable finances, resources, and equipment will be denied authority.

Finally, in order to fully assist the Commission in verifying your financial fitness, please provide supporting documentation for the statement of financial position (balance sheet). Acceptable means of support include current copies of bank statements (account numbers may be redacted), and/or notarized/official statements of account balances/ownership provided by bank officers (with current contact information). Also include any and all claimed vehicles or land/buildings must also include proof of ownership/registration - vehicle registrations, property titles, purchase agreements, leases, etc.

You are encouraged to enlist professional financial assistance if you experience difficulty in constructing your statement of financial position. Be advised that failing to provide an acceptable financial statement is sufficient grounds for the denial of your application, as is failure to provide the requested supporting documentation.

7. In your application you provided a sworn statement which stated, "Applicant certifies that it is not now engaged in unauthorized intrastate transportation for compensation between points in Pennsylvania and will not engage in said transportation unless and until authorization is received from the Pennsylvania Public Utility Commission." The attestation statement also states, "I/We hereby state that the statement(s) made in this application is/are true and correct to the best of my/our knowledge and belief. The undersigned understands that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities." This statement has been signed and sworn to by the applicant's sole member (Brian Roxburgh).

In attempting to contact the applicant's sole member to discuss questions with the application, the reviewing Commission Compliance Specialist was greeted with a voice mail which identified that the applicant was holding itself out to provide passenger transportation services, when no Federal or State authority to do so appears to exist (a negative SAFER FMCSA search obtained on 29 APR 26, @ approx.. 1245 hrs).

Both holding out to provide transportation and actually providing transportation are violations of the Public Utility Code at 66 Pa. C.S. §§101, et. seq. and the regulations of this Commission, 52 Pa. Code §§1.1, et. seq. As is knowingly providing false statements to authorities (18 Pa. C.S. Section 4904). These violations represent a propensity to operate illegally and are sufficient grounds for the denial of the requested authority.

Please provide a detailed explanation of the applicant's plan to become familiar with the Commission's regulations and its plan to avoid future (and concurrent) violations.