



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

BUREAU OF
INVESTIGATION
&
ENFORCEMENT

June 2, 2026

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.
Joseph C. Brostoski T/A Endless Mountain Landscaping
Docket No. C-2026-3060226
**I&E Petition for Leave to Withdraw the Formal Complaint and
Motion for Default Judgment**

Dear Secretary Homsher:

Enclosed for electronic filing please find the Bureau of Investigation and Enforcement's ("I&E") Petition for Leave to Withdraw the Formal Complaint and Motion for Default Judgment in the above-referenced proceeding. Copies have been served on the parties of record in accordance with the 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", 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/ac
Enclosures

cc: Administrative Law Judge Steven K. Haas (*via email* – sthaas@pa.gov)
Stephanie M. Wimer, Deputy Chief Prosecutor, I&E-Enf (*via email* – stwimer@pa.gov)
Per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement,	:	
Complainant	:	
	:	
v.	:	Docket No. C-2026-3060226
	:	
Joseph C. Brostoski	:	
T/A Endless Mountain Landscaping,	:	
Respondent	:	

**PETITION FOR LEAVE TO WITHDRAW FORMAL COMPLAINT AND
MOTION FOR DEFAULT JUDGMENT**

Pursuant to 52 Pa. Code § 1.82, the Pennsylvania Public Utility Commission’s (“Commission”) Bureau of Investigation and Enforcement (“I&E”), by its prosecuting attorney, files this Petition for Leave to Withdraw I&E’s Formal Complaint (“Complaint”) and Motion for Default Judgment in the above-captioned matter. In support thereof, I&E respectfully represents as follows:

1. I&E commenced this action on February 3, 2026, by filing a Complaint alleging that Respondent, a public utility holding authority to transport property, excluding household goods in use, granted on or about April 12, 2012, at A-2012-2283959, had failed to pay its assessment as required under 66 Pa.C.S. § 510(c).
2. On February 6, 2026, the Complaint was served upon Respondent.
3. Attached to the Complaint was a Notice advising the Respondent that it must file an Answer within twenty (20) days of service of the Complaint.
4. Respondent did not file an Answer to the Complaint.

5. Respondent did not file a Request for an Extension of Time to file its Answer pursuant to Section 1.15(a) of the Commission’s regulations, 52 Pa. Code § 1.15(a) nor did Respondent communicate with I&E about its need for an extension of time to file an Answer to the Complaint.

6. Because Respondent did not file an Answer to the Complaint, on March 10, 2026, I&E filed a Motion for Default Judgment in this matter.

7. On May 20, 2026, I&E made contact with Chris Brown (“Mr. Brown”), who informed the undersigned counsel that Joseph C. Brostoski had passed away and that his sole proprietorship was no longer active.¹

8. Mr. Brown was the executor of the estate of Joseph C. Brostoski.

9. Mr. Brown provided I&E with a copy of the death certificate and a request to cancel Respondent’s Certificate of Public Convenience.

10. The death certificate and request to cancel Respondent’s Certificate of Public Convenience were provided, on a confidential basis, to the Commission’s Bureau of Technical Utility Services for any action it deems necessary.

11. Based upon information provided by Respondent to I&E, the facts and circumstances of this case have changed.

12. In the interest of justice, I&E desires to withdraw the Complaint and the Motion for Default Judgment which were filed in this matter.

¹ Respondent is also the subject of a recent Commission Tentative Order proposing the cancellation of its Certificate of Public Convenience for failing to comply with certain operating and reporting requirements. *Cancellation of Certificates of Public Convenience for Common Carriers; Failure to File Assessment Report*, Docket No. M-2026-3061112 (Tentative Order entered April 17, 2026).

WHEREFORE, I&E respectfully petitions the Commission for leave to withdraw the Formal Complaint in this matter pursuant to 52 Pa. Code § 1.82.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "G. Rosul", with a long horizontal flourish extending to the right.

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

Date: June 2, 2026

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	
Bureau of Investigation and Enforcement,	:	
Complainant	:	
	:	
v.	:	Docket No. C-2026-3060226
	:	
Joseph C. Brostoski	:	
T/A Endless Mountain Landscaping,	:	
Respondent	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

Service by Electronic Mail

Joseph C. Brostoski T/A Endless Mountain Landscaping
9734 State Route 3001
Meshoppen, PA 18630
endlessmtnland@gmail.com



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

Date: June 2, 2026