

COMMONWEALTH OF PENNSYLVANIA PENNSYLVANIA PUBLIC UTILITY COMMISSION P. O. BOX 3265, HARRISBURG, Pa. 17120

April 7, 1988

IN REPLY PLEASE REFER TO OUR FILE

William A. Chesnutt Attorney at Law P.O. Box 1166 Harrisburg, PA 17108-1166

Re: Application of Central Transport, Inc.

A-108155

Dear Sir:

We are returning herewith the above-mentioned application in triplicate and the filing fee of \$125.00.

We cannot accept an application from a foreign corporation until they have qualified to do business in Pennsylvania. We will need a copy of the registration from the Department of State after they have qualified to do business in Pennsylvania.

Hope we have been of assistance to you in this matter.

Very truly yours,

Marlene Wendt, Application Examiner for David Ehrhart Supervisor - Application Section Bureau of Transportation

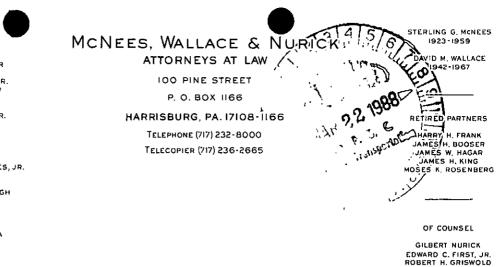
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ARTHUR L. BERGER FRANCIS B. HAAS, JR. G. TROMAS MILLER DONALD R. WAISEL RICHARD R. LEFEVER CLYDE W. MCINTYRE S. BERNE SMITH ROD J. PERA EDWARD W. ROTHMAN ROBERT A. MILLS JEFFRY JAMOUNEAU. HERBERT R. NURICK DAVID E. LEHMAN F. MURRAY BRYAN RICHARD W. STEVENSON WILLIAM A. CHESNUTT HENRY R. MACNICHOLAS WILLIAM M. YOUNG, JR. ROBERT M. CHERRY DAVID B. DISNEY H. LEE ROUSSEL MAURICE A. FRATER C. GRAINGER BOWMAN JOHN S. OYLE DELANO M. LANTZ HARVEY FREEDENBERG ERIC L. BROSSMAN

ROBERT D. STETS TERRY R. BOSSERT MARY JANE FORBES JEFFREY B. CLAY DAVID M. KLEPPINGER NEAL S. WEST FRANKLIN A. MILES, JR. MICHAEL A. DOCTROW STEPHEN A. MOORE DANA S. SCADUTO ALAN R. BOYNTON, JR. BRUCE D. BAGLEY MICHAEL G. JARMAN GARY F. YENXOWSKI DIANE M. TOKARSKY JAMES J. ODD-O BERNARD A. LABUSKES, JR. ANNE K. FIORENZA JOHN M. ABEL RICHARD S. KAHLBAUGH REICHARD S. KAHLBAUGH KEYIN J. FREDERICK DAVID M. WATTS, JR. TRENT HARGROVE KATHLEEN E. BOYLE CARMEN SANTA MARIA SCOTT T. MUMMA JAY H. FEASTER DONALD B. KAUFMAN JAMES L. FRITZ



March 21, 1988

Mr. Jerry Rich, Secretary
Pennsylvania Public Utility Commission
New Filing Section, Room B-18
North Office Building
P. O. Box 3265
Harrisburg, PA 17120

RECEIVED

JEFFERSON C. BARNHART

SAMUEL A. SCHRECKENGAUST, JR.

MAR21 1988

Re: Application of Central Transport, Inc. PA PUC Docket No. A. / 08/55 Our File: 12558-001-9

SECRETARY'S OFFICE Public Utility Commission

Dear Secretary Rich:

Enclosed for filing with the Commission are an original and two (2) copies of an application on behalf of Central Transport, Inc. on Form PUC 189 (Revised). Also enclosed is our check in the amount of \$125 to cover the costs of the filing fee.

Please kindly date stamp the extra copy of this letter of transmittal for return to my office verifying receipt of these documents.

Respectfully submitted,

MCNEES, WALLACE & NURICK

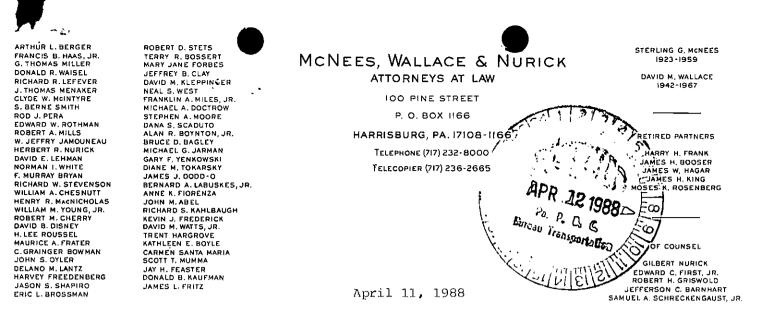
UUAm Bv

HAND DELIVERY

William A. Chesnutt Counsel for applicant Central Transport, Inc.

WAC/law Enclosures cc: Mr. W. David Fesperman (w/enclosures)





Mr. Jerry Rich, Secretary
Pennsylvania Public Utility Commission
New Filing Section, Room B-18
North Office Building
P. O. Box 3265
Harrisburg, PA 17120

HAND DELIVERY

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Re: Application of Central Transport, Inc. PA PUC Docket No. A. /08/55 Our File: 12558-001-9

SECRETARYS OFFICE Public Utility Commission

Dear Secretary Rich:

Enclosed for re-filing with the Commission are the original and two (2) copies of the captioned application which were originally hand delivered to your office on March 21, 1988. On April 8, 1988 we received a letter from the Application Section, Bureau of Transportation, a copy of which is enclosed.

The letter from the Application Section states that the Commission cannot accept an application from a foreign corporation until it is qualified to do business in Pennsylvania. This application stated plainly on its face that applicant had qualified to do business in Pennsylvania by registering with the Secretary of the Commonwealth on March 23, 1984. The Application Section's letter goes on to state that a copy of the registration from the Department of State is also required. Neither in new application Form PUC 189 nor in the instructions accompanying it is it made clear that "a copy of the registration from the Department of State" is a required submission. I have been advised by the Supervisor of the Application Section that that requirement should be inferred from the language "attach copy of Certificate of Incorporation or Authority and Statement of Charter Purpose". A copy of this applicant's Certificate of Incorporation was attached to the application. If a copy of the registration from the Commonwealth's Department of State were required, I suggest the instruction should have been worded "attach copy of Certificate of Incorporation,







Mr. Jerry Rich, Secretary April 11, 1988 Page 2

registration from the Department of State, and Statement of Charter Purpose".

Following the three week delay that has now been accomplished in the processing of this application, we are re-filing it with the copy of the Certificate of Authority from the Commonwealth's Department of State.

Respectfully submitted,

MCNEES, WALLACE & NURICK

William a. Chestutt (law)

Ву

William A. Chesnutt Counsel for Applicant Central Transport, Inc.

WAC/law Enclosures cc: Mr. W. David Fesperman (letter only) Mr. David Ehrhart, (letter only)



CERTIFICATE OF AUTHORITY

To All to Mhom These Presents Shall Come, Greeting:

Hereas, Under the provisions of the Corporation Law, a Foreign Corporation is required to obtain a "Certificate of Authority" before it may do business in the Commonwealth and

Mhereas,

CENTRAL TRANSPORT, INC.

has presented to the Department of State an Application for the same, and in accordance with the requirements of the law, has designated as its registered office in this Commonwealth 225 SOUTH 15TH STREET, Z UNITED STATES CORPORATION COMPANY PHILADELPHIA, PA 19102

Therefore, Know ye, J Do By These Presents, issue unto such corporation, this Certificate of Authority to transact in the Commonwealth of Pennsylvania the business of

COMMON CARRIER OF CHEMICALS AND OTHER PRODUCTS



Gittett under my Hand and the Great Seal of the Commonwealth, at the City of Harrisburg, this 23rd day of March in the year of our Lord one thousand nine hundred and eighty-four and of the Commonwealth the two hundred eighth

R. Davis William

Secretary of the Commonwealth

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NICHOLS CAFFREY HILL EVANS & MURRELLE ESQS. PO BOX 989 COMENSION NO. 201442

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form PUC 189 (Revised 11-86)		
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		CRETARY & OFFICE
(SEE INSTRUCTIONS BEFORE PREPARING	. Public	Utility Commission
	<u> </u>	\backslash
In re: Application of CENTRAL TRANSPORT, INC.	APPLICATIO	N DOCKET
	No. A- 108	155
for a certificate of public convenience or a permit	Folder No.	
evidencing the Commission's approval of the right and privilege of operating motor vehicles as a motor	80% - 1841 - 19	
carrier for the transportation of PROPERTY .	H L C	EIVED
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TO PENNSYLVANIA PUBLIC UTILITY COMMISSION:	1977 (V 1. 1. 1980
1CENTRAL TRANSPORT. INC		ARYS OFFICE
(Full and correct name of applicant)	DOCUMENT	nty Commission
2		PARKETED
(Trade name, if any)	FULUER	APPLICATION DOCKET
The trade namebeen registered with	h the Secretary of the	MAY 2 6 1988
, ⁱ		
(date) /	stamped registration for	ENTRY No. <u>MU</u>
3. Uwharrie Road	7007	
(Business Street Address)	(P.O. Box, i	f any)
	264 (919) 431-	-9186
(City) (County) (State)	(Zip) (Telepi	hone)
4. Applicant's attorney (for this application) is:		
William A. Chesnutt, P. O. Box 1166, Harrisburg,	PA 17108-1166 (717	7) 232-8000
(Name) (Address)	(Telepl	cone)
5. Any notice, process or order of the PUC should be serve	d upon:	
W. David Fesperman Director of Costing P. O. Box 7007. Hi	<u>ah Point, NC 27264</u>	
(Name) (Address)		APPL:
	y under Docket No	A -
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and operates as a <u>N/A</u> carr (common or contract)	ier.	MVIC.
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Appli	icant		state Commerce Co	ommission authority	
_		(does or does not)			
at Do	ocket No.	MC-118831	•		
Appli	icant is (c	heck one):			
	Individua	1.			
	Partners of partn	nip. Attach copy of partnership a rs below (use additional sheet if ne	agreement and list r ecessary).	names and addresses	
(Nai	me)		(Address)		
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10. That the nature and character of the service to be rendered by applicant is the transportation of property as a <u>x</u> Common <u>Contract carrier</u> by means of motor vehicles as follows: Property in bulk, in tank and hopper-type vehicles, between points in Pennsylvania.

- 11. Applicant is not now engaged in any intrastate transportation of property for compensation in Pennsylvania (except as authorized by the certificates of public convenience or permits specified in Paragraph 6) and will not engage in the transportation for which
 - approval is herein sought unless and until authorization for such transportation shall be received.

CORPORATE SEAL

CENTRAL TRANSPORT, INC.

By: (Signature)

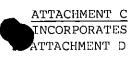
(Print Name of Corporation, Partnership, Trade-Name

Ben H. Keller, III Vice President - Traffic

(Signature)

(Signature)

*If a partnership, each partner must sign; if a corporation, at least one officer must sign, and corporate seal affixed.



STATE OF NORTH CAROLINA

Department of The Secretary of State

To all to whom these presents shall come, Greeting:

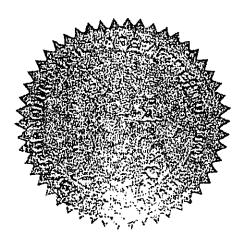
I, Thad Eure, Secretary of State of the State of North Carolina, do hereby certify the following and hereto attached (7 sheets) to be a true copy of

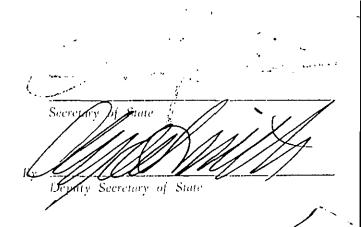
 CHARTER DOCUMENTS	
OF	
 CENTRAL TRANSPORT INC	

the original of which is now on file and a matter of record in this office.

In Witness Whereof, I have hereunto set my hand and affixed my official seal.

Done in Office, at Raleigh, this <u>_____</u>day of <u>______</u>in the year of our Lord 19______





CERTIFICATE OF INCORPORATION

OF

CENTRAL TRANSPORT, INC.

This is to Certify, That we, the undersigned, do hereby associate ourselves into a corporation under and by virtue of the laws of the State of North Carolina, as contained in Chapter 55 of the General Statutes, entitled "Corporations," and the several amendments thereto, and do severally agree to take the number of shares of capital stock in the said corporation set opposite our respective names, and to that end do hereby set forth:

1. The name of this corporation is CENTRAL TRANSPORT, INC.

2. The location of the principal office of the corporation in this State is at 225 Montlieu Avenue in the City of High Point,
County of Guilford ; but it may have one or more branch offices and places of business out of the State of North Carolina, as well as in said State.

3. The objects for which this corporation is formed are as follows: To operate motor vehicles for the transportation of liquid petroleum products in bulk or tank trucks, including gasoline, kerosene and fuel oil and other petroleum derivatives in bulk or tank trucks, over the highways or public roads of the State of North Carolina and over and upon highways or streets of various towns and citied in said State and to charge and receive compensation for such transportation; to purchase tank trucks, tankers, automobiles, trucks or other equipment, tools materials, supplies, or parts as may be necessary in the operation, upkeep and repair of such motor vehicles; to employ such servants or agents which may be desired or needed if, conduct of the business of this corporation; to contract and be contracted with for the purchase, lease or hire of all such rights, leases, licenses, franchises, certificates or permits, and such vehicles, equipment, parts or materials as said company may desire or need for its purposes; to purchase or lease such grounds or buildings as this corporation may need for garages, offices, storage tanks, storage warehouses or other purposes as the said company may desire.

To acquire, by purchase, or otherwise, the good will, business, property, rights, franchises, and assets of every kind of any person, firm, association or corporation, operating or authorized to operate motor vehicles for the transportation of petroleum products in bulk or tank trucks.

To encumber any property, real or personal, it may own by way of security or in satisfaction of debts or for other purposes.

And in order properly to prosecute the objects and purposes above set forth, the corporation shall have full power and authority to purchase, lease and otherwise acquire, hold, mortgage, convey and otherwise dispose of all kinds of property, both real and personal, both in this State and in all-other States, Territories and dependencies of the United States; to purchase the business, good will and all other property of any individual, firm or corporation as a going concern, and to assume all its debts. contracts and obligations, provided said business is authorized by the powers contained herein; to construct, equip and maintain buildings, works, factories and plants; to install, maintain and operate all kinds of machinery and appliances; to operate same by hand, steam, water, electric or other motive power, and generally to perform all acts which may be deemed necessary or expedient for the proper and successful prosecution of the objects and purposes for which the corporation is created.

5. The names and postoffice addresses of the subscribers for stock, and the number of shares subscribed for by each, the aggregate of which being the amount of capital stock with which the company will commence business, are as follows:

NAME	POSTOFFICE ADDRESS	NO. OF SHARES
A. L. HONBARRIER	225 Montlieu Ave., High Point, N.C.	l
LOUISE HONBARRIER	225 Montlieu Ave., High Point, N.C.	L
ROBERT M. MARTIN	902 West Ray St., High Point, N.C.	l

6. The period of existence of this corporation is unlimited.

7. The board of directors of this corporation shall have power, by vote of a majority of all the directors, and without the assent or vote of the stockholders, to make, alter, amend and rescind the by- $\frac{1}{2}$ we of this corporation.

^{4.} The total authorized capital stock of this corporation is \$100,000.00. The total number of shares of stock which the Corporation shall have authority to issue is One Thousand (1,000) and the par value of each of such shares is One Hundred (\$100.00) Dollars.

8. The name and address of the process agent in the county where the principal office of the corporation is located are:

A. L. Honbarrier, 225 Montlieu Avenue, High Point, N.C.

In Testimony Whereof, We have hereunto set our hands and affixed our seals, this the 16

day of April

, A. D. 19 51.

Zouise Honbarier (Seal) Ochert M. Martin (Seal) _____(Seal) (Seal)(Seal) (Seal) (Seal)

a. L. Honbanier (Seal)

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Signed, sealed and delivered in the presence of

24. Jucker Witness.

STATE OF NORTH CAROLINZ

COUNTY OF GUILFORD

ss.

This is to Certify, That on this **/6** day April , A. D. 19 51 , before me, a Notary Public personally appeared A. L. Honbarrier, Louise Honbarrier and Robert M. Martin

who, I am satisfied, are the persons named in and who executed the foregoing certificate of incorporation of Central Transport, Inc. , and I having first made known to them the contents thereof, they did each acknowledge that they signed, sealed and delivered the same as their voluntary act and deed, for the uses and purposes therein expressed.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal, this the 1/6

day of	April;	A.D. 19	51	
(L.S.)				Elan A. Jucker

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Juin Supt. 19, 195-1

FILED	
APR 20 195)	Written by Zaran
HAD SURE	Reading

FILED

APR 27 11 03 MH 1962

THAD EURE SECRETARY OF STATE NORTH CAROLINA ARTICLES OF AMENDMENT to The Charter of CENTRAL TRANSPORT, INC.

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The undersigned Corporation, for the purpose of amending its Articles of Incorporation, and pursuant to the provisions of Section 55 - 103 of The General Statutes of North Carolina, hereby executes the following

Articles of Amendment:

- The name of the Corporation is Central Transport, Inc.
- 2. At a regularly convened meeting of the shareholders of the Corporation held on the 20th day of April, 1962, the following amendment to the Charter of the Corporation was adopted by unanimous vote of the shareholders:

"That Article 3 of the Articles of Incorporation, which reads as follows, be stricken:

"3. To operate motor vehicles for the transportation of liquid petroleum products in bulk or tank trucks, including gasoline, kerosene and fuel oil and other petroleum derivatives in bulk or tank trucks, over the highways or public roads of the State of North Carolina and over and upon highways or streets of various towns and cities in said State,"

and that the following be inserted in its stead:

"3. To operate motor vehicles for the transportation of property of all kinds and description, including, but not limited to, the transportation of liquid petroleum products and derivatives, liquid commodities, chemicals, dry commodities, in bulk or tank trucks, or any other means of conveyance, as a common carrier, or otherwise, in intrastate and interstate commerce, over the highways or public roads of the State of North Carolina and all other states within the United States, to points and places in one or more of the states on the one hand, to points and places in one or more of the states on the other hand, and from and to any point within the territorial confines of the United States,"





3. The number of shares of the Corporation outstanding and the number of shares entitled to vote thereon at the time of the adoption of said amendment was three hundred three (303).

4. The number of shares voted for the amendment was three hundred three (303) and the number of shares voted against such amendment was none.

IN TESTIMONY WHEREOF this statement is signed by the President and Secretary, this 20th day of April, 1962.

Archie L. Honbarrier, President

Zimme Hondernier, Secretary

STATE OF NORTH CAROLINA

COUNTY OF GUILFORD

Archie L. Honbarrier, being the President, and Louise Honbarrier, being the Secretary of the above named Corporation, and being duly sworn, depose and say that the facts stated in the foregoing "Articles of Amendment" are true and correct.

Archie L. Honbarrier

Adamin Debartanian Louise Honbarrier

Sworn to and subscribed before me, this the 20th day of April, 1962.

Notary Public

My Commission Expires:

Ther 29 1963

FILED

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JAN IJ IU TAM

ARTICLES OF AMENDMENT AND ARTICLES OF AMENDMENT TO THE CHARTER OF ADUTH CAROLINACENTRAL TRANSPORT, INC.

The undersigned corporation hereby executes these Articles of Amendment for the purpose of amending its charter:

1. The name of the corporation is Central Transport, Inc.

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2. The following amendment to the charter of the corporation was adopted by its shareholders on the 28th day of December, 1979, in the manner prescribed by law as follows:

RESOLVED, that Article 4 of the Articles of Incorporation of Central Transport, Inc. shall be amended in order that Article 4 shall hereafter read as follows:

"The corporation shall have authority to issue Two Hundred Thousand (200,000) shares of stock with a par value of One Dollar (\$1.00) per share. All of said capital stock shall be common stock, shall be voting stock and shall be non-assessable."

3. The number of shares of the corporation outstanding at the time such adoption was 909 and the number of shares entitled to vote thereupon was 909.

4. All of the outstanding shares were of one class, commom, and the number of shares voted for such amendment was 909; the number of shares voted against such amendment was 0.

5. Any exchange, reclassification or cancellation of issued shares will be effected in the following manner:

Each presently outstanding share of One Hundred Dollars (\$100.00) par value capital stock will be exchanged for one hundred shares of newly authorized One Dollar (\$1.00) par value capital stock. All shares of One Hundred Dollars (\$100.00) par value capital stock will then be cancelled.

6. There will be no change in the stated capital of the corporation.

7. The amendment herein effected does not give rise to dissenter's rights to payment for the reason that the only effect of such amendment is to change the par value of the capital stock and increase the number of shares authorized. IN WITNESS WHEREOF, these Articles are signed by the president and secretary of the corporation this $\frac{2f}{f}$ day of December, 1979.

CENTRAL TRANSPORT, INC.

By: /22/22) Forter, President

By: J. J. Thomas Louise B. Honbarrier, Secretary

STATE OF NORTH CAROLINA

COUNTY OF GUILFORD

I, <u>Julius V. Carrent</u>, a Notary Public, hereby certify that on this <u>2for</u> day of <u>Jucenter</u>, 19<u>79</u>, personally appeared before me ARCHIE L. HONBARRIER and LOUISE B. HONBARRIER, each of whom being by me first duly sworn, declared that he signed the foregoing document in the capacity indicated, that he was authorized so to sign, and that the statements therein contained are true.

My Commission Expires:

NOTARY PUBLIC

Nov 29 1984



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ATTACHMENT E
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CENTRAL TRANSPORT, INC.

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Officers

Name	<u>Title</u>
A. L. Honbarrier	Chairman of the Board
Gary L. Honbarrier	President
Louise H. Honbarrier	Secretary/Treasurer
Hezzie Hodges	Vice President - Finance
Cliff James	Vice President - General Manager
Ben Keller	Vice President - Traffic and MIS
Jim Moore	Vice President - Engineering
Don Webb	Vice President - Sales & Marketing

Stockholders

Name	<u>Address</u>	<u>Shares</u>
A. L. Honbarrier	P.O. Box 7007 High Point, NC 27264	69,484
Louise H. Honbarrier	P.O. Box 7007 High Point, NC 27264	300
Gary L. Honbarrier	P.O. Box 7007 High Point, NC 27264	10,558
Linda H. Embler	P.O. Box 7007 High Point, NC 27264	10,558

AFFIDAVIT OF APPLICANT (CORPORATION)

:

STATE OF NORTH CAROLINA

COUNTY OF RANDOLPH : SS:

Ben H. Keller, III, being duly sworn (affirmed) according to law, deposes and says that he is <u>Vice President - Traffic</u> of <u>Central Transport</u>, <u>Inc.</u>; that he is authorized to and does make this affidavit for it; and that the facts above set forth are true and correct; or are true and correct to the best of his knowledge, information and belief and that he expects the said <u>Central Transport</u>, <u>Inc.</u> to be able to prove the same at the hearing hereof.

(Signature of Affiant) Ben H. Keller, III

Sworn and subscribed before me this 16^{+h} day of <u>March</u> 19<u>88</u>.

My Commission expires: My Commission Expires 9-12-9?



(Signature of Official Administering Oath)

June 10, 1988

IN REPLY PLEASE REFER TO OUR FILE

William A. Chesnutt Attorney at Law P.O. Box 1166 Harrisburg, PA 17108-1166

In re: A-00108155 - Application of Central Transport, Inc. (NC)

Dear Sir:

The application of Central Transport, Inc. has been captioned as attached and will be submitted for review provided no protests are filed on or before July 5, 1988. If protests are filed, you will be advised as to further procedure.

You are further advised that the above application will be published in the Pennsylvania Bulletin of June 11, 1988.

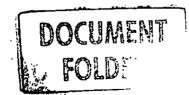
Very truly yours,

David Ehrhart Supervisor - Application Section Bureau of Transportation

DE:RP:11

cc: Applicant Uwharrie Road P.O. Box 7007 High Point, NC 27264





<u>A-00108155</u> CENTRAL TRANSPORT, INC. (NC) (Uwharrie Road, P.O. Box 7007, High Point, North Carolina 27264), a corporation of the State of North Carolina – property, in bulk in tank and hopper-type vehicles, between points in Pennsylvania. Attorney: William A. Chesnutt, P.O. Box 1166, Harrisburg, PA 17108-1166.

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PENNSYLVANIA PUBLIC UTILITY COMMISSION

SERVICE OF NOTICE OF MOTOR CARRIER APPLICATIONS

DATE		 SERVICE	
	-		

BUREAU OF TRANSPORTATION COMMON CARRIER MAY 1988

A-00108155

JUN 1 1 1988

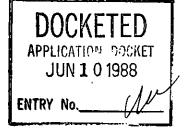
Application of Central Transport, Inc. (NC), a corporation of the State of North Carolina, for the right to begin to transport, as a common carrier, by motor vehicle, property, in bulk in tank and hopper-type vehicles, between points in Pennsylvania.

MW:rs 5/31/88

Application received: 4/11/88 Application docketed: 5/26/88

NH

DOCUMENT



JUL - 5 1988

Protests due on No Hearings Protests due on Hearings - (5 days prior to date of hearing) Notice of the above application was mailed to all certificate holders and railroad companies in the service area as noted above.