

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

Application Pocket No. 85095
Folder 2

Application of HOY TRANSFER, INC.

REPORT AND ORDER
APPROVING TRUCKING SERVICE

BY THE COMMISSION:

This matter being before the Pennsylvania Public Utility Commission upon application of HOY TRANSFER, INC., a proposed corporation of the Commonwealth of Pennsylvania, filed January 10, 1958, to operate motor vehicles as a common carrier, and upon protests, and having been duly presented in accordance with the rules of the Commission, and full investigation of the matters and things involved having been had, and it appearing that applicant amended the application whereby protests were withdrawn, and it further appearing that the rights granted herein are in effect a transfer of the rights which have been held by MARY KATHERYN HOY, trading and doing business as HOY TRANSFER COMPANY, under report and order issued at A. 70493 on October 20, 1947, and the certificate of public convenience issued thereunder, as modified and amended by supplemental report and order issued under date of September 24, 1951, which certificate will be subsequently cancelled, as of the date of this order, upon compliance with the insurance and tariff requirements of the Commission by HOY TRANSFER, INC., the Commission finds and determines that approval of the application, limited to the following rights:

To transport, as a Class D carrier, property between points in the Borough of State College, Centre County, and within twelve (12) miles by the usually traveled highways of the limits of the said borough;

the aforesaid right subject to the following condition:

That no right, power or privilege is granted to transport commodities in bulk in tank vehicles.

To transport, as a Class D carrier, household goods and office furniture in use from points in the Borough of State College, Centre County, and within an airline distance of twelve (12) miles of the limits of said borough to points in Pennsylvania, and vice versa;

and subject to the following conditions, is necessary or proper for the service, accommodation or convenience of the public:

*C. of P.C.
issued
5-13-58*

FIRST: That the certificate holder is limited and restricted to the operation of the motor vehicles as named and described in the Equipment Certificate, to be subsequently issued.

SECOND: That the approval hereby given is not to be understood as committing the Commission, in any proceeding that may be brought before it for any purpose, to fix a valuation on the property and/or rights to be acquired by applicant from the present certificate holder equal to the consideration to be paid therefor, or equal to any value that may be placed thereon by applicant, or to approve or prescribe rates sufficient to yield a return thereon.

THIRD: That the accounts of the transferee will reflect the same book value as the records of the transferor at the effective date of the transfer, with respect to the assets acquired and liabilities assumed, any previously recorded appreciation having been deleted therefrom; provided that the applicant shall not record in its utility accounts any amount representing the rights herein granted, in excess of the actual cost of such rights to the original holder thereof.

FOURTH: That the certificate holder shall comply with all the provisions of the Public Utility Law as now existing or as may hereafter be amended, and Revised General Order No. 29, effective July 1, 1939, or as may hereafter be revised, and any other rules and regulations as may hereafter be prescribed by the Commission. Failure to comply shall be sufficient cause to suspend, revoke or rescind the rights and privileges conferred by the certificate.

NOW, to wit, March 31, 1958, IT IS ORDERED: That upon compliance with the requirements of the Public Utility Law relating to insurance and the filing and acceptance of a tariff establishing just and reasonable rates, a certificate of public convenience issue evidencing the Commission's approval of the right to operate, as above determined.

IT IS FURTHER ORDERED: That in the event said applicant has not, on or before thirty days from the date of the service of this order, complied with the requirements hereinbefore set forth, the application shall be dismissed without further proceedings.

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION**

ATTEST:

Chairman

Secretary