

# NOTICES

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending April 9, 2002.

#### BANKING INSTITUTIONS

##### Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
4-8-02	Northwest Bancorp, Inc., Warren, to acquire 100% of the common stock of Prestige Bancorp, Inc., Pittsburgh	Warren	Filed

##### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-8-02	Northwest Savings Bank, Warren, and Prestige Bank, a Federal savings bank, Pittsburgh Surviving Institution—Northwest Savings Bank, Warren	Warren	Filed

##### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-1-02	Reliance Savings Bank Altoona Blair County	904 Blair Street Hollidaysburg Blair County	Opened
4-3-02	Farmers First Bank Lititz Lancaster County	890 E. Main St. Ephrata Lancaster County	Opened
4-3-02	Orrstown Bank Orrstown Franklin County	2250 Spring Road Carlisle N. Middleton Twp. Cumberland County	Approved

##### Branch Relocations/Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-3-02	Citizens Bank of Southern Pennsylvania Greencastle Franklin County	<i>Into:</i> 10-12 W. Main St. Waynesboro Franklin County  <i>From:</i> 241 W. Eight St. Waynesboro Franklin County	Approved
4-3-02	Three Rivers Bank and Trust Company Jefferson Borough Allegheny County	<i>To:</i> 500 Braddock Avenue Braddock Allegheny County  <i>From:</i> 823 Braddock Avenue Braddock Allegheny County	Filed

##### Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-15-02	First Commonwealth Bank Indiana Indiana County	110 Rolling Ridge Drive State College Centre County	Effective

**Articles of Amendment**

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
4-3-02	Delaware Management Trust Company Philadelphia Philadelphia County	Amendment to Article II provides for a change in the principal place of business from 1818 Market Street, 16th Floor, Philadelphia, PA 19103, to 2005 Market Street, 5th Floor, Philadelphia, PA 19103.	Approved and Effective

**SAVINGS INSTITUTIONS**

No activity.

**CREDIT UNIONS****Articles of Amendment**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Purpose</i>	<i>Action</i>
4-3-02	PP&L G.O.L.D. Credit Union Allentown Lehigh County	Amendment to Article 1 provides for a change in name to PPL G.O.L.D. Credit Union (eliminates ampersand).	Approved and Effective
4-9-02	Boeing Helicopters Credit Union Ridley Park Delaware County	Amendment to Article 8 provides for a change in the field of membership.	Approved and Effective

JAMES B. KAUFFMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 02-622. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Maximum Lawful Rate of Interest for Residential Mortgages for the Month of May 2002

The Department of Banking (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of May 2002, is 8 1/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub.L. No. 96-221). Further preemption was instituted with the signing of Pub.L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which the individual owns and which the individual occupies or has occupied as a principal residence.

Each month the Department is required by the Commonwealth law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 5.73 to which was added 2.50 percentage points for a total of 8.23 that by law is rounded off to the nearest quarter at 8 1/4%.

JAMES B. KAUFFMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 02-623. Filed for public inspection April 19, 2002, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Application of Cedar Crest College for Approval of Amendment of Its Articles of Incorporation

#### Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6504(a) (relating to fundamental changes), the Department of Education (Department) will consider the application of Cedar Crest College for a Certificate of Authority approving the amendment to its Articles of Incorporation.

In accordance with 24 Pa.C.S. § 6503(e) (relating to certificate of institutions), the Department will act upon the application without hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with Paula Fleck, Chief, Division of Program Services, (717) 772-3623 or Carol Gisselquist, Higher Education Specialist, (717) 787-4448, 333 Market Street, Harrisburg, PA 17126-0333 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Paula Fleck at (717) 772-3623 or Carol Gisselquist at (717)

787-4448 to discuss how the Department may best accommodate their needs.

CHARLES B. ZOGBY,  
Secretary

[Pa.B. Doc. No. 02-624. Filed for public inspection April 19, 2002, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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#### APPLICATIONS

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#### NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS

#### NPDES APPLICATIONS

#### PART I PERMITS

Under the Federal Clean Water Act and The Clean Streams Law, the following parties have applied for an NPDES permit or to renew their current permit to discharge controlled wastewaters into the waters of this Commonwealth or to conduct other activities required by the NPDES permit. For renewal applications listed in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements. For all new permit applications, renewal application with major changes or applications for permits not waived by the EPA, the Department, based upon preliminary reviews, also made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications listed in Section II. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the EPA Region III Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.24(d).

Persons wishing to comment on the proposed permit are invited to submit a statement, to the office noted before the application within 30 days from the date of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding this application. The comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant. Following the comment period, the Department's Water Management Program Manager will make a final determination regarding these applications. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The renewal application, including proposed effluent limitations and special conditions, is available on file. For new permit applications, information submitted with the applications is available on file. The information may be inspected and arrangements made for copying at the office indicated before the application.

Persons with a disability, who require an auxiliary aid, service, including TDD users or other accommodations to seek additional information, should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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#### I. NPDES Renewal Applications

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*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.*

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0081825	Betty Nelson Mobile Home Park 16 Betty Nelson Court Carlisle, PA 17013	Cumberland County Lower Frankford Township	Conodoquinet Creek/ 7B	Yes
PA0083470	Paradise Township Sewer Authority 196 Blackhorse Road Paradise, PA 17562-9792	Lancaster County Paradise Township	Pequea Creek/ 7K	Yes

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<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0084450	United States Army Fort Detrick—AJCC 1500 Porter St. Environmental Management Office Frederick, MD 21702	Adams County Liberty Township	13D—UNT Miney Branch	Yes
PA0043486	Lancaster County Solid Waste Management Authority 1299 Harrisburg Pike P. O. Box 4425 Lancaster, PA 17603-4425	Lancaster County Manor Township	Mann's Run 7-J	Yes

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0027677 (Industrial Waste)	United States Department of the Interior USGS Appalachian Research Laboratory R. R. 4 Box 63 Wellsboro, PA 16901	Tioga County Shippen Township	Marsh Creek (9A)	Y
PA0028738 (Sewerage Public)	Ralpho Township Municipal Authority 32 A South Market Street Elysburg, PA 17824	Northumberland County Ralpho Township	Shamokin Creek (6B)	Y
PA0112488 (Sewerage Public)	Ralpho Township Municipal Authority 32 A South Market St. Elysburg, PA 17824	Northumberland County Ralpho Township	Unnamed tributary of Millers Run (6B)	Y
PA0115100 (Sewerage Nonpublic)	George A. and Elizabeth J. Dear R. R. 2 Box 174 Tioga, PA 16946	Tioga County Lawrence Township	Mutton Lane Creek (4A)	Y

**II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications**

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**PA#0034070**, Sewage, **Glencrest Realty Co.**, 6000 Glencrest Road, Slatington, PA 18080. This proposed facility is located in Washington Borough, **Lehigh County**.

Description of Proposed Activity: The receiving stream, unnamed tributary to Coplay Creek, is in the State Water Plan watershed #2C and is classified for: aquatic life, CWF, water supply and recreation. The nearest downstream public water supply intake for City of Allentown is located on Lehigh River is 15 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.035 mgd.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
CBOD <sub>5</sub>	10		20
Total Suspended Solids	20		40
NH <sub>3</sub> -N			
(5-1 to 10-31)	3		6
(11-1 to 4-30)	9		18
Phosphorus as "P"			
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine (1st Month to 24th Month)		Monitor and Report	
Total Residual Chlorine (24th Month to Expiration)	0.8		1.8

**PA-0051675**, Sewage, **Northampton Area School District**, 1617 Laubauch Avenue, Northampton, PA 18067. This proposed facility is located in Moore Township, **Northampton County**.

Description of Proposed Activity: Renewal of NPDES permit to discharge treated sewage from existing treatment plant.

The receiving stream, unnamed tributary to Hockendaqua Creek, is in the State Water Plan watershed #2C and is classified for: aquatic life, CWF, water supply and recreation. The nearest downstream public water supply intake for Northampton Borough Water Authority is located on Lehigh River is 13 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .00642.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
CBOD <sub>5</sub>	25		50
Total Suspended Solids	30		60
NH <sub>3</sub> -N			
(5-1 to 10-31)	3		6
(11-1 to 4-30)	9		18
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine			
(1st Month to 24th Month)	Monitor and Report		
(25th Month to Expiration)	1.2		2.8

**PA-0020435**, Sewage, **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19101. This proposed facility is located in White Haven Borough, **Luzerne County**.

Description of Proposed Activity: This proposal action is for renewal of a NPDES Permit to discharge treated sewage.

The receiving stream, Lehigh River, is in the State Water Plan watershed #2A and is classified for: HQ and CWF. The nearest downstream public water supply intake for City of Hazleton is located on Lehigh River is 10.4 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.45 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
CBOD <sub>5</sub>	20	30	40
Total Suspended Solids	25	40	50
NH <sub>3</sub> -N			
(5-1 to 10-31)	3.5	5.3	7
(11-1 to 4-30)	10.5	15.9	21
Dissolved Oxygen	A minimum of 5.0 mg/l at all times.		
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	0.75		1.5

**PA-0062260**, Sewerage, **Brookmont Health Care Center, Inc.**, Brookmont Drive, Effort, PA 18330. This proposed facility is located in Chestnuthill Township, **Monroe County**.

Description of Proposed Activity: This proposed action is for the renewal of an NPDES permit to discharge treated sewage into Pohopoco Creek in Chestnuthill Township, Monroe County.

The receiving stream, the Pohopoco Creek is in the State Water Plan Watershed 02B and is classified for the following uses: CWF, aquatic life, water supply and recreation. The nearest downstream water supply for the Northampton Borough Water Authority is located on the Lehigh River, 40 miles below the point of discharge.

The proposed effluent limits based on a design flow of 0.04 MGD are:

*Outfall 001*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	
Dissolved Oxygen	Minimum of 5.0 at all times	
pH	6.0 to 9.0 standard units at all times	
Total Residual Chlorine		
(1st Month to 24th Month)	Monitor and Report	
(25th Month to Expiration)	1.2	2.8

**PA-0061352**, Sewerage, **Delaware Water Gap Municipal Authority**, P. O. Box 128, Delaware Water Gap, PA, 18337. This proposed facility is located in Delaware Water Gap, **Monroe County**.

Description of Proposed Activity: This proposed action is for the renewal of an NPDES permit to discharge treated sewage into Cherry Creek in Delaware Water Gap, Monroe County.

The receiving stream, Cherry Creek, is in the State Water Plan Watershed 01E and is classified for the following uses: CWF, aquatic life, water supply and recreation. The nearest downstream water supply for the City of Easton Water Supply is located on the Delaware River 20 miles below the point of discharge.

The proposed effluent limits based on a design flow of 0.176 MGD are:

*Outfall 001*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
Total Suspended Solids	30	45	60
Fecal Coliform	200/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine (1st Month to 24th Month) (24th Month to Expiration)	Monitor and Report .07		1.4

**PA#0046353-A1**, Sewerage, **Waymart Area Authority**, P. O. Box 3300, Waymart, PA 18472. This proposed facility is located in Waymart Borough, **Wayne County**.

The receiving stream, Van Auken Creek, is in the State Water Plan watershed #1B and is classified for: HQ-TSF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for East Stroudsburg/Stroudsburg intake is located on Delaware River is approximately 90 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.715 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10	15	20
Total Suspended Solids	15	20	30
NH <sub>3</sub> -N (5-1 to 10-31)	2		4
(11-1 to 4-30)	6		12
Phosphorus as "P"	2		4
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	.6		1.4

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.*

**Application No. PA0246611**, Sewerage, **Borough of Strausstown**, P. O. Box 325, Strausstown, PA 19559. This facility is located in Strausstown Borough, **Berks County**.

Description of activity: The application is for issuance of an NPDES permit for a new discharge of treated sewage.

The receiving stream, Jackson Creek, is in Watershed 3-C and classified for CWF, water supply and recreation and fish consumption. The nearest downstream public water supply intake for Western Berks Water Supply is located on the Tulpehocken Creek, approximately 16 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.0656 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
Suspended Solids	30	45	60
NH <sub>3</sub> -N (5-1 to 10-31)	13	XXX	26
(11-1 to 4-30)	20	XXX	40
Total Phosphorus	1.0	XXX	2.0
Total Residual Chlorine	0.50	XXX	1.60
Dissolved Oxygen	Minimum of 5.0 at all times		
pH	From 6.0 to 9.0 inclusive		
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	8,000/100 ml as a geometric average		

Individuals may make an appointment to review the Department files on this case by calling the File Review Coordinator at (717) 705-4732.

The EPA waiver is in effect.

**Application No. PA 0080187**, Industrial Waste SIC 4953, **Dauphin Meadows, Inc. (Dauphin Meadows Landfill)**, Route 209, Millersburg, PA 17061. This facility is located in Washington Township, **Dauphin County**.

Description of activity: The application is for renewal of an NPDES permit for an existing discharge of treated industrial waste.

The receiving stream, Wiconisco Creek, is in Watershed 6-C and classified for WWF, water supply and recreation and fish consumption. The nearest downstream public water supply intake for United Water Company is located on the Susquehanna River, approximately 50 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 based on a design flow of 0.05 MGD are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow	0.05				
pH (S.U.)			From 6.0 to 9.0 inclusive		
BOD <sub>5</sub>	15.4	58.3	37	140	175
Total Suspended Solids	11.2	36.7	27	88	110
Total Dissolved Solids			Monitor and Report		
Ammonia Nitrogen	2.0	4.1	4.9	10	12.5
Dissolved Oxygen			5.0 mg/l at all times		
Fecal Coliform (5-1 to 9-30)			200		
(10-1 to 4-30)			100,000		
Total Antimony	0.19	0.38	0.45	0.90	1.13
Total Arsenic	0.02	0.04	0.05	0.10	0.13
Total Beryllium	0.002	0.004	0.005	0.010	0.013
Total Cadmium	0.002	0.004	0.005	0.010	0.013
Total Chromium	0.05	0.10	0.125	0.25	0.313
Total Copper	0.02	0.04	0.05	0.10	0.13
Total Lead	0.015	0.030	0.036	0.072	0.090
Total Nickel	0.08	0.16	0.2	0.4	0.5
Total Selenium	0.031	0.062	0.075	0.150	0.187
Total Silver	0.004	0.008	0.010	0.020	0.025
Total Thallium	0.04	0.08	0.10	0.20	0.25
Total Zinc	0.045	0.083	0.11	0.20	0.25
Free Cyanide	0.021	0.041	0.05	0.10	0.125
Total Barium	0.125	0.25	0.30	0.60	0.75
Total Boron	2.5	5.0	6.0	12.0	15.0
Total Cobalt	0.02	0.04	0.05	0.10	0.13
Dissolved Iron	1.16	1.45	2.8	3.5	7.0
Total Manganese	0.42	0.84	1.0	2.0	2.5
Total Aluminum	0.125	0.250	0.3	0.6	0.8
Total Vanadium			Monitor and Report		
Benzene			0.025	0.050	0.062
Chlorobenzene			0.01	0.02	0.025
1,1-Dichloroethane			0.09	0.18	0.23
Chloromethane			0.05	0.10	0.125
Methylene Chloride			0.5	1.0	1.25
Toluene			0.05	0.10	0.13
1,2-Transdichloroethylene			0.03	0.06	0.08
1,1,1-Trichloroethane			0.05	0.10	0.125
Phenol	0.006	0.011	0.015	0.026	0.032
Chloroform			0.010	0.020	0.025
Butyl Benzyl Phthalate			0.010	0.020	0.025
2-Chloronaphthalene			0.010	0.020	0.025
Diethyl Phthalate			0.025	0.050	0.062
Isophorone			0.05	0.10	0.13
Lindane			0.009	0.018	0.022
4,4-DDT			0.000082	0.000164	0.000205
Acetone			0.1	0.2	0.3
2-Butanone			0.210	0.420	0.525
1,2,3-Trichloropropane			0.1	0.2	0.3
Xylene			Monitor and Report		
Tetrahydrofuran			0.03	0.06	0.08
P-cresol			0.014	0.015	0.017

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
2-Hexanone			0.02	0.04	0.05
4-Methyl-2 Pentanone			0.02	0.04	0.05
Dibromomethane			0.01	0.02	0.03
Alpha-Terpineol			0.016	0.033	0.040
Benzoic Acid			0.071	0.12	0.17

In addition to the effluent limits, the permit contains the following major special conditions:

1. Requirements for four stormwater outfalls.
2. Requirements for landfill leachate monitoring.

Individuals may make an appointment to review the Department files on this case by calling the File Review Coordinator at (717) 705-4732.

The EPA waiver is in effect.

**PAG123554**, CAFO, **Scott Ehrisman**, R. R. 1, Box 606, Richfield, PA 17086. This proposed facility is located in Monroe Township, **Juniata County**.

Description of Proposed Activity: The Ehrisman Farm is an existing swine and beef operation with a total AEU of 440.6 with only 32 AEU being beef. They are proposing to construct a new 2,200 head wean to finish swine operation on this farm. The estimated annual manure production is 5,328.5 tons. The farm's manure storage system consists of an engineer designed concrete manure storage facility located under the swine barn. Scott Ehrisman is also proposing to convert the operation (except 4.16 acres) into pasture ground for beef cattle. Beef cattle will be on pasture most of the time with collected manure being applied to pasture ground. Additional swine manure will be applied to the pasture at a conservative rate to help promote strong grass growth. All additional manure will be exported to neighboring farms to be used on agricultural crops.

The receiving stream, Cocolamus Creek, is in the State Water Plan watershed 12-B and is classified for: TSF.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25 year/24 hour rain storms, the CAFO general permits is a nondischarge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with Pennsylvania Nutrient Management Act and The Clean Stream Law constitutes compliance with the State narrative water quality standards.

*Southwest Regional Office: Regional Manager, Water Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; (412) 442-4000.*

**PA0204901**, Industrial Waste, SIC 4111, **Port Authority of Allegheny County**, 345 Sixth Avenue, 3rd Floor, Pittsburgh, PA 15222. This application is for renewal of an NPDES permit to discharge stormwater from the Ross Maintenance Garage in Ross Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Nelson Run, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is Millvale Municipal Water Works, located on the Allegheny River, 6.0 miles below the discharge point.

*Outfall 001: existing discharge, design flow of varied\* mgd.*

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report				
Total Suspended Solids			30		60
Oil and Grease			15		30
Iron			3.5		7.0

Flow is dependent on storm event.

The EPA waiver is in effect.

**PA0026913**, Sewage, **The Municipal Authority of the City of McKeesport**, 100 Atlantic Avenue, McKeesport, PA 15132. This application is for renewal of an NPDES permit to discharge treated sewage from the McKeesport Water Pollution Control Plant in City of McKeesport, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Monongahela River, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Pennsylvania American Water Company Becks Run Station.



*Outfall 001:* existing discharge, design flow of 11.5 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	38		50
Suspended Solids	30	45		60
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.5			1.6
pH	not less than 6.0 nor greater than 9.0			

Other Conditions: Outfalls 004—033 will be repermitted as combined sewer overflows.

The EPA waiver is not in effect.

**PA0027456**, Sewage, **Greater Greensburg Sewage Authority**, P. O. Box 248, Greensburg, PA 15601-0248. This application is for renewal of an NPDES permit to discharge treated sewage from the Greater Greensburg STP in Hempfield Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Jacks Run, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Westmoreland County Municipal Authority, McKeesport Plant, on the Youghiogheny River.

*Outfall 001:* existing discharge, design flow of 6.75 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>				
(5-1 to 10-31)	15	23		30
(11-1 to 4-30)	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	2.2	3.3		4.4
(11-1 to 4-30)	4.2	6.3		8.4
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.043			0.14
Dichlorobromomethane	0.001			0.0025
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

Other Conditions: Outfalls 002—018 and 021—042, which discharge to the receiving waters known as Jacks Run, Zellers Run and Coal Tar Run, serve as combined sewer overflows necessitated by stormwater entering the sewer system and exceeding the hydraulic capacity of the sewers and/or the treatment plant. These outfalls are permitted to discharge only for this reason. There are at this time no specific effluent limitations on the outfalls. Each discharge shall be monitored for cause, frequency, duration and quantity of flow.

The EPA waiver is not in effect.

**PA0036293**, Sewage, **The Municipal Authority of the Township of Robinson**, P. O. Box 15539, Pittsburgh, PA 15244. This application is for Renewal of an NPDES permit to discharge treated sewage from Campbells Run Sewage Treatment Plant in Robinson Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Campbells Run, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the West View Municipal Authority.

*Outfall 001:* existing discharge, design flow of 1.0 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	37.5		50
Suspended Solids	30	45		60
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Total Residual Chlorine	0.5			1.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is not in effect.

**PA0217476**, Sewage, **Edward L. Soloski**, 301 South Jefferson Street, Kittanning, PA 16201. This application is for renewal of an NPDES permit to discharge treated sewage from the Audubon Estates Sewage Treatment Plant in East Franklin Township, **Armstrong County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary to Glade Run, which are classified as a TSF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Buffalo Township Municipal Authority Freeport.

Outfall 001: existing discharge, design flow of 0.015 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	4.0			8.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.03			0.07
Dissolved Oxygen	not less than 6 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

**PA0238708**, Sewage, **University of Pittsburgh, Livingston Road**, 13142 Hartstown Road, Linesville, PA 16424. This proposed facility is located in South Shenango Township, **Crawford County**.

Description of Proposed Activity: a new treated minor discharge from a privately owned sewage treatment works.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Shenango River and Greenville Municipal Water Authority located at River Mile 58.93, 18.24 miles below point of discharge.

The receiving stream, unnamed tributary to the Pymatuning Reservoir, is in watershed 20-A and classified for: WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.00075 MGD.

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow		Monitor and Report	
CBOD <sub>5</sub>	10		20
Total Suspended Solids	20		40
Total Residual Chlorine	1.4		3.3
Fecal Coliform	200/100 ml as a geometric average		
pH	6.0 to 9.0 standard units at all times		

The EPA Waiver is in effect.

## WATER QUALITY MANAGEMENT PERMITS

### CONTROLLED INDUSTRIAL WASTE AND SEWAGE WASTEWATER

#### APPLICATIONS UNDER THE CLEAN STREAMS LAW

##### PART II PERMITS

The following permit applications or requests for plan approval have been received by the Department of Environmental Protection (Department).

Persons wishing to comment on any of the applications are invited to submit a statement to the office noted before the application within 15 days from the date of this public notice. Comments received within this 15-day comment period will be considered in making the final decision regarding the application. The comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department reserves the right to hold a public hearing if the responsible office considers the public

response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation of the area. If no hearing is held, the Department's Water Management Program Manager will make a final determination regarding the applications after a complete review. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

A copy of the permit application or proposed plan is on file in the office indicated and is open to public inspection. Appointments to review the application may be made by contacting Records Management at the indicated telephone number.

**I. Industrial Waste and Sewerage Applications under The Clean Streams Law (35 P.S. §§ 691.1—691.1001).**

*Southeast Region: Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**WQM Permit No. 1502402**, Sewerage, **Chatham Acres Nursing Home**, East London Grove Avenue, Chatham, PA 19318-001. This proposed facility is located in London Grove Township, **Chester County**.

Description of Proposed Action/Activity: Construction and operation to install a dechlorination system.

**WQM Permit No. 4602402**, Sewerage, **Horsham Township Water & Sewer Authority**, 617B Horsham Road, Horsham, PA 19044. This proposed facility is located in Horsham Township, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of a sanitary sewer, duplex sewage pump station and force main.

**WQM Permit No. 4602403**, Sewerage, **Worcester Township**, 1721 Valley Forge Road, P. O. Box 767, Worcester, PA 19490. This proposed facility is located in Worcester Township, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of a gravity sanitary sewage collection system and pump station with force main installation to serve Fairview Village.

**WQM Permit No. 4602404**, Sewerage, **Lower Salford Township**, 57 Main Street, P. O. Box 243, Mainland, PA 19451-0243. This proposed facility is located in Lower Salford Township, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of sewage pump station and force main to serve the proposed Estates at Salford Lea, a residential development.

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.*

**WQM Permit No. 3602408**, Sewerage, **East Cocalico Township Authority**, 102 Hill Road, Denver, PA 17517. This proposed facility is located in East Cocalico Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization for the construction/modification of upgrading and expanding pump station and force main.

**WQM Permit No. 0102404**, Sewerage, **The Links at Gettysburg Utility Co., LLC**, 601 Mason Dixon Dr., Gettysburg, PA 17325. This proposed facility is located in Mount Joy Township, **Adams County**.

Description of Proposed Action/Activity: Authorization for the construction/operation of a sewage treatment plant to serve the Links at Gettysburg.

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**Application No. 2602403**, Sewerage, **Menallen Township Sanitary Sewage Authority**, P. O. Box 576, New Salem, PA 15468. Application for the construction and operation of a sewage treatment plant and pump station to serve the Rock Works Area located in Menallen Township, **Fayette County**.

**Application No. 3002401**, Sewerage, **Dana Mining Company of PA Inc.**, P. O. Box 1209, Morgantown, PA 26507. Application for the construction and operation of a sewage treatment plant to serve the Titus Mine located in Dunkard Township, **Greene County**.

**Application No. 6502404**, Sewerage, **Totteridge Limited Partnership c/o Tamas S. and Susan J. Tantos**, R. R. 4 Box 121, Greensburg, PA 15601. Application for the construction and operation of a sewage treatment plant to serve the Totteridge Golf Course located in Salem Township, **Westmoreland County**.

**NPDES Stormwater Individual Permit**

The following parties have applied for an NPDES permit to discharge stormwater associated with a construction activity into waters of this Commonwealth. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain limitations set forth in the permit conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices which restrict the rate and quantity of sediment discharged.

Where indicated, the EPA Region III Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.24(d).

Persons wishing to comment on the proposed permit are invited to submit a statement to the appropriate Department Regional Office noted before the application within 30 days from the date of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate Department Regional Office during the 30-day public comment period.

Following the 30-day comment period, the appropriate Regional Office Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity, are on file and may be inspected at the office identified in this notice.

Persons with a disability that require an auxiliary aid, service or other accommodation to participate during the

30-day public comment period should contact the specified Regional Office. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

*Southeast Region: Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**NPDES Permit PAS10 D075-R**, Stormwater, **Toll Brothers, Inc.**, 3103 Philmont Avenue, Huntingdon Valley, PA, has applied to discharge stormwater associated with a construction activity located in Northampton Township, **Bucks County** to Churchville Reservoir (TSF).

**NPDES Permit PAS10 G517**, Stormwater, **Lawrence Goldberg**, 135 West Market Street, West Chester, PA 19382, has applied to discharge stormwater associated with a construction activity located in Honey Brook and West Caln Townships, **Chester County** to Two Log Run (HQ), Pequea Creek (HQ) and Indian Spring Run (EV).

**NPDES Permit PAS10 G518**, Stormwater, **William Delusio**, 1244 West Chester Pike, Suite 406, West

Chester, PA 19382, has applied to discharge stormwater associated with a construction activity located in West Bradford Township, **Chester County** to Broad Run (EV).

**NPDES Permit PAS10 G519**, Stormwater, **Wayne C. Megill**, 27 Huntrise Lane, West Chester, PA 19380, has applied to discharge stormwater associated with a construction activity located in Lower Oxford Township, **Chester County** to McDonald Run (HQ, TSF, MF).

**NPDES Permit PAS10 G520**, Stormwater, **White Manor Country Club**, 831 Providence Road, Malvern, PA 19355, has applied to discharge stormwater associated with a construction activity located in Willistown Township, **Chester County** to tributary to Crum Creek (EV).

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

*Lehigh County Conservation District: Lehigh Ag Ctr., Ste. 102, 4184 Dorney Park Road, Allentown, PA 18104, (610) 391-9583.*

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q237	Thomas M. Durkin & Sons, Inc. 3030 Grant Ave. Philadelphia, PA 19114	Lehigh County Upper Macungie Township	Little Lehigh Creek HQ-CWF

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

*Perry County Conservation District, P. O. Box 36 (31 W. Main Street), New Bloomfield, PA 17068; (717) 582-8988.*

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS105141	Texas Eastern Transmission 5400 Westheimer Court Houston, TX 77058	Perry County Jackson and Southwest Madison Townships	Sherman Creek (HQ)

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Cambria County Conservation District: 401 Candlelight Drive, Suite 221, Ebensburg, PA 15931, (814) 472-2120.*

**NPDES Permit PAS101027**, Stormwater, **Department of Transportation**, 1620 North Juniata Street, Hollidaysburg, PA 16648 has applied to discharge stormwater associated with a construction activity located in Jackson Township, **Cambria County** to Laurel Run (HQ-CWF) and Findley Run (HQ-CWF).

## PUBLIC WATER SUPPLY (PWS) PERMIT

Under the Pennsylvania Safe Drinking Water Act, the following parties have applied for a PWS permit to construct or substantially modify a public water system.

Persons wishing to comment on the permit application are invited to submit a statement to the office listed before the application within 30 days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding this application. Comment responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of Environmental Protection (Department) of the exact basis of a comment and the relevant facts upon

which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

Following the comment period, the Department will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit application and any related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

### SAFE DRINKING WATER

#### Applications Received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).

*Southeast Region: Water Supply Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Permit No. 4602501**, Public Water Supply.  
 Applicant **Upper Hanover Authority**  
 Township Upper Hanover  
 Responsible Official William Kalb  
 P. O. Box 205  
 East Greenville, PA 18041

Type of Facility PWS  
 Consulting Engineer Castle Valley Consultant, Inc.  
 10 S. Clinton Street, Suite 302  
 Doylestown, PA 18901

Application Received April 3, 2002  
 Date

Description of Action Groundwater withdrawal from  
 existing well No. 4 and construc-  
 tion of a 500,000 gallon water  
 storage tank.

*Southcentral Region: Water Supply Management Pro-  
 gram Manager, 909 Elmerton Avenue, Harrisburg, PA  
 17110.*

**Permit No. 6702506**, Public Water Supply.  
 Applicant **Shrewsbury Borough**  
 Municipality Shrewsbury Borough  
 County **York**  
 Responsible Official Peter W. Schnabel, Council  
 President  
 35 W. Railroad Avenue  
 Shrewsbury, PA 17361

Type of Facility PWS  
 Consulting Engineer Charles A. Kehew II, P.E.  
 James R. Holley & Assoc., Inc.  
 18 South George St.  
 York, PA 17401

Application Received March 18, 2002  
 Date

Description of Action Construction Permit for PW-1  
 and PW-2 and ancillary facil-  
 ities. PW-1 and PW-2 will be  
 used at rates of 40 and 25 gal-  
 ons per minute, respectively.  
 Treatment will be provided at  
 existing, previously permitted  
 facilities.

*Northwest Region: Water Supply Management Program  
 Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**Permit No. 2502501**, Public Water Supply.  
 Applicant **Wintergreen Acres MHP**  
 Williams Road  
 Lake City, PA 16423

Township or Borough Girard Township, **Erie County**  
 Responsible Official Kurt and Michael Edwards  
 Owners  
 44 Julia Drive  
 Lake City, PA 16423

Type of Facility PWS  
 Consulting Engineer Richard A. Deiss & Associates  
 9342 Pettis Road  
 Meadville, PA 16335

Application Received April 1, 2002  
 Date

Description of Action Modification and operation of an  
 existing water system, which  
 consists of three dug wells as  
 source of supply.

**Permit No. 2002502**, Public Water Supply.  
 Applicant **Cambridge Area Joint Au-  
 thority**  
 161 Carringer Street  
 Cambridge Springs, PA 16403

Township or Borough Cambridge Township, **Crawford  
 County**

Responsible Official William Tonn, Chairperson  
 Type of Facility Consecutive Water Supply  
 Consulting Engineer Clayton J. Fails, P.E.  
 Hill Engineering  
 8 Gibson Street  
 North East, PA 16428

Application Received April 2, 2002  
 Date

Description of Action Ownership and operation of a  
 water distribution system within  
 selected areas of Cambridge  
 Township. Finished treated wa-  
 ter will be purchased from the  
 Borough of Cambridge Springs  
 and sold to CAJA customers  
 within Cambridge Township.

#### MINOR AMENDMENT

#### Applications Received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).

*Southwest Region: Water Supply Management Program  
 Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-  
 4745.*

**Application No. 1102502**, Minor Amendment.  
 Applicant **East Taylor Municipal Au-  
 thority**  
 403 Donruth Lane  
 Johnstown, PA 15909-1607

(Township or Borough) East Taylor Township  
 Responsible Official L. Randall James, Manager  
 East Taylor Municipal Authority  
 403 Donruth Lane  
 Johnstown, PA 15909-1607

Type of Facility Tank  
 Consulting Engineer The EADS Group, Inc.  
 450 Aberdeen Drive, P. O. Box  
 837  
 Somerset, PA 15501

Application Received April 4, 2002  
 Date

Description of Action Painting of tank #1

#### LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

#### UNDER ACT 2, 1995

#### PREAMBLE 1

**Acknowledgment of Notices of Intent to Remediate  
 Submitted under the Land Recycling and Envi-  
 ronmental Remediation Standards Act (35 P. S.  
 §§ 6026.101—6026.908).**

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background standard, Statewide Health Standard, the site-specific standard or who intend to remediate a site as a special industrial area, must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of the cleanup standards or who receives approval of a special industrial area remediation identified under the Act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the Act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the sites identified, proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period the municipality may request that the person identified, as the remediator of the site, develop and implement a public involvement plan. Requests to be involved and comments, should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the Environmental Cleanup Program Manager in the Department Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following Notices of Intent to Remediate:

*Southeast Region: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Miluski Property**, Nether Providence Township, **Delaware County**. Henry G. Bienkowski, P.G., Mulry & Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 3, Glenmoore, PA 19343, on behalf of Mr. and Mrs. Miluski, 18 Brookside Dr., Wallingford, PA 19086, has submitted a Notice of Intent to Remediate site soil contaminated with BTEX and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide Health Standards. A summary of the

Notice of Intent to Remediate was reported to have been published in the *Delaware County Times* on March 18, 2002.

**Former PPG Industries, Inc. and BASF Corp. Facility**, Folcroft Borough, **Delaware County**. Russell D. Devan, P.G., Environmental Resources Management, Inc., 855 Springdale Dr., Exton, PA 19341, on behalf of Jarden Investments, LP, 1830 Columbia Ave., Folcroft, PA, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with lead, heavy metals, BTEX, solvents and pesticides. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Delaware County Times* on February 22, 2002.

**Liquor Control Board Warehouse/Distribution Center**, City of Philadelphia, **Philadelphia County**. Daniel Rickard, Quad Three Group, Inc., 116 N. Washington Ave., Scranton, PA 18503, on behalf of Liquor Control Board, Northwest Office Building, Harrisburg, PA 17124, has submitted a Notice of Intent to Remediate site soil contaminated with lead. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* on February 8, 2002.

*Northcentral Region: Environmental Cleanup Program, 208 West Third Street, Williamsport, PA 17701.*

**LB Smith—Bellefonte**, Spring Township, **Centre County**. Advantage Engineering, on behalf of LB Smith, Inc., 6375 Mercury Road, Mechanicsburg, PA 17050, has submitted a Notice of Intent to Remediate groundwater contaminated with No. 2 Fuel Oil. The applicant proposed to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Bargain Sheet* on February 28, 2002.

#### **OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE**

**Application Received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

*Southeast Region: Regional Solid Waste Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Permit Application No. 101432. Onyx Waste Services Inc.**, 310 Washington Street, Norristown, PA 19404. Application submitted for a permit modification to reflect a corporation name change from Superior Waste Services of Delaware Valley, Inc. to Onyx Waste Services Inc. for their transfer station located in the Borough of Norristown, **Montgomery County**. The application was received by the Southeast Regional Office on March 27, 2002.

#### **AIR QUALITY**

##### **NOTICE OF PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS**

##### **NEW SOURCES AND MODIFICATIONS**

The Department of Environmental Protection (Department) has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program.

This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department has received applications for plan approvals and/or operating permits from the following facilities.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the Regional Office identified in this notice. Persons interested in reviewing the application files should contact the appropriate Regional Office to schedule an appointment.

Persons wishing to receive a copy of the proposed Plan Approval or Operating Permit must indicate their interest to the Department Regional Office within 30 days of the date of this notice and must file protests or comments on a Proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with the Department Regional Offices must include a concise statement of the objections to the issuance of the plan approval or operating permit and relevant facts, which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the Regional Office identified. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Final plan approvals and operating permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121–143, the Federal Clean Air Act and regulations adopted under the Act.

#### PLAN APPROVALS

**Plan Approval Applications Received under the Air Pollution Control Act (35 P. S. §§ 4001–4015) and 25 Pa. Code Chapter 127, Subchapter B that may have special public interest. These applications are in review and no decision on disposition has been reached.**

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790; Contact: James Parette, New Source Review Chief, (570) 826-2531.*

**39-399-052: Agere Systems, Inc.** (555 Union Boulevard, Allentown, PA 18109-3286) for relocation of a dielectric isolation manufacturing process and associated air cleaning device in Allentown, **Lehigh County**.

**39-309-057: Lafarge North America** (5160 Main Street, Whitehall, PA 18052) for replacement/installation of an air cleaning device on a clinker storage A-Frame in Whitehall Township, **Lehigh County**.

**39-318-110: Prior Coated Metals, Inc.** (2233 26th Street SW, Allentown, PA 18103) for replacement/

installation of an air cleaning device on a coil coating operation in Allentown, **Lehigh County**.

**64-399-002: Flexible Foam Products, Inc.** (220 South Elizabeth Street, P. O. Box 126, Spencerville, OH 45887) for construction of a polyurethane manufacturing facility in Palmyra and Texas Townships, **Wayne County**.

**39-327-003: SHI-APD Cryogenics, Inc.** (1833 Vultee Street, Allentown, PA 18103) for construction of a vapor degreaser and associated air-cleaning device in Allentown, **Lehigh County**.

**40-306-010: Green Power Group, Inc.** (3212 Wickford Road, Wilmington, NC 28409) for construction of a wood fired electric generation operation and associated air cleaning devices in Hazle Township, **Luzerne County**.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: David Aldenderfer, Program Manager, (570) 327-3637.*

**59-00004B: Ward Manufacturing, Inc.** (P. O. Box 9, Blossburg, PA 16912) for construction of a warm box core machine in Blossburg Borough, **Tioga County**.

**49-00019C: Sunoco Partners Marketing and Terminals L.P.** (1801 Market Street, 19/10 PC, Philadelphia, PA 19103) for installation of a replacement air cleaning device (a vapor combustion unit) on gasoline/petroleum product loading operations at the Northumberland Terminal in Point Township, **Northumberland County**. The gasoline loading is subject to Subpart XX of the Federal Standards of Performance for New Stationary Sources.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; Contact: William Charlton, New Source Review Chief, (412) 442-4174*

**32-00311A: IA Construction Corp.** (158 Lindsay Road, Zelienople, PA 16063) for installation of storage tanks for RFO #5 fuel oil at Homer City Plant in Center Township, **Indiana County**.

**Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001–4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Thomas McGinley, New Source Review Chief, (610) 832-6242.*

**46-0224: Harleysville Mutual Insurance Co.** (355 Maple Avenue, Harleysville, PA 19438) for installation of two 1,000-kilowatt Onan Emergency Generators at the Harleysville facility in Lower Salford Township, **Montgomery County**. The facility is a non-Title V (State only) facility for all air pollutants. This installation will result in the maximum NOx emissions of 12.4 tons per year. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790; Contact: James Parette, New Source Review Chief, (570) 826-2531.*

**40-328-005: Transcontinental Gas Pipeline Corp.** (P. O. Box 1396, Houston, TX 77251-1396) for modification of the existing natural gas turbine, Unit #6, to increase

the horsepower from 12,600 to 15,000 and retrofit the unit with SoLoNOx technology in Buck Township, **Luzerne County**. NOx emissions will not exceed 42 ppm from Unit 6 and will not operate more than 3,120 hours/year. The company currently has a Title V Operating Permit (40-00002). The Plan Approval and Operating Permit will include testing, monitoring, record keeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements. The Plan Approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Ronald Davis, New Source Review Chief, (717) 705-4702.*

**36-03074A: Colonial Metals Co.** (217 Linden Street, Columbia, PA 17512) for renovation of the existing scrap metal recycling facility in Columbia Borough, **Lancaster County**. A new electric induction furnace and fabric filter will be installed along with a reconfiguration of existing furnaces and emission control systems. The renovation will not significantly change emissions from the facility. The plan approval will include testing, monitoring, recordkeeping and reporting conditions to ensure the facility complies with the applicable air quality requirements. The appropriate conditions will be incorporated into the facility's State-only operating permit.

*Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104; Contact: Thomas Barsley, Chief, (215) 685-9428.*

**02024: Navy Surface Warfare Center** (5001 South Broad Street, Code 027, Philadelphia, PA 19112) for reactivation one 9.8 mmBtu/hr diesel engine at their facility in the City of Philadelphia, **Philadelphia County**. This is a Title V facility. The engine will operate only 1,000 hours in any 12-month period. The NOx emission from the engine will be 1.52 tons per year. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

**02025: Navy Surface Warfare Center** (5001 South Broad Street, Code 027, Philadelphia, PA 19112) for installation of two 208 HP diesel fire suppression pumps and one 150 HP portable diesel air compressor at their facility in the City of Philadelphia, **Philadelphia County**. This is a Title V facility. The pumps will be operated for 100 hours each in any 12-month period and the portable compressor will be operated only 500 hours in any 12-month period. The NOx emissions will be 1.81 tons per year. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

**02057: Thermo-Depolymerization Process, LLC** (460 Hempstead Avenue, West Hempstead, NY 11552) to amend their permit for the TDP Pilot Plant along 4599 Basin Bridge Road, Building 772 in the City of Philadelphia, **Philadelphia County**. This is a natural minor facility. The facility wants to add waste tires, mixed plastics, presorted municipal waste and sewage sludge to the list of materials permitted to be processed at the pilot plant. No increase in emissions is anticipated from the pilot studies. The hours of operation will remain the same. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

## OPERATING PERMITS

### Intent to Issue Title V Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter G.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.*

**06-05040: East Penn Mfg. Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536) for operation of a secondary lead smelter controlled by various control devices in Richmond Township, **Berks County**. The facility has the potential to emit the following: 8.0 tons per year of lead, 89.6 tons per year of particulate, 99.5 tons per year of sulfur dioxide, 93.8 tons per year of nitrogen oxides, 37.4 tons per year of VOCs and 54.6 tons per year of carbon dioxide. The applicant has taken voluntary restrictions on several sources to limit the facility emission to the previous potentials. The facility is a Title V subject facility, because of these potentials and the potentials from the associated battery assembly plant (06-05069). The permit will include potential to emit limits. The facility is subject to 40 CFR Part 60, Subpart R—Standards of Performance for New Stationary Sources and 40 CFR Part 63, Subpart X—National Emission Standards for Hazardous Air Pollutants for Secondary Lead Smelting and 25 Pa. Code § 129.91, Control of Major Sources of NOx and VOC, Reasonably Available Control Technology. The permit will include monitoring, testing, record keeping, work practices and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

### Intent to Issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.*

**21-05042: Pennsy Supply, Inc.** (P. O. Box 3331, Harrisburg, PA 17105) for operation of its hot mix batch asphalt plant (controlled by a knockout box/fabric collector) at the Silver Spring Quarry in Silver Spring Township, **Cumberland County**. Actual emissions for criteria pollutants will be below Title V thresholds. This will be accomplished by limiting the production rate of hot mix asphalt. The operating permit will contain appropriate conditions designed to keep the facility operating below Title V thresholds for criteria pollutants and within all other applicable air quality requirements.

**36-03036: Nissin Foods (USA) Co., Inc.** (2902 Hempfield Road, Lancaster, PA 17601) for operation of a food preparation facility in East Hempfield Township, **Lancaster County**. Actual emissions are estimated at 0.4 ton per year of particulate matter, 0.2 ton per year of sulfur dioxide, 6.1 tons per year of nitrogen oxide, 2.6 tons per year of carbon monoxide, 1.0 ton per year of VOCs and 0.01 ton per year of hazardous air pollutants. The operating permit shall include appropriate conditions designed to keep the facility operating within all applicable air quality requirements.

**67-03032: Housing Authority for City of York** (31 South Broad Street, York, PA 17405) for operation of three municipal waste incinerators in York City, **York County**. Actual emissions of particulate matter, sulfur dioxide, oxides of nitrogen, carbon monoxide, VOCs and hazardous air pollutants are considered to be negligible.



The operating permit shall include appropriate conditions designed to keep the facility operating within all applicable air quality requirements.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.*

**33-00085: Symmco Inc.—Sykesville Plant** (101 South Park Street, P. O. Box F, Sykesville, PA 15865) for a Natural Minor Operating Permit for operation of the facility's air contamination sources consisting of a three gas fired sintering furnaces and five electric sintering furnaces in Sykesville Borough, **Jefferson County**.

**10-00311: F. B. Leopold Co., Inc.—Zelienople Plant** (227 South Division Street, Zelienople, PA 16063-1313) for a Natural Minor Operating Permit for operation of the facility's air contamination sources consisting of a gas fired boiler and the fiberglass spray process in Zelienople Borough, **Butler County**.

## MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to the applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of the application is available for inspection at the District Mining Office indicated before each application. Where a 401 Water Quality Certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for certification.

Written comments or objections or requests for informal conferences on applications, may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment and informal conferences).

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition to the previous, more restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit, when necessary, for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies which have requested review of the NPDES

permit requirements for a particular mining activity within the previously-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based. Requests for an informal conference must contain the name, address and telephone number of requestor; application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

### Coal Applications Received

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**54840105T2. Mine Hill Coal Co. #7, Inc.** (P. O. Box 466, Minersville, PA 17954), transfer of an existing anthracite surface mine operation from Coal Contractors (1991), Inc. in Cass Township, **Schuylkill County** affecting 272.2 acres, receiving stream: none. Application received April 2, 2002.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**04960101 and NPDES No. PA0201812. Kerry Coal Company** (R. R. 2, Box 2139, Wampum, PA 16157). Renewal application for reclamation only to an existing bituminous surface mine located in South Beaver Township, **Beaver County**, affecting 224 acres. Receiving streams: unnamed tributaries to Brush Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received April 4, 2002.

*McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317, (724) 941-7100.*

**30841310. NPDES Permit #PA0046132, Duquesne Light Company** (P. O. Box 457, Greensboro, PA 15338), to renew the permit for the Warwick Mine No. 3 in Dunkard Township, **Greene County** to renew permit for reclamation only, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, Meadow Run, tributary to Dunkard Creek, Mundell Hollow, classified for the following use: WWF. The first downstream potable water supply intake from the point of discharge is N/A. Application received February 26, 2002.

**30841316. NPDES Permit #PA0213535, Consol PA Coal Co.** (P. O. Box 355, Route 519, Eighty Four, PA 15330), to renew the permit for the Bailey Mine in Richhill, Gray, Aleppo and West Finley Townships, **Greene and Washington Counties** to renew the permit for deep and prep. plant, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges, classified for the following use: N/A. The first downstream potable water supply intake from the point of discharge is N/A. Application received February 28, 2002.

### Noncoal Applications Received

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**64910301T. Lackawaxen-Honesdale Shippers Association** (100 4th Street, Honesdale, PA 18431), transfer of a quarry operation from Edward B. Strasser in Palmyra Township, **Wayne County** affecting 15.3 acres, receiving stream: none. Application received April 1, 2002.

**6477SM4A1C3 and NPDES Permit #PA0612677. John F. Walter Excavating, Inc.** (P. O. Box 175, Newville, PA 17241), renewal of NPDES Permit in Middlesex Township, **Cumberland County**, receiving stream: unnamed tributary to Conodoquinet Creek: classified for the following use HQ-CWF. Application received April 1, 2002.

**6277SM1A1C4. Compass Quarries, Inc. d/b/a Independence Construction Materials** (47 McIlvaine Road, Box 130, Paradise, PA 17562), depth correction for an existing quarry operation in Paradise Township, **Lancaster County** affecting 157.1 acres, receiving stream: Londonland Run: classified for the following use: CWF. Application received April 1, 2002.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**04960302 and NPDES Permit No. PA0201677. Kathryn I. Paumier** (303A Smiths Ferry Rd., Midland, PA 15059). Renewal application to continue operation and reclamation of a noncoal surface mine located in Ohioville Borough, **Beaver County**, affecting 31.9 acres. Receiving streams: Upper Dry Run to the Ohio River, classified for the following use: WWF. The first downstream potable water supply intake from the point of discharge is East Liverpool Water Department. Renewal application received April 1, 2002.

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications and requests for Environmental Assessment approval and requests for Water Quality Certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341(a)), requires the State to certify that the involved projects will not violate the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Initial requests for 401 Water Quality Certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under section 401 or to the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between the hours of 8 a.m. and 4 p.m. on each working day at the office noted before the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

**Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).**

## WATER OBSTRUCTIONS AND ENCROACHMENTS

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**E34-104. Harry Becker, Gronninger Farms**, P. O. Box 63, Mexico, PA 17056.

To construct and maintain a bridge having a span of 39 feet and an underclearance of 7.5 feet across the channel of Horning Run (CWF) at a point approximately 800 feet downstream of Route 22/322 (Mifflintown, PA Quadrangle N: 17.8 inches; W: 5.4 inches) in Fermanagh Township, **Juniata County**.

**E50-210. James Eppley, Department of Conservation and Natural Resources**, P. O. Box 8451, Harrisburg, PA 17105 in Toboyne Township, **Perry County**, ACOE Baltimore District.

To construct and maintain the rehabilitation of an existing bridge on the North Branch of Laurel Run (EV) by replacing the superstructure and placing about 48 feet of riprap around both bridge abutments to protect the abutment from scouring located on Laurel Run Road about 1.1 miles northwest of its intersection with Cowpens Road (Blain, PA Quadrangle N: 0.15 inch; W: 4.2 inches) in Toboyne Township, Perry County.

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.*

**E14-413. American Philatelic Society**, 100 Oakwood Avenue, State College, PA 16801. American Philatelic Research Library, in Bellefonte Borough, **Centre County**, ACOE Baltimore District (Bellefonte, PA Quadrangle N: 6.2 inches; W: 4.6 inches).

To: 1) extend an existing drainage channel by removing a 75-foot long 72-inch corrugated metal pipe and regrading the channel up to the next pipe section; 2) construct and maintain a foot bridge over the new section of the drainage channel; 3) to construct and maintain a 18-inch stormwater outfall pipe into the channel for water that now enters the channel by overland flow; and 4) to construct and maintain a 12-inch outfall to Spring Creek for roof drain water that now enters the creek by overland flow. The project proposes to permanently impact 75 linear feet of the drainage channel that is classified as a CWF and 4 linear feet of Spring Creek that is classified as a HQ-CWF.

**E14-418. Thomas A. Shivery**, 356 Lower Coleville Road, Bellefonte, PA 16823. Recreational vehicle garage in Spring Township, **Centre County**, ACOE Baltimore District (Bellefonte, PA Quadrangle N: 6.07 inches; W: 6.82 inches).

To construct and maintain a 36-foot 2-inch by 52-foot 2-inch pole barn recreational vehicle garage over an unnamed tributary to Buffalo Run located at 356 Lower

Coleville Road. The garage would permanently impact 40 linear feet of the unnamed tributary to Buffalo Run, which classified as a CWF.

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E02-1372. Anthony Merante**, P. O. Box 97935, Pittsburgh, PA 15227. West Mifflin Borough, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain a 325.0 foot long stream enclosure consisting of a 48-inch diameter culvert in an unnamed tributary to Streets Run (WWF) to provide access to applicants property located on the south side of Streets Run Road, approximately 440 feet east from the intersection of Streets Run Road and Lutz Hollow Road (Glassport, PA Quadrangle N: 21.5 inches; W: 9.8 inches).

**E02-1373. North Boros Veterinary Hospital**, 2255 Babcock Boulevard, Pittsburgh, PA 15237. Ross Township, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain a retaining wall along the left bank side of Girty's Run (WWF) for a distance of approximately 105 feet in front of an existing deteriorating wall and construct and maintain an extension to an existing 12 inch RCP outfall to Girty's Run. The project is located on the south side of Babcock Boulevard approximately 350 feet west of its intersection with Thompson Run Road (Glenshaw, PA Quadrangle N: 2.0 inches; W: 16.7 inches).

**E63-529. James Curry**, 9 Coal Center Road, Bentleyville, PA 15314. Nottingham Township, **Washington County**, ACOE Pittsburgh District.

To operate and maintain the existing bridge (low flow crossing) consisting of three 30-inch diameter culverts in an unnamed tributary to Mingo Creek (HQ-TSF) to provide access to applicants property. The project is located on the south side of Little Mingo Road, approximately 1,400 feet west from the intersection of Little Mingo Road and Beagle Club Road (Hackett, PA Quadrangle N: 16.6 inches; W: 3.1 inches).

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**E37-143, Lawrence County Commissioners**, 430 Court Street, New Castle, PA 16101-3558. Ewing Park Bridge across Connoquenessing Creek, in Ellwood City Borough, **Lawrence County**, ACOE Pittsburgh District (Beaver Falls, PA Quadrangle N: 20.4 inches; W: 3.75 inches).

To remove the existing Ewing Park Bridge and to construct and maintain a Steel Multi-Girder bridge having clear spans of 160 feet, 220 feet, 160 feet and an underclearance of 120 feet on a 90 degree skew across Connoquenessing Creek on Sims Street Ellwood City Borough.

**STORAGE TANKS**

**SITE-SPECIFIC INSTALLATION PERMITS**

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Land Recycling and Waste Management, Division of Storage Tanks, P. O. Box 8763, Harrisburg, PA 17105-8763, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

**The following application has been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C.**

<i>SSIP Application No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
SSIP02003	Peter Swift United States Department of Justice Federal Bureau of Prisons 320 First Street, NW Washington, DC 20534	Wayne County	Canaan Township	2 ASTs—storing Class # Diesel  1 AST—storing gasoline	40,000 gallons total  6,000 gallons

**ACTIONS**

**FINAL ACTIONS TAKEN UNDER THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT—NPDES AND WQM PART II PERMITS INDUSTRIAL WASTE AND SEWERAGE WASTEWATER**

The Department of Environmental Protection has taken the following actions on previously received permit applications and requests for plan approval.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available

in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

**I. Municipal and Industrial Permit Actions under The Clean Streams Law Act (35 P. S. §§ 691.1—691.1001).**

*Southeast Region: Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**NPDES Permit No. PA0056537**, Industrial Waste, **Highway Materials, Inc.**, 680 Morehall Road, Malvern, PA 19355. This proposed facility is located in East Whiteland Township, **Chester County**.

Description of Proposed Action/Activity: Renewal to discharge into an unnamed tributary to Valley Creek.

**NPDES Permit No. PA0053392**, Industrial Waste, **United Parcel Service**, 1 Hog Island Road, Philadelphia, PA 19153-3996. This proposed facility is located in Tincum Township, **Delaware County**.

Description of Proposed Action/Activity: Renewal to discharge into Delaware River.

**NPDES Permit No. PA0057029**, Industrial Waste, **Hewlett Packard Company**, 10,000 East Geddes Avenue Suite 100, Englewood, CO 80112-3664. This proposed facility is located in New Garden Township, **Chester County**.

Description of Proposed Action/Activity: Renewal to discharge into an unnamed tributary to Egypt Run.

**NPDES Permit No. PA0021172 Amendment No. 3**, Sewage, **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976. This proposed facility is located in Doylestown Borough, **Bucks County**.

Description of Proposed Action/Activity: Amend existing permit to install an ultraviolet disinfection facility at the Harvey Avenue sewage treatment plant.

**WQM Permit No. 1587416**, Sewerage, **Longwood Gardens, Inc.**, P. O. Box 501, Kennett Square, PA 19348-0501. This proposed facility is located in East Marlborough Township, **Chester County**.

Description of Proposed Action/Activity: Approval to amend the permit reflecting installation of a tertiary treatment system and to use this high quality treated water for irrigation.

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**NPDES Permit No. PA-0062120**, Industrial Waste, **Pennsylvania-American Water Company**, 20 East Union Street, Wilkes-Barre, PA 18701-1397. This proposed facility is located in South Abington Township, **Lackawanna County**.

Description of Proposed Action/Activity: To renew NPDES Permit to discharge into Leggett's Creek.

**NPDES Permit No. PA-0062634**, Sewage, **AWB Associates**, P. O. Box 388, Lionville, PA 19353. This proposed facility is located in North Manheim Township, **Schuylkill County**.

Description of Proposed Action/Activity: discharge to an unnamed tributary to Mahanoy Creek/Renewal of NPDES Permit.

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.*

**NPDES Permit No. PA0036145**, Sewage, **Franklin County Career & Technology Center**, 2463 Loop Road, Chambersburg, PA 17201. This proposed facility is located in Guilford Township, **Franklin County**.

Description of Proposed Action/Activity: Authorization to discharge to the Conococheague Creek in Watershed 13-C.

**NPDES Permit No. PA0084484**, Sewage, **Salisbury Township, Rosehill Wastewater Treatment Facility**, 5581 Old Philadelphia Pike, Gap, PA 17527. This proposed facility is located in Salisbury Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary to the Pequea Creek.

**NPDES Permit No. PA0085022**, Sewage, **Conoy Township, Falmouth Wastewater Treatment Plant**, 211 Falmouth Road, Bainbridge, PA 17502. This proposed facility is located in Conoy Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary to the Susquehanna River in Watershed 7-G.

**NPDES Permit No. PA0085006**, Sewage, **Conoy Township, Bainbridge Wastewater Treatment Plant**, 211 Falmouth Road, Bainbridge, PA 17502. This proposed facility is located in Conoy Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to Conoy Creek in Watershed 7-G.

**NPDES Permit No. PA0246433**, Sewage, **Broad Top Township, Hess Trailer Park**, Municipal Loop, P. O. Box 57, Defiance, PA 16633-0057. This proposed facility is located in Broad Top Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary of Sherman Valley Run in Watershed 11-D.

**NPDES Permit No. PA0082392**, Sewage, **Derry Township Municipal Authority**, 670 Clearwater Road, Hershey, PA 17033-2453. This proposed facility is located in Londonderry Township, **Dauphin County**.

Description of Proposed Action/Activity: Authorization to discharge to Swatara Creek in Watershed 7-D.

**NPDES Permit No. PA0086894 (Transfer #1)**, Sewage, **Raymond Hoffman, Country View Mobile Home Park**, 842 Dicks Dam Road, New Oxford, PA 17350. This proposed facility is located in Washington Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT of Red Run in Watershed 7-F.

**NPDES Permit No. PA0084697**, Sewage, **Wiconisco Township**, 305 Walnut Street, P. O. Box 370, Wiconisco,

PA 17097. This proposed facility is located in Wiconisco Township, **Dauphin County**.

Description of Proposed Action/Activity: Authorization to discharge to Bear Creek in Watershed 6-C.

**NPDES Permit No. PA0084018**, Sewage, **Stan Custer, Jr., Fishing Creek Estates Homeowners Association c/o Custer Homes, Inc.**, 1309 Laurel Point Circle, Harrisburg, PA 17110. This proposed facility is located in Middle Paxton Township, **Dauphin County**.

Description of Proposed Action/Activity: Authorization to discharge to Fishing Creek in Watershed 7-C.

**WQM Permit No. 0101408**, Sewage, **Conewago Enterprises, Inc.**, P. O. Box 407, Hanover, PA 17331. This proposed facility is located in Mount Pleasant Township, **Adams County**.

Description of Proposed Action/Activity: Authorization for the construction/operation of sewage treatment facilities and land application facilities.

**WQM Permit No. 0501408**, Sewerage, **Broad Top Township**, Municipal Loop, P. O. Box 57, Defiance, PA 16633-0057. This proposed facility is located in Broad Top Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization for the construction/operation of sewage treatment facilities.

**WQM Permit No. 3602405**, Sewerage, **Ephrata Township Sewer Authority**, 265 Akron Road, Ephrata, PA 17522. This proposed facility is located in Ephrata Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization for construction/operation of the Lincoln's Meadow Pump Station.

**NPDES Permit No. PA0081418**, Industrial Waste, **Todd M. Rutter, Rutter's Dairy, Inc.**, 2100 North George Street, York, PA 17404-1898. This proposed facility is located in Manchester Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT Codorus Creek in Watershed 7-H.

**NPDES Permit No. PA0087572**, Industrial Waste, **Williamstown Borough Authority**, Williamstown Water Plant, P. O. Box 32, Williamstown, PA 17098. This proposed facility is located in Williams Township, **Dauphin County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary of Wiconisco Creek in Watershed 6-C.

**WQM Permit No. PA0086711 (transfer)**, Industrial Waste, **Sunoco Partners Marketing & Terminal, L.P.**, 1801 Market Street (10PC), Philadelphia, PA 19103-1699. This proposed facility is located in Hampden Township, **Cumberland County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT Cedar Run in Watershed 7-E.

**NPDES Permit No. PA0246581 and WQM Permit No. 2802201**, CAFO, **Richard Hissong, Mercer Vu Farms, Inc.**, 12352 Karper Road, Mercersburg, PA 17236. This proposed facility is located in Montgomery Township, **Franklin County**.

Description of Proposed Action/Activity: Authorization for construction/operation of a 1,255 AEU Concentrated Animal Feeding Operation and authorization to discharge to Conococheague Creek in Watershed 13-C.

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

**NPDES Permit No. PA0114685**, Sewage, SIC 4952, **Harvest Moon Plaza, Inc.**, 7468 S. Route 220 Highway, Linden, PA 17744. This proposed facility is located in Woodward Township, **Lycoming County**.

Description of Proposed Action/Activity: Renewal of NPDES Permit for STP serving Mifflin Manor.

**NPDES Permit No. PA0209392**, Sewage, SIC 4952, **Richmond Township Municipal Authority**, 563 Valley Road, Mansfield, PA 16933. This proposed facility is located in Richmond Township, **Tioga County**.

Description of Proposed Action/Activity: Municipal wastewater treatment facilities.

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**NPDES Permit No. PA0204889**, Sewage, **Port Authority of Allegheny County**, 345 Sixth Avenue, Third Floor, Pittsburgh, PA 15222-2527 is authorized to discharge from a facility located at Harmar Township, **Allegheny County** to receiving waters named unnamed tributary to Deer Creek.

**NPDES Permit No. PA0218146**, Industrial, **Texas Eastern Transmission, LP**, 5400 Westheimer Court, Houston, TX 77056-5310 is authorized to discharge from a facility located at Armagh Compressor Station, West Wheatfield Township, **Indiana County** to receiving waters named unnamed tributary to East Branch Richards Run.

#### **NPDES STORMWATER INDIVIDUAL PERMITS—(PAS)**

The following NPDES Individual Permits for Discharges of Stormwater Associated with Construction Activities have been issued.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10H094	Old Field Partnership Max Marbain 4075 Market Street Camp Hill, PA 17011	Cumberland County	South Middleton Township	Letort Spring Run HQ-CWF
PAS10O080	Mussers's, Inc. 35 Friendly Drive Quarryville, PA 17566	Lancaster County	East Drumore Township	UNT to Conowingo Creek (HQ)
PAS10O084	Tanglewood Manor, Inc. 2938 Columbia Avenue Lancaster, PA 17603	Lancaster County	East Drumore Township	Conowingo Creek (HQ)
PAS10O072	Tanglewood Manager, Inc. 2938 Columbia Avenue Lancaster, PA 17603	Lancaster County	East Drumore Township	Conowingo Creek (HQ)
PAS10M111	Falling Spring Greenways 8903 Flagstone Circle Randallstown, MD 21133	Franklin County	Guilford Township	Falling Spring Branch (HQ-CWF)
PAS10H053R	Forgedale Associates 643 Forge Road Carlisle, PA 17013	Cumberland County	South Middleton Township	Letort Spring Run (EV-CWF)

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.*

<i>NPDES Permit</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS106112	Seven Springs Farm, Inc. 777 Waterwheel Drive Champion, PA 15622	Somerset County Jefferson Township Middle Creek Township	Allen Creek/HQ-CWF Jones Mill Run/EV
PAS10L026	NWL Company 1001 Lafayette Drive Farmington, PA 15437	Fayette County Wharton Township	Deadman Run/HQ-CWF
PAS10W086	Albert and Scott Biers Washington Road Canonsburg, PA 15317	Washington County North Strabane Township	Little Chartiers Creek HQ-TSF

#### **APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS**

The following parties have submitted: (1) Notices of Intent for Coverage under (1) General NPDES Permits to Discharge Wastewater into the Waters of the Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations. Monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania; (3) General NPDES Permit Authorizing the Discharge of Stormwater Associated with Construction Activities to Waters of the Commonwealth; (4) Notification for First Use Application of Sewage Sludge.

The approval of coverage for land application of sewage sludge or residential septage under these general permits is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. The Department of Environmental Protection approves the following coverage under the specific General Permit.

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

The application and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted.

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#### **List of NPDES and/or Other General Permit Types**

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PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application

PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)

*General Permit Type—PAG-2*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Newtown Township Delaware County	PAR10J238	Bentley Homes, LTD 1595 Park Pike West Chester, PA 19380 and Vaughn and SMS 347 East Conestoga Road Wayne, PA 19087	Darby Creek CWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Luzerne County Dallas Township	PAR10R247	College Misericordia 301 Lake St. Dallas, PA 18612	Toby's Creek CWF	Luzerne County Conservation District (570) 674-7991
Luzerne County Pittston Township	PAR10R252	By Pass Realty 1500 Highway 315 Plains, PA 18705	Mill Creek CWF	Luzerne County Conservation District (570) 674-7991
Ephrata Township Lancaster County	PAR10O523	Reading Road Corp. 529 Stevens Rd. Ephrata, PA 17522	UNT Cocalico Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Earl Township Lancaster County	PAR10O536	Bill Mowbray 57 N. Whisper Lane New Holland, PA 17557	Mill Creek CWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Mount Joy Township Lancaster County	PAR10O547	Mount Joy Township 159 Merts Dr. Elizabethtown, PA 17022	UNT Little Chickies Creek TSF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
East Lampeter Township Lancaster County	PAR10O548	High Assoc. LTD 1835 William Penn Way Lancaster, PA 17605	UNT Conestoga River WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Rapho Township Lancaster County	PAR10O550	Summer Hill Farm Howard Boyd 897-C Mount Joy Rd. Mount Joy, PA 17552	Little Chickies Creek/TSF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Rapho Township Lancaster County	PAR10O553	John D. Kilmer 2113 Kilmer Rd. Manheim, PA 17545	UNT Rife Run WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Lancaster City Lancaster County	PAR10O556	Packaging Corporation of America 1530 Fruitville Pike Lancaster, PA 17601	UNT Little Conestoga Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361

## NOTICES

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<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Robeson Township Berks County	PAR10C408	Robert L. Deeds 1471 Golf Course Road Birdsboro, Pan 19508	Seidel Creek (WWF)	Berks County Conservation District P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Muhlenberg Township Berks County	PAR10C406	Rick Burkey, Partner Erin Partners 506 Morgantown Road Reading, PA 19611	Schuylkill River (WWF)	Berks County Conservation District P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Amity Township Berks County	PAR10C376	Robert J. Razler Heritage Bldg. Group, Inc. 3326 Old York Rd. Suite 100-D Furlong, PA 18925	Manatawny and Monocacy Creeks (WWF/CSF)	Berks County Conservation District P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Muhlenberg Township Berks County	PAR10C404	John Herman DIJO, Inc. 3701 Perkiomen Ave. Reading, PA 19606	Schuylkill River (WWF)	Berks County Conservation District P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Shippensburg Township Cumberland County	PAR10H287	Shippensburg University Foundation Lloyd Trinklein 1871 Old Main Drive Shippensburg, PA 17257	Burd Run	Cumberland County Conservation District 43 Brookwood Avenue Suite 4 Carlisle, PA 17013
Upper Allen Township Cumberland County	PAR10H285	Alex Ororbia Weis Markets, Inc. 1000 Second Street Sunbury, PA 17801	Yellow Breeches Creek (CWF)	Cumberland County Conservation District 43 Brookwood Avenue Suite 4 Carlisle, PA 17013
Lower Allen Township Cumberland County	PAR10H282	Christian Life Assembly Church 2645 Lisburn Road Camp Hill, PA 17011	Cedar Run (CWF)	Cumberland County Conservation District 43 Brookwood Avenue Suite 4 Carlisle, PA 17013
Shippensburg Borough Cumberland County	PAR10H284	American Legion Post 223 8200 Newburg Road Newburg, PA 17240	Middle Spring Sykeman Spring (CWF)	Cumberland County Conservation District 43 Brookwood Avenue Suite 4 Carlisle, PA 17013
Swatara Township Dauphin County	PAR10I285	Summit View South Highland Ridge McNaughton Company 4400 Deerpath Rd., Suite 201 Harrisburg, PA 17111	Swatara Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Derry Township Dauphin County	PAR10I294	Hershey Food Corp. 19 E. Chocolate Avenue Hershey, PA 17033 and SUITT Construction Co. 2300 Rexwoods Drive Suite 100 Raleigh, NC 27602	Spring Creek East (WWF) Swatara Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100



<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Susquehanna Township Dauphin County	PAR10I1891	Latchmere Hills McNaughton Company 4400 Deerpath Road Suite 201 Harrisburg, PA 17110	Spring Creek (CWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Northumberland County Riverside Borough	PAR104947	Merck & Co. Inc. East Entrance Renovations P. O. Box 0600 Danville, PA 17821	Susquehanna River WWF	Northumberland County Conservation District R. R. 3, Box 238C Sunbury, PA 17801 (570) 286-7114 Ext. 4
Allegheny County Springdale Township	PAR10A3972	Allegheny Energy Supply Company LLC 4350 Northern Pike Monroeville, PA 15146	Allegheny River WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Ohio Township Kilbuck Township	PAR10A552	Ohio Township Sanitary Authority 1719 Roosevelt Road Pittsburgh, PA 15237	Lowries Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County South Park Township	PAR10A558	Wadwell Group 122 Cedar Lane McMurray, PA 15137	Lick Run TSF	Allegheny County Conservation District (412) 241-7645
Allegheny County Collier Township	PAR10A554	M&M Diversified 110 South Main Street Pittsburgh, PA 15220	Thoms Run TSF	Allegheny County Conservation District (412) 241-7645
Beaver County Center Township	PAR1002542	Herbert Besendorfer Ardex, Inc. 400 Ardex Park Drive Aliquippa, PA 15001	Raccoon Creek WWF	Beaver County Conservation District (724) 774-7090
Beaver County Center Township	PAR100294	Sam and Eli Rebich R. D. 2, Box 74 Aliquippa, PA 15001	Alcorn Run WWF	Beaver County Conservation District (724) 774-7090
Washington County Smith Township	PAR10W203	Guida Land Development 1229 Pennsylvania Ave. Weirton, WV 26062	Raccoon Creek WWF	Washington County Conservation District (724) 228-6774
Lawrence County City of New Castle	PAR103749	Marie Pisano New Castle School District 420 Fern Street New Castle, PA 16101	Neshannock Creek TSF	Lawrence County Conservation District (724) 652-4512
Mercer County Hempfield Township	PAR104374	James Adzima Mystic Landing, LP 7013 Atlantic Lake Road Hartstown, PA 16131	Mathay Run WWF	Mercer County Conservation District (724) 662-2242
Mercer County Hempfield Township	PAR104375	Gordon K. Greenlee Greenlee Enterprises 508 Methodist Road Greenville, PA 16125	Saul Run WWF Mathay Run WWF	Mercer County Conservation District (724) 662-2242
<i>General Permit Type—PAG-3</i>				
<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
York County Conewago Township	PAR803653	American Freightways P. O. Box 840 Harrison, AR 72601	Conewago Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Spring Garden Town- ship	PAR143522	Yorktowne Paperboard Corp. P. O. Box 2426 York, PA 17405	Mill Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

NOTICES

2019

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Bradford Township Clearfield County	PAR214817	Glen-Gery Corporation Bigler Plant P. O. Box 338 Bigler, PA 16825	Roaring Run CWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3666
Upper Fairfield Township Lycoming County	PAR224825	Lauchle Lumber 1119 Clarence Fry Rd. Montoursville, PA 17754	UNT to Mill Creek TSF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3666
Milton Borough Northumberland County	PAR804838	New Penn Motor Express, Inc. Milton Terminal 130 Sodom Road Milton, PA 17847	UNT to West Branch Susquehanna River WWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3666

*General Permit Type—PAG-4*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Locust Township Columbia County	PAG044944	Bruce T. Bittner 131 Picnic Grove Road Catawissa, PA 17820	Unnamed tributary to Lick Run CWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3666
Sharon Township Potter County	PAG044948	James Salada R. D. 2, Box 50 Shinglehouse, PA 16748	Unnamed tributary to Horse Run CWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Plum Borough Allegheny County	PAG046252	John Louis Cosentino 3827 Sardis Road Pittsburgh, PA 15239	UNT to Little Plum Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-5*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
McCandless Town- ship Allegheny County	PAG056172	Sunoco Inc. 5733 Butler Street Pittsburgh, PA 15201	UNT to Little Pine Creek	Southwest Regional Of- fice Water Management Pro- gram Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
North Beaver Township Lawrence County	PAG058343	J. J. Kennedy Petroleum Products P. O. Box 159 Petersburg, OH 44544-0159	Unnamed tributary to Hickory Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of Butler Butler County	PAG058342	Agway Energy Products, Inc. P. O. Box 4852 Syracuse, NY 13221	Connoquenessing Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-10*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Perry County Jackson Township (Perulack Pipe Line)	PAG103513	Texas Eastern Transmission Corp. 5400 Westheimer Court Houston, TX 77056	UNT Shermans Creek/ 7-A /HQ-CWF and UNT Horse Valley Run/12-B/HQ-CWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Berks County Pike Township (Bernville Pipe Line)			Pine Creek/3-D/CWF and UNT to West Branch Perkiomen Creek/3-E/CWF	

**PUBLIC WATER SUPPLY PERMITS**

The Department of Environmental Protection has taken the following actions on applications received under the Safe Drinking Water Act for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

**SAFE DRINKING WATER****Actions taken under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).**

*Southeast Region: Water Supply Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Operations Permit** issued to **Nottingham Towers Apartments**, 1150213 East Nottingham Township, **Chester County** on April 8, 2002, for the operation of facilities approved under Construction Permit #1500507.

**Permit No. 0902501, Minor Amendment.** Public Water Supply.

Applicant	<b>Borough of Doylestown</b> 57 W. Court Street Doylestown, PA 18901
Borough	Doylestown
County	<b>Bucks</b>
Type of Facility	PWS
Consulting Engineer	CKS Engineers, Inc. 88 S. Main Street Doylestown, PA 18901
Permit to Construct Issued	April 9, 2002

*Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Permit No. 7220045, Minor Amendment,** Public Water Supply.

Applicant	<b>Borough of Royalton</b>
Municipality	Royalton Borough
County	<b>Dauphin</b>
Type of Facility	Operation of the distribution system improvement in the 2nd Ward.
Consulting Engineer	Robert E. Shaffer, P.E. Gannett Fleming, Inc. P. O. Box 67100 Harrisburg, PA 17106-7100
Permit to Operate Issued	March 27, 2002

**Permit No. 2200508 MA, Minor Amendment,** Public Water Supply.

Applicant **Gratz Borough Water Authority**  
 Municipality Gratz Borough  
 County **Dauphin**  
 Type of Facility Operation of a soda ash chemical feed system for pH/alkalinity adjustment for LCR corrosion control treatment.

(Borough or Township) Union Township  
 County **Washington**  
 Type of Facility Tank  
 Permit to Construct Issued April 5, 2002

**SEWAGE FACILITIES ACT PLAN APPROVAL**

**Plan Approvals Granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20a).**

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Bratton Township	140 Mountain Lane McVeytown, PA 17051	Mifflin

Plan Description: The plan proposes revisions to the township's April 1995 Act 537 Plan that was approved on March 7, 1997. The approved plan provides for the construction of a sanitary sewer force main and pump station to convey sewage flow from the Mattawana subsection to the proposed Longfellow wastewater treatment facility. This constitutes a change from the 1995 plan that proposed to convey sewage flow from Mattawana to McVeytown for treatment. The plan also provides for a revised location for the Longfellow facility from that which was proposed in the 1995 plan and revised cost estimates, user rates and implementation schedule. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Monaghan Township	202 South York Road York, PA 17019	York

Plan Description: The approved plan provides for the adoption and implementation of an onlot sewage disposal system management ordinance, a holding tank ordinance, a small-flow treatment facility ordinance and a well drillers ordinance. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Bell Acres Borough	1153 Camp Meeting Road Sewickley, PA 15143	Allegheny

Plan Description: The approved plan provides for the installation of a single residence sewage treatment plant at 108 Hamilton Road, Sewickley, PA 15143 to resolve an existing onlot malfunction. The proposed discharge will be to a Township storm sewer inlet located along Bower Drive which discharges to a tributary of Little Sewickley

Consulting Engineer Max E. Stoner, P.E.  
 Glace Associates, Inc.  
 3705 Trindle Rd.  
 Camp Hill, PA 17011

Permit to Operate Issued March 12, 2002

**Permit No. 0502501 MA, Public Water Supply.**

Applicant **Evitts Creek Water Company City of Cumberland, MD**  
 Municipality Cumberland Valley Township  
 County **Bedford**  
 Type of Facility Installation of a belt filter press and the conversion of the existing Krofta DAF units into sludge holding/thickening tanks.

Consulting Engineer Steven H. Greenberg, P. E.  
 KLH Engineers Inc.  
 5173 Campbells Run Road  
 Pittsburgh, PA 15205

Permit to Construct Issued March 26, 2002

*Northcentral Region: Water Supply Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

**Permit No. 0801502, Public Water Supply.**

Applicant **New Albany Borough**  
 P. O. Box 67  
 New Albany, PA 18833  
 Township Albany Township  
 County **Bradford**  
 PWSID 2080010  
 Type of Facility PWS—approval to operate Well #2 with sodium hypochlorite disinfection and polyphosphate sequestration

Permit to Operate Issued April 9, 2002

*Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**Operations Permit issued to Harrison Township Water Authority, 1705 Rear Freeport Road, Natrona Heights, PA 15065, PWSID 5020108, Harrison Township, Allegheny County on April 5, 2002, for the operation of facilities approved under Construction Permit 0201506.**

**Permit No. 6302501, Minor Amendment. Public Water Supply.**

Applicant **Pennsylvania American Water Company**  
 800 West Hersheypark Drive  
 Hershey, PA 17033

Creek. Little Sewickley Creek is designated in 25 Pa. Code Chapter 93 as a high quality watershed, therefore, social and economic justification has been provided. Any required NPDES permits or WQM permits must be obtained in the name of the municipality or property owner as appropriate. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

### PREAMBLE 2

**The following final reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).**

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site where one of the Act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected.

For further information concerning the final report, contact the Environmental Cleanup Program Manager in the Department Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following final reports:

*Southeast Region: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Holland Village Shopping Center—Holland Custom Cleaners**, Northampton Township, **Bucks County**. Alan R. Hirschfeld, Eastern, PA Environmental Consulting, Inc., 219 Lauren Rd., Schwenksville, PA 19473, on behalf of Realty Executives, 183 Bustleton Pk., Feasterville, PA, has submitted a Final Report concerning remediation of site groundwater contaminated with solvents. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Ashland Chemical (Formerly American National Can)**, Falls Township, **Bucks County**. Brian I. Fitzpatrick, P.G., Harding ESE, 5205 Militia Hill Rd., Plymouth Meeting, PA 19462, has submitted a combined Remedial Investigation/Final Report concerning remediation of site groundwater contaminated with solvents. The report is intended to document remediation of the site to meet Site-Specific Standards.

**Former PPG Industries, Inc. and BASF Corp.**, Facility, Folcroft Borough, **Delaware County**. Russell D. Devan, P.G., Environmental Resources Management, Inc., 855 Springdale Dr., Exton, PA 19341, on behalf of Jarden Investments, LP, 1830 Columbia Ave., Folcroft, PA, has submitted a combined Remedial Investigation/Risk Assessment/Final Report concerning remediation of site soil and groundwater contaminated with lead, heavy metals, BTEX, solvents and pesticides. The report is intended to document remediation of the site to meet Statewide Health and Site-Specific Standards.

**Former Mock Dump Site**, Concord Township, **Delaware County**. J. Mark Chamberlain, P.G., 2067 Chestnut St., Nesco, NJ 08037, on behalf of Freehand H.J., Inc., 111 Hayesville Rd., Oxford, PA 19363, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with PCBs, lead, heavy metals, BTEX, PHCs, PAHs, solvents and pesticides. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Liquor Control Board Warehouse/Distribution Center**, City of Philadelphia, **Philadelphia County**. Daniel Richard, Quad Three Group, Inc., 116 N. Washington Ave., Scranton, PA 18503, on behalf of the Liquor Control Board, Northwest Office Building, Harrisburg, PA 17124, has submitted a Final Report concerning remediation of site soil contaminated with lead. The report is intended to document remediation of the site to meet the Statewide Health Standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

### PREAMBLE 3

**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).**

Provisions of 25 Pa. Code § 250.8, Administration of the Land Recycling and Environmental Remediation Standards Act (Act) requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the Act. Plans and reports required by provisions of the Act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. A cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the

cleanup standard selected. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the Environmental Cleanup Program Manager in the Department Regional Office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following final reports:

*Southeast Region: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**New Council Rock High School**, Northampton Township, **Bucks County**. Jeffrey K. Walsh, P.G., Gilmore & Associates, Inc., 184 W. Main St., Trappe, PA 19426, on behalf of The Council Rock School District, Robert McAuliffe, P.E., Business Mgr., 301 Twining Ford Rd., Richboro, PA 18954, has submitted a Final Report concerning the remediation of site groundwater contaminated with lead, BTEX and petroleum hydrocarbons. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 29, 2002.

**Richard Valerio Property**, East Coventry Township, **Chester County**. Robert Carey, Lewis Environmental Group, P. O. Box 639, Royersford, PA 19468, on behalf of Richard Valerio, 1894 Old Schuylkill Rd., Spring City, PA 19475, has submitted a Final Report concerning remediation of site soil contaminated with lead. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 14, 2002.

**Olympic Motors Used Car Lot**, Ridley Township, **Delaware County**. Robert F. Murphy, RFM Environmental Consultants, 287 Peel Rd., Langhorne, PA 19047, on behalf of Lexis Lax, 1201 MacDade Blvd., Folsom, PA 19033 has submitted a Final Report concerning remediation of site soil contaminated with lead and BTEX. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 18, 2002.

**Dennis Fish, Landscape and Design Contractor**, Lower Salford Township, **Montgomery County**. Douglas G. Beaver, P.G., Rare Earth Environments, Inc., 501 Old Skippack Rd., P. O. Box 445, Lederach, PA 19450, on behalf of Dennis Fish, 501 Old Skippack Rd., Lederach, PA 19450, has submitted a Final Report concerning remediation of site soil contaminated with lead, BTEX and PAHs. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 21, 2002.

**Liberty Homes, Philadelphia, Inc.**, City of Philadelphia, **Philadelphia County**. Rodd W. Bender, Manko, Gold & Katcher, LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, on behalf of Liberty Homes Philadelphia, Inc., One Reed St., Philadelphia, PA 19147, has submitted a Baseline Remedial Investigation Work Plan concerning proposed remediation of site soil contaminated with lead, heavy metals, BTEX, PAHs, MTBE and pentachlorophenol; and site groundwater contaminated with lead, heavy metals and solvents. The site will be

remediated to Special Industrial Area requirements. The Work Plan was approved by the Department on March 28, 2002.

**Action Manufacturing Company**, City of Philadelphia, **Philadelphia County**. Gloria G. Hunsberger, P.G., Powell-Harpstead, Inc., 800 E. Washington St., West Chester, PA 19380, on behalf of Action Manufacturing Co., 500 Bailey Crossroads, Atglen, PA 19319, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX and PAHs. The report demonstrated attainment of Statewide Health and Background Standards and was approved by the Department on March 13, 2002.

**Boulevard Plaza**, City of Philadelphia, **Philadelphia County**. David J. Russell, P.E., Earth Tech, Four Neshaminy Interplex, Suite 300, Trevoise, PA 19053, on behalf of Lebanon Pad, L.P., 442 Park Ave., Suite 302, New York, NY 10016, has submitted a Remedial Investigation Report/Risk Assessment Report and Cleanup Plan concerning remediation of site soil contaminated with lead; and groundwater contaminated with lead and solvents. The combined report was incomplete and disapproved by the Department on March 20, 2002.

*Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701.*

**PPL Gas Utilities Corp. Blossburg—Canton Check B-9**, Blossburg Borough, **Tioga County**. North Penn Gas Company, 2 North 9th Street, Allentown, PA 18101 has submitted a Final Report concerning site soil contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 26, 2002.

**PPL Gas Utilities Corp. E. W. Close Well—TW204**, Farmington Township, **Tioga County**. North Penn Gas Company, 2 North 9th Street, Allentown, PA 18101 has submitted a Final Report concerning site soil contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 26, 2002.

**PPL Gas Utilities Corp. Penelec Sales B-5**, Covington Township, **Tioga County**. North Penn Gas Company, 2 North 9th Street, Allentown, PA 18101 has submitted a Final Report concerning site soil contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 26, 2002.

**PPL Gas Utilities Corp. Mansfield Check M-9**, Mansfield Borough, **Tioga County**. North Penn Gas Company, 2 North 9th Street, Allentown, PA 18101 has submitted a Final Report concerning site soil contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 26, 2002.

*Northwest Region: Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**Caparo Steel Company (Former Boilerhouse Fuel Storage Areas (AOC-9))**, 15 Roemer Blvd., City of Farrell, Mercer County, Paul Wojciak, P.E. of Environmental Management Services, Suite 23, 10925 Perry Highway, Wexford, PA 15090 (on behalf of Caparo Steel Company) has submitted a Final Report concerning the remediation of Former Boilerhouse Fuel Storage Areas (AOC-9) contaminated with Lead, Heavy Metals, BTEX, PHCs and PAHs. The Final Report was approved. Final report demonstrated attainment of the standards and was approved by the Department on April 4, 2002.

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**HAZARDOUS WASTE TRANSPORTER LICENSE**


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**Hazardous Waste Transporter License, actions taken under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.**


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*Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471*

*Hazardous Waste Transporter License Expired*

**Environmental Specialists, Inc.**, 243 Marshall Road, McDonald, OH 44437. License No. **PA-AH 0587**. Effective March 31, 2002.

**US Liquids of Pennsylvania, Inc. d/b/a US Liquids**, 199 Clyde Street, Ellwood City, PA 16117. License No. **PA-AH 0651**. Effective March 31, 2002.

**Smith Systems Transportation, Inc.**, P. O. Box 2455, Scottsbluff, NE 69363-2455. License No. **PA-AH 0654**. Effective March 31, 2002.

**M.P. Environmental Services, Inc.**, 3400 Manor Street, Bakersfield, CA 93308. License No. **PA-AH 0585**. Effective March 31, 2002.

**Kuhnle Brothers, Inc.**, 14905 Cross Creek Drive, P. O. Box 375, Newbury, OH 44065. License No. **PA-AH 0655**. Effective March 31, 2002.

**Barbish Environmental Services Technology, Inc. d/b/a B.E.S.T.**, Route 22 East, P. O. Box 515, New Alexandria, PA 15670. License No. **PA-AH 0513**. Effective March 31, 2002.

**C. J. Langenfelder & Son, Inc.**, 8427 Pulaski Highway, P. O. Box 9606, Baltimore, MD 21237. License No. **PA-AH 0405**. Effective March 31, 2002.

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**INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE**


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**Actions on applications for Infectious and Chemotherapeutic Waste Transporter License received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations to transport infectious and chemotherapeutic waste.**


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*Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.*

*Infectious and Chemotherapeutic Waste Transporter License Issued*

**The Cardinal Group, Inc.**, P. O. Box 542, Boyertown, PA 19512. License No. **PA-HC 0213**. Effective April 2002.

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**OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE**


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**Permit Revoked under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**


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*Southeast Region: Regional Solid Waste Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Permit No. 400627. Jennersville Regional Hospital**, 1015 West Baltimore Pike, West Grove, PA 19390. Permit revocation requested for a closed hospital waste incinerator, formerly known as Southern Chester County Medical Center, located in Penn Township, **Chester County**. Upon revocation action becoming final, the bond for the waste permit will be released. The permit was revoked by the Southeast Regional Office on April 9, 2002.

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**AIR QUALITY**


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**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**


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*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Ronald Davis, New Source Review Chief, (717) 705-4702*

**GP1-21-03056: Carlisle Regional Medical Center** (246 Parker Street, Carlisle, PA 17013-3618) on April 1, 2002, was authorized to operate two small gas and No. 2 oil fired combustion units under GP1 in Carlisle Borough, **Cumberland County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Devendra Verma, New Source Review Chief, (814) 332-6940*

**42-199: IA Construction—Wayne Quarry** (Route 44, Shinglehouse, PA 16748) on March 31, 2002, for operation of a portable mineral processing plant in Ceres Township, **McKean County**.

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**Plan Approvals Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**


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*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Thomas McGinley, New Source Review Chief, (610) 832-6242*

**23-0006D: Foamex LP** (1500 East Second Street, Eddystone, PA 19022) on April 3, 2002, for operation of a thermal reticulater in Eddystone Borough, **Delaware County**.

**23-0006D: Foamex LP** (1500 East Second Street, Eddystone, PA 19022) on April 8, 2002, for operation of a thermal reticulater in Eddystone Borough, **Delaware County**.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790; Contact: James Parette, New Source Review Chief, (570) 826-2531.*

**40-303-013A: Barletta Materials and Construction Inc.** (East Broad Street, P. O. Box 550, Tamaqua, PA 18252) on March 12, 2002, for modification of a batch asphalt plant and associated air cleaning device along Route 924 in Hazle Township, **Luzerne County**.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: David Aldenderfer, Program Manager, (570) 327-3637.*

**18-00005B: Dominion Transmission Corp.** (625 Liberty Avenue, Pittsburgh, PA 15222) on March 1, 2002, for

installation of air cleaning devices (electronic fuel injection systems) on two 1,100 horsepower natural gas-fired reciprocating internal combustion compressor engines (Engines 1 and 2) at the Finnefrock Compressor Station in Leidy Township, **Clinton County**.

**12-399-017: Pennsylvania Sintered Metals, Inc. d/b/a BrownCo Powder Products** (P. O. Box 308, Emporium, PA 15834) on March 5, 2002, for construction of a powdered metal parts sintering furnace and associated air cleaning device (an in-stack afterburner) in Emporium Borough, **Cameron County**.

**17-309-024: Mt. Savage Specialty Refractories Co.** (P. O. Box 60, Curwensville, PA 16833) on March 5, 2002, for reactivation of a refractories manufacturing facility and associated air cleaning devices (nine fabric collectors and an Entoleter scrubber) in Pike Township, **Clearfield County**.

**49-00001A: Mt. Carmel Cogeneration, Inc.** (Marion Heights Road, Marion Heights, PA 17832) on March 5, 2002, for construction of an anthracite culm processing plant and associated air cleaning devices (eight fabric collectors) in Mt. Carmel Township, **Northumberland County**. The culm processing plant will be subject to Subpart Y of the Federal Standards of Performance for New Stationary Sources.

**55-00001A: Sunbury Generation, LLC** (1088 Springhurst Drive, Green Bay, WI 54304) on March 14, 2002, for installation of air cleaning devices (low NOx retrofits consisting of low NOx burners, over-fire air and boundary air) on four 38 megawatt anthracite coal arch-fired electric utility boilers (Units 1A, 1B, 2A and 2B) in Shamokin Dam Borough, **Snyder County**.

**53-329-011: Tennessee Gas Pipeline Co.** (9 Greenway Plaza, 1626B Huston, TX 77046) on March 29, 2002, for construction of a natural gas booster station incorporating two 2,365 horsepower natural gas-fired reciprocating internal combustion compressor engines and a 250 horsepower natural gas-fired reciprocating internal combustion engine/generator in Genesse Township, **Potter County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; Contact: William Charlton, New Source Review Chief, (412) 442-4174.*

**32-348A: DLR Mining, Inc.** (R. D. Box 3, Box 115-A, Indiana, PA 15701) on March 27, 2002, for installation of a coal crushing, cleaning, storage facility at Nolo Deep Mine in Buffington Township, **Indiana County**.

**63-00650A: Goldschmidt Industrial Chemical Corp.** (941 Robinson Highway, McDonald, PA 15057) on March 27, 2002, for installation of a 6,000 gallon reactor at the McDonald Plant in Robinson Township, **Washington County**.

**26-00537A: Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) on March 27, 2002, for installation of a portable crusher at Knopsnider Mine in Saltlick Township, **Fayette County**.

**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Thomas McGinley, New Source Review Chief, (610) 832-6242.*

**46-0210: Cellco Partnership d/b/a Verizon** (5175 Campus Drive, Plymouth Meeting, PA 19462) on April 3, 2002, for operation of a 600 kW diesel generator in Whitmarsh Township, **Montgomery County**.

**46-0169A: H and N Packaging, Inc.** (92 County Line Road, Colmar, PA 18915) on April 3, 2002, for operation of an ink room in Hatfield Township, **Montgomery County**.

**15-0085A: Lincoln University** (1570 Baltimore Pike, Lincoln University, PA 19352) on April 8, 2002, for operation of two boilers in Lower Oxford Township, **Chester County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Ronald Davis, New Source Review Chief, (717) 705-4702.*

**36-310-013E: Compass Quarries, Inc.** (47 McIlvaine Road, Paradise, PA 17562) on March 30, 2002, for modification of an existing stone crushing plant at the Paradise Quarry facility in Paradise Township, **Lancaster County**. This source is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants. This plan approval was extended.

**36-310-023F: Compass Quarries, Inc.** (47 McIlvaine Road, Paradise, PA 17562) on March 30, 2002, for modification of an existing agricultural limestone pulverizing plant at the Paradise Quarry facility in Paradise Township, **Lancaster County**. This source is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants. This plan approval was extended.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: David Aldenderfer, Program Manager, (570) 327-3637*

**18-00011A: Croda, Inc.** (P. O. Box 178, Mill Hall, PA 17751) on March 14, 2002, to extend authorization to operate 15 VOC-containing storage tanks on a temporary basis until July 12, 2002, in Bald Eagle Township, **Clinton County**.

**55-302-005B: Wood-Mode, Inc.** (1 Second Street, Creamer, PA 17833) on March 21, 2002, to extend authorization to operate a 10.2 million Btu per hour wood waste-fired boiler (Boiler 1) and associated air cleaning devices (two multiclones in series) on a temporary basis until July 19, 2002, in Middlecreek Township, **Snyder County**.

**55-302-005C: Wood-Mode, Inc.** (1 Second Street, Creamer, PA 17833) on March 21, 2002, to extend authorization to operate a 32 million Btu per hour wood waste-fired boiler (Boiler 3) and associated air cleaning devices (two multiclones in series) on a temporary basis July 19, 2002, in Middlecreek Township, **Snyder County**.

**49-0013A: Sunbury Property, LLC, owner and Knight—Celotex, LLC, operator** (P. O. Box 267, Sunbury, PA 17801) on March 14, 2002, to extend authorization to operate a fiberboard dryer and associated air cleaning device (a regenerative thermal oxidizer) on a temporary basis until July 12, 2002, in the City of Sunbury, **Northumberland County**.

**08-318-027: Mill's Pride—Pennsylvania** (100 Lamoka Road, Sayre, PA 18840) on March 25, 2002, to extend authorization to operate a wood kitchen cabinet finishing line and associated air cleaning device (a thermal oxidizer), two wood-fired boilers and associated air cleaning devices (two dual stage mechanical collection



systems), various pieces of woodworking equipment and associated air cleaning devices (fabric collectors) and various other pieces of equipment on a temporary basis until July 23, 2002, in Athens Township, **Bradford County**.

**08-318-027A: Mill's Pride—Pennsylvania** (100 Lamoka Road, Sayre, PA 18840) on March 25, 2002, to extend authorization to operate a wood kitchen cabinet glazing line, the air contaminant emissions from which are controlled by a regenerative thermal oxidizer, on a temporary basis until July 23, 2002, in Athens Township, **Bradford County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; Contact: William Charlton, New Source Review Chief, (412) 442-4174.*

**65-302-071: Koppers Industries, Inc.** (436 Seventh Avenue, Pittsburgh, PA 15219) on April 2, 2002, for two boilers at the Monessen Coke Plant in Monessen, **Westmoreland County**. This plan approval was extended.

**04-700A: Mansell Industrial Services** (1755 Pennsylvania Avenue, Monaca, PA 15061) on April 2, 2002, for a rotary kiln dryer at the Industry Plant in Industry Borough, **Beaver County**. This plan approval was extended.

**65-817A: Hanson Aggregates PMA, Inc.** (400 Industrial Boulevard, New Kensington, PA 15068) on April 2, 2002, for a recycled asphalt pavement plant in Lower Burrell City, **Westmoreland County**. This plan approval was extended.

**26-00288D: Better Materials Corporation** (P. O. Box 187, Berkeley Springs, WV 25411) on April 2, 2002, for an asphalt plant in Connellsville Township, **Fayette County**. This plan approval was extended.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Devendra Verma, New Source Review Chief, (814) 332-6940.*

**10-285B: Waste Management Disposal Services of PA, Inc.—Northwest Sanitary Landfill** (1436 West Sunbury Road, West Sunbury, PA 16061) on March 30, 2002, for a flare system in Clay Township, **Butler County**.

**20-040C: Advanced Cast Products, Inc.** (18700 Mill Street, Meadville, PA 16335) on March 30, 2002, for an induction holding furnace in Vernon Township, **Crawford County**.

**25-0648A: NEPA Energy LP** (1095 Ackerman Road, North East, PA 16428) on March 31, 2002, for a boiler and low NOx burners in North East, **Erie County**.

**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.**

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.*

**01-03016: Dal-Tile Corp.** (211 North Fourth Street, Gettysburg, PA 17325) on April 1, 2002, for operation of its ceramic floor and wall tile products facility in Straban Township, **Adams County**.

**21-05039: Land O'Lakes, Inc.** (405 Park Drive, Carlisle, PA 17013) on April 4, 2002, for operation of the Carlisle milk drying and packaging plant in South Middleton Township, **Cumberland County**.

**29-03007: Mellott Wood Preserving Co., Inc.** (P. O. Box 209, Needmore, PA 17238-0209) on April 2, 2002, for operation of a wood treatment facility in Belfast Township, **Fulton County**.

**34-05003: Tedd Wood, Inc.** (P. O. Box 187, Thompsettown, PA 17094) on April 5, 2002, for operation of a wood cabinet manufacturing facility in Delaware Township, **Juniata County**.

**67-03063: Advanced Recycling Technology, Inc.** (340 South Broad Street, Hallam, PA 17406) on April 2, 2002, for operation of an industrial dryer controlled by a wet scrubber in Hallam Borough, **York County**.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: David Aldenderfer, Program Manager, (570) 327-3637.*

**14-309-044: Gensimore Trucking, Inc.** (P. O. Box 5210, Bellefonte, PA 16823) on March 5, 2002, for operation of a bulk cement blending facility and associated air cleaning devices (two fabric collectors) in Spring Township, **Centre County**.

**59-301-020: Jacquelyn A. Buckheit Funeral Chapel, Crematory and Monuments, P.C.** (637 South Main Street, Mansfield, PA 16933) on March 12, 2002, for operation of a crematory incinerator in Richmond Township, **Tioga County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.*

**25-00891: Corry Contract, Inc.** (21 Maple Avenue, Corry, PA 16407) on March 26, 2002, for a Synthetic Minor Operating Permit in Corry, **Erie County**.

**37-00185: Universal Refractories, Inc.** (915 Clyde Street, Wampum, PA 16157) on March 28, 2002, for a Natural Minor Operating Permit for a refractory manufacturing facility and a magnesium oxide processing line in Wampum Borough, **Lawrence County**.

*Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104; Contact: Edward Braun, Chief, (215) 685-9476.*

**97-007: I.C.S. Corp.** (2225 Richmond Street, Philadelphia, PA 19125) on April 9, 2002, for a printing and mailing facility in the City of Philadelphia, **Philadelphia County**. The natural minor facility's air emission sources include three nonheatset web offset lithographic printing presses.

**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: David Aldenderfer, Program Manager, (570) 327-3637.*

**14-313-039: Rutgers Organics Corp.** (201 Struble Road, State College, PA 16801-7499) on April 3, 2002, to authorize minor equipment changes and the addition of acidic waste neutralization and xylene wash steps to a chemical process (Product 9001) in College Township, **Centre County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.*

**33-00033: Owens Brockway Glass Container, Inc.—Plant 18** (Cherry Street, Brockway, PA 15824) for a minor operating permit modification of Title V Operating Permit No. 33-00033 at the glass plant in Brockway Borough, **Jefferson County**. The minor operating permit modification was performed to incorporate a number of changes in equipment configurations at the facility into the permit. The facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments due to the facility's potential to emit Carbon Monoxide and Nitrogen Oxides. The facility is therefore subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G.

**24-00009: Willamette Industries, Inc.** (100 Center Street, Johnsonburg, PA 15845) administratively amended their Title V Operating Permit to include conditions from Plan Approval 24-315-007A for an alternate operating scenario for venting of the NCGs to the lime kiln at its Johnsonburg Mill in Johnsonburg Borough, **Mercer County**. The Title V Operating Permit was originally issued on September 5, 2000, and amended on November 2, 2000.

**37-00013: Cemex, Inc.** (2001 Portland Park, Wampum, PA 16157) administratively amended their Title V Operating Permit to incorporate the newly applicable requirements from Plan Approvals 37-0013C and 37-0013D for their facility in Wampum Borough, **Lawrence County**.

## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21).** The final action on each application also constitutes action on the request for 401 Water Quality Certification and the NPDES permit application. Mining activity permits issued in response to the applications will also address the application permitting requirements of the following statutes; the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

### Coal Permits Actions

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**26910107 and NPDES Permit No. PA0592170. Theodore R. Genovese II Coal Co.** (Box 360, Chalk Hill, PA 15421). Permit renewal issued for continued reclamation only of a bituminous surface/auger-mining site located in German Township, **Fayette County**, affecting 89.3 acres. Receiving streams: unnamed tributary to Dunlap Creek. Application received January 2, 2002. Renewal issued April 2, 2002.

**26920105 and NPDES Permit No. PA0203483. Twilight Industries, Division of U.S. Natural Resources, Inc.** (212 State Street, Belle Vernon, PA 15012). Permit renewal issued for continued reclamation only of a bitu-

minous surface mining site located in Jefferson Township, **Fayette County**, affecting 157.0 acres. Receiving streams: unnamed tributaries to Washington Run and unnamed tributaries to Little Redstone Creek. Application received January 15, 2002. Renewal issued April 3, 2002.

**03010105 and NPDES Permit No. PA0250007. Black Ridge Associates, Inc.** (R. D. 7, Box 375B, Kittanning, PA 16201). Application for commencement, operation and reclamation bituminous surface mine located in Sugarcreek Township, **Armstrong County**, proposed to affect 217.2 acres is hereby cancelled. Receiving streams: unnamed tributaries to Buffalo Creek and Patterson Creek. Application received August 13, 2001. Application cancelled: April 4, 2002.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.*

**56823143 and NPDES Permit No. PA0605841. Croner, Inc.,** P. O. Box 260, Friedens, PA 15541. Permit renewal for continued operation of a bituminous surface mine and for existing discharge of treated mine drainage in Quemahoning Township, **Somerset County**, affecting 202.0 acres. Receiving streams: unnamed tributaries to Beaverdam Creek and Beaverdam Creek classified for the following uses: HQ-CWF. The first downstream potable water supply intake from the point of discharge is Cambria-Somerset Water Authority—Border Dam. Application received January 18, 2002. Permit issued April 2, 2002.

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.*

**33010104 and NPDES Permit No. PA0241997. McKay Coal Company, Inc.** (R. D. 2, Box 35C, Templeton, PA 16259) Commencement, operation and restoration of a bituminous strip operation in Clover Township, **Jefferson County** affecting 29.5 acres. Receiving streams: unnamed tributary to Runaway Run. Application received October 16, 2001. Permit Issued April 1, 2002.

**1554-33010104-E-1. McKay Coal Company, Inc.** (R. D. 2, Box 35C, Templeton, PA 16259) Application for a stream encroachment to construct and maintain a haul road crossing over unnamed tributary No. 2 to Runaway Run in Clover Township, **Jefferson County**. Receiving streams: unnamed tributary to Runaway Run. Application received October 16, 2001. Permit Issued April 1, 2002.

### Noncoal Permits Actions

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.*

**08010824. John Heeman,** R. R. 2 Box 273, Wyalusing, PA 18853. Commencement, operation and restoration of a small industrial minerals (flagstone) permit in Warren Township, **Bradford County** affecting 2 acres. Receiving streams: unnamed tributary, tributary to Wappasening Pendleton Creek. Application received November 14, 2001. Permit issued March 25, 2002.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**3372SM25A and NPDES Permit No. PA0591963. Better Materials Corporation** (2200 Springfield Pike, Connellsville, PA 15425). Transfer of permit formerly issued to Commercial Stone Co., Inc. for continued operation and reclamation of a large noncoal surface mining

site located in Bullsken Township, **Fayette County**, affecting 451.8 acres. Receiving streams: unnamed tributaries to Polecat Hollow Run and Breakneck Run. Application received August 10, 2001. Transfer permit issued April 1, 2002.

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.*

**20020801. Joseph M. Wienczek** (15485 Linesville Road, Linesville, PA 16424) Commencement, operation and restoration of a small noncoal sand and gravel operation in Conneaut Township, **Crawford County** affecting 5.0 acres. Receiving streams: Linesville Creek. Application received January 31, 2002. Permit Issued April 1, 2002.

#### ABANDONED MINE RECLAMATION

*Cambria Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, (814) 472-1800.*

Bond Forfeiture	BF 471-101.1
Contract Awarded	
Location	Nucoal, Inc. Dunbar Township Fayette County
Description	Abandoned Mine Land Reclamation
Contractor	J & J Svonavec Excavating
Amount	\$43,850
Date of Award	April 4, 2002

#### ACTIONS ON BLASTING ACTIVITY APPLICATIONS

**Actions on applications under the Explosives Acts of 1937 and 1957 (43 P.S. §§ 151—161); and 25 Pa. Code § 211.124 (relating to blasting activity permits). Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

#### *Blasting Permits Actions*

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**46024013. Rock Work, Inc.** (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting in East Norriton Township, **Montgomery County** with an expiration date of August 19, 2002. Permit issued April 1, 2002.

**46024015. Labrador Construction** (P. O. Box 1379, Marshalls Creek, PA 18335), construction blasting in Upper Pottsgrove Township, **Montgomery County** with an expiration date of May 26, 2002. Permit issued April 1, 2002.

**46024016. Labrador Construction** (P. O. Box 1379, Marshalls Creek, PA 18335), construction blasting in Perkiomen Township, **Montgomery County** with an expiration date of May 29, 2002. Permit issued April 1, 2002.

**46024017. American Rock Mechanics** (7531 Chestnut Street, Zionsville, PA 18092), construction blasting in New Hanover Township, **Montgomery County** with an expiration date of January 31, 2003. Permit issued April 1, 2002.

**46024018. Brubacher Excavating, Inc.** (825 Reading Road, Bowmansville, PA 17507), construction blasting in

Skippack Township, **Montgomery County** with an expiration date of May 1, 2003. Permit issued April 1, 2002.

**46024019. Allan A. Myers, L.P.** (P. O. Box 98, Worcester, PA 19490), construction blasting in Montgomery Township, **Montgomery County** with an expiration date of July 2, 2002. Permit issued April 1, 2002.

**23024004. Allan A. Myers, L.P.** (P. O. Box 98, Worcester, PA 19490), construction blasting in Newtown Township, **Delaware County** with an expiration date of May 11, 2002. Permit issued April 1, 2002.

**66024001. Hayduk Enterprises** (P. O. Box 554, Dalton, PA 18414), construction blasting in Mehoopany Township, **Wyoming County** with an expiration date of April 30, 2002. Permit issued April 1, 2002.

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.*

**14024005. Glenn O. Hawbaker, Inc.**, 1952 Waddle Road, P. O. Box 135, State College, PA 16804-0135, for construction blasting, located in Patton and College Townships, **Centre County** with an expected duration of 120 days. Permit issued April 2, 2002.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

#### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department of Environmental Protection (Department) has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341(a)).

Except as otherwise noted, the Department certifies that the construction and operation herein described will comply with the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State Water Quality Standards.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

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**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law (35 P.S. §§ 691.1—691.702) and Notice of Final Action for Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).** (Note: Water Obstruction and Encroachment Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description.)

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*Permits Issued and Actions on 401 Certifications:*

#### **WATER OBSTRUCTIONS AND ENCROACHMENTS**

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**E54-285. Tamaqua Industrial Development Enterprises**, 14 Lissa Lane, Sugarloaf, PA 18249. Rush Township, **Schuylkill County**, Army Corps of Engineers Philadelphia District.

To place fill in 0.67 acre of wetlands within the Nesquehoning Creek watershed for the purpose of developing Lots 16—20, 29 and 38 of the Tidewood East Industrial Park. The permittee is required to provide 0.67 acre of replacement wetlands. The project is located on the east side of S.R. 0309, approximately 0.8 mile north of the intersection of S.R. 0309 and S.R. 0054. (Tamaqua, PA Quadrangle N: 15.2 inches; W: 14.5 inches).

**E40-568. Jacob Apaliski**, R. R. 1, Box 297, Harveys Lake, PA 18618. Harveys Lake Borough, **Luzerne County**, Army Corps of Engineers Baltimore District.

To construct and maintain a pile-supported dock, extending approximately 40 feet from the shoreline, in Harveys Lake. The dock is "L-shaped" with a total areal coverage of approximately 1,024 square feet. The project includes the placement of 1,088 square feet of gravel, 4 inches in depth, on either side of the structure, to mitigate for shallow water impacts. The project is located

at Pole No. 49, along Lakeside Drive (S.R. 0415). (Harveys Lake, PA Quadrangle N: 21.1 inches; W: 5.5 inches).

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**E28-294. Falling Spring Greenway, Incorporated**, 8903 Flagstone Circle, Randallstown, MD 21133 in Guilford Township, **Franklin County**, ACOE Baltimore District.

To construct and maintain a stream restoration project in Falling Spring Branch (HQ-CWF) watershed. The project's purpose is to stabilize stream banks, improve sediment transport, create additional floodplain wetlands and improve aquatic habitat. The watershed project will implement a natural stream channel design approach. Construction activities to be utilized include various instream rock structures (roller rock eddies, converging rock clusters, double wing deflectors, boulder vanes and root wads), channel fill, sod matting, live staking and riparian buffer plantings. The project activities will take place in Guilford Township, Franklin County.

The initial phase of the project consists of 2,980 linear foot section called Quarry Meadow site. The Falling Spring Greenway, Inc. is proposing to construct and maintain a stream restoration project within the channel of Falling Spring Branch (HQ-CWF) between Edwards Avenue and Quarry Road (Chambersburg, PA Quadrangle N: 8.1 inches; W: 0.39 inch) in Guilford Township, Franklin County. The applicant is proposing various instream structures including roller eddies, converging rock clusters, double wing deflectors and root wads and channel fill throughout this reach. During this project, there will be 1.96 acres of temporary wetland impacts and 1.33 acres of vegetated wetland created.

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

**E17-366. Department of Transportation, Engineer District 2-0**, P. O. Box 342, Clearfield, PA 16830. SR 2011, Section A01 Bridge Replacement, in Bigler Township, **Clearfield County**, ACOE Baltimore District (Ramey, PA Quadrangle N: 16.9 inches; W: 3.1 inches).

To remove an existing structure and to construct, operate and maintain a precast, reinforced concrete box culvert to carry SR 2011, Section A01, across Upper Morgan Run (CWF) for improved public roadway. The public road crossing shall have a minimum waterway opening of 10-feet (span), 6.5-feet (rise), 40-feet (length) and skew of 60-degrees. The box culvert shall be depressed 1.0-foot. Installation of the box culvert shall occur at stream low flow. The project is located along the western right-of-way of SR 0053 approximately 1.1-miles west of SR 2011 and SR 0053 intersection in Bigler Township, Clearfield County. The permit also authorizes the construction, operation, maintenance and removal of temporary road crossings, stream diversions and cofferdams. Upon completion of the construction project, all temporary structures shall be removed, disturbed areas restored to original contours and elevations and stabilization applied. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E19-225. H. H. Knoebel and Sons**, P. O. Box 317, Route 487, Elysburg, PA 17824. Park Ride, in Cleveland Township, **Columbia County**, ACOE Baltimore District (Danville, PA Quadrangle N: 0.65 inch; W: 0.30 inch).

To remove the existing waterslide amusement ride and to construct and maintain a waterslide amusement ride

at the same site in the floodway of Mugser Run near the pool and roller coaster ride in Knoebels Grove off SR 487 in Cleveland Township, Columbia County. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E41-499. Loyalsock Township**, 2501 East Third Street, Williamsport, PA 17701. Miller Run Stream Restoration in Loyalsock Township, **Lycoming County**, ACOE Baltimore District (Montoursville, PA Quadrangle N: 1.5 inches; W: 13.25 inches).

To construct, operate and maintain a habitat improvement project along 915 linear feet of Miller Run. This permit authorizes two "cross vane" structures, two "J-hook" structures, a "vortex rock weir" and a "rock vane." This permit also authorizes channel realignments located between stations 2+00—5+00 and 6+00—8+00, in addition to stream bank adjustments throughout the entire reach. The project is located in Bruce Henry Park.

**E53-371. Department of Transportation, Engineer District 2-0**, P. O. Box 342, Clearfield, PA 16830. SR 1009, Section A01 Bridge Replacement, in Ulysses Township, **Potter County**, ACOE Pittsburgh District (Ulysses, PA Quadrangle N: 6.48 inches; W: 7.56 inches).

To remove an existing structure and to construct, operate and maintain a precast, reinforced concrete box culvert to carry SR 1009, Section A01, across Ludington Run for improved public roadway. The public road crossing shall have a minimum waterway opening of 23-feet (span), 8.5-feet (rise), 31-feet (length) and skew of 74-degrees. The box culvert shall be depressed 1.0-foot. Installation of the box culvert shall be completed during stream low flow and dry work conditions by fluming or dams and pumping stream flow around the work area. The project is located along the western right-of-way of SR 0049 approximately 1-mile west of SR 1009 and SR 0049 intersection. The permit also authorizes the construction, operation, maintenance and removal of temporary road crossings, stream diversions and cofferdams. Upon completion of the construction project, all temporary structures shall be removed, disturbed areas restore to original contours and elevations and stabilization applied.

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E02-1366. Allegheny County Department of Public Works**, 501 County Office Building, 542 Forbes Avenue, Pittsburgh, PA 15219-2951. Upper St. Clair Township, **Allegheny County**, ACOE Pittsburgh District.

To operate and maintain a 167 foot retaining wall along the left bank of Painter's Run (WWF) constructed under Emergency Permit No. EP0201204. The project is located along the north side of Painters Run Road approximately 1/2 mile east of its intersection with Bower Hill Road (Bridgeville, PA Quadrangle N: 20.2 inches; W: 11.0 inches).

**E04-274. Bet-Tech International, Inc.**, 3468 Brodhead Road, Monaca, PA 15061. Center Township, **Beaver County**, ACOE Pittsburgh District.

To construct and maintain a barge docking facility consisting of a 1,125 feet long sheet pile wall along the left bank of the Ohio River (WWF) for an existing slag/gravel/aggregates mining parcel. The project is located near River Mile 21.0 (Baden, PA Quadrangle N: 4.4 inches; W: 16.3 inches). This permit also authorizes construction of an instream mitigation area along the left

bank of the Ohio River at the mouth of Ellehorn Run near River Mile 22.7 (Beaver, PA Quadrangle N: 8.7 inches; W: 1.1 inches).

**E26-194-A3 Consol Docks, Inc.** Consol Plaza, 1800 Washington Road, Pittsburgh, PA 15241-1421. Luzerne Township, **Fayette County**, ACOE Pittsburgh District.

To reissue Permit No. E26-194 which authorized the construction and maintenance of a barge docking and mooring facility consisting of 28 river cells and 1 ice breaker cell, 1 pier, 2 floating docks, 3 outfall structures, dredging 100,000 cubic yards of the Monongahela River for a length of 5,500 feet, periodic maintenance dredging, placement and maintenance of fill in 0.42 acre of wetlands and regarding along the right bank of said stream to operate a coal transfer facility beginning at Mile Point 58.1 to 59.3. This request has been approved and Permit No. E26-194 is hereby reissued and extended to December 31, 2007 (California, PA Quadrangle N: 2.1 inches; W: 7.5 inches).

**E32-438. Department of Transportation, Engineering District 10-0**, P. O. Box 429, Indiana, PA 15701. Burrell and Center Townships, **Indiana County**, ACOE Pittsburgh District.

Giving its consent to remove the existing structures and to construct and maintain the following structures and activities as part of the S.R. 0119, Section 496, Indiana South Improvement Project:

1. To extend and maintain an existing 3,000-mm x 2,400-mm, 22-meter long reinforced concrete arch culvert for 5.0 meters up stream and 11.0 meters downstream in Weirs Run (CWF). Also to construct and maintain a 3,000-mm x 2,700-mm, 16-meter long reinforced concrete box culvert in Weirs Run (CWF). The invert will be depressed 0.3-meter. This culvert is located on Divinney Hollow Road. Also to relocate and maintain 120 meters of Weirs Run (CWF), Station 112 + 638 in Burrell Township (Bolivar, PA Quadrangle N: 15.6 inches; W: 11.2 inches).

2. To operate and maintain a 1,800-mm x 1,600-mm, 60-meter long reinforced concrete arch culvert in an unnamed tributary to Blacklick Creek (CWF), Station 113 + 760 in Burrell Township (Bolivar, PA Quadrangle N: 17.2 inches; W: 10.3 inches).

3. To construct and maintain a 3-span prestressed concrete bridge having two spans at 30.32 meters and one span at 35.81 meters and a minimum underclearance of 6.77 meters over Blacklick Creek (TSF). Also, to construct and maintain temporary causeways and cofferdams for pier construction in Blacklick (TSF), Station 115 + 100 to 115 + 200 in Burrell Township (Bolivar, PA Quadrangle N: 19.3 inches; W: 9.4 inches).

4. To extend and maintain an existing 1,500-mm diameter, 20-meter long reinforced concrete pipe for 15 meters downstream in an unnamed tributary to Two Lick Creek (CWF), Station 115 + 900 in Burrell Township (Bolivar, PA Quadrangle N: 20.5 inches; W: 8.9 inches).

5. To construct and maintain a 3,300-mm x 2,700-mm, 52.0-meter long reinforced concrete box culvert in an unnamed tributary to Two Lick Creek (CWF). The invert will be depressed 0.3 meter. Also, to relocate and maintain 80 meters of said stream, Station 117 + 638.100 in Center Township (Bolivar, PA Quadrangle N: 22.4 inches; W: 6.8 inches).

6. To construct and maintain a 1,500-mm diameter, 60-meter long reinforced concrete pipe in an unnamed tributary to Two Lick Creek (CWF) and to relocate and maintain 94 meters of said stream, Station 119 + 334 to

119 + 428 in Center Township (Indiana, PA Quadrangle N: 2.0 inches; W: 5.5 inches).

7. To extend and maintain a 6,706-mm x 3,658-mm, 45-meter long reinforced concrete arch culvert for length of 15.65 meters upstream and 8.05 meters downstream in Tearing Run (CWF), Station 121 + 538 Center Township (Indiana, PA Quadrangle N: 5.5 inches; W: 4.5 inches).

8. To permanently place and maintain fill in 1.49 hectares of wetland (0.25 hectare PEM, 0.50 hectare PSS, 0.74 hectare PFO) and to temporarily place and maintain fill in 0.03 hectare of PEM/PSS wetland for the purpose of widening the highway. To compensate for wetland impacts, the applicant proposes constructing 4.11 hectares of replacement wetlands within the floodplains of Blacklick Creek (Indiana, PA Quadrangle N: 5.5 inches; W: 4.5 inches).

**E56-310. Somerset County Commissioners**, 300 North Center Avenue, Suite 500, Somerset, PA 15501-1428. Upper and Lower Turkeyfoot Townships, **Somerset County**, ACOE Pittsburgh District.

To operate and maintain the single span concrete arch bridge (Somerset County Bridge No. 68) having a clear span of 31 feet and an underclearance of 6.8 feet across Sandy Run (HQ-CWF). Bridge repair was authorized under Emergency Permit No. EP5601202 and completed on November 15, 2001. The repair consisted of underpinning and placement of a concrete toe wall and R-6 rock protection at the base of the arch and 15 LF upstream and down stream of the bridge. The bridge is located on T-318 (Sandy Run Road) at a point approximately 1.5 miles west of its intersection with T-320 (Kanaul Road) (Kingwood, PA Quadrangle N: 10.6 inches; W: 12.25 inches).

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**E25-640, Department of Transportation, District 1-0**, 255 Elm Street, P. O. Box 398, Oil City, PA 16301. S.R. 0099, Segment 0200, Offset 1965 across a tributary to Lamson Run, in McKean Township, **Erie County**, ACOE Pittsburgh District (Edinboro North, PA Quadrangle N: 15.4 inches; W: 1.8 inches).

To install reinforced concrete paving in the invert and to maintain the 140-foot long, 73-inch wide by 48-inch high waterway opening corrugated metal plate pipe arch stream enclosure in a tributary to Lamson Run on S.R. 0099, Segment 0200, Offset 1965 approximately 1.75 miles north of S.R. 3014.

**E27-065, Forest County**, Forest County Courthouse, Elm Street, Tionesta, PA 16353. Red Bridge Road across West Hickory Creek, in Harmony Township, **Forest County**, ACOE Pittsburgh District (West Hickory, PA Quadrangle N: 15.5 inches; W: 12.2 inches).

To remove the existing structure and to construct and maintain a prestressed concrete I-beam bridge having a clear span of 83.5 feet and an underclearance of 7.7 feet on a 60 degree skew across West Hickory Creek (HQ-CWF) on T-353 (Red Bridge Road) approximately 1.4 miles west of S.R. 4002.

**E61-250, Emlenton Borough**, Emlenton, PA 16373. River Avenue Parking Area Along Allegheny River, in Emlenton Borough, **Venango County**, ACOE Pittsburgh District (Emlenton, PA Quadrangle N: 9.3 inches; W: 11.8 inches).

To maintain fill measuring approximately 50 feet long by 40 feet wide by a maximum of 17 feet deep along the left bank of the Allegheny River within the 100-year floodplain for a parking area along the south side of River Avenue approximately 100 feet west of Sixth Street.

## STORAGE TANKS

### SITE-SPECIFIC INSTALLATION PERMITS

**The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 504, 1101—1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Land Recycling and Waste Management, Director, P. O. Box 8763, Harrisburg, PA 17105-8763.**

<i>SSIP Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
02-63-002	Robert L. Thomas Norfolk Southern Railway Co. 185 Spring Street Box 184 Atlanta, GA 30303	Washington	Union Township	1 AST—storing diesel	200,000 gallons
02-25-001	Richard M. Mirth Engelhard Corporation 1729 East Avenue Erie, PA 16505-2367	Erie	Erie	1 AST—storing 67% Sodium Bichromate	8,400 gallons

## SPECIAL NOTICES

### Certified Emission Reduction Credits in the Commonwealth's ERC Registry

Emission reduction credits (ERCs) are surplus, permanent, quantified and Federally enforceable emission reductions used to offset emission increases of oxides of nitrogen (NOx), VOCs and the following criteria pollutants: carbon monoxide (CO), lead (Pb), oxides of sulfur (SOx), particulate matter (PM), PM-10 and PM-10 precursors.

The Department of Environmental Protection (Department) maintains an ERC registry in accordance with the requirements of 25 Pa. Code § 127.209. The ERC registry system provides for the tracking of the creation, transfer and use of ERCs. Prior to registration of the credits, ERC Registry applications are reviewed and approved by the Department to confirm that the ERCs meet the requirements of 25 Pa. Code §§ 127.206—127.208. Registration of the credits in the ERC registry system constitutes certification that the ERCs satisfy applicable requirements and that the credits are available for use. The following registered and certified ERCs in the ERC Registry are currently available for use as follows:

- (1) To satisfy new source review (NSR) emission offset ratio requirements;
- (2) To “net-out” of NSR at ERC-generating facilities;
- (3) To sell or trade the ERCs for use as emission offsets at new or modified facilities.

The certified ERCs shown, expressed in tons per year (tpy), satisfy the applicable ERC requirements contained in 25 Pa. Code §§ 127.206—127.208. ERCs created from the curtailment or shutdown of a source or facility expires for use as offsets 10 years after the emission reduction occurs. ERCs generated by the overcontrol of emissions by an existing facility do not expire for use as offsets. However, credits in the registry which are not used in a plan approval will be discounted if new air quality requirements are adopted by the Department or United States Environmental Protection Agency.

For additional information concerning this listing of certified ERCs, contact Virendra Trivedi, Bureau of Air Quality, Division of Permits, Department of Environmental Protection, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325.

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Rexam Beverage Can Company County: Lehigh, PA Ozone Nonattainment Status: Moderate Contact Person: Geoffrey A. Wortley Telephone Number: (773) 399-3389	VOCs	22.70	11/06/2002	Trading
National Fuel Gas Supply Corp. Roystone Compressor Station County: Warren, PA Ozone Nonattainment Status: Moderate Contact Person: Gary A. Young Telephone Number: (814) 871-8657	NOx	103.30	12/28/2002	Internal Use and Trading
United States Naval Hospital County: Philadelphia Nonattainment Status: Severe Contact Person: Mark Donato Telephone Number: (215) 897-1809	NOx	30.50	3/31/2005	Trading
R. R. Donnelley & Sons Co. County: Lancaster Ozone Nonattainment Status: Moderate Contact Person: Frederick Shaak, Jr.	VOCs	54.00		Internal Use
R. R. Donnelley & Sons Co. County: Lancaster Ozone Nonattainment Status: Moderate Contact Person: Frederick Shaak, Jr.	VOCs	25.00	3/30/2011	Internal Use
Kurz Hastings Inc. County: Philadelphia Nonattainment Status: Severe Contact Person: Derrick Schweitzer Telephone Number: (215) 632-2300	VOCs	84.35		Trading
Sharon Steel Corp. Source Location: Farrell County: Mercer Ozone Nonattainment Status: Moderate Contact Person: Robert Trbovich Telephone Number: (412) 983-6161	VOCs	4.70	11/30/2002	Trading

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<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Pennsylvania Power Company (PA Power) Source Location: New Castle Plant County: Lawrence Ozone Nonattainment Status: Moderate Contact Person: Donald R. Schneider Telephone Number: (412) 652-5531	NOx	214.00	4/02/2003	Trading
Ford New Holland, Inc. Source Location: Mountville County: Lancaster Ozone Nonattainment Status: Moderate Contact Person: William E. Knight Telephone Number: (717) 355-4903	NOx VOCs	4.00 78.00	1/22/2003	Trading
I.H.F.P., Inc. Source Location: Milton Borough County: Northumberland Ozone Nonattainment Status: Moderate Contact Person: Michael West Telephone Number: (717) 742-6639	NOx VOCs	24.45 12.88	4/1/2006	Trading
Scranton-Altoona Terminal Corporation Source Location: Pittston Township County: Luzerne Ozone Nonattainment Status: Moderate Contact Person: John M. Arnold Telephone Number: (717) 939-0466	VOCs	18.36	1/1/2003	Trading
Metallized Paper Corporation of America Recipient/Holder: PNC Bank, National Association, assignee (by private lien foreclosure) from Metallized Paper Corp. Source Location: McKeesport County: Allegheny Ozone Nonattainment Status: Moderate Contact Person: Martin Mueller Telephone Number: (412) 762-5263	VOCs	41.70	06/30/2006	Trading
PPG Industries, Inc. Source Location: Springdale Complex County: Allegheny Ozone Nonattainment Status: Moderate Contact Person: Lori Burgess Telephone Number: (412) 274-3884	VOCs	171.82		Trading
York International Corporation Source Location: Spring Garden Township County: York Ozone Nonattainment Status: Moderate Contact Person: Garen Macdonald Telephone Number: (717) 771-7346	VOCs	12.20 2.70	06/01/2006 10/01/2005	Trading
Pennzoil Wax Partner Company Source Location: Rouseville County: Venango Ozone Nonattainment Status: Moderate Contact Person: David W. Dunn Telephone Number: (713) 546-6941	NOx	31.60	04/15/2002	Trading
REXAM DSI Source Location: Muhlenberg Township County: Berks Ozone Nonattainment Status: Moderate Contact Person: LeRoy H. Hinkle Telephone Number: (610) 916-4248	NOx SOx	9.42 51.05	11/22/2005	Trading



<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Recipient/Holder of ERC: Coastal Aluminum Rolling Mills Inc. ERC Generating Facility: Fasson Div. of Avery Dennison Corp. ERC-generating facility location: Quakertown, Bucks Ozone Nonattainment Status: Severe Contact Person: Jesse Hackenberg Telephone Number: (570) 323-4430	VOCs	3.62		Internal Use/ Trading
Recipient/Holder of ERC: PG&E Energy Trading-Power, L.P. ERC Generating Facility: Fasson Div. of Avery Dennison Corp. ERC-generating facility location: Quakertown, Bucks County Ozone Nonattainment Status: Severe Contact Person: Mark Sheppard Telephone Number: (301) 280-6607	VOCs	39.84	8/1/2006	Trading
Baldwin Hardware Corporation Source Location: Reading County: Berks Ozone Nonattainment Status: Moderate Contact Person: D. David Hancock, Jr. Telephone Number: (215) 777-7811	VOCs	18.00	7/28/2005	Trading
Magee Rieter Automotive Systems Source Location: Bloomsburg County: Columbia Ozone Nonattainment Status: Moderate Contact Person: Tim Bergerstock Telephone Number: (717) 784-4100	NOx VOCs	0.39 0.02	4/17/2006	Internal Use
Congoleum Corporation Source Location: Marcus Hook County: Delaware Ozone Nonattainment Status: Severe Contact Person: Theresa C. Garrod Telephone Number: (609) 584-3000	NOx	5.20		Trading
CNG Transmission Corporation Source Location: Leidy Township County: Clinton Ozone Nonattainment Status: Moderate Contact Person: Sean R. Sleigh Telephone Number: (304) 623-8462	NOx VOCs	39.28 0.55	10/27/2004	Internal use and trading
Bethlehem Structural Products Corp. Source Location: Bethlehem County: Northampton Ozone Nonattainment Status: Moderate Contact Person: Joseph E. Schindler Telephone Number: (610) 694-5104	NOx VOCs	1,054.00 473.80	Varies from 3/28/2008 to 6/19/2008	Trading
Morgan Adhesives Company (MACTac) Source Location: Scranton County: Lackawanna Ozone Nonattainment Status: Moderate Contact Person: Tim Owens Telephone Number: (330) 688-1111	VOCs	75.00	6/30/2008	Trading
Meritor Heavy Vehicle Systems LLC Source Location: New Castle County: Lawrence Ozone Nonattainment Status: Moderate Contact Person: Harry Klodowski Telephone Number: (412) 281-7997	NOx	54.40	5/31/2003	Trading

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<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Recipient/Holder of ERC: Dominion Energy, Inc. ERC Generating Facility: Superpac, Inc. ERC-generating facility location: Southampton, Bucks County Ozone nonattainment status: Severe Contact Person: David H. Testa Telephone Number: (412) 690-1815	VOCs	3.90 4.20 4.70	11/23/2002 1/8/2003 9/30/2003	Trading
National Fuel Gas Supply Corporation Sources: Generators, # 1 Source Location: Ellisburg Station County: Potter Ozone Nonattainment Status: Moderate Contact Person: Gary A. Young Telephone Number: (814) 871-8657	NOx VOCs	16.14 1.80	2/1/2009	Internal Use
General Electric Company Source Location: Lawrence Park County: Erie Ozone Nonattainment Status: Moderate Contact Person: Scott Gowdy Telephone Number: (814) 875-2427	VOCs	44.20	Varies from 12/31/2003 to 12/31/2005	Internal Use/ Trading
Sun Company, Inc. Source: API Separator 10 and 1-F Source Location: Marcus Hook County: Delaware Ozone Nonattainment Status: Severe	VOCs	2.37	9/30/2004	Internal Use
TYK America, Inc. Source Location: Irvona Facility County: Clearfield Ozone Nonattainment Status: Moderate Contact Person: David B. Orr Telephone Number: (412) 384-4259	NOx VOCs PM-10	0.30 0.02 0.24	11/6/2008	Trading
SmithKline Beechman Pharmaceuticals Sources: Two boilers and oxidizer Source Location: Spring Garden Street Facility County: Philadelphia Ozone Nonattainment Status: Severe Contact Person: Eileen Ackler Telephone Number: (610) 239-5239	NOx VOCs	5.72 0.10	12/31/2008	Trading
Recipient/Holder of ERC: PG&E Energy Trading-Power, L.P. ERC Generating Facility: Global Packaging, Inc. ERC-generating facility location: Oaks Plant, Montgomery County Ozone Nonattainment Status: Severe Contact Person: Sarah M. Barpoulis Telephone Number: (301) 280-6607	VOCs	7.70	9/1/2006	Trading
Recipient/Holder of ERC: PG&E Energy Trading-Power, L.P. ERC Generating Facility: Global Packaging, Inc. ERC-generating facility location: Oaks Plant, Montgomery County Ozone Nonattainment Status: Severe Contact Person: Sarah M. Barpoulis Telephone Number: (301) 280-6607	VOCs	43.50		Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
The Procter & Gamble Paper Products Company Source Location: Mehoopany Plant County: Wyoming Ozone Nonattainment Status: Moderate Contact Person: Jim Brogan Telephone Number: (717) 833-6022	NOx VOCs	136.00 127.43	5/3/2009	Internal Use/ Trading
Recipient/Holder of ERC: Air Resources Group, LLC ERC Generating Facility: Cogentrix of Pennsylvania, Inc. ERC-generating facility location: Ringgold Township County: Jefferson County Ozone nonattainment status: Moderate Contact Person: David Alexander	NOx	658.72	9/1/2010	
Cogentrix of Pennsylvania, Inc. Source Location: Ringgold Township County: Jefferson County Ozone nonattainment status: Moderate Contact Person: Tracy Patterson Telephone Number: (804) 541-4246	VOCs	31.61	9/1/2010	Trading
Caparo Steel Company Source: EAF Furnace #2 and Ladle Preheater #2 Source Location: Farrell Plant County: Mercer County Ozone nonattainment status: Moderate Contact Person: Richard A. Herman Telephone Number: (724) 983-6464	NOx VOCs	36.73 12.07	08/18/2007	Trading
Caparo Steel Company Source Name: Anneal Pickle Line and Coating Line Source Location: Farrell Plant County: Mercer County Ozone nonattainment status: Moderate Contact Person: Richard A. Herman Telephone Number: (724) 983-6464	NOx VOCs	9.10 0.17	11/9/2002	Trading
LTV Steel Company, Inc. Source Location: Pittsburgh Coke Plant County: Allegheny Ozone Nonattainment Status: Moderate Contact Person: R. M. Zavoda Telephone Number: (216) 429-6542	NOx VOCs	1,663.00 437.00	2/28/2008	Trading/Internal use
Kurz-Hastings, Inc. Source Location: Philadelphia County: Philadelphia Ozone Nonattainment Status: Severe Contact Person: Derrick Schweitzer Telephone Number: (215) 632-2300	VOCs	53.10		Trading
Newcomer Products Inc. Source Location: Latrobe County: Westmoreland Ozone Nonattainment Status: Moderate Contact Person: Edward M. Nemeth Telephone Number: (724) 694-8100	VOCs	45.00	7/14/2010	Trading
Smith-Steelite Plant: Emsworth Manufacturing Facility Ozone Nonattainment Status: Moderate Contact Person: Wm. K. Shadle Telephone Number: (412) 299-8167	VOCs	7.32	6/7/2004	Trading

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<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Koppers Industries, Inc. Source Location: Monessen Coke Works County: Westmoreland Ozone Nonattainment Status: Moderate Contact Person: Traci Self Telephone Number: (412) 227-2883	NOx VOCs	129.00 1.60	9/30/2002	Internal Use/ Trading
Cyprus Cumberland Resources Corporation Source Location: Cumberland Mine, Whiteley Township County: Greene Ozone Nonattainment Status: Moderate Contact Person: Terry L. Dayton Telephone Number: (412) 627-2219	NOx VOCs	64.00 15.00	6/30/2005	Trading
Allegheny Ludlum Corp. Sources: Three electric arc furnaces Source Location: Washington Plant County: Washington Ozone Nonattainment Status: Moderate Contact Person: Deborah L. Calderazzo Telephone Number: (724) 226-5947	NOx	7.78	7/31/2004	Trading
Armstrong World Industries Source Location: Beaver Falls County: Beaver Ozone Nonattainment Status: Moderate Contact Person: Wayne Pease Telephone Number: (412) 843-5700	VOCs	6.00	4/30/2003	Trading
Rohm & Haas Delaware Valley Inc. County: Philadelphia Ozone Nonattainment Status: Severe Contact Person: Frank Jackson Telephone Number: (215) 537-4000	VOCs	27.50 6.10	3/26/2003 7/31/2003	Trading
Scranton-Altoona Terminals Corporation Source Location: Monroe Township County: Cumberland County Ozone nonattainment status: Moderate Contact Person: Thomas M. Carper Telephone Number: (717) 939-0466	VOCs	4.84	9/30/2010	Trading
Pennzoil Wax Partner Company Source Location: Rouseville County: Venango Ozone Nonattainment Status: Moderate Contact Person: David W. Dunn Telephone Number: (713) 546-6941	NOx VOCs CO SOx	15.47 0.68 14.86	2/26/2010	Trading
Pennzoil Wax Partner Company Source Location: Rouseville County: Venango Ozone Nonattainment Status: Moderate Contact Person: David W. Dunn Telephone Number: (713) 546-6941	NOx VOCs CO SOx	2.82 44.34 0.57 5.01	4/1/2010	Trading
INDSPEC Chemical Corp. Source: Boiler # 8 Source Location: Petrolia County: Butler Ozone Nonattainment Status: Moderate Contact Person: Terry Melis Telephone Number: (412) 756-2376	NOx SOx	158.68 1,217.95		Trading

### Summary of ERC Transaction

The following ERC transactions are approved by the Department's Bureau of Air Quality. The ERC transaction requirements are specified in 25 Pa. Code § 127.208.

- 1 **ERC Generating Facility Information**  
*ERC Generating Facility Name:* Bethlehem Steel Corporation  
*Location of Source:* Bethlehem Plant, Northampton County, PA  
*Amount of ERCs traded to Purchaser/Recipient:* 600 tpy of NOx  
*Date of ERCs Transfer:* 1/31/2002  
**Purchaser/Recipient of ERCs**  
*Purchaser/Recipient of ERCs:* Conectiv Bethlehem, Inc.  
*Location of Source:* Northampton County, PA  
*NOx credits available for future use:* 600 tpy
- 2 **ERC Generating Facility Information**  
*ERC Generating Facility Name:* Global Packaging, Inc.  
*Location of Source:* Montgomery County, PA  
*Amount of ERCs traded to Purchaser/Recipient:* 51.2 tpy of VOCs  
*Date of ERCs Transfer:* 2/21/2002  
**Purchaser/Transferee of ERCs**  
*Purchaser/Transferee of ERCs:* PG&E Energy Trading-Power, L.P.  
*VOCs credits available for future use:* 51.2 tpy of VOCs
- 3 **ERC Generating Facility Information**  
*ERC Generating Facility Name:* LTV Steel Company, Inc.  
*Location of Source:* Pittsburgh, Allegheny County, PA  
*Amount of ERCs traded to Purchaser/Recipient:* 215 tpy of NOx and 104 tpy of VOCs  
*Date of ERCs Transfer:* 3/7/2002  
**Purchaser/Recipient of ERCs**  
*Purchaser/Recipient of ERCs:* Duke Energy Fayette, LLC  
*Location of Source:* Fayette County  
*NOx credits available for future use:* 215 tpy  
*VOCs credits available for future use:* 104 tpy
- 4 **ERC Generating Facility Information**  
*ERC Generating Facility Name:* Cogentrix of Pennsylvania, Inc.  
*Location of Source:* Ringhold Township, Jefferson County, PA  
*Amount of ERCs traded to Purchaser/Recipient:* 658.72 tpy of NOx  
*Date of ERCs Transfer:* 2/6/2002  
*ERCs available for future use:* 31.61 tpy of VOCs  
**Purchaser/Recipient of ERCs**  
*Purchaser/Recipient of ERCs:* Air Resources Group, LLC  
*NOx credits available for future use:* 658.72 tpy
- 5 **ERC Generating Facility Information**  
*ERC Generating Facility Name:* Delphi Harrison Thermal Systems  
*Location of Source:* Lockport, Niagara County, NY  
*Amount of ERCs traded to Purchaser/Recipient:* 13.87 tpy of VOCs  
*Date of ERCs Transfer:* 2/14/2002

### Purchaser/Recipient of ERCs

*Purchaser/Recipient of ERCs:* Dart Container Corporation of PA  
*Location of Source:* Leola, Lancaster County, PA  
*VOCs credits available for future use:* 13.87 tpy

- 6 **ERC Generating Facility Information**  
*ERC Generating Facility Name:* Feuer Leather Corporation DIP; Parent of Mercersburg Tanning Company  
*Location of Source:* Mercersburg, Franklin County, PA  
*Amount of ERCs traded to Purchaser/Recipient:* 20 tpy of VOCs  
*Date of ERCs Transfer:* 2/14/2002

### Purchaser/Recipient of ERCs

*Purchaser/Recipient of ERCs:* Reliant Energy Hunterstown LLC  
*Location of Source:* Straban Township, Adams County, PA  
*Plan Approval Number:* 01-05029  
*VOCs credits available for future use:* 20 tpy of VOCs

- 7 **ERC Holder/Generating Facility Information**  
*ERC Holder/Transferor:* Cypress Energy, L.P., Maryland  
*ERC Generating Facility Name:* Quebecor World (USA) Inc.  
*Location of Source:* Glen Burnie, MD  
*Amount of ERCs traded to Purchaser/Recipient:* 40 tpy of VOCs  
*Date of ERCs Transfer:* 3/18/2002

### Purchaser/Recipient of ERCs

*Purchaser/Recipient of ERCs:* Cabot Corporation  
*Location of Source:* Boyertown, Montgomery County, PA  
*VOCs credits available for future use:* 40 tpy

### Request for Proposals for Municipal Solid Waste Capacity

The following notice is placed through the Department of Environmental Protection (Department) as required by section 502(d) of Act 101 of 1988: the Municipal Waste Planning, Recycling and Waste Reduction Act.

#### Adams County Board of Commissioners and Adams County Solid Waste Department Gettysburg, PA

#### Request for Proposals for Municipal Waste Transportation and Disposal Services

In accordance with 25 Pa. Code § 272, Adams County is required to ensure sufficient disposal capacity for municipal solid waste (MSW), including construction/demolition (C/D) waste and sewage sludge for at least 10 years. Adams County is distributing this request for proposals (RFP) to determine the regional disposal facilities interested in providing future services for disposal of Adams County generated municipal waste between 2002 and 2012. Residual waste disposal services are also included in this solicitation.

There are several potential transportation and disposal alternatives for Adams County included in this solicitation. The first alternative is disposal of MSW, including C/D waste and sewage sludge, as delivered to the gate of the proposer's disposal facility. The second alternative includes both the disposal of and hauling of MSW,

including C/D waste and sewage sludge (if feasible), from a proposed central processing facility near Gettysburg, PA. The second alternative should include capital and operating costs of open-top transfer vehicles that will haul wastes from the central processing facility to the proposer's disposal site. The third alternative is similar to the second, but also includes the construction and operation of the proposed central processing facility in accordance with minimum standards and requirements outlined in the RFP. All three alternatives also include residual waste disposal services.

The RFP package will be made available to interested parties upon prepayment of a nonrefundable fee of \$75 per RFP. Copies of the RFP may be purchased from the Adams County Solid Waste Department, 670 Old Harrisburg Road, Suite 100, Gettysburg, PA 17325, (717) 337-9827. Checks should be made payable to the Adams County Solid Waste Department.

A preproposal meeting will be held in the Commissioners' Hearing Room, Second Floor, Adams County Courthouse, Gettysburg, PA at 11 a.m. on February 12, 2002. Weather permitting, a site visit to the Adams County Facilities Center will follow.

The Adams County Board of Commissioners will receive proposals in response to this solicitation until 4 p.m., March 12, 2002. Information obtained from the distribution of and response to this solicitation will be used to gauge the number of eligible disposal facilities that are willing to accept MSW and residual waste from Adams County. Responses from each disposal facility will be reviewed to assist in the solid waste management planning efforts for long-term solid waste disposal assurance for Adams County as required by the Department and Act 101.

Sealed envelopes containing the RFP must be clearly labeled to show the name and address of the responding disposal facility (a separate proposal submission is required for each facility responding to the RFP) and be addressed to Adams County Board of Commissioners, Second Floor, Adams County Courthouse, 111-117 Baltimore Street, Gettysburg, PA 17325, RE: Municipal Waste Disposal Solicitation. Contact Terry Keene of Gannett Fleming Inc., (717) 763-7211 ext. 2499, with any specific questions regarding this solicitation.

[Pa.B. Doc. No. 02-625. Filed for public inspection April 19, 2002, 9:00 a.m.]

### **Extension of Pennsylvania General Permits for the Beneficial Use of Sewage Sludge by Land Application (PAG-7, PAG-8, PAG-9)**

Under the Federal Clean Water Act; The Clean Streams Law (35 P. S. §§ 691.1—691.1001); sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P. S. §§ 510-5, 510-17 and 510-20); the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); and the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904), the Department of Environmental Protection (Department), by this notice, issues a 7 month time extension of its current three general permits for the beneficial use of sewage sludge by land application.

The current general permits are scheduled to expire May 23, 2002. The proposed extension will extend the current general permits, in their entirety, until December

23, 2002. The extension will be effective on May 24, 2002, and shall expire on December 23, 2002. On or before May 23, 2002, the Department will redate the permits as Amendment No. 1. No other changes will be made to the permits under Amendment No. 1.

The extension permit documents package will continue to be available from the Department's regional and central office until it is replaced or updated.

The permit document package is available from the Department's Bureau of Water Supply and Wastewater Management, P. O. Box 8467, Harrisburg, PA 17105-8467, (717) 783-3795 (e-mail address: trutrouma@state.pa.us).

Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

DAVID E. HESS,  
*Secretary*

[Pa.B. Doc. No. 02-626. Filed for public inspection April 19, 2002, 9:00 a.m.]

## **DEPARTMENT OF HEALTH**

### **Application of Bariatric Care Center of Pennsylvania for Exception**

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Bariatric Care Center of Pennsylvania has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 7.31.E.2.d (relating to portable water supply systems).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

Those persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address previously listed.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 02-627. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Application of Lancaster NeuroScience & Spine Associates for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Lancaster NeuroScience & Spine Associates has requested an exception to the requirements of 28 Pa. Code § 571.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 9.5.F5.h (relating to equipment storage rooms in surgical suite).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

Those persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address previously listed.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
Secretary

[Pa.B. Doc. No. 02-628. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Application of Laurel Laser & Surgery Center, LP for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Laurel Laser & Surgery Center, LP has requested an exception to the requirements of 28 Pa. Code § 565.11 (relating to principle).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

Those persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address previously listed.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation

to do so, should contact Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
Secretary

[Pa.B. Doc. No. 02-629. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Application of Shamokin Area Community Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Shamokin Area Community Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 7.7.A2 (relating to size of operating room in surgical suites) and 7.7.C6 (relating to soiled workrooms in surgical suites).

These requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

Those persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address previously listed.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
Secretary

[Pa.B. Doc. No. 02-630. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Request for Exception; Long-Term Care Nursing Facilities

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.18(e) (relating to management):

United Community Hospital Transitional  
Care Center  
631 N. Broad Street Ext.  
Grove City, PA 16127-9703

This request is on file with the Department of Health (Department). Persons may receive a copy of a request for

exception by requesting a copy from Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax: (717) 772-2163, e-mail address: PAEXCEPT@HEALTH.STATE.PA.US.

Those persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the division and address previously listed.

Comments received by the Department within 15 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
Secretary

[Pa.B. Doc. No. 02-631. Filed for public inspection April 19, 2002, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, April 4, 2002, and took the following actions:

*Regulations Deemed Approved under section 5(g) of the Regulatory Review Act*

State Board of Psychology #16A-639: Continuing Education—Ethics (amends 49 Pa. Code § 41.59)—Effective April 2, 2002.

Public School Employees' Retirement Board #43-8: Contributions and Benefits (amends 22 Pa. Code Chapter 213)—Effective March 28, 2002.

*Regulations Approved*

State Athletic Commission #16-17: Boxing and Wrestling (amends 58 Pa. Code Chapters 1, 3, 5, 9, 11, 13, 21, 23, 25, 27, 31 and 33)

Department of Health #10-137: Newborn Disease Screening and Follow-Up (amends 28 Pa. Code Chapters 27, 28 and 501)

### Approval Order

Public Meeting Held  
April 4, 2002

*Commissioners Voting:* John R. McGinley, Jr., Chairperson by phone; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

*State Athletic Commission—Boxing and Wrestling;  
Regulation No. 16-17*

On May 12, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regula-

tion from the State Athletic Commission (SAC). This rulemaking amends 58 Pa. Code Chapters 1, 3, 5, 9, 11, 13, 21, 23, 25, 27, 31 and 33. The proposed regulation was published in the May 27, 2000, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on March 5, 2002.

The regulation represents a comprehensive update and revision of the procedures and rules by which the SAC regulates boxing and wrestling in Pennsylvania. The SAC licenses: 59 boxing promoters; 51 boxing managers; 400 professional boxers; 40 professional kickboxers; 25 referees; 52 judges; and 22 physicians. The regulation will impose marginal cost increases on managers and promoters.

We have determined this regulation is consistent with the statutory authority of the SAC (5 Pa.C.S. § 103(b)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

### Approval Order

Public Meeting Held  
April 4, 2002

*Commissioners Voting:* John R. McGinley, Jr., Chairperson, by phone; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

*Department of Health—Newborn Disease Screening and Follow-Up; Regulation No. 10-137*

On April 18, 2001, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Health (Department). This rulemaking amends 28 Pa. Code Chapters 27, 28 and 501. The proposed regulation was published in the April 28, 2001, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on March 8, 2002.

This regulation adds maple syrup urine disease (MSUD), hemoglobin diseases, galactosemia and congenital adrenal hyperplasia to the list of diseases for which newborn children are routinely tested, as mandated by Act 86 of 1992. Currently the statute requires testing for phenylketonuria, MSUD and sickle-cell disease. The Department is also updating procedures for screening and follow-up testing for diseases on the list. Finally, the amendments clarify when a health care provider is required to collect blood filter paper specimens.

We have determined this regulation is consistent with the statutory authority of the Department (35 P. S. § 625) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

JOHN R. MCGINLEY, Jr.,  
Chairperson

[Pa.B. Doc. No. 02-632. Filed for public inspection April 19, 2002, 9:00 a.m.]



### Notice of Comments Issued

Section 5(d) of the Regulatory Review Act (71 P. S. § 745.5(d)) provides that the designated standing Committees may issue comments within 20 days of the close of the public comment period, and the Independent Regulatory Review Commission (Commission) may issue comments within 10 days of the close of the Committees' comment period. The Commission's comments are based upon the criteria contained in section 5.1(h) and (i) of the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)).

The Commission issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted by the date indicated.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Issued</i>	<i>Final-Form Submission Deadline</i>
#11-146	Insurance Department Public Adjuster Contracts and Licensing (32 Pa.B. 609 (February 2, 2002))	4/4/02	3/4/04

#### Insurance Department Regulation No. 11-146 Public Adjuster Contracts and Licensing April 4, 2002

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The Insurance Department (Department) must respond to these comments when it submits the final-form regulation. If the final-form regulation is not delivered by March 4, 2004, the regulation will be deemed withdrawn.

#### 1. General.—Protection of the Public Welfare; Clarity.

This proposed rulemaking amends Chapter 115 to regulate the licensing and conduct of public adjusters and public adjuster solicitors. We have two general comments for the Department regarding this regulation.

First, commentators have suggested that these regulations should include specific provisions and procedures for revocation or suspension of a license or for imposition of fines. These provisions are contained in section 1606(a) of the Public Adjusters Act (63 P. S. § 1606(a)) (Act). For increased clarity, the Department should consider retaining § 115.7 and adding a similar section, which references the provisions of the Act dealing with revocation and suspension.

Second, the Department has the statutory authority based on sections 1606 and 1608 of the Act (63 P. S. §§ 1606 and 1608) to impose further consumer protections on public adjusters. Therefore, we believe that the regulation's consumer protections could be enhanced by adding:

1) A deadline for public adjusters to provide notification to the insurer of the public adjuster's representation to facilitate the processing of claims.

2) A set timeframe of 3 business days for public adjusters to communicate any and all settlement offers from an insurer to an insured in writing within 3 business days so that the insured is made aware of all the options.

3) A requirement that public adjusters should reply to any written or oral communication from an insurer with respect to a claim within 7 business days of receiving it if the communication solicits a reply to ensure that the claim process continues with limited interruptions.

4) Criteria stating that public adjusters, who do not respond to communications, should be deemed to be demonstrating incompetency or untrustworthiness. This is consistent with section 1606(a)(13) of the Act.

#### 2. Consistency with the *Pennsylvania Bulletin*.—Clarity.

The version of the proposed regulation submitted by the Department is inconsistent with the version published in the *Pennsylvania Bulletin*. To be consistent with the reformatting done by the Legislative Reference Bureau, the Department needs to correct the references in the text of § 115.11 to "subsections (b) and (c)" and of § 115.12 to "subsection (a)."

#### 3. Section 115.1. Definitions.—Clarity.

The Department has defined the terms "active officer" and "active partner" in the regulation. The phrase "who holds a current public adjuster license and" appears in the text of both definitions. The Act and §§ 115.17 and 115.21 relating to "general application requirements" and "partnership or corporation application procedures" contain the requirements for licensure of active officers and active partners. Because these individuals are required to obtain a license, we believe the previously noted phrase should be deleted from both definitions in the final-form regulation.

#### 4. Section 115.2. Contents of public adjuster contracts, minimum standards.—Clarity.

Subsection (a)(4) provides the adjusters contract is to include "The consideration expressed as a percentage of any payments to be received on the negotiated claim, and as a maximum dollar amount." (Emphasis added.) For clarity, should the word "and" be replaced with the word "or"?

Subsection (b)(3) provides that the public adjuster contract may not impose "unreasonable late fees or collection costs on the insured." The Department should provide examples of what it considers "unreasonable" with regard to late fees or collection costs.

#### 5. Section 115.3. Additional procedures.—Reasonableness.

Subsection (d) contains requirements for the public adjuster to fulfill within "15 calendar days" after receipt of the cancellation notice. Is 15 calendar days a reasonable time period for a public adjuster to fulfill these requirements? The Department should explain.

#### 6. Section 115.11. Examination requirement.—Clarity.

This section requires applicants to "successfully complete an examination, except as provided for in subsections (b) and (c)." Applicants seeking a license shall apply for examination directly to the testing facility. It is not clear where the applicant may obtain "an examination" or how the applicant will contact "the testing facility." To add clarity to this section, the Department could cross-reference § 115.15(5), which provides the pertinent information.

#### 7. Section 115.13. Examination requirements for nonresident applicants.—Clarity.

Paragraph (3) requires a nonresident applicant for a license to "pass the appropriate examination if unable to

produce documentation from the confirming regulatory authority which is satisfactory to the Department." The Department should elaborate upon the information that it would deem satisfactory in the final-form regulation.

**8. Section 115.15. Administration of examination.—Clarity.**

This section requires an eligible delegee to adhere to certain standards. Paragraph (2) states "Testing may be conducted in locations throughout this Commonwealth and other designated locations." We have two concerns.

First, if the Department requires the eligible delegee to offer exams throughout the Commonwealth, then the word "may" should be replaced with the word "shall."

Second, what "other designated locations" would not be located in the Commonwealth? The Department should provide examples of "other designated locations" in the final-form regulation or delete the phrase.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 02-633. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Notice of Filing of Final Rulemakings**

The Independent Regulatory Review Commission (Commission) received the following regulation on the date indicated. To obtain the date and time of the meeting at which the Commission will consider this regulation, contact the Commission at (717) 783-5417 or visit its website at [www.irrc.state.pa.us](http://www.irrc.state.pa.us). To obtain a copy of the regulation, contact the promulgating agency.

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
47-7	Milk Marketing Board Calculation of Bonding Obligation	4/10/02

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 02-634. Filed for public inspection April 19, 2002, 9:00 a.m.]

**INSURANCE DEPARTMENT**

**Blue Cross of Northeastern Pennsylvania and Pennsylvania Blue Shield; Filing 569-MMCR-10/02; Major Medical Community Rated Group Rated Filing**

On April 2, 2002, Blue Cross of Northeastern Pennsylvania and Pennsylvania Blue Shield submitted a filing to increase the current monthly rates for the Community Group Major Medical product. The proposed percent rate changes are 16.93% for the Major Medical Benefit Program that includes the pharmacy benefit and 30.72% for the Major Medical Benefit Program that excludes the pharmacy benefit.

An effective date of October 1, 2002, is requested. This increase will produce approximately \$4.5 million of additional annual revenue for an average projected number of 15,936 subscribers (191,226 contract-months).

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-635. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Conseco Senior Health Insurance Company; Rate Filing**

Conseco Senior Health Insurance Company is requesting approval to increase the premium 25.0% for the Long Term Care policy form ATL-LTC-6 and the associated riders. This form was originally issued by the American Travelers Life Insurance Company. The average premium will increase from \$1,487 to \$1,859 and will affect 4,107 Pennsylvania policyholders.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's regional offices in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-636. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Erie Insurance Exchange; Homeowners Insurance Rate and Rule Revision**

On April 3, 2002, the Insurance Department (Department) received from Erie Insurance Exchange a filing for proposed rate level and rule changes for homeowners insurance.

The company requests an overall 4.3% increase amounting to \$8.412 million annually, to be effective August 1, 2002.

Unless formal administrative action is taken prior to June 2, 2002, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA

17120 or e-mail: xlu@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 02-637. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Insurance Seminar

The Administrative Hearings Office of the Insurance Department will present a seminar titled *Insurance Department Hearings: How to Avoid/How to Survive* on May 14, 2002, at 9:30 a.m. in the Rachel Carson Auditorium, 400 Market Street, Harrisburg, PA. The presentations will focus on procedures in appeals involving Act 68 (automobile policy terminations), Act 205 (homeowner policy terminations) and Act 143 (agency terminations).

For registration forms and further information, contact Karen Bernhard, Hearings Administrator, (717) 783-2126.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 02-638. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Prudential Property and Casualty Insurance Company; Private Passenger Auto Insurance Rate Filing

On April 5, 2002, the Insurance Department (Department) received from Prudential Property and Casualty Insurance Company a filing for a proposed rate level change for Private Passenger Auto insurance.

The company requests an overall 13.9% increase amounting to \$12.22 million annually, to be effective August 1, 2002.

Unless formal administrative action is taken prior to June 4, 2002, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120 or e-mail: xlu@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 02-639. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68), in connection with the termination of the insured's automobile policy. The hearings will be held in accordance

with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional offices in Philadelphia PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Daniel Mason, M.D.; File No. 02-265-01000; AAA Mid-Atlantic Insurance Company; Doc. No. PH02-04-008; May 17, 2002, 9:30 a.m.

Martin Cotton; File No. 02-280-01170; AAA Mid-Atlantic Insurance Company; Doc. No. PH02-04-010; May 17, 2002, 10:30 a.m.

Alfred Jones, Jr.; File No. 02-210-00845; American Independent Insurance; Doc. No. PH02-04-009; May 17, 2002, 11:30 a.m.

Tiffani S. Clark; File No. 02-280-00706; Farmers New Century Insurance Company; Doc. No. PH02-03-035; May 24, 2002, 1 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 02-640. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Review Procedure Hearings under the Unfair Insurance Practices Act

The following insured has requested a hearing as authorized by section 8 of the Unfair Insurance Practices

Act (40 P. S. § 1171.8) in connection with their company's termination of the insureds' policies. The administrative hearing will be held in the Insurance Department's regional offices in Harrisburg, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Estate of Rose M. Griffith; File No. 02-182-01349; National Grange Mutual Insurance Company; Doc. No. P02-04-007; May 22, 2002; 10:30 a.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like necessary, to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-641. Filed for public inspection April 19, 2002, 9:00 a.m.]

## LEGISLATIVE REFERENCE BUREAU

### Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of Bulletin). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no such documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

*Governor's Office*

Management Directive No. 205.9—Implementation of Financial Disclosure Provisions of the Governor's Code of Conduct, Amended March 5, 2002.

Management Directive No. 205.10—Financial Disclosures Required by the Public Official and Employee Ethics Act, Act 93 of 1998, 65 Pa.C.S. §§ 1101—1113, Amended March 5, 2002.

Management Directive No. 205.12—Financial Disclosures Required by Former Employees by the Public Official and Employee Ethics Act, Act 93 of 1998, 65 Pa.C.S. §§ 1101—1113, Amended March 5, 2002.

Management Directive No. 230.14—Foreign Areas Subsistence Allowances, Amended February 25, 2002.

Management Directive No. 515.20—Reemployment of Commonwealth Annuitants, Amended February 21, 2002.

Management Directive No. 540.7—Employee Performance Review, Amended March 5, 2002.

Administrative Circular No. 02-04—Closing Instruction No. 1, Fiscal Year 2001-2002 Submission of Purchasing Documents, Dated February 27, 2002.

Administrative Circular No. 02-05—Relocation—Department of Conservation and Natural Resources' Offices, Dated March 13, 2002.

Administrative Circular No. 02-06—Distribution of the 2002 Governor's Annual Work Force Report, Dated March 15, 2002.

Administrative Circular No. 02-07—Calendar Bases, Calendar Refills, Diaries, and Date Books for 2003, Dated March 15, 2002.

GARY R. HOFFMAN,  
*Director*  
*Pennsylvania Bulletin*

[Pa.B. Doc. No. 02-642. Filed for public inspection April 19, 2002, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board leases will expire:

Allegheny County, Wine & Spirits Shoppe #0212, 959 Liberty Avenue, Pittsburgh, PA 15222-3701.

*Lease Expiration Date:* April 30, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 2,500 net useable square feet of new or existing retail commercial space with an additional 2,500 of stock/storage space. Site must be located on Liberty Avenue in downtown Pittsburgh between 11th and 9th Streets. Rear tractor trailer delivery required.

*Proposals due:* May 10, 2002, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Bruce VanDyke, (412) 565-5130

Allegheny County, Wine & Spirits Shoppe #0213, 217 Atwood Street, Pittsburgh, PA 15213-4001.

*Lease Expiration Date:* May 31, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space serving the Oakland neighborhood within the City of Pittsburgh. The site should have good loading facilities and off-street parking.

*Proposals due:* May 10, 2002, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Thomas Deal, (412) 565-5130

Beaver County, Wine & Spirits Shoppe #0403, 999 Merchant Street, Ambridge, PA 15003-2327.

*Lease Expiration Date:* April 30, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 2,500 net useable square feet of new or existing retail commercial space along Merchant Street in the Ambridge Central Business District. Site should have rear door loading facilities.

*Proposals due:* May 10, 2002, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** George Danis, (412) 565-5130

JOHN E. JONES, III,  
*Chairperson*

[Pa.B. Doc. No. 02-643. Filed for public inspection April 19, 2002, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Default Order

Public Meeting held  
 March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. ACS Systems, Inc. (1998.0232.01); Doc. No. C-20015721; A-310644*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against ACS Systems, Inc. (Respondent), an IXC reseller certificated at A-310644. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 28, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. ACS Systems, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by ACS Systems, Inc. at A-310644 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-644. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
 March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Airnex Communications, Inc. (1998.0232.01); Doc. No. C-00015633; A-310794*

### Default Order

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Airnex Communications, Inc. (Respondent), an IXC reseller certificated at A-310794. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 22, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Airnex Communications, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Airnex Communications, Inc. at A-310794 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-645. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. American Tel Group immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by American Tel Group at A-310028 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-646. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. American Tel Group (1998.0232.01); Doc. No. C-00015565; A-310028*

**Default Order**

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against American Tel Group (Respondent), an IXC reseller certificated at A-310028. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 21, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Americatel Corporation (1998.0232.01); Doc. No. C-00015649; A-310609*

**Default Order**

*By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Americatel Corporation (Respondent), an IXC reseller certificated at A-310609. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 20, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Americatel Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Americatel Corporation at A-310609 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-647. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Anchor Communications Corporation (1998.0232.01); Doc. No. C-20015673; A-310445*

### Default Order

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Anchor Communications Corporation (Respondent), an IXC reseller certificated at A-310445. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Anchor Communications Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Anchor Communications Corporation at Docket No. A-310445 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-648. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Association Administrators, Inc. (1998.0232.01); Doc. No. C-00015662; A-310527*

### Default Order

*By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Association Administrators, Inc. (Respondent), an IXC reseller certificated at A-310527. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 21, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Association Administrators, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Association Administrators, Inc. at A-310527 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-649. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Atlantic Telephone Company, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Atlantic Telephone Company, Inc. at Docket No. A-310787 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-650. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Atlantic Telephone Company, Inc. (1998.0232.01); Doc. No. C-20015678; A-310787*

### Default Order

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Atlantic Telephone Company, Inc. (Respondent), an IXC reseller certificated at A-310787. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Atlas Equity, Inc. (1998.0232.01); Doc. No. C-20015718; A-310648*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Atlas Equity, Inc. (Respondent), an IXC reseller certificated at A-310648. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on July 5, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*



*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Atlas Equity, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Atlas Equity, Inc. at A-310648 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-651. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. BFI Communications, Inc. (1998.0232.01); Doc. No. C-20015670; A-310473*

### Default Order

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against BFI Communications, Inc. (Respondent), an IXC reseller certificated at A-310473. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. BFI Communications, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by BFI Communications, Inc. at Docket No. A-310473 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-652. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. BNI Telecommunications, Inc. (1998.0232.01); Doc. No. C-20015675; A-310465*

### Default Order

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against BNI Telecommunications, Inc. (Respondent), an IXC reseller certificated at A-310465. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 25, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. BNI Telecommunications, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by BNI Telecommunications, Inc. at A-310465 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-653. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Blackstone Communications Company immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Blackstone Communications Company at A-310821 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-654. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Blackstone Communications Company (1998.0232.01); Doc. No. C-20015695; A-310821*

**Default Order**

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Blackstone Communications Company (Respondent), an IXC reseller certificated at A-310821. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 20, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Broadpoint Communications, Inc. (1998.0232.01); Doc. No. C-20015679; A-310790*

**Default Order**

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Broadpoint Communications, Inc. (Respondent), an IXC reseller certificated at A-310790. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by neither failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Broadpoint Communications, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Broadpoint Communications, Inc. at Docket No. A-310790 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-655. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Broadstream Corporation (1998.0232.01); Doc. No. C-20015698; A-310837*

### Default Order

*By the Commission:*

On June 12, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Broadstream Corporation (Respondent), an IXC reseller certificated at A-310837. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 29, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Broadstream Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Broadstream Corporation at A-310837 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-656. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Business Options, Inc. (1998.0232.01); Doc. No. C-20015739; A-310390*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Business Options, Inc. (Respondent), an IXC reseller certificated at A-310390. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on July 2, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Business Options, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Business Options, Inc. at A-310390 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-657. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Buyers United International, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Buyers United International, Inc. at A-310662 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-658. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Buyers United International, Inc. (1998.0232.01); Doc. No. C-20015714; A-310662*

**Default Order**

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Buyers United International, Inc. (Respondent), an IXC reseller certificated at A-310662. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 28, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. CTN Telephone Network, Inc. (1998.0232.01); Doc. No. C-20015747; A-310399*

**Default Order**

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against CTN Telephone Network, Inc. (Respondent), an IXC reseller certificated at A-310399. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. CTN Telephone Network, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by CTN Telephone Network, Inc. at Docket No. A-310399 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-659. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Call Plus, Inc. (1998.0232.01); Doc. No. C-00015660; A-310551*

**Default Order**

*By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Call Plus, Inc. (Respondent), an IXC reseller certificated at A-310551. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Call Plus, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Call Plus, Inc. at Docket No. A-310551 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-660. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Call Technology Corporation (1998.0232.01); Doc. No. C-00015572; A-310055*

**Default Order**

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Call Technology Corporation (Respondent), an IXC reseller certificated at A-310055. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by neither failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Call Technology Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Call Technology Corporation at Docket No. A-310055 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-661. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Colorado River Communications (1998.0232.01); Doc. No. C-20015746; A-310217*

**Default Order**

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Colorado River Communications (Respondent), an IXC reseller certificated at A-310217. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Colorado River Communications immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Colorado River Communications at Docket No. A-310217 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-662. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Comcentral Corporation (1998.0232.01); Doc. No. C-00015628; A-310231*

**Default Order**

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Comcentral Corporation (Respondent), an IXC reseller certificated at A-310231. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by neither failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Comcentral Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Comcentral Corporation at Docket No. A-310231 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-663. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Communication Network Intl. Ltd. (1998.0232.01); Doc. No. C-00015626; A-310248*

### Default Order

*By the Commission:*

On June 8, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Communication Network Intl. Ltd. (Respondent), an IXC reseller certificated at A-310248. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Communication Network Intl. Ltd. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Communication Network Intl. Ltd. at Docket No. A-310248 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-664. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Communication Network Services LLC (1998.0232.01); Doc. No. C-20015717; A-310655*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Communication Network Services LLC (Respondent), an IXC reseller certificated at A-310655. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Communication Network Services LLC immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Communication Network Services LLC at Docket No. A-310655 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-665. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Consolidated Billing Provider (1998.0232.01); Doc. No. C-00015639; A-310746*

#### Default Order

*By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Consolidated Billing Provider (Respondent), an IXC reseller certificated at A-310746. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 26, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Consolidated Billing Provider immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Consolidated Billing Provider at A-310746 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-666. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Corporate Services Telecom, Inc. (1998.0232.01); Doc. No. C-20015731; A-310383*

#### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Corporate Services Telecom, Inc. (Respondent), an IXC reseller certificated at A-310383. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*



*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Corporate Services Telecom, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Corporate Services Telecom, Inc. at A-310383 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-667. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Covista, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Covista, Inc. at A-310640 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-668. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Covista, Inc. (1998.0232.01); Doc. No. C-20015726; A-310640*

**Default Order**

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Covista, Inc. (Respondent), an IXC reseller certificated at A-310640. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on July 5, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. C-Phone Corporation (1998.0232.01); Doc. No. C-00015661; A-310541*

**Default Order**

*By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against C-Phone Corporation (Respondent), an IXC reseller certificated at A-310541. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 21, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. C-Phone Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by C-Phone Corporation at A-310541 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-669. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Cybersentry, Inc. (1998.0232.01); Doc. No. C-00015632; A-310224*

### Default Order

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Cybersentry, Inc. (Respondent), an IXC reseller certificated at A-310224. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Cybersentry, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Cybersentry, Inc. at Docket No. A-310224 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-670. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Digital Services Corporation (1998.0232.01); Doc. No. C-20015672; A-310412*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Digital Services Corporation (Respondent), an IXC reseller certificated at A-310412. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 28, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Digital Services Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Digital Services Corporation at A-310412 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. McNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-671. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Digital Technologies, Inc. (1998.0232.01); Doc. No. C-20015669; A-310486*

### Default Order

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Digital Technologies, Inc. (Respondent), an IXC reseller certificated at A-310486. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Digital Technologies, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Digital Technologies, Inc. at Docket No. A-310486 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. McNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-672. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Discount Call Rating, Inc. (1998.0232.01); Doc. No. C-00015659; A-310552*

### Default Order

*By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Discount Call Rating, Inc. (Respondent), an IXC reseller certificated at A-310552. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Discount Call Rating, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Discount Call Rating, Inc. at Docket No. A-310552 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-673. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Eagle Telecom, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Eagle Telecom, Inc. at Docket No. A-310710 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-674. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Eagle Telecom, Inc. (1998.0232.01); Doc. No. C-20015704; A-310710*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Eagle Telecom, Inc. (Respondent), an IXC reseller certificated at A-310710. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Empire One Communications (1998.0232.01); Doc. No. C-20015735; A-310907*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Empire One Communications (Respondent), an IXC reseller certificated at A-310907. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Empire One Communications immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Empire One Communications at Docket No. A-310907 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-675. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Enterprise Telecom Services, Inc. (1998.0232.01); Doc. No. C-00015569; A-310067*

#### Default Order

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Enterprise Telecom Services, Inc. (Respondent), an IXC reseller certificated at A-310067. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Enterprise Telecom Services, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Enterprise Telecom Services, Inc. at Docket No. A-310067 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-676. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Fairpoint Communication Solutions Corporation (1998.0232.01); Doc. No. C-20015706; A-310725*

#### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Fairpoint Communication Solutions Corporation (Respondent), an IXC reseller certificated at A-310725. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 28, 2001. To date, more than 20 days later, no answer has

been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Fairpoint Communication Solutions Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Fairpoint Communication Solutions Corporation at A-310725 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-677. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Financial Intranet, Inc. (1998.0232.01); Doc. Nos. C-20015687 and C-20015737; A-310805*

#### Default Order

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Financial Intranet, Inc. (Respondent), an IXC reseller certificated at A-310805. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 27, 2001. To date, more than 20 days later, no answer has

been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Financial Intranet, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Financial Intranet, Inc. at A-310805 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-678. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Five Star Telecom, Inc. (1998.0232.01); Doc. No. C-20015676; A-310453*

#### Default Order

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Five Star Telecom, Inc. (Respondent), an IXC reseller certificated at A-310453. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due.

The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report. The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Five Star Telecom, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Five Star Telecom, Inc. at Docket No. A-310453 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-679. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Freedom Communications Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Freedom Communications Corporation at Docket No. A-310368 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-680. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Freedom Communications Corporation (1998.0232.01); Doc. No. C-20015741; A-310368*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Freedom Communications Corporation (Respondent), an IXC reseller certificated at A-310368. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. GTN Corporation (1998.0232.01); Doc. No. C-20015744; A-310398*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against GTN Corporation (Respondent), an IXC reseller certificated at A-310398. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on July 6, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. GTN Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by GTN Corporation at A-310398 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-681. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Gillette Global Network, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Gillette Global Network, Inc. at A-310366 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-682. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Gillette Global Network, Inc. (1998.0232.01); Doc. No. C-20015742; A-310366*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Gillette Global Network, Inc. (Respondent), an IXC reseller certificated at A-310366. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 28, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Global Telemedia International, Inc. (1998.0232.01); Doc. No. C-20015743; A-310370*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Global Telemedia International, Inc. (Respondent), an IXC reseller certificated at A-310370. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*



*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Global Telemedia International, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Global Telemedia International, Inc. at Docket No. A-310370 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-683. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Global Telesys Corporation (1998.0232.01); Doc. No. C-00015644; A-310733*

#### Default Order

*By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Global Telesys Corporation (Respondent), an IXC reseller certificated at A-310733. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Global Telesys Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Global Telesys Corporation at A-310733 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-684. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Global Wats One, Inc. (1998.0232.01); Doc. No. C-00015620; A-310219*

#### Default Order

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Global Wats One, Inc. (Respondent), an IXC reseller certificated at A-310219. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Global Wats One, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Global Wats One, Inc. at Docket No. A-310219 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-685. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Halo Telecom, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Halo Telecom, Inc. at A-310487 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-686. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Halo Telecom, Inc. (1998.0232.01); Doc. No. C-20015668; A-310487*

**Default Order**

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Halo Telecom, Inc. (Respondent), an IXC reseller certificated at A-310487. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 27, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Hospitality Communications Corp (1998.0232.01); Doc. No. C-00015618; A-310154*

**Default Order**

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Hospitality Communications Corp (Respondent), an IXC reseller certificated at A-310154. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Hospitality Communications Corp immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Hospitality Communications Corp at Docket No. A-310154 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-687. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Intelicom International Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Intelicom International Corporation at Docket No. A-310391 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-688. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Intelicom International Corporation (1998.0232.01); Doc. No. C-20015745; A-310391*

#### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Intelicom International Corporation (Respondent), an IXC reseller certificated at A-310391. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. International Communications Group Ltd. (1998.0232.01); Doc. No. C-20015750; A-310339*

#### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against International Communications Group Ltd. (Respondent), an IXC reseller certificated at A-310339. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. International Communications Group Ltd. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by International Communications Group Ltd. at Docket No. A-310339 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-689. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. International Gateway Communications immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by International Gateway Communications at Docket No. A-310511 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-690. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. International Gateway Communications (1998.0232.01); Doc. No. C-20015666; A-310511*

#### Default Order

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against International Gateway Communications (Respondent), an IXC reseller certificated at A-310511. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Long Distance America, Inc. (1998.0232.01); Doc. No. C-00015631; A-310773*

#### Default Order

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Long Distance America, Inc. (Respondent), an IXC reseller certificated at A-310773. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on July 17, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Long Distance America, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Long Distance America, Inc. at A-310773 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-691. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. MBE Communications, Inc. (1998.0232.01); Doc. No. C-00015617; A-310187*

### Default Order

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against MBE Communications, Inc. (Respondent), an IXC reseller certificated at A-310187. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. MBE Communications, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by MBE Communications, Inc. at Docket No. A-310187 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-692. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Metrolink Communications, Inc. (1998.0232.01); Doc. No. C-20015752; A-310385*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Metrolink Communications, Inc. (Respondent), an IXC reseller certificated at A-310385. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Metrolink Communications, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Metrolink Communications, Inc. at Docket No. A-310385 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-693. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Millenium Group Telemanagement immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Millenium Group Telemanagement at A-310498 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-694. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Millenium Group Telemanagement (1998.0232.01); Doc. No. C-20015667; A-310498*

### Default Order

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Millenium Group Telemanagement (Respondent), an IXC reseller certificated at A-310498. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 25, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. National Collegiate, Inc. (1998.0232.01); Doc. No. C-20015699; A-310671*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against National Collegiate, Inc. (Respondent), an IXC reseller certificated at A-310671. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 27, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. National Collegiate, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by National Collegiate, Inc. at A-310671 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-695. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. National Telecom, Inc. (1998.0232.01); Doc. No. C-20015728; A-310639*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against National Telecom, Inc. (Respondent), an IXC reseller certificated at A-310639. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. National Telecom, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by National Telecom, Inc. at Docket No. A-310639 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-696. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Network International LC (1998.0232.01); Doc. No. C-00015642; A-310735*

### Default Order

*By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Network International LC (Respondent), an IXC reseller certificated at A-310735. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Network International LC immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Network International LC at Docket No. A-310735 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-697. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. New Concept Communications LLC immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by New Concept Communications LLC at Docket No. A-310591 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-698. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. New Concept Communications LLC (1998.0232.01); Doc. No. C-00015651; A-310591*

### Default Order

*By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against New Concept Communications LLC (Respondent), an IXC reseller certificated at A-310591. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. New Millenium Communications (1998.0232.01); Doc. No. C-20015732; A-310723*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against New Millenium Communications (Respondent), an IXC reseller certificated at A-310723. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*



*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. New Millenium Communications immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by New Millenium Communications at Docket No. A-310723 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-699. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson;  
Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli;  
Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. New Millennium Conquest Service Corporation (1998.0232.01); Doc. No. C-00015634; A-310777*

#### Default Order

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against New Millennium Conquest Service Corporation (Respondent), an IXC reseller certificated at A-310777. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than

20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. New Millennium Conquest Service Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by New Millennium Conquest Service Corporation at Docket No. A-310777 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-700. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson;  
Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli;  
Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. North American Communications Group, Inc. (1998.0232.01); Doc. No. C-20015753; A-310270*

#### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against North American Communications Group, Inc. (Respondent), an IXC reseller certificated at A-310270. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. North American Communications Group, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by North American Communications Group, Inc. at Docket No. A-310270 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-701. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Nova Telecom, Inc. (1998.0232.01); Doc. No. C-20015725; A-310641*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Nova Telecom, Inc. (Respondent), an IXC reseller certificated at A-310641. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 27, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Nova Telecom, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Nova Telecom, Inc. at A-310641 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-702. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. 1 Plus Savings, Inc. (1998.0232.01); Doc. No. C-20015700; A-310686*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against 1 Plus Savings, Inc. (Respondent), an IXC reseller certificated at A-310686. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on July 12, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore*,

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. 1 Plus Savings, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by 1 Plus Savings, Inc. at A-310686 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-703. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Overlook Communications International (1998.0232.01); Doc. No. C-0015614; A-310359*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Overlook Communications International (Respondent), an IXC reseller certificated at A-310359. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore*,

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Overlook Communications International immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Overlook Communications International at Docket No. A-310359 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-704. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Ozark Telecom, Inc. (1998.0232.01); Doc. No. C-20015696; A-310823*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Ozark Telecom, Inc. (Respondent), an IXC reseller certificated at A-310823. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on July 2, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore*,

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Ozark Telecom, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Ozark Telecom, Inc. at A-310823 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-705. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. PNV.NET, Inc. (1998.0232.01); Doc. No. C-20015710; A-310672*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against PNV.NET, Inc. (Respondent), an IXC reseller certificated at A-310672. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was refused. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore*,

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. PNV.NET, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by PNV.NET, Inc. at Docket No. A-310672 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-706. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Primetel Communications, Inc. (1998.0232.01); Doc. No. C-20015754; A-310365*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Primetel Communications, Inc. (Respondent), an IXC reseller certificated at A-310365. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June

27, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore*,

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Primetel Communications, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Primetel Communications, Inc. at A-310365 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-707. Filed for public inspection April 19, 2002, 9:00 a.m.]

been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore*,

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. RDST, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by RDST, Inc. at A-310819 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-708. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. RDST, Inc. (1998.0232.01); Doc. No. C-20015694; A-310819*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against RDST, Inc. (Respondent), an IXC reseller certificated at A-310819. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on July 2, 2001. To date, more than 20 days later, no answer has

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. STA Telecommunications Corporation (1998.0232.01); Doc. No. C-20015671; A-310431*

### Default Order

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against STA Telecommunications Corporation (Respondent), an IXC reseller certificated at A-310431. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore*,

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. STA Telecommunications Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by STA Telecommunications Corporation at Docket No. A-310431 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-709. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Securfone America, Inc. (1998.0232.01); Doc. No. C-00015657; A-310564*

#### Default Order

*By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Securfone America, Inc. (Respondent), an IXC reseller certificated at A-310564. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Securfone America, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Securfone America, Inc. at Docket No. A-310564 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-710. Filed for public inspection April 19, 2002, 9:00 a.m.]

#### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Service Electric Cable TV, Inc. (1998.0232.01); Doc. No. C-00015650; A-310605*

#### Default Order

*By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Service Electric Cable TV, Inc. (Respondent), an IXC reseller certificated at A-310605. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 20, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Service Electric Cable TV, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Service Electric Cable TV, Inc. at A-310605 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-711. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Shared Comm of ESR, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Shared Comm of ESR, Inc. at A-310137 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-712. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Shared Comm of ESR, Inc. (1998.0232.01); Doc. No. C-00015616; A-310137*

**Default Order***By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Shared Comm of ESR, Inc. (Respondent), an IXC reseller certificated at A-310137. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 21, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Speer Comm Virtual Media, Inc. (1998.0232.01); Doc. No. C-20015683; A-310799*

**Default Order***By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Speer Comm Virtual Media, Inc. (Respondent), an IXC reseller certificated at A-310799. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Speer Comm Virtual Media, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Speer Comm Virtual Media, Inc. at Docket No. A-310799 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-713. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Summit Telecommunications, Inc. (1998.0232.01); Doc. No. C-00015629; A-310220*

**Default Order**

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Summit Telecommunications, Inc. (Respondent), an IXC reseller certificated at A-310220. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Summit Telecommunications, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Summit Telecommunications, Inc. at Docket No. A-310220 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-714. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Telecom America, Inc. (1998.0232.01); Doc. No. C-00015623; A-310228*

**Default Order**

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Telecom America, Inc. (Respondent), an IXC reseller certificated at A-310228. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*



*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Telecom America, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Telecom America, Inc. at Docket No. A-310228 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-715. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Teleconcepts, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Teleconcepts, Inc. at A-310131 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-716. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Teleconcepts, Inc. (1998.0232.01); Doc. No. C-00015578; A-310131*

### Default Order

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Teleconcepts, Inc. (Respondent), an IXC reseller certificated at A-310131. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 20, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Tel-Save, Inc. (1998.0232.01); Doc. No. C-00015615; A-310073*

### Default Order

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Tel-Save, Inc. (Respondent), an IXC reseller certificated at A-310073. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 21, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Tel-Save, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Tel-Save, Inc. at A-310073 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-717. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Touchtone Network, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Touchtone Network, Inc. at Docket No. A-310230 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-718. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Touchtone Network, Inc. (1998.0232.01); Doc. No. C-00015624; A-310230*

### Default Order

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Touchtone Network, Inc. (Respondent), an IXC reseller certificated at A-310230. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Trucom Corporation (1998.0232.01); Doc. No. C-20015680; A-310793*

### Default Order

*By the Commission:*

On June 22, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Trucom Corporation (Respondent), an IXC reseller certificated at A-310793. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on July 5, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Trucom Corporation immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Trucom Corporation at A-310793 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-719. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Twister Communications Network immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Twister Communications Network at A-310708 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-720. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Twister Communications Network (1998.0232.01); Doc. No. C-20015703; A-310708*

**Default Order***By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Twister Communications Network (Respondent), an IXC reseller certificated at A-310708. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on July 2, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzigrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. USBG, Inc. (1998.0232.01); Doc. No. C-00015658; A-310559*

**Default Order***By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against USBG, Inc. (Respondent), an IXC reseller certificated at A-310559. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. USBG, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by USBG, Inc. at Docket No. A-310559 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-721. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. US Mobile Services, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by US Mobile Services, Inc. at Docket No. A-310577 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-722. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. US Mobile Services, Inc. (1998.0232.01); Doc. No. C-00015654; A-310577*

### Default Order

*By the Commission:*

On June 19, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against US Mobile Services, Inc. (Respondent), an IXC reseller certificated at A-310577. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504, its 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

### Default Order

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. United States Telecommunications (1998.0232.01); Doc. No. C-20015712; A-310684*

### Default Order

*By the Commission:*

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against United States Telecommunications (Respondent), an IXC reseller certificated at A-310684. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 28, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. United States Telecommunications immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by United States Telecommunications at A-310684 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-723. Filed for public inspection April 19, 2002, 9:00 a.m.]

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Value Tel, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Value Tel, Inc. at A-310254 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-724. Filed for public inspection April 19, 2002, 9:00 a.m.]

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Value Tel, Inc. (1998.0232.01); Doc. Nos. C-00015625 and C-00992346; A-310254*

**Default Order**

*By the Commission:*

On June 18, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Value Tel, Inc. (Respondent), an IXC reseller certificated at A-310254. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 21, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

**Default Order**

Public Meeting held  
March 28, 2002

*Commissioners Present:* Glen R. Thomas, Chairperson; Robert K. Bloom, Vice-Chairperson; Kim Pizzingrilli; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Voice Vision International, Inc. (1998.0232.01); Doc. No. C-20015697; A-310831*

**Default Order**

*By the Commission:*

On June 12, 2001, the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Voice Vision International, Inc. (Respondent), an IXC reseller certificated at A-310831. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa.C.S. § 504 its 1999 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

According to the United States Postal Service return receipt, service of the Complaint was perfected on June 28, 2001. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; *Therefore,*

*It is Ordered That:*

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Voice Vision International, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this Order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. The notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication and without further action by the Commission, the certificate of public convenience held by Voice Vision International, Inc. at A-310831 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-725. Filed for public inspection April 19, 2002, 9:00 a.m.]

approximately 2 years ago concerning a crossing located in Rostraver Township near the City of Monessen border. The area is known as St. Mary's Road and is a continuation of a State Road in Monessen. After several attempts to have the situation corrected, Wheeling and Lake Erie Railroad did correct a portion of the problem. They added safety arms with flashing lights and installed a new drainage line, which now prevents various rodents and mosquitoes from inhabiting this area. It also has railroad rail spikes protruding upward and affecting vehicular traffic. There have been a number of near misses when two vehicles crossover at the same time. Persons unfamiliar with this crossing could very well sustain serious damage to their vehicle or even help to create an accident. The other problem that still exists is the flooring for the actual crossing. It is deplorable to the extent that his office receives and has been receiving complaints for his entire 4 years in office. He wants the Pennsylvania Public Utility Commission to contact Wheeling and Lake Erie Railroad and see when they intend to finish their project at the crossing.

An Initial Hearing on this matter will be held Thursday, June 27, 2002, at 10 a.m. in the 11th Floor Hearing Room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-727. Filed for public inspection April 19, 2002, 9:00 a.m.]

## Gas Service

**A-122350F2007. T. W. Phillips Gas and Oil Company.** Application of T. W. Phillips Gas and Oil Company for approval to discontinue and abandon service to two residential gas customers located in Oliver Township, Jefferson County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before May 6, 2002, under 52 Pa. Code (relating to public utilities).

*Applicant:* T. W. Phillips Gas and Oil Company

*Through and By Counsel:* Jay W. Dawson, Vice President, Legal and Secretary, 205 North Main Street, Butler, PA 16001.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-726. Filed for public inspection April 19, 2002, 9:00 a.m.]

## Railroad With Hearing

**C-20016656. Representative Harhai v. Wheeling and Lake Erie Railroad Company.** Complainant states he had contacted Wheeling and Lake Erie Railroad

## Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before May 13, 2002, as set forth at 52 Pa. Code § 3.381 (relating to the applications for the transportation of property, household goods in use and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

**Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.***

**A-00117567, Folder 2. A-One Limo, Inc.** (3706 Larkin Road, Boothwyn, Delaware County, PA 19061), a corporation of the Commonwealth of Pennsylvania—persons in limousine service, between points in the counties of Bucks, Chester, Delaware, Montgomery, and the city and county of Philadelphia, and from points in said territory, to points in Pennsylvania, and return. *Attorney:* John J. Gallagher, Suite 1100, 1760 Market Street, Philadelphia, PA 19103.

**A-00117894 (Corrected). Francis A. Larkin t/d/b/a Door to Door Limo Service** (633 Laurel Road, Springfield, Delaware County, PA 19064)—persons in limousine service, between points in the city and county of Philadelphia and the county of Delaware, and from points in the said city and counties, to points in Pennsylvania, and return.

**A-00118286 (Corrected). K-Larens Transportation Service, Inc.** (1530 Bustard Road, Lansdale, Montgomery County, PA 19446), a Pennsylvania Corporation—persons in limousine service, between points in counties of Bucks, Chester, Delaware, Lehigh, Montgomery, and the city and county of Philadelphia, and from points in said city and counties, to points in Pennsylvania, and return. *Attorney:* Harold D. Borek, 1995 Morris Road, Suite 100, Blue Bell, PA 19422-1422.

**A-00118593. Besteastern Limousine, Inc.** (2050 South Street, Philadelphia, PA 19146)—persons in limousine service, between in the city and county of Philadelphia, and from points in said city and county, to points in Pennsylvania, and return.

**A-00118782. Aero Coach Limousine, Inc.** (1194 Bartlett Place, Philadelphia, PA 19115) a Pennsylvania corporation—persons in limousine service, between points in the city and county of Philadelphia, and the counties of Bucks, Chester, Delaware and Montgomery, and from points in said city and counties, to points in Pennsylvania, and return. *Attorney:* John J. Gallagher, Suite 1100, 1760 Market Street, Philadelphia, PA 19103.

**A-00118787. Security Limousine, Inc.** (129 Wooded Lane, Villanova, Delaware and Montgomery Counties, PA 19085), a corporation of the Commonwealth of Pennsylvania, persons in limousine service, between points in the city and county of Philadelphia, and within an airline distance of 100 statute miles of the limits of the said city and county. *Attorney:* James M. Pierce, 125 Strafford Avenue, Suite 110, PO Box 312, Wayne, PA 19087.

**A-00118780. Harold K. Witmer t/d/b/a H. K. Pickup & Delivery** (743 Rancks Church Road, New Holland, Lancaster County, PA 17557)—persons in paratransit service, between points in the county of Lancaster, and from points in said county, to points in Pennsylvania, and vice versa, limited to persons whose personal convictions prevent them from owning or operating motor vehicles.

**A-00118804. People United Together (P.U.T.)** (1209 West Lehigh Avenue, city and county of Philadelphia, PA 19133), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, from the facilities of P.U.T. in the city and county of Philadelphia, to correctional facilities at Allenwood and Lewisburg, Union County, and Muncy, Lycoming County, and return.

**Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under each application**

**A-00118707, Folder 2. AC-Coach Operations, Inc.** (One Anderson Plaza, Greenville, Mercer County, PA 16125), a corporation of the Commonwealth of Pennsylvania—persons in limousine service, between points in Pennsylvania; which is to be a transfer of all of the right authorized under the certificate issued at A-00096222, F. 3 to O. D. Anderson, Inc., subject to the same limitations

and conditions. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15129-2383.

**A-00118707, Folder 3. AC-Coach Operations, Inc.** (One Anderson Plaza, Greenville, Mercer County, PA 16125), a corporation of the Commonwealth of Pennsylvania—persons in group and party service, in vehicles seating 15 passengers or less, including the driver, from points in that part of Pennsylvania lying on and west of a line which is 5 statute miles east of U. S. Highway 219, to points in Pennsylvania; which is to be a transfer of all the right authorized under the certificate issued at A-00096222 to O. D. Anderson, Inc., subject to the same limitations and conditions. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15129-2383.

**A-00118707, Folder 4. AC-Coach Operations, Inc.** (One Anderson Plaza, Greenville, Mercer County, PA 16125), a corporation of the Commonwealth of Pennsylvania—persons on schedule: (1) between the borough of Stoneboro and the city of Sharon, Mercer County, over the following route: Beginning at the intersection of Walnut and Franklin Streets in the borough of Stoneboro, Mercer County, thence on Franklin Street and U. S. Highway Route 62 to the borough of Sandy Lake, thence returning on U. S. Highway Route 62 to the borough of Stoneboro, thence continuing on U. S. Highway 62 through the boroughs of Jackson Center and Mercer to Sharpville Avenue in the city of Sharon, thence on Sharpville Avenue, Silver Street, Water Street and State Street to the Union Bus Terminal, thence returning on State Street, Irvine Street, Budd Street, U. S. Highway Route 62 and the same route to the place of beginning; excluding the right to render local service between the northeast limits of the borough of Mercer and the eastern limits of the city of Sharon; and (2) persons together with their baggage and mail, newspapers and express can be transported in buses without the removal of seats between the borough of Greenville, Mercer County, and the Pennsylvania-Ohio state line west of the village of Espyville, Crawford County, over the following route: Beginning on State Highway Traffic Route 18 in the borough of Greenville, Mercer County, thence on State Highway Traffic Route 18 to the village of Hartstown, Crawford County, thence on U. S. Highway Route 322 through the borough of Conneaut Lake to the city of Meadville, thence on U. S. Highway Route 6 through the borough of Conneaut Lake to the borough of Linesville, thence on State Highway Legislative Routes 20006 and 20003 to its intersection with State Highway Traffic Route 285, thence on State Highway Traffic Route 285 through the village of Espyville to the Pennsylvania-Ohio state line, and returning over the same route. *Alternate Route, during the season when Conneaut Lake Park is open:* Beginning at the intersection of U. S. Highway Route 6 and State Highway Traffic Route 618, thence on State Highway Traffic Route 618 through Conneaut Lake Park to its intersection with State Highway Legislative Route 20046 in the village of Harmonsburg, thence on State Highway Legislative Route 20046 to its intersection with U. S. Highway Route 6 and returning over the same route; which is to be a transfer of all the right authorized under the certificate issued at A-00096222, F. 2 to O. D. Anderson, Inc., subject to the same limitations and conditions. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh PA 15219-2383.

**A-00118768. Betty Mendicino t/d/b/a Sewickley Taxi Co.** (626 Blackburn Road, Sewickley, Allegheny County, PA 15143)—persons upon call or demand in the

boroughs of Sewickley, Sewickley Heights and Glenfield and the township of Aleppo, Allegheny County; which is to be a transfer of the rights authorized under the certificate issued at A-00094430 to Patrick Mendicino (deceased) t/d/b/a Sewickley Taxi Co., subject to the same limitations and conditions.

**Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under the application.**

**A-00118783. Russell Chrupalyk t/d/b/a Adelphia Moving and Storage** (P. O. Box 8990, Philadelphia, PA 19135)—household goods in use, between points in the city and county of Philadelphia, and the counties of Bucks and Montgomery.

**Applications of the following for amendment to the certificate of public convenience approval of the right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under each application.**

**A-00097418, Folder 1, Am-A. Dorsey M. Meredith t/d/b/a Meredith and Sons Moving, Hauling and Cleaning** (1250 Walnut Street, Harrisburg, Dauphin County, PA 17103)—discontinuance of service—household goods, in use, between points in the city of Harrisburg, Dauphin County.

**A-00104525, Folder 1, Am-A. Bavarian Inn, Inc.** (33 S. South Street, St. Marys, Elk County, PA 15857), a corporation of the Commonwealth of Pennsylvania—discontinuance of service—persons, upon call or demand in the borough of St. Marys and the townships of Benzinger and Fox, Elk County.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-728. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Telecommunications

**A-310130F7002. The United Telephone Company of Pennsylvania d/b/a Sprint and National Telephone Exchange, Inc.** Joint Petition of The United Telephone Company of Pennsylvania d/b/a Sprint and National Telephone Exchange, Inc. for approval of a master interconnection and resale agreement under section 252(e) of the Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania d/b/a Sprint and National Telephone Exchange, Inc. filed on March 25, 2002, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of a master interconnection and resale agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of The United Telephone Company of Pennsylvania d/b/a Sprint and National Telephone Exchange, Inc. Joint Petition are

on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-729. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Telecommunications

**A-310987F7000. Verizon Pennsylvania Inc. and Premiere Network Services, Inc.** Joint Petition of Verizon Pennsylvania Inc. and Premiere Network Services, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Premiere Network Services, Inc. filed on March 26, 2002, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of Verizon Pennsylvania Inc. and Premiere Network Services, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-730. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Wastewater Service

**A-230073F0005 and A-230536F2000. Pennsylvania-American Water Company and Winona Lakes Utilities, Inc.** Joint Application of Pennsylvania-American Water Company and Winona Lakes Utilities, Inc. for approval of: 1) the transfer, by sale, of the Winona Lakes Utilities, Inc. assets, property and rights related to Section 18 of its wastewater system to Pennsylvania-American Water Company; 2) the commencement by Pennsylvania-American Water Company of wastewater service in the Section 18 portion of the certificated service territory of Winona Lakes Utilities, Inc.; and 3) the abandonment by Winona Lakes Utilities, Inc. of all wastewater service to the public in the Section 18 portion of its wastewater system.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before May 6, 2002, under 52 Pa. Code (relating to public utilities).

*Applicant:* Pennsylvania-American Water Company and Winona Lakes Utilities, Inc.



*Through and By Counsel:* Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, 800 West Hersheypark Drive, P. O. Box 888, Hershey, PA 17033-0888.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-731. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Water Service

**A-212285F0101. Pennsylvania-American Water Company.** Application of Pennsylvania-American Water Company for approval of the right to offer, render, furnish or supply water service to the public in portions of Caln Township, Chester County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before May 6, 2002, under 2 Pa. Code (relating to public utilities).

*Applicant:* Pennsylvania-American Water Company

*Through and By Counsel:* Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, 800 West Hersheypark Drive, P. O. Box 888, Hershey, PA 17033-0888.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-732. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Water Service

**A-212285F0100 and A-213495F2000. Pennsylvania-American Water Company and Winona Lakes Utilities, Inc.** Joint Application of Pennsylvania-American Water Company and Winona Lakes Utilities, Inc. for approval of: 1) the transfer, by sale, of the water works property and rights of the Winona Lakes Utilities, Inc. water system to Pennsylvania-American Water Company; 2) the commencement by Pennsylvania-American Water Company of public water service in the certificated service territory of Winona Lakes Utilities, Inc.; and 3) the abandonment by Winona Lakes Utilities, Inc. of all water service to the public.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before May 6, 2002, under 52 Pa. Code (relating to public utilities).

*Applicant:* Pennsylvania-American Water Company and Winona Lakes Utilities, Inc.

*Through and By Counsel:* Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, 800 West Hersheypark Drive, P. O. Box 888, Hershey, PA 17033-0888.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-733. Filed for public inspection April 19, 2002, 9:00 a.m.]

### Water Service

**A-210104F0015 and A-210048F2000. Pennsylvania Suburban Water Company and The Ariana Corporation.** Application of Pennsylvania Suburban Water Company and The Ariana Corporation for approval of: 1) the acquisition by Pennsylvania Suburban Water Company of the water system assets of The Ariana Corporation; 2) the right of Pennsylvania Suburban Water Company to begin to offer, render, furnish or supply water service to the public in a portion of Moore Township, Northampton County, PA; and 3) the abandonment by The Ariana Corporation of public water service within Moore Township, Northampton County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before May 6, 2002, under 52 Pa. Code (relating to public utilities).

*Applicant:* Pennsylvania Suburban Water Company and The Ariana Corporation

*Through and By Counsel:* Mark J. Kropilak, Esquire, Vice President and General Counsel, 762 West Lancaster Avenue, Bryn Mawr, PA 19010.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 02-734. Filed for public inspection April 19, 2002, 9:00 a.m.]

## STATE BOARD FOR CERTIFICATION OF WATER AND WASTEWATER SYSTEMS OPERATORS

### Meetings for 2002

The State Board for Certification of Water and Wastewater Systems Operators, which was formerly named the State Board for Certification of Sewage Treatment Plant and Waterworks Operators, has scheduled the following additional meetings for 2002. The meetings will be held at 9 a.m. in the Rachel Carson State Office Building on the following dates: April 23, 2002, May 17, 2002 and June 21, 2002.

Agendas and meeting materials will be available on the Department of Environmental Protection's website ([www.dep.state.pa.us](http://www.dep.state.pa.us)) prior to each meeting. Questions concerning the meetings may be directed to Lynn Rice at (717) 787-5236 or e-mailed to [mlrice@state.pa.us](mailto:mlrice@state.pa.us). Persons who want to attend the meetings and need an accommodation due to a disability should contact Lynn Rice in advance so arrangements can be made.

KATHY W. KEYES,  
*Secretary*

[Pa.B. Doc. No. 02-735. Filed for public inspection April 19, 2002, 9:00 a.m.]

# STATE BOARD OF FUNERAL DIRECTORS

**Bureau of Professional and Occupational Affairs v.  
Michael M. Fisher and Liebegott-Fisher Funeral  
Home, Inc.; Doc. No. 1349-48-2001**

On March 12, 2002, the State Board of Funeral Directors (Board) issued an adjudication and order which revoked the license to practice funeral directing and levied a civil penalty of \$3,000 on Liebegott-Fisher Funeral Home, Inc., license number FR-000285-L, and levied a civil penalty of \$2,000 on Michael M. Fisher, license number FD-012888-L.

Individuals may obtain a copy of the adjudication by writing to Thomas A. Blackburn, Board Counsel, State

Board of Funeral Directors, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represents the final agency decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of appeals is the previously-named Board counsel.

JAMES O. PINKERTON, FD  
*Chairperson*

[Pa.B. Doc. No. 02-736. Filed for public inspection April 19, 2002, 9:00 a.m.]