

From: John Hancock
Sent: Sunday, July 04, 2010 11:02 AM
To: 'Marks, James Jr.'
Cc: utu511@comcast.net; 'A. Trujillo - FL'; 'Jack Ramsey - SC'; 'Richard Westbrook - NC'; 'Ronald R. Clements - AL'; 'Walter W. Yeatts - VA'
Subject: FW: CEASE AND DESIST LETTER PROFESSIONAL TRANSPORTATION INC.

Jim,

I wanted to make you aware of the attached correspondence in which it appears that PTI is operating outside the provisions of applicable "law" in the State of Georgia. I do not know if CSXT uses this Company, but if it does, I'm sure that CSXT wants its vendors to operate in accordance with the requirements of state, and where applicable, federal law.

Clearly, the process of licensing to a transportation vendor is to establish [among other items] and ensure that a Company is operating its services to certain minimum standards of safety.

Mr. Howell Keown, UTU State Legislative Director of Georgia, can provide CSXT additional information on this issue, if desired. He is copied on this e-mail, as well as the other State Legislative Directors.

From an operational standpoint, our UTU Legislative Department is charged with bringing to the Company's attention of safety issues/concerns. The protective department (that's the GC) work in cooperation with our legislative group.

Thanks,

John H

-----Original Message-----

From: Howell Keown <utu511@comcast.net>
To: James Stem <jamesastem@aol.com>; John Risch <risch@UTU.org>
Cc: Jenny Miller <utujm@msn.com>
Sent: Wed, Jun 30, 2010 7:05 pm
Subject: CEASE AND DESIST LETTER PROFESSIONAL TRANSPORTATION INC.

Brother James,

Please see the attached letter sent to P.T.I. (Professional Transportation Inc.) of Evansville, Indiana. This is the van service company operating not only in Georgia but many other states carrying train service employees for various railroads.

A complaint was filed by persons unknown in 2006 against P.T.I. and the Georgia Public Service Commission had not processed the complaint as of the beginning of this year. During the most recent legislative session I made an attempt to have legislation passed that would have brought oversight to the van services provided to rail employees in Georgia as well as other adjoining states. During those "learning" sessions I came up with a lot of questions and being surrounded by wonderful and knowledgeable labor friendly associates I received a lot of advice. One was to question the PSC about the operations of a van service in Georgia. My questions to the PSC about how this company can operate in Georgia without State or Federal oversight as an interstate and intrastate carrier of passengers brought the matter back to the table and now PTI is being told by the Georgia PSC that it must show that it has a legal right to operate in the state or cease operations.

Another incident that occurred in late May involving a PTI van transporting NS employees spurred the latest inquiry by this office as to the progress of the investigation by the PSC. The driver of the van apparently went to sleep, left the roadway and struck a utility pole. The pole fell across the top of the van and live wires were hanging across the top of the van as the driver and passengers made their escape. One of the NS employees was injured and required hospital attention. The van was a total loss.

From the conversation I had with the representative of the Georgia PSC it appears as though PTI has incorporated itself in Georgia for operational purposes but has never filed or applied to the Georgia PSC for the proper licensing and permits to do business as a van shuttle/limousine service.

I will keep you informed.

Sincerely,
Howell Keown SLD-Georgia

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Georgia Public Service Commission

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5813
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www.psc.state.ga.us

June 30, 2010

REGULAR AND CERTIFIED MAIL

Professional Transportation, Inc
3700 East Morgan Ave.
Evansville, GA 47715

Dear Michael Roth:

The Georgia Public Service Commission has received a complaint against Professional Transportation, Inc. alleging that you are operating as a for hire shuttle van service company without being properly licensed. This is a reminder that in order to operate as a shuttle van service in Georgia, you must be licensed and approved by the Commission and a Certificate must be granted. If you are presently conducting operations you are doing so illegally, (O.C.G.A. §46-7-85.3), and must **CEASE AND DESIST** from conducting such operations until a certificate has been granted by the Commission. Georgia law provides for a fine to be imposed on those carriers that operate illegally.

Therefore, if seen conducting business, your van will be stopped and your driver(s) will have to produce valid commercial liability insurance, proper certification and vehicle identification documentation or risk having your vehicle(s) impounded. Notice can be served for you to appear at a rule nisi hearing (O.C.G.A. §46-7-85.3, O.C.G.A. §40-5-143-145).

If you have questions pertaining to the fine that may be imposed or questions concerning this letter, you may contact me at (404) 463-7741.

Sincerely,

Carolyn Harrison
Transportation Unit
Georgia Public Service Commission

Cc: Lydia Holmes/Branch Manager
976 Jefferson St.
Atlanta, GA 30318