

ORIGINAL

Decision No. 39790

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
GEORGE ELWIN GOLDT for a license as) Application No. 27988
a motor transportation broker.)

GEORGE E. GOLDT, in propria persona.

O P I N I O N

In the above entitled application George E. Goldt requests a license authorizing him to engage in the business of a motor transportation broker pursuant to Chapter 705, Statutes of 1935.

A public hearing was held by Examiner Gannon at San Francisco on December 17, 1946, and the matter was submitted. No one appeared in protest to the granting of the application.

The applicant has, according to the record, complied with the essential routine statutory requirements in connection with motor transportation broker proceedings in that he has prepared and filed an application, surety bond, list of carriers and letters of authority from the carriers designating him as their duly authorized transportation representative.

He proposes to act as intermediary between the public and the carriers to sell, or offer for sale, or negotiate for or holds himself out as selling, furnishing and providing transportation on the public highways of this State, when such transportation is furnished, or offered or proposed to be furnished by a motor carrier as defined in the Motor Transportation Broker's Act (Chapter 705, Statutes 1935). No carriers other than those from

whom a proper letter of authority has been received will be represented.

The method of operation, and the duties, responsibilities and obligations of a motor transportation broker, are fully described in the testimony of applicant. He is an employee of Common Carriers' Auxiliary Corporation, an organization designed to aid independent truckers, to direct the picking up, billing and collecting, and taking care of insurance and bookkeeping matters, and acting as agent for them in soliciting freight. He would represent both truckers and shippers, charging the former a fee of \$25 per month for the services of bookkeeping, billing and collecting, with no charge against the shippers, who merely contact the Corporation and advise him that they have certain commodities to ship. The service to the truck owner or operator would assist them in obtaining orders or contracts for the hauling which he would turn over to the trucker.

Applicant testified that he has been employed as traffic manager for Common Carriers' Auxiliary Corporation for the past two months, prior to which he held similar positions with Alta Freight and Transfer Company of Oakland and Merchants Express in Vallejo. From April 1942 to July 1943 he was in the United States Marine Corps.

He proposes to conduct his activities at the following location, to-wit: 9626 San Leandro Street, Oakland, California.

It appears from the record that applicant has arranged to represent twenty-seven carriers, all of whom hold either radial highway common carrier or highway contract carrier permits.

The record herein shows that the applicant is qualified to act as a motor transportation broker and that a license authorizing him to so act should be issued.

O R D E R

A public hearing having been held in the above entitled proceeding, the matter having been duly submitted and the Commission being fully advised in the premises,

IT IS ORDERED that the application of George E. Goldt for a license as a motor transportation broker, as defined in Chapter 705, Statutes of 1935, be and it hereby is granted, and that such license be issued to said George E. Goldt subject to the following conditions:

1. That said licensee shall keep his license certificate as motor transportation broker open at all times to public inspection.
2. That said licensee shall do business as a motor transportation broker only at the location set forth in his application for a license and for the motor carriers hereinafter named, or for whom he may hereafter from time to time be permitted to do business by any subsequent order or orders of the Commission.

IT IS FURTHER ORDERED that the license of said applicant shall authorize him to sell, offer for sale, negotiate for, furnish, or provide and hold himself out to sell, negotiate for, furnish, or provide transportation of property over the public highways of this State to be furnished only by the carriers whose names, addresses and permit numbers follow, to-wit:

| <u>NAME</u> | <u>ADDRESS</u> | <u>PERMIT NO.</u> |
|--|-----------------------------------|----------------------|
| John H. Boyd dba Boyd's Trucking | 661 - 17th Street Oakland | R-1-4339 |
| Edward J. Mooney | 3601 Esmond Street Richmond | R-7-1690 C-7-1691 |
| Robert Yocum | 540 - 28th Street Oakland | R-1-4205 |
| Albert Johnson dba Johnson Trucking | 1164 - 88th Avenue Oakland | R-1-4246 |
| Elmer Lyckman dba Lyckman Trucking | 4629 Santa Ana Blvd. Compton | R-19-22822 |
| Wm. E. Barry dba Combs & Barry | 6865 Ridgewood Drive Oakland | R-1-4862 C-1-4863 |
| Wm. C. Read dba Read Trucking | 1405 Gardner Blvd. San Leandro | R-1-5038 |
| W. E. Pixley dba Service Transportation Co. | 10927 Ocalones Drive Oakland | R-1-5096 |
| Louie S. Nunes | 405 C Street Hayward | R-1-5043 |
| W. E. Wyman dba Wyman Truck | 2622 Encinal Alameda | R-1-4766 |
| A. L. Alton dba Oakland Freight Lines | 1325 El Centro Avenue Oakland | R-1-5112 |
| G. J. Calcagno dba Calcagno & Cassani | 850 Maud Avenue Oakland | R-1-4558 |
| Alfred B. Olson dba Jensen & Olson | 19544 Parsons Avenue Hayward | R-1-5011 |
| W. G. Taylor dba Tailor Made Trucking | 2134 Vicksburg Avenue Oakland | R-1-4899 C-1-4900 |
| Louie Austin | 69 E Canal Richmond | R-7-1419 C-7-1420 |
| Wm. A. Weaver | 538 W. Merle San Leandro | R-1-5208 |
| Robert P. Brett | 3732 Nevil Street Oakland | R-1-4964 |

| <u>NAME</u> | <u>ADDRESS</u> | <u>PERMIT NO.</u> |
|-------------------------------------|------------------------------------|----------------------------------|
| Stephen Radinak | 2010 - 80th Avenue Oakland | R-1-4817 C-1-4818 |
| J. E. Look dba L & L Truck Line | 1147 - 5th Street Oakland | R-1-3615 C-1-3616 |
| Frank R. Lopes | 1549 - 152nd Avenue San Leandro | R-1-4974 |
| Louis Lopes | 2100 Meekland Avenue Hayward | R-1-5010 |
| Frank M. Tiexeira | 5456 Bond Street Oakland | R-1-4716 C-1-4717 H-1-4718 |
| P. J. Dudley | 1124 - 72nd Avenue Oakland | R-1-5111 |
| T. McHugh dba McHugh Truck Lines | 263 Auditorium Circle Oakland | R-1-4884 |
| Waldo R. Litschan | 8130 Depot Road Hayward | R-1-4389 |
| Wm. M. Taff | 1092 Melcher Street San Leandro | R-1-5252 |
| Joe Bua dba Joe Bua Truck Lines | 1827 - 69 Avenue Oakland | R-1-4965 |

IT IS FURTHER ORDERED that the Secretary of the Commission issue and deliver to said applicant a license certificate as such motor transportation broker in the form heretofore adopted by the Commission for such license certificate, and subject to the conditions hereinabove specified.

The effective date of this order shall be January 1, 1947.

Dated at San Francisco, California, this 23rd
day of December, 1946.

Harold P. Kule
Julius F. Coe
Francis Egan
John H. Powell
R. L. [Signature]
COMMISSIONERS