

**ORIGINAL**

Decision No. 39805

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)  
MARSHALL O. TANDVIG for a license ) Application No. 27971  
as a motor transportation broker. )

MARSHALL O. TANDVIG, in propria persona.

O P I N I O N

In the above entitled application Marshall O. Tandvig 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 Los Angeles on December 20, 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 hold 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.

The testimony of applicant shows that he is 38 years of age and has been in the employ of Common Carriers' Auxiliary Corporation for two months. Prior to such employment he had been associated with a trucking concern in Wisconsin for approximately twelve years. He proposes to conduct the business for which he is seeking a license as an employee of said Corporation, with headquarters at 938 McGarry Street, Los Angeles, California:

Applicant testified that after filing his application and before hearing, he had advertised in a commercial newspaper published in the Los Angeles area as being "licensed by the Railroad Commission of California". This, he stated, he did under a misapprehension and on the advice of a former officer of Common Carriers' Auxiliary Corporation. However, it would appear from

this record that the offense was inadvertent.

Applicant has arranged to represent nineteen 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 Marshall O. Tandvig 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 Marshall O. Tandvig 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>
Everett L. Hughes dba M & M Motors	350 So. Alameda Los Angeles	R-19-16623 H-19-27916 C-19-27917
C. M. Beasley dba Beasley & Green	1919 Orange Avenue Long Beach	R-19-27664 C-19-27665
Robert E. McCall	1817 1/2 East 70th Street Los Angeles	R-19-28666 C-19-28667
Jim W. Keeton	908 W. 68th Street Los Angeles	R-19-27006
M. J. Cronin	600 Williamson Avenue East Los Angeles	R-19-28362
Cal Roberson dba Cal Roberson Trucking	610 Sutton Avenue Santa Barbara	R-42-1177
Sam Silverman	900 Ramona San Gabriel	R-19-27259 C-19-27260
J. D. Ward	3226 San Rafil Compton	R-19-27332
George W. Morris	411-8 Paseo El Rio Los Angeles	R-19-28388
William J. Rosten dba Ready Trucking Company	13527 Filmore Street Pacoima, Calif.	R-19-28091 C-19-28092
John V. Nielsen	3540 S. Flower Street Los Angeles	R-19-28179 C-19-28180
J. F. Evans	5240 Edna Street Los Angeles	R-19-25552
Jack W. Ake	10877 Tamarac Street Pacoima	R-19-28000
Henry Williams	P. O. Box 255 San Miguel	R-40-652
W. E. Sinclair	1003 Strozian Avenue El Monte	R-19-28307
Walter A. Lieling dba B & W Trucking Co.	1528 Alamitas Monrovia	R-19-22386

<u>NAME</u>	<u>ADDRESS</u>	<u>PERMIT NO.</u>
Warren Lingle dba Magnolia Park Transfer	1621 Edison Burbank	R-19-28246 C-19-28247
Murray Ramon	4145 Elmer Avenue N. Hollywood	R-19-29020
E. W. Noel dba Comet Delivery Service	240 Ocean Park Blvd. Los Angeles	R-19-28640 C-19-28641 C-19-28642

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 30th  
day of December, 1946.

Samuel P. Kula  
Justin J. Cooney  
Sam H. Powell  
R. J. [Signature]  
COMMISSIONERS

CERTIFIED AS A TRUE COPY

Secretary, Public Utilities Commission  
of the State of California