

Decision No. 59368

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
BURNELL H. RICHARDS, doing business  
as RICH SAND SERVICE CO., and  
EURNELL H. RICHARDS and HOWARD SANDAGE,  
partners doing business as RICH SAND  
SERVICE CO., for a petroleum irregular  
route certificate of public convenience  
and necessity to operate pump-type tank  
trucks between points presently author-  
ized to be served with vacuum-type tank  
trucks.

Application No. 41591

O P I N I O N

Burnell H. Richards and Howard Sandage request authority to provide service as a petroleum irregular route carrier for the transportation of petroleum and petroleum products in pump-type tank trucks between all points and places in the Counties of San Luis Obispo, Monterey, San Benito, and Santa Cruz and also between said counties and other points in California when said service either originates in or is destined to said counties and is performed for customers of applicants located in said counties.

At the present time applicant Richards has corresponding authority to provide service in vacuum-type equipment. Said authority has been transferred to the newly formed partnership of Burnell H. Richards and Howard Sandage.

Applicants indicate a net worth of \$54,789.13 as of May 31, 1959.

It is alleged that the business here involved is highly specialized and consists principally of cleaning oil storage tanks,

oil field equipment, oil wells and sumps in oil fields; that the transportation performed is primarily incidental to such cleaning operations; that in many instances it is more efficient and economical to use a pump-type tank truck rather than a vacuum-type tank; that the pump-type equipment is less expensive and, consequently, the charges to the customer are less; that it would be in the public interest if applicants were permitted to use both pump- and vacuum-type equipment.

After consideration the Commission is of the opinion and so finds that public convenience and necessity require the granting of the authority sought. There has been no protest to the authority sought; therefore, a public hearing is not necessary.

O R D E R

Application having been filed and the Commission being informed in the premises,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is hereby granted to Burnell H. Richards and Howard Sandage authorizing the transportation of property as a petroleum irregular route carrier between the points set forth in Appendix A attached hereto and made a part hereof.

(2) That, in providing service pursuant to the certificate herein granted, applicants shall comply with and observe the following service regulations:

- (a) Within thirty days after the effective date hereof, applicants shall file a written acceptance of the certificate herein granted. By accepting the certificate of public convenience and necessity herein granted, applicants

are placed on notice that they will be required, among other things, to file annual reports of their operations and to comply with and observe the safety rules and other regulations of the Commission's General Order No. 99. Failure to file such reports, in such form and at such time as the Commission may direct, or to comply with and observe the provisions of General Order No. 99, may result in a cancellation of the operating authority granted by this decision.

- (b) Within sixty days after the effective date hereof, and on not less than ten days' notice to the Commission and to the public, applicants shall establish the service herein authorized and file in triplicate, and concurrently make effective, tariffs satisfactory to the Commission.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 8<sup>th</sup> day of December, 1959.

Gentle W. R. ...  
President  
...  
...  
...  
Theodore Deemer  
Commissioners

