

ORIGINAL

Decision No. 67231

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 LEE G. BOYD, JR., doing business)
 under the firm name and style of)
 LEE BOYD, to operate as a cement)
 carrier under the provisions of)
 Section 1064 of the Public Utili-)
 ties Code.)

Application No. 46140
 Filed January 21, 1964

Dooley & Dooley, by David Dooley,
 for applicant.

O P I N I O N

Lee G. Boyd, Jr., doing business as Lee Boyd, requests a certificate of public convenience and necessity to operate as a cement carrier in Kern County.

A public hearing was held before Examiner Daly on April 9, 1964, at San Francisco, and the matter was submitted.

Applicant has continuously transported cement pursuant to a radial highway common carrier permit since 1947. For many years he has provided transportation service for California Portland Cement Company and the Monolith Portland Cement Company between points in Kern County. Applicant owns and operates 11 units of equipment and as of December 31, 1963, indicated a net worth in the amount of \$46,019.87. There was no appearance in protest to the granting of the application.

After consideration the Commission finds that public convenience and necessity require the granting of the application.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity be and it is granted to Lee Boyd, Jr., authorizing him to operate as a cement carrier as defined in Section 214.1 of the Public Utilities Code, as set forth in Appendix A attached hereto.

2. In providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations:

- a. Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. By accepting the certificate of public convenience and necessity herein granted, applicant is placed on notice that he will be required, among other things, to file annual reports of his operations and to comply with and observe the safety rules of the California Highway Patrol, the rules and other regulations of the Commission's General Order No. 99 and insurance requirements of the Commission's General Order No. 100-B. 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 Orders Nos. 99 and 100-B, may result in a cancellation of the operating authority granted by this decision.
- b. Within one hundred twenty days after the effective date hereof, applicant shall establish the service herein authorized and file tariffs, in triplicate, in the Commission's office.
- c. The tariff filings shall be made effective not earlier than thirty days after the effective date of this order, on not less than thirty days' notice to the Commission and to the public, and the effective date of the tariff filings shall be concurrent with the establishment of the service herein authorized.

- d. The tariff filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 80-A.

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

Dated at San Francisco, California, this 14th day of MAY, 1964.

William L. Bennett
President

John J. Mitchell

George W. Keefe

George H. Trover

Fredrick B. Hallock
Commissioners

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Appendix A

LEE G. BOYD, JR.

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Lee G. Boyd, Jr., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to operate as a cement carrier between all points in Kern County.

Issued by California Public Utilities Commission.

Decision No. 67231, Application No. 46140.