

Decision No. 70057**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 EUGENE LAGOMARSINO (LAGOMARSINO  
 TRANSPORTATION), of San Mateo,  
 California, for a permit to operate  
 as a Cement Contract Carrier (Appli-  
 cation No. 41-2200-CC), Statewide.  
 (File No. T-73,646).

Application No. 46117  
 (Filed November 7, 1965)

Handler, Baker & Greene, by Raymond A. Greene, Jr.,  
 for Rock Transport System, Inc., Miles and Sons  
 Trucking Service, Universal Transport System,  
 Inc.; E. G. Jones, for Kaiser Cement Company;  
Walter G. Herrigel, for Ideal Cement Company;  
William Mitze, for Riverside Division of  
 American Cement Corp.; George H. Roe, for  
 California Portland Cement Co.; protestants.  
Donald J. Harvey and Douglas Quinlan, for the  
 Commission staff.

O P I N I O N

Eugene Lagomarsino requests a cement contract carrier permit authorizing operations as a subhauler for Miles and Sons Trucking Service and Universal Transport System, Inc., between all points within the State of California.

A public hearing was held before Examiner Daly on November 9, 1965, at San Francisco. Neither applicant nor a representative of applicant appeared and the matter was submitted upon the application and a statement by the attorney representing Rock Transport System, Inc., Miles and Sons Trucking Service and Universal Transport System, Inc.

According to the application applicant presently conducts operations as a radial highway common carrier out of San Mateo, California. He owns and operates one tractor and one

cement hopper-type trailer. As of November 5, 1963, he indicated a net worth in the amount of \$25,200.

The attorney for Miles and Sons Trucking Service and Universal Transport System, Inc., stated for the record that neither of said carriers has an agreement to use applicant as a subhauler nor do they intend to enter into any such agreement if the application is granted.

After consideration the Commission finds that based upon the record there is insufficient evidence to justify the granting of the application. The application will be denied.

ORDER

IT IS ORDERED that Application No. 46117 is hereby denied.

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

Dated at San Francisco, California, this 17th day of December, 1965.

Friedrich B. Hallock  
President

Arthur E. Reichert

George F. Grover

Auguston

William M. Bennett  
Commissioners