

ORIGINAL

Decision No. 78901

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of JOHN E. WALLER, SR., an individual, of San Diego, California, for a permit to operate as a household goods carrier, (T-96,635).

Application No. 52581
(Filed November 24, 1970)

John E. Waller, Sr., in propria persona.
Harold Lane, for the Commission staff.

O P I N I O N

The Commission's staff having determined, after two examinations and appraisals as provided in Section 5135 of the Public Utilities Code, that applicant, John E. Waller, Sr., was not qualified to conduct statewide operations as a household goods carrier, his application was set for hearing before Examiner Rogers in San Diego on May 24, 1971, on which date the matter was heard and submitted.

A Commission staff representative testified that he gave the applicant an examination for the permit as prescribed by Section 5135 of the Public Utilities Code on January 7, 1971 (Exhibit No. 1) and a second examination on April 8, 1971 (Exhibit No. 2) and that applicant failed to pass either. The witness further testified that each examination consisted of five parts: part 1 on rules and regulations, part 2 on hourly rates, part 3 on distance rates, part 4 on estimating charges, and part 5 on general rules

concerning tariffs, and that in his estimation the applicant was qualified to perform household goods carrier services at hourly rates. The staff recommended that the applicant receive a permit as a household goods carrier restricted to transportation within 50 constructive miles from his place of business, such transportation to be performed at hourly rates.

Applicant stated that he desired and would accept such limited authority.

We find that the applicant has sufficient knowledge and ability to perform service as a household goods carrier under hourly rates, and that he has the integrity, financial resources and responsibility to perform the service of a household goods carrier as set forth in the following order.

O R D E R

IT IS ORDERED that on the effective date of this decision, the Secretary of the Commission is directed to cause a household goods carrier permit to be issued to John E. Waller, Sr., inserting therein conditions and restrictions limiting applicant's operations

(a) to a radius of 50 constructive miles from his place of business at 6009 Fulmar Street, San Diego, California, and (b) to service performed on an hourly basis as described in Item 330 of Minimum Rate Tariff No. 4-B.

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

Dated at San Francisco, California, this 13th
day of JULY, 1971.

Chairman
William J. ...

...

Vernon L. Sturgeon

Commissioners

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner D. W. Holmes, being necessarily absent, did not participate in the disposition of this proceeding.