

Decision No. 81012

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of FERNE L. BROWN,
surviving spouse of FRED L. GUTERIE,
deceased, dba TIGER MOVING & STORAGE,
to transfer a permit as a household
goods carrier, Santa Monica and the
surrounding area, to TIGER MOVING &
STORAGE, INC., a corporation.
(File No. T-99326)

Application No. 53511
(Filed August 4, 1972)

Ferne L. Brown, Attorney at Law,
in propria persona, applicant.
Theodore H. Peceimer, for the
Commission staff.

INTERIM OPINION

The Commission's staff determined, after one examination based on distance, hourly, and piece rates and a second examination based on hourly and piece rates only and appraisals as provided in Section 5135 of the Public Utilities Code, that applicant, Ferne L. Brown, was not qualified to conduct operations as a household goods carrier. The application was then set for hearing before Examiner DeWolf in Los Angeles on December 8, 1972, on which date the matter was heard and submitted.

A Commission staff representative stated that applicant was given an examination for the permit as prescribed by Section 5135 of the Public Utilities Code on February 10, 1972; a second examination was given applicant on June 21, 1972. The examinations consisted of several parts covering rules, regulations, and rates set forth in Minimum Rate Tariff 4-B. Applicant failed to qualify as a household goods carrier on both examinations.

Applicant testified that she failed to pass the last examination for the reason that she had brought the wrong rate schedules with her and expects to be able to pass another examination. She requested that the permit be limited for an area within a radius of 50 miles of 1011 Pico Boulevard, Santa Monica, Los Angeles County, California, and limited to service performed on an hourly basis.

Applicant testified that she has been operating on this basis since the death of her husband over two years ago.

The evidence shows that applicant is experienced in the business of moving household goods; that her equipment, consisting of three moving vans, is adequate and in good operating condition; that her financial condition is satisfactory and that she is otherwise qualified for a limited household goods carrier permit subject to passing the examination.

The Commission staff representative stated that the staff would not be opposed to giving another examination to applicant or her employee or any responsible managing officer if given before March 1, 1973.

INTERIM ORDER

IT IS ORDERED that:

1. The applicant or an employee shall be permitted to take an examination on or before March 1, 1973 for a permit as a household goods carrier limited to service performed on an hourly and piece rate basis for the area within a radius of 50 miles of 1011 Pico Boulevard, Santa Monica, California 90405.

2. In the event applicant or the employee who takes the examination fails to pass the examination this application for a household goods carrier permit shall be denied and the household goods carrier permit held by Ferne L. Brown, as surviving spouse of Fred L. Guthrie, shall be immediately placed in suspension and shall be revoked sixty days thereafter, unless an application is filed to transfer the permit.

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

Dated at San Francisco, California, this 30th day of JANUARY, 1973.

President
William Sykes

William L. Sturgeon

Samuel

Commissioners

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.