

Decision 84 05 063

MAY 16 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
 of JAMES M. GARNER doing business)
 as GARNER & SONS TRUCKING for)
 authority to obtain a dump truck)
 carrier permit to operate in the)
 counties of Los Angeles, Orange,)
 Riverside and San Bernardino.)
)

Application 84-03-20
 (Filed March 5, 1984)

O P I N I O N

James M. Garner, an individual, doing business as Garner & Sons Trucking, requests a dump truck carrier permit to operate in the Counties of Los Angeles, Orange, Riverside, and San Bernardino. Notice of the filing of the application appeared in the Commission's Daily Transportation Calendar of March 12, 1984. No protests have been received.

Applicant states that he has been in the trucking business for more than nine years and most of that time has been driving dump truck equipment. The application is supported by two prime carriers who expect to use applicant to haul 6-10 loads per week. Applicant's balance sheet as of February 27, 1984 shows a net worth of \$86,135.

Findings of Fact

1. Applicant:
 - a. Is a fit and proper individual to receive a permit to operate as a dump truck carrier.
 - b. Has sufficient operating knowledge and financial ability to initiate and continue the proposed operation.

c. Has demonstrated that the privilege sought:

- (1) Will not endanger the safety of the public or interfere with the public use of the public highways or impair the condition or maintenance of them, directly or indirectly.
- (2) Will not unnecessarily burden the public highways.
- (3) Is necessary to serve the public and will not impair the ability of presently permitted dump truck carriers to provide adequate service at the lowest possible reasonable rates.

2. Applicant has resided in the State of California for at least the 90 days preceding the filing of this application.

3. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

4. The following order complies with the Commission's Energy Efficiency Plan.

5. A public hearing is not necessary.

Conclusions of Law

1. Applicant should be granted a dump truck carrier permit authorizing operations within and between points in the Counties of Los Angeles, Orange, Riverside, and San Bernardino.

2. The following order should be effective today to be consistent with other permit grants.

O R D E R

IT IS ORDERED that the Executive Director shall issue a dump truck carrier permit to James M. Garner, an individual doing business as Garner & Sons Trucking, authorizing operations within and between points in the Counties of Los Angeles, Orange, Riverside, and San Bernardino upon compliance with General Order Series 100.

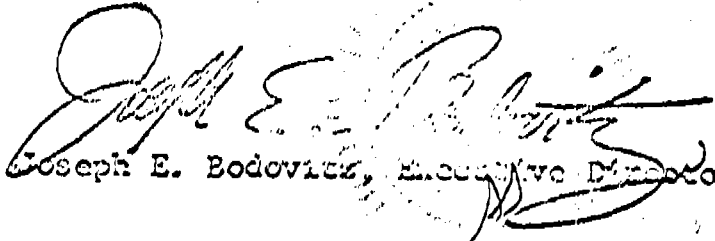
This order is effective today.

Dated MAY 16 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
Commissioners

Commissioner William T. Bogley
being necessarily absent, did
not participate.

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Joseph E. Bodovitz, Executive Director