

Decision 84 C7 GSS

JUL 5 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
MONTY T. FROSS, doing business as Fross
Transfer Service for authority to
obtain a Dump Truck Carrier Permit
to operate in the Counties of
Amador, Calaveras, El Dorado, Merced,
Sacramento, San Joaquin, Stanislaus,
and Yolo.

Application 84-03-33
(Filed March 8, 1984)

O P I N I O N

Monty T. Fross, an individual doing business as Fross Transfer Service, has applied for a dump truck carrier permit to authorize operation in the Counties of Amador, Calaveras, El Dorado, Merced, Sacramento, San Joaquin, Stanislaus, and Yolo. Notice of the filing appeared in the Commission's Daily Transportation Calendar on March 15, 1984. No protests have been filed.

Applicant has held prior authority from this Commission as a highway contract carrier (T-130,481). Applicant will be transporting rock, sand, gravel, and asphalt, in two dump trucks. He will not engage subhaulers or lease equipment from employees.

Applicant has resided in the State of California continuously for 90 days next preceding the filing of this application.

Certificates supporting the application were filed by Claude E. Wood Co., and U.S. Rentals, Inc., of Lodi, California. These supporters will employ applicant to haul rock, sand, gravel, asphalt, and aggregates throughout the area he proposes to serve.

Applicant's balance sheet dated February 22, 1984, lists assets of \$262,000, liabilities of \$67,500, and a net worth of \$194,500.

Findings of Fact

1. Applicant:
 - a. Is a fit and proper person 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 continuously in California for at least 90 days preceding the filing of the 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 Amador, Calaveras, El Dorado, Merced, Sacramento, San Joaquin, Stanislaus, and Yolo.
2. The following order should be effective today to be consistent with the grant of other types of permits.

O R D E R

IT IS ORDERED that the Executive Director shall issue a dump truck carrier permit to Monty T. Fross, an individual doing business as Fross Transfer Service, authorizing operations within and between points in the Counties of Amador, Calaveras, El Dorado, Merced, Sacramento, San Joaquin, Stanislaus, and Yolo, upon compliance with General Order Series 100. ✓

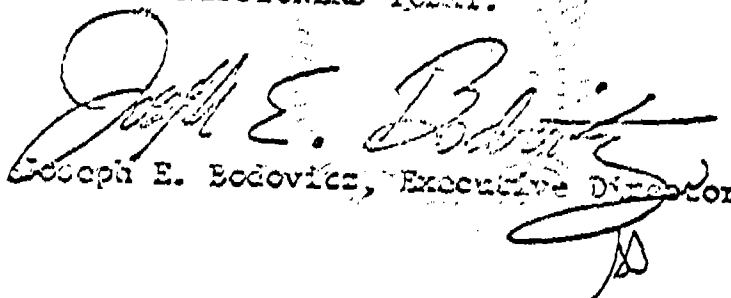
This order is effective today. ✓

Dated July 5, 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

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


Joseph E. Bodovick, Executive Director

O R D E R

IT IS ORDERED that:

1. The Executive Director shall issue a dump truck carrier permit to Monty T. Fross, an individual doing business as Fross Transfer Service, authorizing operations within and between points in the Counties of Amador, Calaveras, El Dorado, Merced, Sacramento, San Joaquin, Stanislaus, and Yolo, upon compliance with General Order Series 100.

2. The application is granted as set forth above.

This order is effective today.

Dated JUL 5 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO
PRISCILLA C. CREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners