

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
NALIAN TRUCK LINES, INC., for a
certificate of public convenience and
necessity to operate as a highway
common carrier under Public Utilities
Code Section 1063.

Application 84-04-022
(Filed April 4, 1984)

O P I N I O N

Nalian Truck Lines, Inc. (applicant) is a California corporation. A copy of its articles of incorporation was filed with the application. It has applied for a certificate of public convenience and necessity as a highway common carrier to authorize the transportation of general commodities, with the usual exceptions, between all points in the State of California. It is presently operating out of Downey, California, as a highway contract carrier (T-142300). Applicant operates eleven vans, two flatbeds, one dromedary, five tractors, and a dolly. Applicant will participate in bureau tariffs, but will not establish through routes and joint rates with any connecting carriers. Applicant will not handle C.O.D. shipments and will not be leasing equipment from employees. Applicant will be hiring subhaulers, requiring the filing of a surety bond of not less than \$15,000.

Applicant's balance sheet dated March 1, 1984 shows assets of \$539,000 and liabilities of \$338,000; net worth is listed as approximately \$200,000. Applicant alleges that its customers who were served under contract are now demanding a daily, scheduled service. Many of these shippers have requested that applicant provide continuous service throughout the State of California. Some of applicant's larger shippers, listed below, will require statewide service:

- | | |
|--|---|
| 1. Coca Cola Bottling Co.
Los Angeles, CA | 4. Hoover Universal
Rancho Cucamonga, CA |
| 2. Owens Illinois
Industry, CA | 5. RABPCO
Stratford, Conn. |
| 3. American Can Co.
Carson, CA | 6. Delkay Plastics
Inglewood, CA |

The filing of the application was noted in the Commission's Daily Transportation Calendar on April 10, 1984, and a copy of the application was mailed to each of the shippers noted above. No protests or requests for hearing have been received.

Findings of Fact

1. Applicant has the equipment, financial resources, and ability to provide the proposed service.
2. Public convenience and necessity require the proposed operation.
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. No protest was received and a public hearing is not necessary.
5. The following order has no reasonably foreseeable impact upon the energy efficiency of highway carriers.

Conclusion of Law

The application should be granted as set forth in the order. Only the amount paid to the State for operative rights may be used in rate fixing. The State may grant any number of rights and may cancel or modify the monopoly feature of these rights at any time.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Nalian Truck Lines, Inc., a California corporation, authorizing it to operate as a highway common carrier, as defined in PU Code § 213, between the points listed in Appendix A.

2. Applicant shall:

- a. File a written acceptance of this certificate within 30 days after this order is effective.
- b. Establish the authorized service and file tariffs within 120 days after this order is effective.
- c. State in its tariffs when service will start; allow at least 10 days' notice to the Commission; and make tariffs effective 10 or more days after this order is effective.
- d. Comply with General Orders Series 80, 100, 123, and 147, and the California Highway Patrol safety rules.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.
- f. Comply with General Order Series 84 (collect-on-delivery shipments). If applicant elects not to transport collect-on-delivery shipments, it shall file the tariff provisions required by that General Order.
- g. Comply with General Order Series 102 and 130. If applicant elects to engage subhaulers, applicant shall have the required bond on file, and applicant shall engage only highway carriers who hold appropriate operating authority granted by this Commission.

3. The application is granted as set forth above.

This order becomes effective 30 days from today.

Dated JUL 18 1984, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VECTOR CALVO

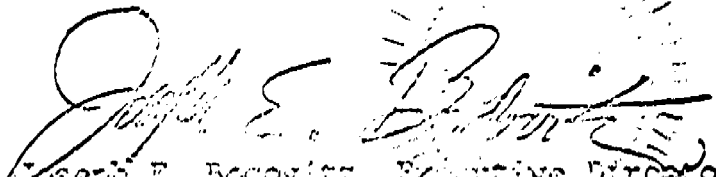
PRISCILLA C. CREW

DONALD VIAL

WILLIAM T. BAGLEY

Commissioners

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


Joseph E. Bocovits, Executive Director

Nalian Truck Lines, Inc., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to conduct operations as a highway common carrier as defined in Public Utilities Code Section 213 for the transportation of general commodities as follows:

Between all points and places in the State of California.

Except that under the authority granted, carrier shall not transport any shipments of:

1. Used household goods and personal effects, office, store, and institution furniture and fixtures.
2. Automobiles, trucks, and buses, new and used.
3. Ordinary livestock.
4. Liquids, compressed gases, commodities in semiplastic form, and commodities in suspension in liquids in bulk in any tank truck or tank trailer.
5. Mining, building, paving, and construction materials, except cement or liquids, in bulk in dump truck equipment.
6. Commodities when transported in motor vehicles equipped for mechanical mixing in transit.
7. Portland or similar cements, either alone or in combination with lime or powdered limestone, in bulk or in packages, when loaded substantially to capacity.

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8. Articles of extraordinary value.
9. Trailer coaches and campers, including integral parts and contents when contents are within the trailer coach or camper.
10. Commodities requiring the use of special refrigeration or temperature control in specially designed and constructed refrigerator equipment.
11. Explosives subject to U.S. Department of Transportation regulations governing the transportation of hazardous materials.
12. Fresh fruits, nuts, vegetables, logs, and unprocessed agricultural commodities.
13. Any commodity, the transportation or handling of which, because of width, length, height, weight, shape, or size, requires special authority from a governmental agency regulating the use of highways, roads, or streets.
14. Transportation of liquid or semisolid waste, or any other bulk liquid commodity in any vacuum-type tank truck or trailer.

In performing the service authorized, carrier may make use of any and all public streets, roads, highways, and bridges necessary or convenient for the performance of this service.

(END OF APPENDIX A)

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