

Decision 82-02-041 February 4, 1982

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of EARL BROWN, doing
business as BROWN'S TRUCKING, for
a permit to operate as a dump truck
carrier.
(File 372.70)

Application 61009
(Filed October 26, 1981)

O P I N I O N

Earl Brown, dba Brown's Trucking, seeks authority to operate as a dump truck carrier (Public Utilities Code §§ 3610 et seq.). He will operate from a business address in Compton, hauling rock, sand, dirt, and debris in Los Angeles and Orange Counties. He has never held operating authority from this Commission; however he asserts that he has driven trucks and trailers for many years and is experienced in dump truck operations. Applicant alleges that he has resided continuously in California for not less than 90 days preceding the filing of this application, and he has no criminal record.

His balance sheet shows a total net worth of \$64,000.00 with liabilities of \$2,551.64. He has \$3,600 cash on hand; working capital requirements for the first 45 days of operations are predicted to be slightly less than \$2,000.

His application is supported by a contract officer from Caltrans and a construction company; each of them estimates that applicant will receive approximately \$60,000 in gross first year revenue from transportation performed for them. Applicant will drive his own equipment which consists of an end-dump truck.

Copies of the application were mailed to the California Dump Truck Owners' Association, and the Associated Independent Owner-Operators. Notice of the filing of the application appeared on the Commission's Daily Calendar of October 28, 1981. No protests have been received.

Findings of Fact

1. Applicant:

- a. Is a fit and proper person 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 not less than 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 guidelines of the Commission's Energy Efficiency Plan.

5. A public hearing is not necessary.

Conclusions of Law

1. The Commission concludes that applicant should be granted a dump truck permit authorizing operations within and between points in Los Angeles and Orange Counties.

2. The following order should be effective on the date of signing to be consistent with other permit grants.

O R D E R

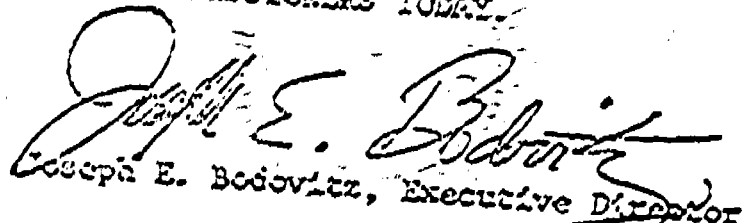
IT IS ORDERED that upon applicant's compliance with the Commission's General Order Series 100, the Executive Director shall issue a dump truck carrier permit to Earl Brown, authorizing operations within and between points in the Counties of Los Angeles and Orange.

This order is effective today.

Dated FEB 4 1982, at San Francisco, California.

JOHN E. BRYSON
President
RICHARD D. GRAVELLE
LEONARD M. GRIMES, JR.
VICTOR CALVO
PRISCILLA C. CREW
Commissioners

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


Joseph E. Bodovitz, Executive Director