

Decision 82 07 074 July 7, 1982

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
LOUIS J. JACOBBER, an individual, to)	
acquire, and CLIFFORD D. CAMPBELL,)	
an individual, to transfer a Common)	Application 82-02-52
Carrier Certificate T-115,625 and)	(Filed February 22, 1982)
certain property pursuant to Sections)	
851, et seq., of the California)	
Public Utilities Code.)	

O P I N I O N

Clifford D. Campbell (seller) and Louis J. Jacobber (purchaser) have applied for authority under Public Utilities (PU) Code § 851 to transfer a certificate of public convenience and necessity as a highway common carrier.

The certificate was issued under PU Code § 1063.5 in Application GC 1420. It authorizes the statewide transportation of general commodities, with the usual exclusions. Under PU Code § 1064.5, during the first five years after issuance, this type of certificate may only be transferred to the extent of lawfully performed actual transportation operations. Seller has certified to operations in all counties of the State except Alpine, Amador, Imperial, Inyo, Kern, Kings, Marin, Mariposa, Merced, Mono, Orange, Riverside, San Bernardino, San Diego, Santa Barbara, Tulare, Tuolumne, and Ventura.

Seller has adopted Transition Tariff 2, Exception Ratings Tariff 1, and Distance Table 8. Purchaser plans to adopt these tariffs. ✓

Purchaser's balance sheet of August 5, 1981 shows a net worth of \$42,700. Purchaser holds no operating authority from this Commission.

A copy of the application was mailed to the California Trucking Association.

Notice of the filing of this application appeared in the Commission's Daily Calendar of February 24, 1982. No protests have been received.

Findings of Fact

1. There is a change in the beneficial ownership of a § 1063.5 common carrier authority.
2. Purchaser has the experience and financial ability to maintain the proposed operation.
3. Seller has operated in good faith in all counties of California except: Alpine, Amador, Imperial, Inyo, Kern, Kings, Marin, Mariposa, Merced, Mono, Orange, Riverside, San Bernardino, San Diego, Santa Barbara, Tulare, Tuolumne, and Ventura.
4. The proposed transfer would not be adverse to the public interest. 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 proposed transfer is not adverse to the public interest and should be granted.

O R D E R

IT IS ORDERED that:

1. Clifford D. Campbell, an individual, may sell and transfer the operative rights specified in the application to Louis J. Jacober, an individual. This authority shall expire if not exercised by December 31, 1982, or within such additional time as the Commission may authorize.

2. Purchaser shall:

- a. File with the Transportation Division written acceptance of the certificate and a copy of the bill of sale or other transfer document within 30 days after transfer.
- b. Amend or reissue seller's tariffs. The tariffs shall not be effective before the date of transfer, nor before 5 days' notice is given to the Commission.
- c. Comply with General Orders Series 80, 100, 104, and 147, and the California Highway Patrol safety rules.
- d. Maintain accounting records in conformity with the Uniform System of Accounts.

3. If the transfer is completed, on the effective date of the tariffs, a certificate of public convenience and necessity is granted to Louis J. Jacober, an individual, authorizing him to operate as a highway common carrier, as defined in PU Code § 213, between the points listed in Appendix A.

4. The certificate of public convenience and necessity granted in Application GS 1420 is revoked on the effective date of the tariffs.

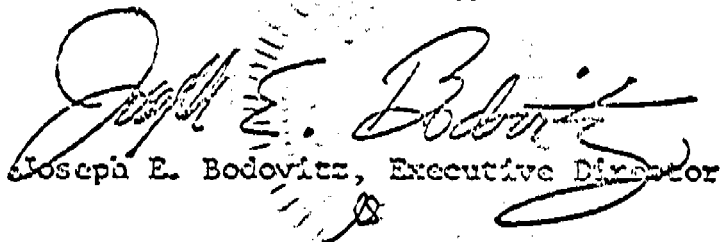
This order becomes effective 30 days from today.

Dated JUL 7 1982, at San Francisco, California.

RICHARD D. GRAVELLE
LEONARD M. GRIMES, JR.
VICTOR CALVO
PRISCILLA C. GREW
Commissioners

Commissioner John E. Bryson,
being necessarily absent, did
not participate.

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


Joseph E. Bodovitz, Executive Director

Louis J. Jacober, an individual, 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:

Within and between all points in all counties of the State of California except the Counties of Alpine, Amador, Imperial, Inyo, Kern, Kings, Marin, Mariposa, Merced, Mono, Orange, Riverside, San Bernardino, San Diego, Santa Barbara, Tulare, Tuolumne, and Ventura.

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. Ordinary livestock.
3. Petroleum or petroleum products in tank trucks or tank trailers. ✓
4. Mining, building, paving, and construction materials, except cement or liquids, in bulk in dump truck equipment.

Transferred from GC 1420, originally issued under PU Code Section 1063.5 on April 30, 1980.

Issued by California Public Utilities Commission.

Decision 82-07-074, Application 82-02-52.

5. Portland or similar cements, either alone or in combination with lime or powdered limestone, in bulk or in packages, when loaded substantially to capacity.

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

(END OF APPENDIX A)

Transferred from GC 1420, originally issued under PU Code Section 1063.5 on April 30, 1980.

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