

Decision 82 03 032 August 18, 1982

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of ROBERT ELMO GAYLE, doing)
business as ROBERT E. GAYLE TRUCKING,)
for a permit to operate as a dump truck)
carrier, Siskiyou, Shasta, Trinity,)
Del Norte, Humboldt, and Modoc)
Counties.)

Application 82-05-63
(Filed May 27, 1982)

O P I N I O N

Robert Elmo Gayle, doing business as Robert E. Gayle Trucking, has requested a permit as a dump truck carrier to operate in the Counties of Siskiyou, Shasta, Trinity, Del Norte, Humboldt, and Modoc.

Copies of the application were served on Aggregates & Concrete Association of Northern California, Inc., Associated General Contractors, Associated Independent Owner-Operators, Inc., California Asphalt Pavement Association, California Carriers Association, California Dump Truck Owners' Association, California Trucking Association, Engineering & Grading Contractors Association, Inc., Highway Carriers Association, and Southern California Rock Products Association. Notice of filing of the application also appeared on the Commission's Daily Calendar of May 26, 1982. No protests have been received.

Discussion

Applicant owns an end dump truck. Since he holds operating authority as a highway common carrier, and as a highway contract and an agricultural permit carrier (T-103,264), we do not require that he file economic data or new residency information. His balance sheet as of February 25, 1982 shows assets of \$112,900 and net worth of \$90,000. Applicant has attached to the application a letter of support from a construction company for which he proposes hauling rock, sand, and gravel for approximately 1,500 hours during the first year. ✓

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 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 Siskiyou, Shasta, Trinity, Del Norte, Humboldt, and Modoc.

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 Robert Elmo Gayle, authorizing operations within and between points in the Counties of Siskiyou, Shasta, Trinity, Del Norte, Humboldt, and Modoc upon compliance with General Order Series 100.

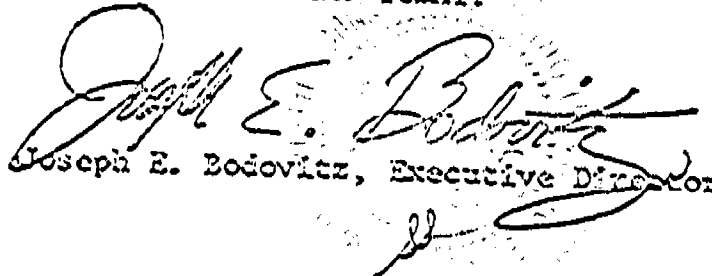
This order is effective today.

Dated AUG 18 1982, at San Francisco, California.

JOHN E. BRYSON
President
RICHARD D. GRAVELLE
LEONARD M. CRIMES, JR.
VICTOR CALVO
Commissioners

Commissioner Priscilla C. Crow,
being necessarily absent, did
not participate.

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


Joseph E. Bodovitz, Executive Director

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Discussion

Applicant owns an end dump truck. Since he holds operating authority as a highway common carrier, and as a highway contract and an agricultural permit carrier (T-103,264), we do not require that he file economic data or new residency information. His balance sheet as of February 25, 1982 shows assets of \$112,900 and net worth of \$90,000. Applicant has attached to the application a letter of support from a construction company for ^{which} whom he proposes hauling rock, sand, and gravel for approximately 1,500 hours during the first year.