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Decision 82 12 015 DEC 1 1982**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 GREENLEAF INDUSTRIES, INC., doing )  
 business as GREENLEAF TRANSPORTATION, )  
 INC., for a certificate of public )  
 convenience and necessity to operate )  
 as a highway common carrier for the )  
 transportation of general commodi- )  
 ties, with certain exceptions, )  
 between points in California. )

Application 82-07-12  
 (Filed July 6, 1982)

O P I N I O N

Greenleaf Industries, Inc. (applicant), a California corporation doing business as Greenleaf Transportation, Inc., seeks a statewide highway common carrier certificate. It holds a contract carrier permit (T-137,530). It intends to provide the proposed service Monday through Friday giving same day or overnight service. In addition to the commodities usually handled by common carriers applicant will transport goods requiring refrigeration. It requests that the certificate incorporate all of the other normal exceptions.

It plans to charge either transition tariff rates or to participate in a tariff bureau's filings.

Applicant owns 12 trucks and numerous trailers. Table I is a recent balance sheet.

TABLE I

Balance Sheet  
April 30, 1982

Assets

Current Assets

Bank overdraft	\$ (290)
Transit clearing deposit	16,135
Accounts receivable	19,608
Employee advances	332
Deposits	<u>15,680</u>
Total current assets	51,465
Property and equipment, at cost (net of accumulated depreciation of \$81,547)	<u>199,970</u>
	\$251,435

Liabilities and Shareholders' Equity

Current Liabilities

Current portion of long-term debt	\$ 57,999
Accounts payable	41,618
Payroll taxes payable	4,559
Income taxes payable	1,384
Stockholder loan	<u>33,940</u>
Total current liabilities	139,500
Long-Term Debt (net of current portion above)	<u>97,780</u>
Total liabilities	237,280

Shareholders' Equity

Common stock, \$1 par 10,000 shares issued and outstanding	10,000
Retained earnings	<u>4,155</u>
Total shareholders' equity	<u>14,155</u>
	\$251,435

(Red Figure)

Applicant is also an interstate carrier (MC 148401 (Sub No. 4)) authorized to operate between points in California and several southwestern states.

Applicant claims to receive requests for common carrier transportation between all points in its proposed service area. It wishes to be able to coordinate its interstate and intrastate operations and has therefore requested statewide authority.

Notice of this matter appeared in the Commission's Transportation Calendar of July 13, 1982. No protests have been received.

Findings of Fact

1. Applicant possesses satisfactory fitness and financial responsibility to conduct the proposed transportation services.
2. Public convenience and necessity require the service proposed by applicant.
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 has no reasonably foreseeable impact upon the energy efficiency of highway carriers.
5. A public hearing is not necessary.

Conclusion of Law

Applicant has demonstrated public convenience and necessity, and the application should be granted.

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 Greenleaf Industries, 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, 104, and 147, and the California Highway Patrol safety rules.

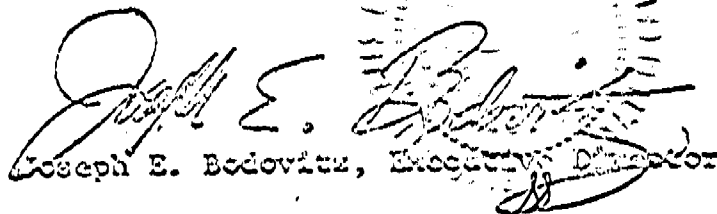
- e. Maintain accounting records in conformity with the Uniform System of Accounts.
- f. Comply with General Order Series 84 (collect-on-delivery shipments). If applicant elects not to transport collect-on-delivery shipments, it shall file the tariff provisions required by the General Order.

This order becomes effective 30 days from today.

Dated DEC 1 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 ONE ABOVE  
COMMISSIONERS TODAY.

  
Joseph E. Bodovitz, Executive Director

Appendix A

GREENLEAF INDUSTRIES, INC.  
(a California corporation)  
dba Greenleaf Transportation

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Greenleaf Industries, 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.

Issued by California Public Utilities Commission.

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Appendix A

GREENLEAF INDUSTRIES, INC.  
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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.
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. Explosives subject to U.S. Department of Transportation regulations governing the transportation of hazardous materials.
11. Fresh fruits, nuts, vegetables, logs, and unprocessed agricultural commodities.
12. 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.
13. 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 streets, roads, highways, and bridges necessary or convenient for the performance of this service.

(END OF APPENDIX A)

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