

Decision 82 12 021 DEC 1 1982

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 Robert L. Flynn, doing business as  
 Robert L. Flynn Trucking, for a dump  
 truck carrier permit to operate in  
 the Counties of Shasta, Siskiyou,  
 Trinity, Humboldt, Modoc, Lassen,  
 Tehama, Butte, and Glenn. )

Application 82-06-38  
(Filed June 16, 1982)

O P I N I O N

Robert L. Flynn, doing business as Robert L. Flynn Trucking, has requested a permit as a dump truck carrier to operate in the Counties of Shasta, Siskiyou, Trinity, Humboldt, Modoc, Lassen, Tehama, Butte, and Glenn.

Copies of the application were served on Aggregates & Concrete Association, Associated Independent Owner-Operators, Inc., California Asphalt Pavement Association, California Carriers Association, MTTDC, California Dump Truck Owners' Association, California Trucking Association, Highway Carriers Association, and Southern California Rock Products Association. Notice of filing of the application appeared on the Commission's Daily Calendar of June 16, 1982. No protests have been received.

Applicant owns a power unit and two trailers. He has assets of \$37,000, his equipment is valued at \$26,000, and he has over \$7,500 cash on hand. He owes \$22,000 on his equipment. His application is supported by a prime carrier who will need \$67,000 worth of transportation in the first year of operation.

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 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 Shasta, Siskiyou, Trinity, Humboldt, Modoc, Lassen, Tehama, Butte, and Glenn.

2. The following order should be effective today to be consistent with other permit grants.

O R D E R

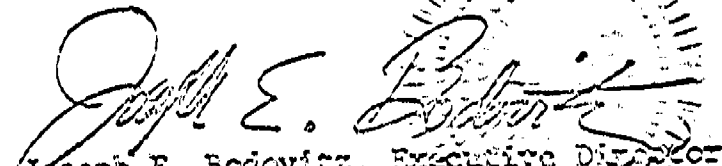
IT IS ORDERED that the Executive Director shall issue a dump truck carrier permit to Robert L. Flynn, authorizing operations within and between points in the Counties of Shasta, Siskiyou, Trinity, Humboldt, Modoc, Lassen, Tehama, Butte, and Glenn upon compliance with General Order Series 100.

This order is effective today.

Dated DEC 1 1982, at San Francisco, California.

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

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

  
Joseph E. Bodovitz, Executive Director