

Decision 83 01 051 JAN 12 1983

CONFIDENTIAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application
of Cloverleaf Trucking, Inc., a
corporation for extension of its
authority as a cement carrier.

Application 82-08-08
(Filed August 2, 1982)

O P I N I O N

Cloverleaf Trucking, Inc. (Cloverleaf) requests a certificate authorizing it to operate as a cement carrier between certain points in the Counties of Alameda, Calaveras, Sacramento, San Benito, San Mateo, Santa Clara, Santa Cruz, and Yolo, on the one hand, and all points in the Counties of Napa and Solano, on the other hand.

Notice of the application was published in the Commission's Daily Transportation Calendar of August 6, 1982. No protests to the application have been received.

Cloverleaf currently operates as a cement carrier serving between the origin points requested in this application and all points in Marin and Sonoma Counties. It operates three tractors, two semitrailers, and two pull trailers. As of April 30, 1981 it had a net worth of approximately \$60,000, and for the year ended on that date it had a gross revenue of \$353,000 and a net loss of \$987. Cloverleaf states that its employees have several years' experience in the transportation of cement.

Cloverleaf states that it has been requested by some of its present customers to transport cement to concrete plants of Shamrock Materials, Inc. in Napa County and in Solano County. Several other of its shippers have requested Cloverleaf to transport cement to Napa and Solano Counties. Attached to the application is a copy of a letter from Lone Star Industries, Inc. supporting Cloverleaf's application to serve Napa and Solano Counties. Also attached to the application is a

copy of a letter from Nevada Cement Company stating that it expects to ship 240 shipments of cement within a one-year period to each of the additional counties requested. Cloverleaf estimates that it will transport at least three truckloads of cement per week under the requested authority if the application is granted.

Findings of Fact

1. Cloverleaf requests authority to transport cement to Napa and Solano Counties for the customers it is presently authorized to serve.

2. Cloverleaf currently operates as a cement carrier between the points previously set forth in this opinion.

3. In its present operation Cloverleaf owns and operates three tractors, two semitrailers, and two full trailers.

4. As of April 30, 1981 Cloverleaf had a net worth of approximately \$60,000, and for the year ended on that date had a gross revenue of \$353,000 for a net loss of \$987.

5. Cloverleaf's employees have had several years' experience in the transportation of cement.

6. Several of Cloverleaf's present shippers have requested its service to points in Napa and Solano Counties.

7. Letters from Nevada Cement Company and from Lone Star Industries, Inc., attached to the application, support the application.

8. Cloverleaf will transport approximately three truckloads of cement per week to destinations in Napa and Solano Counties if the application is granted.

9. Applicant is financially fit to conduct the proposed service.

10. Public convenience and necessity require the issuance of the requested certificate.

11. The following order has no reasonably foreseeable impact upon the energy efficiency of highway carriers.

12. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

13. No protests to the application have been received; a hearing is not necessary.

Conclusion of Law

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.

Applicant's present certificate should be revoked and those operative rights should be consolidated with the operative right granted in this order. ✓

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Cloverleaf Trucking, Inc. (Cloverleaf), a corporation, authorizing it to operate as a cement carrier, as defined in PU Code § 214.1. between the points set forth in Appendix A.

2. The operative right previously granted to Cloverleaf, by Resolution 18055 dated August 28, 1979 in Application GCC 33, is revoked concurrently with its acceptance of the certificate of public convenience and necessity granted in Ordering Paragraph 1.

3. 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 30 days' notice to the Commission; and make tariffs effective 30 or more days after this order is effective.

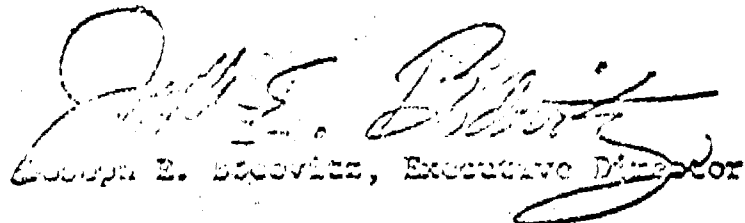
- d. Comply with General Orders Series 100, 104, 117, and 150, and the California Highway Patrol safety rules.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.
- f. File an annual report by April 30 of each year.
- g. Comply with General Order Series 84 (collect-on-delivery shipments). If applicant elects not to transport collect-on-delivery shipments, it shall file the tariff provisions required by that General Order.

This order becomes effective 30 days from today.

Dated JAN 12 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
FRISCILLA C. GREW
DONALD VIAL
Commissioners

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


Joseph E. Steovitz, Executive Director

Cloverleaf Trucking, Inc., by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to conduct operations as a cement carrier, as defined in PU Code Section 214.1, from any and all points of origin in the Counties of Alameda, Calaveras, Sacramento, San Benito, San Mateo, Santa Clara, Santa Cruz, and Yolo, on the one hand, to all points in the Counties of Marin, Napa, Solano, and Sonoma, on the other hand, subject to the following restriction.

RESTRICTION:

This certificate of public convenience and necessity shall lapse and terminate if not exercised for a period of one year.

(END OF APPENDIX A)

Issued by the California Public Utilities Commission.

Decision 83 01 051, Application 82-08-08.

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