

Decision 83 09 082 SEP 30 1983**ORIGINAL**

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of )  
 James Byron Woodburn doing business )  
 as Woodburn Trucking for permission )  
 to obtain a Dump Truck Carrier Permit )  
 to operate in the counties of San )  
 Diego, Riverside and Orange. )

Application 83-06-44  
 (Filed June 23, 1983)

O P I N I O N

James Byron Woodburn, an individual, requests a dump truck carrier permit to operate in the Counties of San Diego, Riverside, and Orange. Notice of the filing of the application appeared in the Daily Transportation Calendar of June 28, 1983. No protests have been filed.

Discussion

Applicant has no other operating authority. He owns a tractor and two bottom dump trailers. He claims a net worth of \$176,000, with assets of \$314,000. He has approximately \$3,000 in cash and another \$7,000 of liquid assets. His application is supported by a shipper who will need transportation for a minimum of 25,000 tons of rock each 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 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 San Diego, Riverside, and Orange.

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 James Byron Woodburn, an individual, authorizing operations within and between points in the Counties of San Diego, Riverside, and Orange upon compliance with General Order Series 100.

This order is effective today.

Dated SEP 30 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.  
President

VICTOR CALVO

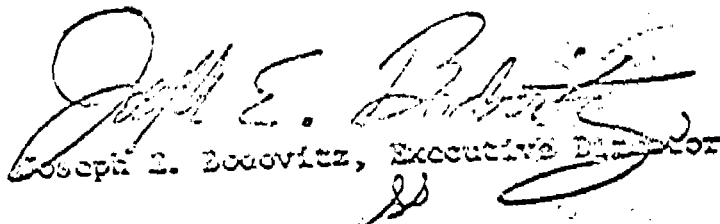
DONALD VIAL

WILLIAM T. BAGLEY

Commissioners

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

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

  
Joseph E. Zucovitz, Executive Director