

Decision SS 11 095 NOV 30 1983

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
Bert Frank McKenzie doing business as)
Bert McKenzie Livestock Trans for)
authority to obtain a dump truck)
carrier permit to operate in the)
Counties of Butte, Glenn, Lassen,)
Modoc, Plumas, Shasta, Siskiyou,)
Tehama, and Trinity.)
_____)

Application 83-08-60
(Filed August 23, 1983)

O P I N I O N

Bert Frank McKenzie, dba Bert McKenzie Livestock Trans, requests a dump truck carrier permit to operate in the Counties of Butte, Glenn, Lassen, Modoc, Plumas, Shasta, Siskiyou, Tehama, and Trinity. Notice of the filing of the application appeared in the Daily Transportation Calendar of August 29, 1983. No protests have been filed.

Applicant already holds various operating authorities and owns a tractor and dump trailer as well as a trailer for transporting livestock (T-100,924). He claims a net worth of more than \$100,000 and has slightly over \$6,000 of cash in the bank. His application is supported by a shipper who will need transportation in each of the named counties. This traffic is expected to provide \$55,000 of revenue annually.

Findings of Fact

1. Applicant:
 - 1a. 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 Butte, Glenn, Lassen, Modoc, Plumas, Shasta, Siskiyou, Tehama, and Trinity.

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 Bert Frank McKenzie, authorizing operations within and between points in the Counties of Butte, Glenn, Lassen, Modoc, Plumas, Shasta, Siskiyou, Tehama, and Trinity upon compliance with General Order Series 100.


This order is effective today.

Dated NOV 30 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
PRISCILLA C. CREW
WILLIAM T. BAGLEY
Commissioners

Commissioner Donald Vial, being necessarily absent, did not participate.

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


Joseph E. Bodovitz, Executive Director

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.