

SEG/FS

Decision No. 90808

SEP 12 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of DONALD R. REDICK)
(REDICK TRUCKING) of Castro Valley,))
California, for a permit to operate)
as a dump truck carrier.)

Application No. 58902
(Filed May 31, 1979)

O P I N I O N

Applicant Donald R. Redick, an individual, doing business as Redick Trucking, requests the issuance of a dump truck carrier permit. Applicant holds no operation authority from this Commission. Notice of the filing of the application appeared on the Commission's Daily Calendar of May 1, 1979. No protests to the application have been received.

Applicant's principal place of business is located in Castro Valley, California and his equipment is maintained at Castro Valley and San Leandro. He has been employed by R. Flatland Co., 94401 Amphlett Boulevard, San Mateo, California, an underground electrical contractor, for the past 16 years as an operating engineer foreman. Before his present employment, he assisted in the maintenance of dump truck equipment belonging to his father.

Applicant proposes to operate a 1968 International 10-wheel Truck in the Counties of Alameda, Contra Costa, San Mateo, Santa Clara, San Francisco and Marin. He has stated in his application that he is familiar with the minimum rates contained in the applicable dump truck tariff and will charge in accordance therewith. As of April 3, 1979, applicant indicates a net worth of \$223,206.91.

As attachments to his application, applicant has filed letters from two dump truck carriers and three construction companies who have stated that they would utilize the services of the applicant in the Counties applied for as a subhauler and a prime carrier, respectively.

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Applicant has alleged that he intends to maintain his own equipment and have it inspected by the California Highway Patrol at frequent intervals.

Applicant has conducted the weekly safety meetings held by his employer for the purpose of establishing safe driving habits and good maintenance practices on the part of subordinate employees, in the interest of preservation of the equipment and safety of the public.

Applicant states that he has had a good driving record and possesses Classes 1, 2, 3 and 4 drivers' licenses. He has good credit and has no criminal record or record of bankruptcy.

Findings

1. Applicant is presently employed by R. Flatland Co. in a managerial and driving capacity and as such possesses sufficient knowledge and experience to initiate and continue the proposed operation.

2. Applicant proposes to use his dump truck equipment for two carriers as a subhauler and as a prime carrier for three construction companies. The parties who will use applicant's services have furnished letters in support of the application.

3. Applicant has demonstrated that there is a need for his services which are not presently being provided by existing dump truck carriers.

4. Applicant has demonstrated by a preponderance of evidence that:

- a. He is a fit and proper person to receive a permit as a dump truck carrier and possesses sufficient operating knowledge and financial ability to perform the proposed operation.
- b. His equipment is presently being used on the public highways within and between the Counties of Alameda, Contra Costa, San Mateo, Santa Clara, San Francisco and Marin and its proposed future use will not endanger the safety of said highways or impair the condition or maintenance of them either directly or indirectly.

c. His proposed operation will not unnecessarily burden the public highways, 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.

5. Applicant has provided information regarding his safe record of operation of vehicles over the public highways.

6. Applicant has the experience, equipment and financial resources to institute and maintain the proposed operation.

7. Applicant has resided in the State of California for not less than ninety days next preceding the filing of this application.

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

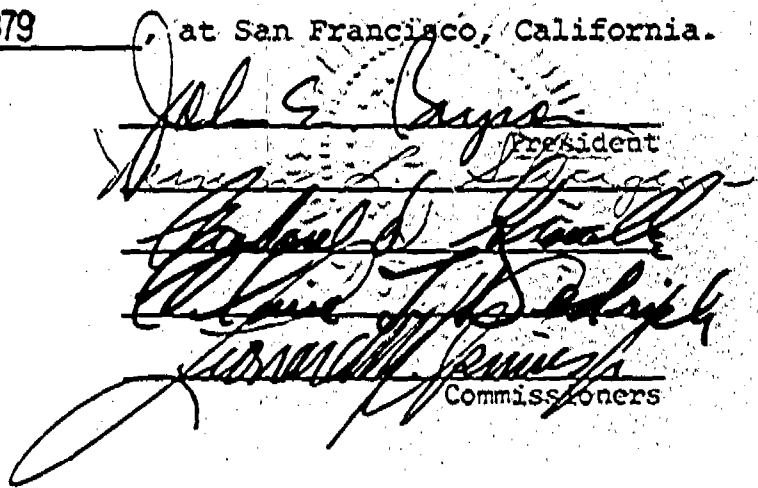
The Commission concludes that the applicant should be granted a dump truck permit authorizing operations within and between the Counties of Alameda, Contra Costa, San Mateo, Santa Clara, San Francisco, and Marin.

O R D E R

IT IS ORDERED that the Executive Director shall issue a dump truck carrier permit to Donald R. Redick, an individual, doing business as Redick Trucking, authorizing operations within and between the Counties of Alameda, Contra Costa, San Mateo, Santa Clara, San Francisco, and Marin.

The effective date of this order is thirty days after the date hereof.

Dated SEP 12 1979 at San Francisco, California.



President

Commissioners