

Decision No. 92893 April 7, 1981

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Lowell A. Wooden, doing business)
as L. A. Wooden, for a dump truck)
carrier permit for Los Angeles,)
Orange, and Riverside Counties.)

Application No. 60209
(Filed January 26, 1981)

O P I N I O N

Applicant Lowell A. Wooden requests the issuance of a dump truck carrier permit. Applicant does not presently hold authority from this Commission. Notice of the filing of the application appeared in the Commission's Daily Calendar of January 27, 1981 and copies of the application were served upon California Dump Truck Owners Association, California Trucking Association, Engineering and Grading Contractors Association, Inc., Highway Carriers' Association, Southern California Rock Products Association, Aggregates and Concrete Association of Northern California, Inc., Associated General Contractors, Associated Independent Owner-Operators, Inc., California Asphalt Pavement Association, and California Carriers Association. No protest has been received.

Applicant's principal place of business is located at Rolling Hills, Los Angeles County, California. Applicant proposes to transport dirt, sand, and gravel, within and between points in Los Angeles, Orange, and Riverside Counties. As of December 20, 1980 applicant indicated a net worth in the amount of \$2,338,200.

Applicant has owned and operated a GMC dump truck since 1976. He has recently purchased a 1980 GMC dump truck which will be used in the proposed operation. Attached to the application are certifications of support of the application signed by representatives of Rolling Hills Areomotive Maching, Inc., and Rolling Hills Mercedes, Inc. Applicant indicates that he expects to transport 2,200 tons of sand and dirt during the first year.

Findings of Fact

1. Applicant possesses sufficient knowledge to conduct the proposed operations.
2. Applicant proposes to transport approximately 2,200 tons of sand and dirt during the first year of operation for Rolling Hills Areomotive Maching, Inc., and Rolling Hills Mercedes, Inc., which companies signed certifications in support of the application.
3. Applicant has demonstrated that there is a need for his service.
4. Applicant has demonstrated by preponderance of evidence that:
 - a. He is a fit and proper person to receive a permit as a dump truck carrier and possesses sufficient financial ability to perform the proposed operation.
 - b. His equipment will not endanger the safety of highways or impair the conditions 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 the experience, equipment, and financial resources necessary to institute and maintain the proposed operation.

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

7. There has been no protest to the application. A public hearing is not necessary.

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.

9. The following order complies with the guidelines in the Commission's Energy Efficiency Plan.

10. The following order should be effective the date of signature to be consistent with other highway carrier permit authorizations.

Conclusion of Law

Applicant should be granted a dump truck carrier permit authorizing operations within and between the counties of Los Angeles, Orange, and Riverside.

O R D E R

IT IS ORDERED that the Executive Director shall issue a dump truck carrier permit to Lowell A. Wooden authorizing operations within and between the counties of Los Angeles, Orange, and Riverside.

The effective date of this order is the date hereof.

Dated APR 7 1981, at San Francisco, California.

John E. Guyon
President

Stanley W. [unclear]

Samuel M. [unclear]

Victor [unclear]

Priscilla C. Brew
Commissioners