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APR 7 1981

ORIGINAL

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of EDMOND CONSTRUCTION INC.)
for a permit to operate as a dump truck)
carrier, Lodi.)
(File 372.70))

Application No. 60241
(Filed February 4, 1981)

O P I N I O N

Applicant Edmond Construction Inc. (applicant) seeks a dump truck permit to operate statewide. Its previously assigned carrier number is T-96792. Notice of the filing appeared in the Commission's Daily Calendar on February 9, 1981. No protests have been received.

Applicant's place of business is at 19501 N. Highway 99, Acampo, California, 95220. Applicant proposes to operate one tractor and two bottom-dump trailers and proposes to haul rock, sand, gravel, and dirt within the State of California. The application is supported by two potential shippers.

While we do not necessarily disagree with the concept of the issuance of statewide permits, we believe that, given the amount of equipment proposed to be operated by the applicant, the permit should be issued for 50 statute miles from point of operations.

Findings of Fact

1. Applicant has established by a preponderance of evidence:
 - a. That it is a fit and proper person to receive a permit to operate as a dump truck carrier.
 - b. That it has sufficient operating knowledge and financial ability to initiate and continue the proposed operation.

c. 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 is a domestic corporation.

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

4. Applicant's president has the necessary experience in dump truck operation to demonstrate that applicant possesses sufficient knowledge and experience to initiate and continue the proposed operation.

5. Applicant has demonstrated that there is a need for its service that is not being provided by existing dump truck carriers.

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

Conclusions of Law

1. Applicant should be granted a dump truck permit authorizing operations within a radius of 50 statute miles from point of operations.

2. The effective date of the order should be the date of issuance to be consistent with the issuance of permits to other classes of carriers.

O R D E R

IT IS ORDERED that the Executive Director shall issue a dump truck carrier permit to Edmond Construction Inc., authorizing operations within a radius of 50 statute miles of point of operations.

The effective date of this order is the date hereof.

Dated APR 7 1981, at San Francisco, California.

John E. Coyne
President
Richard D. Good
Edward W. Smith
Victor Carter
Priscilla C. Green
Commissioners