

Decision 93555 SEP 15 1981

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of Harvey Leslie Goreham, an)
individual doing business as)
MATTSON TRUCKING, for a)
certificate of public convenience)
and necessity to operate as a)
highway common carrier for the)
transportation of general)
commodities, with certain)
exceptions, in intrastate)
commerce between points in)
Imperial, Riverside, San)
Bernardino and Kern Counties.)

Application 60250
(Filed February 6, 1981;
amended May 20, 1981)

O P I N I O N

Harvey Leslie Goreham, an individual, doing business as Mattson Trucking, presently providing service as a highway contract carrier under a permit issued by this Commission under File T-129,131, requests authority to operate as a highway common carrier for the transportation of shipments of general commodities weighing 5,000 pounds or less with certain exceptions between all points within the Counties of Imperial, Riverside, San Bernardino, and Kern.

Applicant's principal office is located at Mira Loma. Applicant's operating equipment consists of one pick-up truck, four 3/4-ton van trucks, and four 1-ton van trucks. As of December 31, 1980, Applicant's net worth was \$61,962; his net income for calendar year 1980 totaled \$6,098.

Applicant proposes a service Monday through Friday. Saturday Sunday, and holiday service will be provided upon request. Deliveries will be accomplished either the same day as pickup or the following

day. Applicant proposes to establish rates substantially in conformity with those of an established tariff bureau or with those set forth in the Commission's transition tariffs.

As justification for the authority requested, applicant alleges that:

- "(a) Applicant has operated as a Contract Permit Carrier of the commodities requested in this application between the points proposed to be serviced herein continuously since said Permit was granted. Applicant is familiar with the needs and requirements of the shippers, consignors and consignees in the southern California area.
- "(b) Applicant has received, and continues to receive, many and numerous requests from various shippers having movements of the commodities involved in this application to, from and between the points and places located in the area which applicant requests to serve as a Common Carrier. Applicant feels that in order to satisfy these requests its operations would constitute that of a Common Carrier, and in order to continue to provide the service as requested by its customers, it seeks a certificate of public convenience and necessity."

A copy of the application was served on the California Trucking Association. Notice of its filing appeared in the Commission's Daily Calendar of February 17, 1981. No protests have been received.

Findings of Fact

1. Applicant is presently operating as a highway contract carrier.
2. Applicant has received and continues to receive numerous requests from various shippers having shipments between the points located in the area in which applicant seeks authority.

3. Applicant possesses the necessary experience, facilities, equipment, and financial ability to provide service as a certificated carrier.

4. Copies of the application were served upon the California Trucking Association. No protest has been received.

5. Public convenience and necessity require applicant's service as a highway common carrier for the transportation of commodities moving in intrastate commerce between points within the proposed area. Applicant makes no request for a concurrent finding on commodities moving in interstate commerce. A public hearing is not necessary.

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.

7. The following order complies with the Commission's Energy Efficiency Plan.

Conclusion of Law

The application should be granted.

Only the amount paid to the State for operative rights may be used in rate fixing. The State may grant any number of rights and may cancel or modify the monopoly feature of these rights at any time.

O R D E R

IT IS ORDERED that:

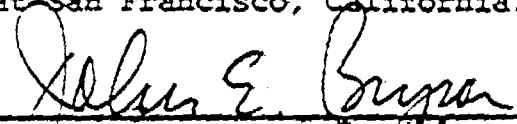
1. A certificate of public convenience and necessity is granted to Harvey Leslie Goreham authorizing him to operate as a highway common carrier, as defined in PU Code Section 213, between the points listed in Appendix A.

2. Applicant shall:

- a. File a written acceptance of this certificate within 30 days after this order is effective.
- b. Establish the authorized service and file tariffs within 120 days after this order is effective.
- c. State in his tariffs when service will start; allow at least 10 days' notice to the Commission; and make tariffs effective 10 or more days after this order is effective.
- d. Comply with General Orders Series 80, 100, and 104, and the California Highway Patrol safety rules.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.
- f. Comply with General Order Series 84 (collect-on-delivery shipments). If applicant elects not to transport collect-on-delivery shipments, he shall file the tariffs required by that General Order.

This order becomes effective 30 days from today.


Dated SEP 15 1981, at San Francisco, California.




President









Commissioners

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Appendix A

HARVEY LESLIE GOREHAM
(an individual)
doing business as
MATTSON TRUCKING

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Harvey Leslie Goreham by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to conduct operations as a highway common carrier as defined in Section 213 of the Public Utilities Code for the transportation of general commodities in shipments not exceeding a gross weight of 5,000 lbs. as follows:

Between all points in Imperial, Kern, Riverside, and San Bernardino Counties.

Except that under the authority granted, carrier shall not transport any shipments of:

1. Used household goods and personal effects, office, store, and institution furniture and fixtures.
2. Automobiles, trucks, and buses, new and used.
3. Ordinary livestock.
4. Liquids, compressed gases, commodities in semi-plastic form, and commodities in suspension in liquids in bulk in any tank truck or tank trailer.
5. Mining, building, paving, and construction materials, except cement or liquids, in bulk in dump truck equipment.
6. Commodities when transported in motor vehicles equipped for mechanical mixing in transit.
7. Portland or similar cements, either alone or in combination with lime or powdered limestone, in bulk or in packages, when loaded substantially to capacity.

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Appendix A

HARVEY LESLIE GOREHAM
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8. Articles of extraordinary value.
9. Trailer coaches and campers, including integral parts and contents when contents are within the trailer coach or camper.
10. Commodities requiring the use of special refrigeration or temperature control in specially designed and constructed refrigerator equipment.
11. Explosives subject to U.S. Department of Transportation regulations governing the transportation of hazardous materials.
12. Fresh fruits, nuts, vegetables, logs and unprocessed agricultural commodities.
13. Any commodity, the transportation or handling of which, because of width, length, height, weight, shape, or size, requires special authority from a governmental agency regulating the use of highways, roads, or streets.
14. Transportation of liquid or semi-solid waste, or any other bulk liquid commodity in any vacuum type tank truck or trailer.
15. Any commodity, the transportation or handling of which, because of width, length, height, weight, shape, or size, requires special authority from a governmental agency regulating the use of highways, roads or streets.

(END OF APPENDIX A)

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