

ORIGINAL

Decision 93756 NOV 13 1981

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of TIGER LINES, INC. for a certif- )  
icate of public convenience and )  
necessity authorizing operations )  
as a highway common carrier. )

Application 60771  
(Filed July 27, 1981)

O P I N I O N

Applicant Tiger Lines, Inc., a California corporation, requests a certificate of public convenience and necessity to operate as a highway common carrier of general commodities, with the usual exceptions, between all points in the State of California in intrastate commerce. The application does not seek any interstate authority. Copies of the application were served on California Trucking Association and 17 major California intrastate highway common carriers. Notice of the filing of the application appeared in the Commission's Daily Calendar of July 30, 1981. No protests to the application were received.

The application shows that applicant currently operates as a highway contract carrier throughout the State and as an agricultural carrier transporting fresh fruit, nuts, vegetables, logs, and unprocessed agricultural commodities. Applicant is providing transportation services under its permits between points and places that it proposes to serve under the requested certificate.

The proposed highway common carrier service will be performed daily, Monday through Friday, and will be offered Saturdays upon request. Time in transit will be the same and overnight, depending on the time of day requests for service are received. Applicant's proposed rates will be established generally on the same level as those contained in the Commission's Transition Tariff 2.

Applicant plans to operate with a small fleet of leased equipment. Two to five tractor and trailer units will be employed initially. Additional units will be added through lease or acquisition as required.

Applicant represents that it will commence the proposed operation with \$25,000 cash. It estimates that it will need approximately \$38,000 working capital during the first 45 days of operation and that it will have available to it during that time approximately \$65,000 in liquid assets. During the first 90 days of operation it expects to net approximately \$19,000 on revenues of \$126,000.

Applicant will commence its proposed operations from its principal place of business in Stockton and will later establish a more permanent terminal in the Central Valley with space for vehicle parking, office space, and shop area. It will focus its operation on providing service for shippers and receivers located in the Central Valley and tailor its operation to the small- and medium-sized shippers there. Applicant represents there are not many trucking companies headquartered in applicant's proposed area of operations, and the larger carriers located outside this area do not emphasize service at communities in this area. Applicant has found that its contract carrier authority is too restrictive to meet the public need for the service required of it.

Findings of Fact

1. Applicant requests a certificate to perform highway common carrier service in intrastate commerce on a statewide basis transporting general commodities with the usual exceptions.

2. Applicant has had experience in the trucking business within the State under its contract carrier permit and agricultural carrier permit.

3. The proposed service will be performed Monday through Friday. Saturday service will be offered if requested.

4. Two to five leased tractor and trailer units will be initially employed in the proposed operation.

5. Applicant will have available to it approximately \$65,000 worth of liquid assets during the first 45 days of operation and expects that it will need \$38,000 in working capital during that time.

6. During the first 90 days of operation applicant expects to net approximately \$19,000 on revenues of \$126,000.

7. Applicant will focus its operation on serving small- and medium-sized shippers in the Central Valley.

8. There is a need in the Central Valley for a highway common carrier who emphasizes service to, from, and between points in that area.

9. Applicant is financially fit to conduct the proposed operations.

10. Applicant is ready, willing, and able to perform the proposed service.

11. Public convenience and necessity require the issuance of the requested certificate.

12. The following order has no reasonably foreseeable impact upon the energy efficiency of highway carriers.

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

14. A hearing is not necessary.

15. This order should be made effective today as the application is unopposed and, according to applicant, any delay in granting the application may adversely affect applicant's contract carrier operations.

Conclusion of Law

Application 60771 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 Tiger Lines, Inc., a corporation, authorizing it 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 its 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.

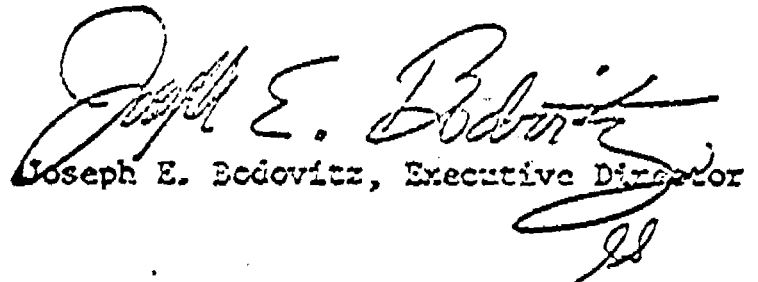
- f. Comply with General Order Series 84 (collect-on-delivery shipments). If applicant elects not to transport collect-on-delivery shipments, it shall file the tariffs required by that General Order.

This order is effective today.

Dated NOV 13 1981, at San Francisco, California.

JOHN E. DRYSON  
President  
RICHARD D. GRAVELLE  
LEONARD M. GRIMES, JR.  
VICTOR CALVO  
PRISCILLA C. GREW  
Commissioners

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

  
Joseph E. Bodovitz, Executive Director

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Appendix A

TIGER LINES, INC.  
(a California corporation)

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Tiger Lines, Inc., 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 between all points in the State of California:

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

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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 any other bulk liquid commodity in any vacuum-type tank truck or trailer.

In performing the service authorized, carrier may make use of any and all streets, roads, highways, and bridges necessary or convenient for the performance of this service.

(END OF APPENDIX A)

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